

Amendment #5: This provision proposes to allow City employees to serve ex officio on public bodies. The state officials' concern here is not with allowing City employees to serve on a public body, but instead with the possibility of a non-resident City employee fulfilling that role. On the call, they did not cite a statutory basis for their concern, but more generally voiced a concern over a non-resident having a vote on public policy matters affecting residents.

1. Shall the City of Dover approve the charter amendments reprinted below?

Amend § C10-1 to read: “Except as provided by state law, no employee of this city shall hold an elective or appointive office in this city government while they are in the employ of this city or any of its agencies. An employee of a City or the School Department may volunteer on a board or commission provided it is not directly related to their employment or their department, or if they are appointed ex officio. All board and commission members shall be residents of the City of Dover except for those members presently serving. All exceptions shall be approved by the City Council”

Resolution: Add text highlighted in yellow.

Amendment #10: This provision spells out approximately 39 different editorial changes recommended by General Code. The state officials do not object to any of the substance of the editorial changes in this section, but they felt the amendment and ballot question should, to elucidate the import of the various individual changes for voters, be converted either to individual ballot questions for each change and/or, to the extent possible, find a way to consolidate the textual changes into a global statement (e.g., “Change all instances of _____ to _____.”). They recognized that while this format of consolidated editorial changes (into one ballot question) has been used/approved in the past, their view is they aren’t bound to allow now what they have allowed in the past.

These will represent individual questions:

1. All instances of numbers less than ten shall be spelled out, numbers greater than or equal to ten shall be represented numerically. [10.a through 10.l]
2. Remove superfluous commas, correct apostrophe use, and correct structure of serial lists throughout. [10.m through 10.p, 10.y, 10.bb, 10hh, 10pp, 10x]
3. Apply gender neutral language throughout. [10.q through 10.u]
4. *Delete proposed amendment to 10.v [due to change to ward boundary ordinance]*
5. § C2-11C: Amend the fifth sentence to read “...Adjudication Proceedings 206.01 through 206.13...” [10.w]
6. § C3-8B: Amend "any regular special meeting of the Council" the "any regular or special meeting of the Council". [10.z]
7. §§ C3-8D and C3-9B: Amend each by adding omitted word “as” and “and” (underlined) to

read "All ordinances, including any amendments thereto, shall be recorded in full, uniformly and permanently, by the City Clerk, and each ordinance so recorded shall be approved as to form by the City Attorney, authenticated by affixing the signatures of the Mayor, City Clerk, and City Attorney and City Seal and kept on file in the office of the City Clerk." [10.aa]

8. Correct misspelled words throughout [10.cc through 10.ff]
9. §C7-5: Amend the first sentence to read "The City shall provide such insurance as authorized by ~~RSA 412:3~~ RSA 31:107"
10. §§ C8-1 and C8-2: Amend to improve the clarity of the sections, as follows: § C8-1: "The City of Dover may erect, construct and maintain such dams, reservoirs and buildings as may be necessary for such waterworks and dig ditches, break up ground and place and maintain pipes for conducting water wherever it may be necessary, including the highways and streets, and relay and change said pipes from time to time, due regard being paid to the safety of the citizens and the security of public travel. , and, for the more convenient management of said work, may place the same, either before or after they are constructed, under the direction of a superintendent or a board of water commissioners, or both, and the duties of such officer or officers shall be defined by vote of the City Council." § C8-2: "The City of Dover is authorized to contract with individuals and corporations for supplying said corporations and individuals with water and to make such contracts, establish such tolls and charge such rate for use of water as shall be deemed reasonable ~~and, for the more convenient management of said work, may place the same, either before or after they are constructed, under the direction of a superintendent or a board of water commissioners, or both, and the duties of such officer or officers shall be defined by vote of the City Council.~~"
11. § C8-3: Amend "and" to "to" after the word "taxes".
12. § C10-9 Amend by changing the word "section" to "article".

13. Amendment #2(a) and 2(c): These provisions address Councilor and School Board terms of office. The state officials are fine with the proposed new language in these provisions. Their concern here is the proposal to strike the language in both provision that extends the sitting member's term of office until the election and qualification of the successors. The reason for their concern is because of an uncommon, but plausible, scenario where a new government is not sworn in as planned, in which case there must be continuity in government.

2. Shall the City of Dover approve the charter amendments reprinted below?

- a. *Amend § C4-2 to read:* “There shall be a School Board consisting of seven members, ~~One member from each ward and one member elected at large. The term of office shall begin upon the member's election and qualification and end upon the election and qualification of the member's successor.~~ All School Board members shall be elected for terms of two years and shall take office on the first Monday in January following the election. In the event that the first Monday of January is a holiday, the organization meeting shall take place on the Tuesday immediately following the first Monday of January.”
- b. *Amend § C4-4 to read:* “~~In order to~~ To be qualified to be a candidate for election as School Board Member, a person must be a duly qualified voter in the city and a resident of the city for at least one year immediately preceding the election. In order to ~~To be a candidate for election as a School Board member from a Ward, in addition to the aforementioned qualifications, a person must be a resident of the ward from which they are he or she is seeking election.~~ In the event that the ward boundaries are redistricted in conjunction with the Municipal Election said Ward candidate is elected which may result in removing them from said ward, the elected candidates shall be allowed to serve out their term as the representative of the Ward to which they are elected for one term.”
- c. *Amend § C3-1 to read:* “Except as otherwise provided in the Charter, all of the powers of the city shall be vested in a Council of nine Councilors, one Councilor from each ward, two Councilors at Large, and one Councilor to serve as Mayor, to be elected as provided in §§ C2-1 and C3-3. All Councilors shall be elected for terms of two years and shall take office on the first Monday in January following the election ~~and shall hold office until their successors are duly elected and qualified.~~”
- d. *Amend § C3-4 to read:* “To be qualified to be a candidate for election as Councilor at Large, a person must be a duly qualified voter in the city and must have been a resident of the city for at least one year immediately preceding the election. To be a candidate for election as a Ward Councilor, in addition to the aforementioned qualifications, a person must be a resident of the ward from which he or she is seeking election. A Councilor shall not be eligible to hold any other municipal office except Mayor or Deputy Mayor. In the event that the ward boundaries are redistricted in conjunction with the Municipal Election which may result in removing them from said ward, the elected candidates shall be allowed to serve out their term as the representative of the Ward to which they are elected.”

Resolution: Restore the sections highlighted in yellow