



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **City Hall, Council Chambers**
Meeting Date: **Wednesday, August 23, 2023**
Meeting Time: **7:00 pm**

1. CALL TO ORDER

2. MOMENT OF SILENCE

3. PLEDGE OF ALLEGIANCE

Councilor Warach led the Pledge of Allegiance.

4. ROLL CALL ATTENDANCE

Present: Mayor Carrier, Deputy Mayor Shanahan, Councilor Cullen, Councilor Thibodeaux, Councilor Williams, Councilor Hackett, Councilor Warach, Councilor Muffett-Lipinski and Councilor Nemeth.

Absent: None

Also Present: City Manager Joyal, City Attorney Wyatt

5. PROCLAMATIONS/AWARDS

Mayor Carrier read a proclamation related to the US Constitution as September 17th is the 236th anniversary of its completion. September 17th- 23rd is proclaimed "Constitution Week".

6. APPROVAL OF AGENDA

Deputy Mayor Shanahan added an agenda item: 13.B.7: Amendment to General Fund Budget and moved to approve the agenda as revised. Seconded by Councilor Muffett-Lipinski. Vote: 9-0.

7. PUBLIC HEARINGS

None

8. PUBLIC FORUM

Taxpayers, Business owners, and Residents are invited to speak on any issue pertaining to the business of the City of Dover. Statements shall be limited to five minutes.

Jodie Hanscom, 293 Old Garrison Rd commented about the deterioration of Old Garrison Road and getting stuck in the mud and having to get pulled out. The paved part is ok, but her end is not. She is in favor of paving it.

Elizabeth Fischer, 24 Rutland St. asked for the support of the Council for the Adopt a Tree program which is an item on tonight's agenda. She expounded on the program and coming plans.

Nicole Perkins, 350 Old Garrison Rd. is in favor of the gravel road being fixed without paving. She requested the Council allow time for further review of options before voting to pave it.

Kim Clairmont, 303 Old Garrison Rd. has lived there most of her life and she appreciates the natural beauty and seclusion of it. Paving would drastically change the environment and the rural and historic value of it.

Laura and Dennis Towle, 289 Old Garrison Rd. has lived there for over 30 years and cherishes the road, but it's gotten out of control. She and her kids and neighbors have all gone off the road. Paving is the right change for the road at this time.



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Joanne Glode, 58 Piscataqua Rd. spoke in opposition to the paving on Old Garrison. She uses that road to recreate as her road is not appropriate for it. She asked the Council to try to find other options. It's a beautiful road that people come and walk on and if paved it will have more and faster traffic.

Sue Hay, 314 Old Garrison Rd. is in support of the paving since she has seen four cars get stuck in the mud or go off the road in the three years she has been there. The mud is getting worse and worse and the road is sometimes unpassable. She is concerned about emergency vehicle access. She requested a sign be posted noting narrow lane or one-lane road ahead.

9. CITY MANAGER'S REPORT

City Manager Joyal submitted his report in writing and gave a few highlights to the Council regarding: household hazardous waste day is this Saturday; the state has notified that the Oak Street bridge will be closed for about two weeks for repairs which has been delayed until next month; September 21st will be the next Coffee with a Cop event; the Garrison Hill snowboard slope will not be open as it is overgrown and unable to be maintained this winter; the docks at the waterfront are now closed during construction of the waterfront and will be removed. He recognized some employee anniversary dates.

Councilor Thibodeaux asked about The Court Street project. Community Services Director Storer addressed the question and gave an update.

Deputy Mayor Shanahan moved to accept the City Manager's Report. Seconded by Councilor Hackett. Vote: 9-0.

10. APPROVAL OF MINUTES

A. August 9, 2023 – Regular Meeting

Deputy Mayor Shanahan moved to approve the Minutes of August 9th as submitted. Seconded by Councilor Muffett-Lipinski. Vote: 9-0.

Deputy Mayor Shanahan moved to suspend the rules to move item 13.B.1 up in the agenda to before the Mayor's Report. Seconded by Councilor Cullen. Roll Call Vote: 9-0

13.

B. RESOLUTIONS

1. AUTHORIZING PAVING OF A PORTION OF OLD GARRISON ROAD (A SCENIC ROAD) SPONSORED BY MAYOR CARRIER BY REQUEST

Deputy Mayor Shanahan moved to approve the resolution. Seconded by Councilor Muffett-Lipinski. City Manager Joyal gave an overview of the Resolution to the Council explaining the City has had a hard time maintaining this portion of the road which they are obligated to do as a class 5 public road and right-of-way. There are public safety concerns for emergency access. This road section is able to be paved under an existing contract with Continental Paving. Staff suggested the Council make a policy decision whether to pave the road which is a scenic road.



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Staff recommends the road be paved. Details of materials and equipment needed to maintain the road as-is were explained. Cost comparisons were given. Board members gave their opinions and discussed the issue at length. (Hackett, Cullen, Shanahan, Thibodeaux, Carrier, Nemeth, Warach) Community Services Director Storer, Assistant City Manager Parker and City Manager Joyal answered questions of the Councilors. Roll Call Vote: 6-3.

11. MAYOR'S REPORT

Mayor Carrier highlighted recent Dover events. He read a letter from James Dean, President of UNH Durham congratulating Dover on the 400th.

There has been a request to fly the Indonesian flag. To add this flag to the approved flags list it will be part of the vote tonight when accepting the Mayor's Report.

Deputy Mayor Shanahan moved to approve the Mayor's Report including to add the Indonesian flag to the flag policy table. Seconded by Councilor Warach. Vote: 9-0.

12. UNFINISHED BUSINESS

A. ORDINANCES IN THE 2nd READING

None

B. ORDINANCES IN THE 3rd READING

None

C. RESOLUTIONS

1. FISCAL YEAR 2024 CIP APPROPRIATION AND AUTHORIZATION FOR BONDING OF PORTSMOUTH DOVER WATER SYSTEMS INTERCONNECT (REQUIRES A 2/3 MAJORITY VOTE OF THE COUNCIL.)
SPONSORED BY MAYOR CARRIER BY REQUEST

Deputy Mayor Shanahan moved to approve the resolution. Seconded by Councilor Thibodeaux. City Manager Joyal gave an overview of the resolution to the Council. Roll Call Vote: 9-0.

2. FISCAL YEAR 2024 CIP APPROPRIATION AND AUTHORIZATION FOR CWSRF LOAN FOR HENRY LAW PARK STORMWATER BEST MANAGEMENT PRACTICES (REQUIRES A 2/3 MAJORITY VOTE OF THE COUNCIL.)
SPONSORED BY MAYOR CARRIER BY REQUEST

City Manager Joyal gave an update. He requests the Council table this item and take up a different resolution later in the agenda as the Finance Director did some recalculations for the TIF board meeting and found this fund cannot support the request.

Deputy Mayor Shanahan moved to table resolution item 12.C.2. Seconded by Councilor Thibodeaux. Vote: 9-0.



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13. NEW BUSINESS

A. CONSENT CALENDAR

1. ADDITIONAL SCOPE OF WORK FOR DREDGE CELL CLOSURE – GEOINSIGHT, INC., NOW VERDANTAS, LLC

SPONSORED BY MAYOR CARRIER BY REQUEST

2. B23069 ADDITIONAL SCOPE OF WORK FOR COURT STREET EMERGENCY SEWER REPLACEMENT PROJECT

SPONSORED BY MAYOR CARRIER BY REQUEST

3. B24006 AWARD OF BID FOR WINTER CUTTING EDGE

SPONSORED BY MAYOR CARRIER BY REQUEST

4. APPROVAL OF LICENSE AND MAINTENANCE AGREEMENT BETWEEN CITY OF DOVER, AND DOVER FOOTBALL LEAGUE, LLC

SPONSORED BY MAYOR CARRIER BY REQUEST

5. DOVER GROUNDWATER EXPLORATION AND SOURCE EVALUATION – EMERY & GARRETT AMENDMENT TWO

SPONSORED BY MAYOR CARRIER BY REQUEST

6. B24011 CAMION SYSTEMS – SOURCEWELL CONTRACT #031423-EDP

SPONSORED BY MAYOR CARRIER BY REQUEST

Deputy Mayor Shanahan moved to approve the Consent Calendar. Seconded by Councilor Nemeth. Roll Call Vote 9-0

COMMITTEE REPORTS

- | | |
|---|---|
| 1. School Board (Muffett-Lipinski) | 16. Ordinance Committee (Shanahan) |
| 2. Planning Board (Cullen) | 17. Parking Commission (Hinkel) |
| 3. Appointments Committee (Williams) | 18. Pool Advisory Committee (Hackett) |
| 4. Arena Commission (Hackett) | 19. Committee for Racial Equity and Inclusion (Nemeth) |
| 5. Arts Commission (Nemeth) | 20. Recreation Advisory Board (Shanahan) |
| 6. Board of Health (Thibodeaux) | 21. Solid Waste Advisory Commission (Muffett-Lipinski) |
| 7. Collaborative City Council and School Board (M-Lipinski) | 22. Transportation Advisory Commission (Williams) |
| 8. Conservation Commission (Williams) | 23. Waterfront TIF Advisory Board (Shanahan) |
| 9. Downtown TIF Advisory Board (Hinkel) | 24. Joint Building Committee – DHS (Carrier) |
| 10. Energy Commission (Thibodeaux) | 25. COAST (Shanahan) |
| 11. Graffiti Management Ad Hoc Committee (Nemeth) | 26. Cochecho Waterfront Development Advisory Committee (Carrier) |
| 12. Heritage Commission (Nemeth) | 27. Dover Main Street (Carrier) |
| 13. Legislative Liaison (Shanahan) | 28. Strafford Regional Planning Commission (Williams) |
| 14. Library Board of Trustees (Thibodeaux) | 29. Government Affairs (Carrier) |
| 15. McConnell Center Advisory Committee (Thibodeaux) | |

Councilor Muffett-Lipinski reported on the Solid Waste Advisory Commission's recent meeting topics.

Councilor Williams had no report for Transportation Advisory Commission.



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Deputy Mayor Shanahan reported on the Waterfront TIF annual report findings.

Mayor Carrier had no report for the Joint Building Committee

Deputy Mayor Shanahan noted he has invited the Executive Director of COAST to come to the September 13th meeting and provide an update.

Mayor Carrier had no report for CWDAC. He noted at the next meeting, a representative of Dover Main Street will be here to give a report on past, present, and future.

Councilor Williams had no report for Strafford Regional Planning Commission.

Mayor Carrier had no report for Government Affairs.

B. RESOLUTIONS

2. AUTHORIZATION TO APPROVE CITY-WIDE "ADOPT A TREE" PROGRAM, DONATIONS AND PLACEMENT OF PLAQUE SPONSORED BY MAYOR CARRIER BY REQUEST

Deputy Mayor Shanahan moved to approve the resolution. Seconded by Councilor Thibodeaux. City Manager Joyal gave an overview of the Resolution to the Council. Roll Call Vote: 9-0

3. ESTABLISHING DEFAULT RATE FOR ENROLLEES IN DOVER COMMUNITY POWER PROGRAM SPONSORED BY MAYOR CARRIER BY REQUEST

Deputy Mayor Shanahan moved to approve the resolution. Seconded by Councilor Thibodeaux. Jackson Kaspari, Resilience Manager, gave an overview of the Resolution to the Council, explained the updated timeline for starting the program and the differences between the two rate options the board is asked to vote on this evening. Discussion occurred and Mr. Kaspari answered clarifying questions of the Councilors. City Manager Joyal explained the initial start up process for the individual users. Roll Call Vote: 9-0

4. CITYWIDE 2023-2024 GROUNDWATER MONITORING PROGRAM – EMERY & GARRETT SPONSORED BY MAYOR CARRIER BY REQUEST

Deputy Mayor Shanahan moved to approve the resolution. Seconded by Councilor Thibodeaux. City Manager Joyal gave an overview of the Resolution to the Council. Roll Call Vote: 9-0



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- 5. FISCAL YEAR 2024 CIP APPROPRIATION AND AUTHORIZATION FOR CLEAN WATER STATE REVOLVING FUND (CWSRF) LOAN FOR HENRY LAW PARK STORMWATER BEST MANAGEMENT PRACTICES (REQUIRES A 2/3 MAJORITY VOTE OF THE COUNCIL.) (TO BE REFERRED TO A PUBLIC HEARING ON SEPTEMBER 13, 2023, WITH A CITY COUNCIL VOTE TO OCCUR ON SEPTEMBER 27, 2023.) SPONSORED BY MAYOR CARRIER BY REQUEST**

Deputy Mayor Shanahan moved to refer to a public hearing on September 13, 2023. Seconded by Councilor Warach. Vote: 9-0

- 6. AMENDMENT OF FISCAL YEAR 2024 SCHEDULE OF FEES TO AMEND INSPECTION SERVICES DIVISION SECTION OF SCHEDULE (REQUIRES A 2/3 MAJORITY VOTE OF THE COUNCIL IN ACCORDANCE WITH SECTION C6-6.) (TO BE REFERRED TO A PUBLIC HEARING ON SEPTEMBER 13, 2023) SPONSORED BY MAYOR CARRIER BY REQUEST**

Deputy Mayor Shanahan moved to refer to a public hearing on September 13, 2023. Seconded by Councilor Thibodeaux. Vote: 9-0

- 7. AMENDMENT OF FISCAL YEAR 2024 GENERAL FUND BUDGET – SCHOOL DEPT (REQUIRES A 2/3 MAJORITY VOTE OF THE COUNCIL IN ACCORDANCE WITH SECTION C6-6.) (TO BE REFERRED TO A PUBLIC HEARING ON SEPTEMBER 13, 2023) SPONSORED BY MAYOR CARRIER BY REQUEST**

Deputy Mayor Shanahan moved to refer to a public hearing on September 13, 2023. Seconded by Councilor Thibodeaux. Vote: 9-0

A. ORDINANCES IN 1ST READING
None

14. COUNCIL CORRESPONDENCE

Deputy Mayor Shanahan moved to accept the letter from James Dean, President of UNH Durham and place it on file. Seconded by Councilor Nemeth. Vote: 9-0

15. COUNCIL MATTERS OF INTEREST

Councilor Hackett mentioned a discussion with a resident about roads and she reiterated what Mr. Storer said earlier not to assume the City knows the issues residents are having with roads. She noted the resources available to report these issues.

16. ADJOURN

Councilor Muffet-Lipinski moved to adjourn. Seconded by Councilor Warach. Vote: 9-0