



CITY OF DOVER

CITY COUNCIL - AGENDA

Reconvene

Meeting Type: Organizational Meeting
Meeting Location: City Managers Office - 288 Central Avenue, Dover, NH 03820
Meeting Date: Monday, January 14, 2008
Meeting Time: 6:00 pm

Strike through items completed

1. ~~OATH OF OFFICE~~
2. ELECTION OF DEPUTY MAYOR
3. COMMITTEE APPOINTMENTS
4. 2008-2009 COUNCIL RULES AND REGULATIONS
5. ADJOURN

PUBLIC SESSION MINUTES—January 14, 2008

Present: Scott Myers, Doug DeDe, Catherine Cheney, Dean Trefethen, David Scott, Steve McCusker, Richard Callaghan, and Karen Weston. Bob Keays was absent . A quorum was present. Others present: City Attorney Allan Krans, citizens Ed Bleiler, Joyce el-Kourati and Foster's reporter, Leslie Modica. Mr. Bleiler left at 9 PM and Ms Modica left and later returned. Mayor Myers called the meeting to order at 6:02 PM in the office of the City Manager. The Mayor announced the meeting reconvened a recessed session held on January 7, 2008. Mayor Myers announced Attorney Krans would record the minutes for the meeting. Mayor Myers announced the councilors previously adopted the rules of the council for 2006-07 as the rules of the present Council with one amendment. The amendment involved Rule 6. The Mayor inquired if all councilors agreed with his recitation of the prior action. No objection was raised.

MOTION: An authorized person should provide Councilor Keays with the oath of office on an expedited basis with a preference for tomorrow with the press invited to attend. (Moved by Councilor Cheney, second by Councilor Scott)

A full discussion ensued. Councilor Cheney initially brought the motion to swear in Councilor Keays. This motion was added onto by other Councilors to include tomorrow as the day and for the press to attend.

VOTE: Passed 7-1 (McCusker opposed)

The Mayor announced the Council rules were in order for the amendment. Councilor McCusker was called upon as the first councilor to address amendments to the Council rules. All subsequent motions and amendments involved extensive discussion by the councilors.

Councilor McCusker referred the councilors to Rule 12 to address his concern about citizens engaging in personal attacks. Councilor DeDe pointed out rule 2 (F) addresses the issue.

MOTION: To amend Rule 2 (F) to state: "Council members, staff, and members of the general public participating in meetings shall address all questions or remarks through the Mayor; confine their remarks to the merits of pending questions; and shall not engage in personal attacks or accusations. The first infraction by a speaker who is a member of the general public



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shall incur a warning from the Chair. A second infraction shall incur a directive to cut off the microphones in the room until the offending speaker has left the podium. Subsequent outbursts from the rear of the chamber shall result in an immediate recess until decorum is restored.

(Moved by Councilor DeDe, second by Councilor McCusker)

Various “friendly” amendments were accepted by the moving parties.

Councilors addressed the use and posting of instruction/explanation sheets for citizens to explain the rules concerning Citizens Forum.

VOTE: Passed 8-0

MOTION: TO AMEND RULE 4 TO DELETE THE REFERENCE TO TEN BUSINESS DAYS IN THE SECOND SENTENCE AND TO REQUIRE THE POSTING OF DRAFT MINUTES ON THE WEBSITE PRIOR TO APPROVAL BY THE COUNCIL AS SOON AS POSSIBLE SO THAT RULE 4 WOULD READ AS FOLLOWS

“The City Clerk shall act as clerk of the Council and shall keep minutes of the meeting and perform such other and further duties in the meeting as may be ordered by the presiding officer or Council. Draft minutes of the meeting shall be posted on the city website as soon as practicable. Minutes of the previous meeting shall be accepted at the earliest practicable council meeting.” (Moved by Mayor Myers, second by Councilor Trefethen)

VOTE: Passed 8-0

MOTION: To remove Rule 8 (A) (5) Summary of Agenda from the Order of Business. (Moved by Mayor Myers, second by Councilor Trefethen)

VOTE: Passed 8-0

MOTION: To substitute “Approval of Agenda” in Rule 8 (a) (5). (Moved by Councilor Callaghan, second by Councilor Weston)

VOTE: Passed 7-1 (Councilor DeDe opposed)

MOTION: To amend Rule 8 (C) to read:

“The Mayor, Deputy Mayor and the City Manager shall meet between the filing deadline and the publication deadline preceding every Council meeting and determine what items are of such importance that they must be moved to the front of the agenda. If the Mayor so determines, he may disregard Section 8 (Order of Business) in the positioning of an item on the agenda.” (Moved by Mayor Myers, second by Councilor McCusker)

VOTE: Failed 4-4 (Councilors Cheney, Scott, Callaghan and Weston opposed)(Vote taken after voting occurred on the following amendments)

AMENDMENT: To add the “City Clerk” as follows:

“The Mayor, Deputy Mayor, City Clerk and the City Manager shall meet between the

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VOTE: Failed 4-4 (Mayor Myers, Councilors Trefethen, McCusker and DeDe opposed)



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AMENDMENT: To add the City Manager “as an advisor” as follows:

“The Mayor, Deputy Mayor and the City Manager as an advisor shall meet between the filing deadline and the publication deadline preceding every Council meeting and determine what items are of such importance that they must be moved to the front of the agenda. If the Mayor so determines, he may disregard Section 8 (Order of Business) in the positioning of an item on the agenda.”(Moved by Councilor Callaghan, second by Councilor Scott)

VOTE: Failed 4-4 (Mayor Myers, Councilors Trefethen, McCusker and DeDe opposed)

AMENDMENT: To add the City Manager “as an advisor as needed” as follows:

“The Mayor, Deputy Mayor and the City Manager as an advisor as needed shall meet between the filing deadline and the publication deadline preceding every Council meeting and determine what items are of such importance that they must be moved to the front of the agenda. If the Mayor so determines, he may disregard Section 8 (Order of Business) in the positioning of an item on the agenda.”(Moved by Councilor Cheney, second by Councilor Scott)

VOTE: Failed 4-4 (Mayor Myers, Councilors Trefethen, McCusker and DeDe opposed)

After all motions to Rule 8 (C) failed, the Council resumed discussing the same rule.

MOTION : To amend Rule 8 (C) to change the word “before” to the words “between the filing deadline and the publication deadline” to read as follows:

“The Mayor, Deputy Mayor and the City Manager shall meet between the filing deadline and the publication deadline preceding every Council meeting and determine what items are of such importance that they must be moved to the front of the agenda. If the Mayor so determines, he may disregard Section 8 (Order of Business) in the positioning of an item on the agenda.” (Moved by Councilor Weston, second by Councilor Trefethen for discussion)

VOTE: Passed 7-1 (Councilor Trefethen opposed)

A general discussion occurred regarding the relationship of the City Clerk to the City Council. Councilor Callaghan read RSA 48:3 to the Council.

MOTION: To amend rule 9 (B) to require all councilors to serve on a minimum of two committees. (Moved by Councilor DeDe, second by Councilor McCusker)

After discussion and proposed amendment, the **motion was withdrawn** by the prime mover.

MOTION: To amend Rule 12 (F) to allow four minutes of speaker comments. (Moved by Councilor Trefethen, second by Councilor DeDe)

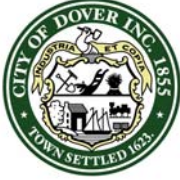
VOTE: Failed 3-5 (Councilors Weston, Cheney, Scott, McCusker and Callaghan opposed)

MOTION: To amend Rule 12 (G) to assign the role of timekeeper exclusively to the Mayor (Moved by Councilor DeDe, second by Councilor McCusker)

VOTE: Passed 8-0 (An amendment to the motion to establish a countdown clock moved by Councilor Callaghan, second by Councilor Scott was withdrawn after discussion)

AMENDMENT: To insert the language, “5 minutes at the Mayor’s discretion (Moved by Councilor Callaghan, second by Councilor Weston)

VOTE: Failed 1-7 (Mayor Myers and Councilors Trefethen, DeDe, Cheney, Scott, McCusker and Weston opposed) MOTION: To amend Rule 14 (B)(1) by adding the language underlined to read:



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“All ordinances that appear for the first reading on the agenda may be referred to a Standing Committee, if appropriate, and a Public Hearing date shall be set. All regular Public Hearing shall be held during the first regularly scheduled meeting of a month.” (Moved by Mayor Myers, second by Councilor Cheney)

VOTE: Passed 8-0

Due to the late hour (10 PM), the Council agreed by unanimous consent to permit Councilors Cheney and Callaghan to introduce further ideas for future amendments to the Council rules. Both Councilors submitted introductory remarks and written documents which were intended to attach to these minutes.

Upon motion duly made, seconded, and unanimously approved, the meeting was recessed to **Monday, January 28, 2008 at 6 PM** in the Manager’s office for completion of the agenda.

THE MEETING RECESSED AT 10:30 PM