

**MINUTES
DOVER CITY COUNCIL
CITY COUNCIL CHAMBERS
REGULAR COUNCIL MEETING
APRIL 14, 2004**

**6:30 P.M.
NON-PUBLIC SESSION
CITY MANAGER'S OFFICE**

The City Council met in closed session to discuss matters relating to legal matters.

NOTE: This meeting is not open to the public per RSA 91-A:2 (c).

7:00 P.M.

- 1. MOMENT OF SILENCE**
- 2. PLEDGE OF ALLEGIANCE**

Mayberry led the Pledge of Allegiance.

- 3. ROLL CALL**

Those present: Mayor Pro Tem Hindle, Councilors Keays, Mayberry, Mayor Myers, Councilors Perry, Reese, Trefethen, Colwell-Ellis and DeDe along with City Manager Beecher.

- 4. PROCLAMATIONS/AWARDS**

The Mayor read a proclamation for the winning DHS hockey team. The whole team was present to accept the proclamation as he presented it to Coach Ray Terrell.

- 5. CITIZEN'S FORUM**

The Mayor opened citizen's forum asking if anyone wished to speak.

Don Medbury of 3 Covered Bridge Lane is here once again to bring up the rotten egg smell from the Rochester Landfill. He wanted to call attention to a few facts. He has over 80 signatures of dissatisfied citizens that have responded to a petition regarding the proposed expansion of the landfill and the problem with the smell keeps getting worse, it won't stop and it will just keep getting worse. He would like them to do a resolution to help get these issues corrected as people are not able to enjoy their own backyard. He read a prepared statement. Waste Management is one of the largest landfill facilities in the country; it is only 1/4 mile from the Dover border, they accept everything at this landfill, including hazardous waste, and everything is trucked in every day of the week. Most of the problems with products that are coming from out of state, they are the smelliest, and the smell follows the river and eventually the smell will be downtown. The gas is methane. He feels it is incumbent on this council to take a stand and let the citizens and state representatives know about this. He wants them to send a message to the City of Rochester on this. He read a statement from a Rochester resident that stated she has been calling the landfill for 15 years and is looking forward to the site closure in 2005 and hopes the contract that will continue the landfill until 2012 and beyond is not passed. He would like their consideration and then thanked them all.

Attorney Jim Schulte is here about two resolutions, the first is 12B- 24 and he supports this and his client's concern is the preservation and protection of this property. He will be speaking at the May 14, 2004 meeting. This property is on Dover Point Road next to the Knights of Pythias property.

The second issue is 12B- 27, he put a picture of the apartment buildings which are located just down the hill from where the tracks were on Washington Street. He explained the last City Council was asked to approve this but they were uncomfortable with the issue. They were asked to divide the question and come back with separate resolutions. What they are proposing to do is to replace the existing apartment buildings with seven townhouses. They will be built perpendicular to the street. Other housing with this type of development does not usually attract families with children and they do not expect this will either. He continued to explain about the condos across the street and their parking issue. He is asking the City to let his client purchase the piece indicated on his handout in yellow, (see 4-14-2004 council folder). There is a steep slope that runs down behind the property that is not buildable and they will probably landscape it. The City is planning to build a walking trail along the edge of this property and they will give an easement for this purpose. His client will be paying \$25,000 for the small parcel and they will provide parking and additional privacy to the abutters.

Seeing no one else, the Mayor closed citizen's forum.

6. PUBLIC HEARINGS

- A. Resolution RE: Acceptance of the Action Plan and Expenditures for the Fiscal Year 2004 CDBG Entitlement Funds. Sponsored by Mayor Scott Myers, by Request **(SEE ITEM 11C-1)**

William Irvine is the President of the Board of Directors of DALC. He thanked them for allowing him to speak he is asking them to support the planning board's recommendation to renovate the McConnell Center. He listed the classes offered currently and stated that last year they graduated over 200 people with GED or high school diplomas. This is an important program for the citizens of Dover. It provides a friendly environment for people to learn. The present environment is not conducive to good learning. They continue to use the church building but with the addition of the McConnell Center; it will be a much better environment. Even if the current plan is not adopted; their portion of it is still underway, he thanked them all.

Kim Lyndes of 14 Alder Lane is here on behalf of Sexual Assault Support Services (SASS). This agency was not funded this year but she feels it is important that they know about it. She has seen first hand how this can make a difference in a person's life. She has watched this agency grow and in the past year 84 residents have received their services.

She asked if there is any reconsideration that they could give to her application. She thanked them for their time.

Stephanie Meyer is resident for 5 years now who is also here for SASS, and she feels this should be funded. She pointed out they have not been funded for the past 4 or 5 years and she feels they should be. They provide a service to survivors of sexual assault. When you are thinking about this in the future, she suggested that there is no crime short of murder that has more impact on a victim's life and they are in need of these services, and they deal with it for years and years after the crime occurs. Even \$500 in funding would be a help for these services they provide.

Seeing no one else wishing to speak the Mayor closed the public hearing.

- B. Ordinance #06-03/10/2004, Chapter 166, Vehicles and Traffic, Schedule A: One Way Roadways, Lincoln Street. Sponsored by Mayor Pro Tem Jason Hindle, Transportation Advisory Commission. **(SEE ITEM 11A-1)**

Seeing no one wishing to speak the Mayor closed the public hearing.

- C. Ordinance #07-03/10/2004, Chapter 22, Ethics Code, Amend section 22-4, Add Sections 22-13 through 22-18. Sponsored by Councilor Otis E. Perry. **(SEE ITEM 11A-2)**

Erik Sweetser of 2 Wallingford Street is confused by some of the wording such as "of private interest" in the proposed ethics ordinance. He cautioned that there is a conflict and it will be misconstrued. On item #22-13 City Attorney, there is no City Attorney by City Charter; you should probably create that position since he is so busy. Also in the fifth line down of the background section of the ordinance, he disagrees with where it says you were faced with a "serious violation"; they were only fictitious violations, mine. But he is most troubled by the statement "private interest".

7. MINUTES

- A. Special Meeting/Workshop – March 3, 2004
- B. Regular Meeting – March 10, 2004
- C. Workshop Meeting – March 31, 2004

Hindle moved seconded by Mayberry to accept with all in favor.

8. REPORTS OF SPECIAL AND STANDING COMMITTEES

- A. Appointments Committee – Councilor Otis Perry (**Report submitted**)
- B. Arena Commission – Councilor Darlene Colwell-Ellis (**Report submitted**)

Keays asked if they were \$250,000 in the red for the year. Colwell Ellis said yes, but they have closed the gap this year and are working on bringing it down.

- C. Arts Commission – Councilor Matt Mayberry (**Report submitted**)

In addition to the written report, Mayberry reminded everyone that on April 20th there is a final performance of School House Rocks at the DMS; he urged them to attend.

- D. Planning Board– Councilor Dean Trefethen (**Report submitted**)
- E. School Board Liaison – Councilor Doug DeDe (**Report submitted**)
- F. Solid Waste Advisory Commission – Councilor Otis Perry
No report
- G. Transportation Advisory Commission – Councilor Jason Hindle (**Report submitted**)
- H. Joint Building Committee – Councilor Jason Hindle (**Report submitted**)

Reese asked about an item in last months report. He was particularly troubled to read that the track has not received its protective coat yet and that the school committee was going to bond the funding. He feels after all the years that they fought to get the track renovated trying to get this into place and then the school board did not approve it, this is very troubling to him and now we are not maintaining this track after all the trouble we went thru to get it renovated.

- I. Recreation Advisory Board – Councilor Bob Keays (**Report submitted**)
- J. COAST Bus –
- K. McConnell Center Planning Committee - Councilor Matt Mayberry (**Report submitted**)

Mayberry stated that Gary Gilmore will be chairing that committee and the public is welcome to attend. Hindle moved seconded by Perry on a motion to accept the reports and make the appointments.

9. MAYOR'S REPORT

The Mayor reported it was a busy month out there. He was invited to PCA (Portsmouth Christian Academy) for a municipal government class. He was at ice arena a couple of weeks ago to help introduce the team and he skated with them. He helped to raise the Greek flag for their celebration. He attended several ribbon cuttings, as well as the closing of the Dover Reads Program with folks at Riverside Rest Home and youngsters. He announced there is a council vacancy on the COAST advisory board and no one is available to do it so the Mayor appointed himself.

Hindle moved seconded by Mayberry to accept with all in favor.

10. CITY MANAGER'S REPORT

The City Manager has nothing as they have already been given a written report. DeDe asked about an item on page 17 regarding the public works and utilities street sweeping project where they split shifts; is shift splitting available for snow plowing. The City Manager says they work at night when cars are off the street. They need every employee they have when it snows so this system would not work. The City Manager says negotiations are coming up this fall, you can suggest that. Hindle says the budget is here on their desk this evening; would the City Manager want to comment on it. The City Manager says he will give an overview of the budget next week with department presentations.

He wants them to review it and give Mike or Jeff a call with any questions.

Mayberry commended Trefethen and the City Manager on the anti alcohol bill and ordinance on drugs and alcohol that is now passed into law and was supported by Youth to Youth. Secondly he was working with a developer recently and they complimented the City on how easy the City staff was to work with. Hindle moved seconded by Perry to accept with all in favor.

11. UNFINISHED BUSINESS

A. ORDINANCES IN 2ND READING

1. Ordinance #06-03/10/2004, Chapter 166, Vehicles and Traffic, Schedule A: One Way Roadways, Lincoln Street. Sponsored by Mayor Pro Tem Jason Hindle, Transportation Advisory Commission.

Hindle moved seconded by Perry to adopt. Mayberry asked will it be one way away from Chestnut to Grove Street; and will it effect the parking situation behind Carswell and the Natural Food Store. Hindle says he has been in a discussion with these businesses and the City and the future CIP will offer funds to help this situation. Motion passed on an 8-1, Reese opposed.

2. Ordinance #07-03/10/2004, Chapter 22, Ethics Code, Amend section 22-4, Add Sections 22-13 through 22-18. Sponsored by Councilor Otis E. Perry.

Perry moved seconded by Mayberry to adopt. Perry moved to amend item 22-15 by changing one word from "secret" to "confidential" at Colwell-Ellis's request. He then brought up the citizens complaint about the section on "private interest" this is not under discussion and is not intended by this ordinance to be changed. About the issue of having a City Attorney, it is not his intent to say what happened on the last council, he is trying to make the process a little less political, Mayberry and Colwell Ellis second the motion.

Trefethen has a change to item #22-15, "the" should be "they". His other issue is to notify the accused ASAP. Discussion ensued about who would notify the accused. Perry wants to hear this and has a suggestion. Mayberry stated he will not support this ordinance; Reese says point of order; we need to deal with the amendment on the table. Trefethen wanted to add to the original amendment. Seven were in favor of the first amendment with Keays out of room and DeDe opposed. Trefethen moved to amend section 22-15 "the" to "they" and about half way down delete where it says "In the process" and add "Before beginning its deliberations, the committee shall inform the accused" Mayberry seconded the motion. Motion to amend passed with six in favor, Mayberry and DeDe are opposed and Keays is out of the room. Mayberry will vote against the proposal for a few reasons; he was part of a council that dismantled the ethics board as it did not work. Perry responds that he believes you cannot take the politics out of it entirely because we are all involved politically but he tried to minimize it. The previous ethics committee was entirely different; it tried too hard to be perfect. The council rightfully got rid of it; he is sorry they didn't replace it with something. DeDe feels there are some larger issues that should be addressed here; there were some problems on the last council. After that, it was said they should look at the city charter. He will not vote for this motion. The City Manager clarified this is not part of the Charter; this is part of the city code. Main motion failed on a roll call vote of 4-5, Hindle, Keays, Mayberry Reese and DeDe opposed.

B. ORDINANCES IN 3RD READING - NONE

C. RESOLUTIONS

1. Resolution RE: Acceptance of the Action Plan and Expenditures for the Fiscal Year 2004 CDBG Entitlement Funds. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by Trefethen to adopt. Mayberry asked for clarification if we want to move some funds do we have to send the whole thing back to the Planning Board. Rick Jones came forward and explained funds can be moved around but the Planning Board has heard all the requests and made their recommendations based on those requests. The only thing they cannot do is exceed the \$82,750 cap but they can be moved. Mayberry asked about the number of clients and if the amount they requested is fully funded. Rick stated no. Mayberry stated he is familiar with both agencies and he would like to take an amount from Aids Response and move it to SASS in the amount of \$2500, Hindle seconds the motion. Trefethen understands his concern and efforts however he cautioned, please note there are other organizations that requested money and were given \$0. He told them that the staff recommendation was to not fund. Also he says when you look at the list that did receive funding there are those that have been receiving funding for multiple years. He feels we need to look at development and the service being offered. And some of these agencies can go out and get grant funding. DeDe had the opportunity to view a number of these agencies when they spoke at the Planning Board level. He would be opposed to changing this. Reese totally agrees with DeDe on the allotments to the agencies. The work that has gone on before is long and hard and very difficult. \$2500 may seem like a small amount but he still will not vote for the amendment. He trusts the Planning Board's judgment. Mayberry understands the Planning Board's judgment but at the end of the day it is their decision. This just says we value the service you bring to the City. He also knows that Aids Response has had an extremely good year in fund raising. The amendment failed on a vote of 4-5, with Mayberry, Colwell-Ellis, Keays and Hindle in favor. Main motion passed on roll call vote of 9-0.

2. Resolution RE: Transfer of City-owned Cocheco River Waterfront Property to the Dover Economic Development Corporation. Sponsored by Mayor Scott Myers. **(ITEM WITHDRAWN)**

12. NEW BUSINESS

A. CONSENT CALENDAR

1. Tag Permit – Dover Seacoast Titans
2. Raffle Permit – Maine Coast Runners Flyball Team
3. Raffle Permit – Greater Dover Chamber of Commerce
4. Raffle Permit – American Legion Post 8
5. Parade Permit – March of Dimes NH Chapter
6. Assembly Permit – Library Front Lawn - Greater Dover Chamber of Commerce
7. Assembly Permit – Rotary Arts Pavilion @ Henry Law Park – Greater Dover Chamber of Commerce
8. Parade Permit – Options for Women – Pregnancy Help Center and Clinic
9. Resolution RE: Closing a Portion of Central Avenue for the 61st Annual New Hampshire Soap Box Derby. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to grant. Mayberry asked about the Dover Chamber's request and the requirement for them to have two Police officers present at the Arts festival. DeDe stated he has spoken with a member of the Chamber and they know about it. All were in favor of the motion.

B. RESOLUTIONS

Hindle made a motion to put items #1-21 on a consent calendar, DeDe seconded the motion. The Mayor asked is there any that need to be pulled. Hindle is in favor of this but wants to let people at home and those in the audience that do not know what is on the agenda a chance to hear it. Hindle read the list of resolutions. The Mayor asked if there were any items to be removed. On item #12B-16 Trefethen asked if we are doing this paving separately. Woody came up to explain this is for the bike shoulder project, if they sent it out they would not get the same rates; they are piggy backing on the State project. What is not being done is from the urban compact line into town. Trefethen clarified on the portion of Dover Point Road from the cemetery south, Woody says it will be done in one shot.

The Mayor wants a comment from the City Manager on item 12B-19; the City Manager explained that in 1996 after our assessor at that time resigned, they investigated alternative methods and also someone

with a broader background. They do have a full time staff and the assessor is there in the office three days a week, the contract cost is still less and less than what we would pay if we had a full time staff person to do it.

Keays wants an explanation on #7 and why can't our engineers put a culvert in. Lavoie explained it is a state inspected culvert and what the qualifications of our engineers were. Pete says it needs a structural engineer and ours are not. Keays says no, it's just money.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

1. Resolution RE: Award of Bid #B04032 for Miscellaneous Water Department Supplies. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

2. Resolution RE: Award of Purchase Order for Sewer Pump Station Channel Monster Upgrade. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

3. Resolution RE: Award of Purchase Order for as needed Occupational Health Services. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

4. Resolution RE: Award of Purchase Order for In Place Asphalt Crack Sealing Services. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

5. Resolution RE: Award of Bid #B04033 for Asphalt Trench Patching Services. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

6. Resolution RE: Award of Change Purchase Order for Additional Directional Drilling and Sleeves. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

7. Resolution RE: Award of Purchase Order for Professional Surveying and Engineering Design Services: Bellamy Road Culvert Renovations. Sponsored by Mayor Scott Myers by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

8. Resolution RE: Award of Purchase Order for Center Line Reflectorized Pavement Marking Services. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

9. Resolution RE: Award of Bid #B04035 for Construction Equipment Rental Rates. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

10. Resolution RE: Award of Blanket Purchase Order for Various Precast Structures and Accessories. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.
11. Resolution RE: Award of Bid #B04025 for Traffic Control/Flagging Services. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

12. Resolution RE: Award of Purchase Order for Various Pavement Marking Services. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

13. Resolution RE: Award of Blanket Purchase Order for Extension of Unit Price Schedule for Ductile Iron Pipe in Various Sizes. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

14. Resolution RE: Award of Purchase Order for New Mobile Radios for Various Community Services Vehicles. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

15. Resolution RE: Award of Bid #B04030 for Miscellaneous Sewer/Drain Supplies and Accessories. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

16. Resolution RE: Award of Change Purchase Order for Paving Services for the Dover Point Road Project. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

17. Resolution RE: Award of Purchase Order for Continued Professional Architectural Design Services for the Indoor Pool Lobby and Surrounding Area. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

18. Resolution RE: Award of Purchase Order for Professional Auditing Services. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

19. Resolution RE: Award of Purchase Order for Professional Contractual Assessing Services. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

20. Resolution RE: Award of Request for Proposal #B04034 for Glenwood Avenue Reconstruction Engineering Consulting Services. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

21. Resolution RE: Award of Bid #B04036 for a Portable Color Video Pipeline Inspection System. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by DeDe to adopt items 1 - 21. Motion passed on a roll call vote of 9-0.

22. Resolution RE: Award of Purchase Order to the City of Somersworth, NH for the Willand Pond Recreation Improvements Project. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by Mayberry to adopt. Gary Bannon explained this is a unique project for the trail system to connect the two ends and to make a mile long trail; this has been under utilized. This is reimbursement for the material purchases made by the City of Somersworth from the State who is funding the project and we are in charge of the funds. Motion passed on a roll call vote of 9-0.

23. Resolution RE: Amendment to Pine Hill Cemetery Fees. Sponsored by Otis E. Perry, City Councilor at-large. **(TO BE REFERRED TO A PUBLIC HEARING ON MAY 12,2004)**

Perry moved seconded by Hindle to refer to a public hearing on May 12th with all in favor.

24. Resolution RE: Sale of City Owned Property. Sponsored by Mayor Scott Myers, by Request. **(TO BE REFERRED TO A PUBLIC HEARING ON MAY 12,2004)**

Perry moved seconded by Hindle to refer to a public hearing on May 12th with all in favor.

25. Resolution RE: Ballot Question for Formation of Charter Commission. Sponsored by Mayor Pro Tem Jason Hindle. **(TO BE REFERRED TO A PUBLIC HEARING ON MAY 12,2004)**

Hindle moved seconded by Reese to refer to a public hearing on May 12th with all in favor.

26. Resolution RE: Conveyance of a Portion of Railroad Right-of-Way to Abutter. Sponsored by Mayor Scott Myers, by Request.

Hindle moved seconded by Mayberry to adopt. DeDe says the improvements suggested by the developer are excellent and do not seem to present any problems to the area; this will be attractive also with its connection to the walking trail. This afternoon the OLC chair was contacted and she is also in favor of this. He explained the proposed trail pathway. He continued about the Rotary Club and their contributions. They feel this would make a great covered bridge; but he says there are safety concerns. The project looks to provide linkage and the quality of the development will be enhanced with this approval. The Mayor added the neighbors on either side have made significant improvements as well. Keys commented about giving this away for \$22,000; he continued, just think about what the contractor is going to make on that land. They won't live long enough to make a walking path. He feels it is awful to stick the taxpayers of Dover with this bridge. The Mayor clarified we are not talking about the bridge tonight. Motion passed on a roll call vote of 7-2, Keys and Trefethen opposed.

27. Resolution RE: Development of the Cochecho Waterfront District. Sponsored by Mayor Scott Myers and the entire City Council.

Perry wants to continue to abstain on this resolution and will not be a sponsor nor will he participate in the discussion.

Hindle moved seconded by Mayberry to adopt. DeDe asked if the Mayor would speak on this item. The Mayor thanked everyone and explained the resolution. Mayberry wanted to especially thank DHA for their input. Hindle thanked the Mayor for his leadership and asked when are you planning on presenting us with your 11 member committee. The Mayor says at the next meeting as he wants to get them going ASAP; maybe we could have a special meeting at the beginning of next week. Motion passed on a 7-1 roll call vote with Reese opposed and Perry abstaining.

C. ORDINANCES IN 1ST READING

1. Ordinance #08-04/14/2004, Chapter 116, Public Health, Section 116-9, and adding Section 116-13, Operation of Premises Promoting Illegal Drug Activity. Sponsored by Councilor Dean Trefethen. **(To Be Referred to a Public Hearing on 05/12/04)**

Trefethen moved seconded by Perry to refer to a public hearing on May 12th with all in favor.

2. Ordinance #09-04/14/2004, Chapter 58, Alarms and Security, Amend section 58-21, Applications. Sponsored by Mayor Scott Myers. **(To Be Referred to a Public Hearing on 05/12/04)**

Hindle moved seconded by Perry to refer to a public hearing on May 12th with all in favor.

D. COUNCIL CORRESPONDENCE

1. Wetlands Permit Application – Brian D. Short
2. Wetlands Permit Application – Edward F. Eagan
3. Wetlands Permit Application – Kenneth Plante
4. Letter – Mayor Evelyn Sirrell, City of Portsmouth
5. Letter – Richard B. Fillettaz, VFW Post 6977
6. Letter – Grant L. Davis, Langdon Place
7. Letter – Bryan Christiansen, Comcast

Hindle moved seconded by Mayberry to accept and place these items on file. Reese commented on 12D-7 that what Mr. Christiansen is trying to accomplish by this letter is for a point of history to know when they (Dover) will be ready to start the Cable Committee Meetings.

Perry asked is there any sentiment for a reply to Portsmouth's Mayor Sirrell and the PNSY, item #12D-4. The City Manager says there is funding in the budget for this item.

All were in favor of accepting and placing on file.

13. COUNCIL MATTERS OF INTEREST

Perry stated the Rochester landfill seems to be an issue. He does not know what we should do about it but we should respond to it in some way. His recollection was they previously hired an odor engineer. The City Manager wants staff to come back with a recommendation at the next meeting. Perry says it used to be the practice before we were televise when we had a workshop session that we met at the back of the room; he wants to return to that environment as it was much more intimate. They used to invite people and the experts on the subjects to sit at the table to discuss the issues with them rather than have them stand at the podium. He has talked to the City Manager and Assistant City Manager to see if this is possible, and they said yes; he would like the council to think about this and consider this as a way to make the work shop sessions more workable and less formal.

DeDe says in reference to the situation on Waste Management, Tom Fargo has an excellent reputation with state and environmental issues. He will call him in the morning. He continued Dover is impacted but it is Rochester's facility so this will be a wider jurisdictional issue than just Dover. He says Tom has attended quite a few of these meetings. He read an email on the Cottonwood Property from the OLC saying with the assistance of Dean Peschel they applied for and were granted a 25% matching grant from the DES protection program in the amount of \$25,000 for the William's property and \$66,000 for the Brown property. With the Council's support for these projects, they helped save the City \$90,000. He continued to point out the tremendous value of the OLC saying kudos to them.

Keays read in the paper about the proposals to the Planning Board and that there will be 540 more homes in Dover this coming year, he looks around and there is hardly any industry right now, Heidelberg is teetering; we have to do something about getting some industry into this City. We are getting one business, and that is Aroma Joes, 2 or 3 people do not bring enough industry into the City.

14. ADJOURNMENT

Hindle moved seconded by all with all in favor at 9:15 pm to return to continue the closed session.

**Judy Gaouette,
City Clerk**