

**MINUTES
DOVER CITY COUNCIL
CITY COUNCIL CHAMBERS
REGULAR COUNCIL MEETING
AUGUST 13, 2003
7:00 PM**

1. MOMENT OF SILENCE

2. PLEDGE OF ALLEGIANCE

Keays led the pledge of allegiance.

3. ROLL CALL

Those present: Councilors Hindle, Keays, Mayberry, Quigley, Christenbury, Mayor Pro Tem Dunnington and Mayor Nossiff along with Assistant City Manager Joyal. Quigley left the meeting at 7:30 PM.

Quigley moved seconded by Christenbury to suspend the rules to bring forth items 11 C 4 and 5, motion passed on roll call vote of 6-0. Christenbury moved seconded by Mayberry to adopt item 11C-4.

Nick Skaltsis came forward to ask for an amendment of appropriation of the 2004 budget and transfer the \$438,560 received from the adequacy grant to the school department for spending. See power point handout in 8/13/04 Council folder. He went on to explain the handout and where they would like to spend the funds. He explained the expenditure saying each item will be coming before the council to be approved individually.

The Mayor opened the public hearing on this, item 7D. (see public hearing)

Christenbury explained his theory on the grant money and how they have discussed this in detail including requirements that they make one time hard good purchases. This will mitigate some purchases that would be in next year's budget. He will support this item.

Keays is looking at the superintendent's recommendations of two teachers at DHS, and will this be used to bring teachers back into the system or will it be used for supplies. Nick advised Keays he was reading the wrong column. Motion passed on roll call vote of 6-0

4. PROCLAMATIONS/AWARDS

5. CITIZEN'S FORUM

Rick Hebbard of Spruce Lane is here on the cable issue again at the ball park on Mast Road, nothing has changed since the last council meeting. He referred to Harlan Tuttle again, saying some of the councilors know of him. He is very upset about this issue. He has no representation in his ward right now. He has a petition that he and his neighbors have signed to have the gate removed. He asks the Mayor to take the petition and do something about this. He feels the safety of the citizens should come first on this issue.

Tom Fargo is here as Chair of Conservation Commission and the two resolution's that are on the agenda tonight for the conservation easements on items 12 B-13 and 14, the Browne property and the Towle property. They would like to establish public access to the Cocheco River from the Towle property. With the councilor's approval, they would like a survey done on the parcel as there are some boundary discrepancies. They would also like an appraisal.

Irene York stated first off, with regards to Rick Hebbard's comments, her late husband was nearly killed at the Sweat gravel pit due to a cable. Her late husband was nearly decapitated there. Her other comment is on Court Street and Union Drive where she would like a stop sign placed there as she has come before them previously on this issue and that is still a dangerous intersection.

Alice Briggs of 10 Cote Drive stated she has a Georgia accent even though she has been in Dover for 18 years. Since they have been in NH, they have enjoyed hiking on public lands. She continued about the public right of way, Dover has been discussing open space since 1973. She mentioned plans that have been discussed for open lands for people to have public access. At last month's meeting, she heard about the public lands on Spur Road. This land should have been looked at to provide for public access. The opportunity is now lost by giving the land away. She is now talking about Center Drive near Cote Drive, and a parcel that has been there since she has lived there. A citizen on Center Drive has put up a sign on this public (city owned) property saying private property, this is the public domain; this is not a new issue. She has been sending letters to the City, Planning Department and Building Inspection. She has brought in a picture of a fence that has been put up on this public land. Her neighbor who is also concerned has contacted the City Attorney who says he has not received any of her letters. She feels this is a City problem and she wants to see elected representatives elected to represent the all the citizens. She feels she has been wasting her time; she is one of Dover's good citizens as she shovels hydrants and storm drains. Why do we reward the bad citizens instead of the good ones.

Robert Morin of 371 Tolend Road again is here about one of the conservation easements on the agenda, he is an abutter of the Towle property that is up for an easement. In the letter to him he trusted that we prorated this offer to him, the acreage information is inaccurate on the resolution. They have not examined the deeds and he has. He feels the conservation commission should take up the line 'this is a non contractual agreement ' with the city attorney. He can understand they want access to the river, he hopes a full commitment has not been made as yet. His property has been surveyed already. He wonders who will pay for the survey on the easement. He has a letter he wrote to Mr. Fargo. He wonders if this will be voted on tonight, he would like this item tabled.

Susan Arsenault of 11 Cote Drive is also here to explain about the Center Drive problem, she feels it is the best neighborhood in Dover, she has put up a stockade fence also and she would like to put her stockade fence up on an adjacent piece of land and claim that for her own but she knows that would not be right. How can somebody put up a stockade fence up on a right of way. She knows this is a small issue, but they want an answer, if he cannot do this, something should be done. She would rather watch these meetings on TV because she has air conditioning at her home. She wants the council to listen to the citizens and stop pointing their fingers, she praised the Mayor's great job he has done on the council.

Mayberry says Mr. Beecher and the City Attorney have been researching and will have answers on this issue very soon.

Joanne Dodge of 17 Harmony Lane is here to update everyone on the senior issues. She had a meeting with the senior center and many of the community members were happy to hear her ideas. She is talking about transportation for seniors in Dover. She is looking at how COAST can help the seniors as that is the one thing seniors really need. This is done in so many other communities here in NH.

Anna Boudreau of 9 Northam Drive was going to speak later, but she wanted to answer Mr. Morin's question directly about the vagueness of this easement. She also has calculated the acreage and Mr. Morin is correct it is about 30 acres. She has spoken to the appraiser and asked if it is going to be a problem that this was calculated on a per lot basis. No conservation easement deed can be filed and registered until the boundaries are defined. Usually the land owner pays for the survey, in this case Sherri Towle is paying for the survey. She will be back later with any questions.

Roland Belheumer of 125 Sixth Street is here as the veteran's liaison in Dover. He is here about the proposed resolution 12B-18. He thanked Representative Roland Hoffman and Senator Dick Greene who passed this legislation last week in Concord, he also thanked Matt Mayberry who introduced this in Concord two years ago but it was Roland that took it by the horns and got it passed. He explained the amounts in the resolution. They passed legislation and have now made an agreement to give \$100.

right away and increase the amount by \$50. each year thereafter until it reaches the maximum amount of \$500.

Wendy Scribner of 130 Henry Law Avenue is here for their support of the two resolutions on the conservation easements. Anna passed out maps but did not give any to the clerk as Wendy explained the two properties. Back in May they applied for a grant, they did not receive it so they are here to spend conservation easement money for the Browne property. She then explained the Towle property easement.

Robert Morin again commented on the proposal of an 18 acre easement, the property there is all in current use, if they go with an 18 acre easement by his calculation there would not even be an acre left for current use, he recommends they re-examine this so they can protect it.

Irene York again stated the City Manager is very familiar with her working with volunteers. If the city is short of funds to do the road work on Union Drive, she happens to know the seniors on Union Drive would volunteer their time to draw the lines on the corners for the City. She feels they are missing the boat by not using these volunteers.

Christenbury moved to suspend rules to bring item 12B-13 forward, passed on roll call vote of 5-0. Motion passed on a roll call vote of 5-0 to adopt.

Christenbury moved seconded by Mayberry to adopt 12B-14. Christenbury clarified we are purchasing the development rights as Ms. Towle still lives here on this parcel. It would be horrific if this property was developed and people *are* waiting to develop it. We want to attach the properties so people can have access. This committee has worked on this parcel for over a year. These people are experts; no council has done more to ensure open space and it was done under the Mayor's leadership. We have to look at what is in the best interest for the whole community. He realizes the Towle family is making sacrifices for the rest of the community. We can all be proud of this. Motion passed on roll call vote of 5-0.

6. PUBLIC HEARINGS

- A. Ordinance #11-07/09/03, Chapter 137, Political Contributions and Expenditures, Sections 137-2A, 137-2E(1) and 137-4(A). Sponsored by Councilor Jason Hindle. **(See Item 11A-1)**

The Mayor opened the public hearing, seeing no one wishing to speak he closed the public hearing.

- B. Ordinance #12-07/09/03, Chapter 166, Vehicles and Traffic, Sections 166-56, Schedule I, No Parking at Anytime and 166-57, Schedule J, Limited Time Parking, Chestnut Street. Sponsored by Councilor Jason Hindle. **(See Item 11A-2)**

The Mayor opened the public hearing, seeing no one wishing to speak he closed the public hearing.

- C. Ordinance #13-07/09/03, Chapter 166, Vehicles and Traffic, Section 166-18, Parking Lots, Bellamy Road Parking Lot. Sponsored by Councilor Jason Hindle. **(See Item 11A-3)**

The Mayor opened the public hearing, seeing no one wishing to speak he closed the public hearing.

- D. Resolution RE: Fiscal Year 2004 Budget Amendment #1. Sponsored by Mayor The Mayor Alexander G. Nossiff, by Request. **(See Item 11C-4)**

Christenbury asked if we could hear the public hearing on this matter now.

Ron Huml of 199 Mast Road commented on the expenditure. His recommendation is to put this money in a separate account and apply it to the shortfall, because this will increase expenditures in next year's budget. Just because we have it does not mean we have to spend it this year.

Robert Morin of 371 Tolend Road stated if this is what it appears we received more than expected and the money should not be handed over carte blanche to the school department. His tax bill is extremely high; the budget was established before this grant was received.

The Mayor responded in the budget process he recalls this was presented as part of the budget. Nick explained there was a plan A and plan B budget presented. Because of the new governor, they created a plan B budget, this amount is 1/3 less than what was anticipated. Some of this money is being set aside for purchases in 2005; none of the money will be applied to salaries or ongoing expenses.

Seeing no one else he closed the public hearing

7. MINUTES

- A. Special Council Meeting – July 22, 2003

Hindle moved seconded by Mayberry to adopt. All in favor.

8. REPORTS OF SPECIAL AND STANDING COMMITTEES

- A. Transportation Advisory Commission – Councilor Jason Hindle

Hindle did both reports, saying there was no report for the JBC. He would like council and community to be aware of next week's kick-off TAC meeting in this room one week from tonight. There will also be numerous opportunities in the next few months to speak on this.

With respect to Mrs. York's comments, he will address her issue at a future meeting of the TAC.

- B. Joint Building Committee – Councilor Jason Hindle
- C. Planning Board – Councilor Parks Christenbury

Christenbury stated the Planning Board continues to stem the development tide, they have one contentious issue, and there is a 5 acre parcel in Westwood Circle that the developer is willing to trade off regular development for open space. The developer believes he could create 3 more house lots, he has agreed to build only 2 more houses and leave one lot for open space. Westwood Circle is a long standing neighborhood; and they will work closely with these neighbors. He would like to be contacted if any calls come in. The Mayor wondered why this is not a ZBA matter. Christenbury explained the Planning Board has to make the determination if the original development is legal. The developer feels he has met the criteria and he *has* been honorable to date. They will be very cautious in this area and not be rushing forward on this issue. He urged them to contact Stancel with any questions.

- D. Solid Waste Advisory Commission – Councilor Thomas Dunnington

No report

- E. Arena Commission –

No report

- F. Arts Commission – Councilor Matt Mayberry

Mayberry's next meeting is October 4th in the auditorium and they are working towards an artist laureate. They will have a proposal for an art supporter award coming before the council hopefully in September. He continued, Kathi Derby, former chair, has insured all the minutes have been submitted.

- G. Cable Channel Policy Review Committee – Council Matt Mayberry

Mayberry will have government access regulation proposals for their review at the September council meeting.

- H. Strafford Regional Planning Commission – Councilor Kevin Quigley

No report

- I. COAST Bus – Councilor Matt Mayberry

Mayberry stated next Tuesday the committee will be going on the proposed downtown trolley routes to bring these before Hindle’s Transportation Advisory Committee, then it will come before the City Council. Christenbury moved seconded by Keays to accept, all in favor.

9. MAYOR’S REPORT *There was none.*

9. CITY MANAGER’S REPORT

Assistant City Manager, Mike Joyal stated the City Manager’s report was sent out and is also on the website. Also the city auditors have been working for several weeks on the City’s books. Hindle asked about the last meeting where Mr. Hebbard had spoken and Christenbury had asked about some direction on the matter that has not been dealt with. Hindle is directing Community Services and Mike Joyal to look at the issue tomorrow. He wants staff and the public to know we have a motto that is: We are First in NH, We are First with You and hearing these people’s comment here tonight they are getting the short end of the stick; he wants these people’s questions answered. Christenbury says lets put a gate up. The Mayor wants the cable taken down this week. Tom asked if anything has been done. Joyal stated staff did go out and address the situation and some of the markers had been damaged, obviously they have been damaged again. They have had vandalism done there in the past so they are working on it but the cable has to stay up to keep cars off the field. According to Paul Chalue the real gate will be in next week. Christenbury wants jersey barriers put up until the real gate is installed. Joyal assured them they will have some barricades put up there. Mayberry will be checking on it tomorrow.

Christenbury moved seconded by Mayberry to have the cable taken down tomorrow and barricades put in place. All were in favor.

Dunnington moved seconded by Hindle, all in favor of accepting report.

11. UNFINISHED BUSINESS

A. ORDINANCES IN 2ND READING

1. Ordinance #11-07/09/03, Chapter 137, Political Contributions and Expenditures, Sections 137-2A, 137-2E(1) and 137-4(A). Sponsored by Councilor Jason Hindle.

Hindle moved seconded by Mayberry to adopt. Hindle explained the ordinance. Dunnington wants the mayoral office included. Hindle stated lastly. we are the only community that has these fees. Christenbury wants to add mayor as well so he made the motion seconded by Hindle all in favor of amendment. Main motion passed on roll call vote of 5-0.

2. Ordinance #12-07/09/03, Chapter 166, Vehicles and Traffic, Sections 166-56, Schedule I, No Parking at Anytime and 166-57, Schedule J, Limited Time Parking, Chestnut Street. Sponsored by Councilor Jason Hindle.

Hindle explained the ordinance. Motion passed on a roll call vote of 5-0.

3. Ordinance #13-07/09/03, Chapter 166, Vehicles and Traffic, Section 166-18, Parking Lots, Bellamy Road Parking Lot. Sponsored by Councilor Jason Hindle.

Hindle moved seconded by Mayberry to adopt. Motion passed on a roll call vote of 4-0, Keays out of the room.

B. ORDINANCES IN 3RD READING

C. RESOLUTIONS

1. Resolution RE: Council Support of moving forward the Dover-Newington Bridge Project on the New Hampshire Department of Transportation Highway Plan. Sponsored by Councilor Park Christenbury. **(NEEDS TO BE REMOVED FROM TABLE)**

Christenbury moved seconded by Mayberry to remove from the table, all in favor. Christenbury moved seconded by Hindle to adopt. This is a no brainer says Christenbury, we do not seem to have much of a voice. All were in favor.

2. Resolution RE: Council Support of Enabling Legislation leading to the elimination of the Dover Point Toll Booth. Sponsored by Councilor Matt Mayberry. **(NEEDS TO BE REMOVED FROM TABLE)**

Mayberry moved seconded by Hindle to remove from table, motion passed on a vote by all. Mayberry moved seconded by Hindle to adopt. Mayberry made a motion to remove 'from the current location' in last line seconded by Hindle, all in favor of amendment. All were in favor of main motion.

3. Resolution RE: Amendment to Dover Utility Commission Rules and Regulations – Section 2 – Charges and Billings – Mobile Homes. Sponsored by Mayor Alexander Nossiff, by Request. **(NEEDS TO BE REMOVED FROM TABLE)**

Christenbury moved seconded by Hindle, all in favor of removing from table. Christenbury moved seconded by Hindle to adopt. Motion passed on a roll call vote of 5-0.

4. Fiscal Year 2004 Budget Amendment #1. Sponsored by Mayor Alexander G. Nossiff, by Request.

Quigley moved to suspend the rules to bring items 11C4 and 5 forward, motion passed on a roll call vote of 6-0. Christenbury moved seconded by Mayberry to adopt. Motion passed on a roll call vote of 6-0,

5. Resolution RE: Bond Authorization – Renovation of City Hall Heating System. Sponsored by Mayor Alexander G. Nossiff, by Request. **(NEEDS TO BE REMOVED FROM TABLE)**

Christenbury moved seconded by Mayberry to remove item from the table, all in favor. Christenbury moved seconded by Hindle to adopt. Joyal explained the dilemma. Motion passed on roll call vote of 6-0.

12. NEW BUSINESS

A. CONSENT CALENDAR

1. Raffle Permit – Greater Dover Chamber of Commerce – Apple Harvest Day
2. Raffle Permit – Jewelers Charity Fund for Children
3. Raffle Permit – Dover Youth Football
4. Tag Permit – Somersworth/Berwick Youth Hockey
5. Block Party Permit – Alden Woods Halloween Block Party
6. Road Toll Permit – Dover Professional Firefighters Assoc.

Hindle moved seconded by Mayberry to accept. Motion passed on a vote of 5-0.

B. RESOLUTIONS

1. Resolution RE: Renewal of License Agreement with TYRA INC., Successor to S&H Enterprises, Inc. (and Sara and Henry Sanborn). Sponsored by Mayor Alexander G. Nossiff, by Request.

Hindle moved seconded by Mayberry to adopt. Motion passed on a roll call vote of 5-0.

2. Resolution RE: Award of Blanket Purchase Order for Both Children's and Adult Books. Sponsored by Mayor Alexander G. Nossiff, by Request.

Mayberry moved seconded by Hindle to adopt. Motion passed on a roll call vote of 5-0.

3. Resolution RE: Award of Bid #B04001 for a Stripped Ford Chassis with Specialty Utility Body. Sponsored by Mayor Alexander G. Nossiff, by Request.

Hindle moved seconded by Mayberry to adopt. Motion passed on a roll call vote of 5-0.

4. Resolution RE: Award of Purchase Order for Tree Removal, Pruning and Trimming Services. Sponsored by Mayor Alexander G. Nossiff, by Request.

Mayberry moved seconded by Hindle to adopt. The Mayor asked Paul Chalue if we are continuing our tree work to keep downtown businesses clear of limbs. Paul said the trees are getting tall enough not to be a problem now. Motion passed on roll call vote of 5-0.

5. Resolution RE: Award of Purchase Order for Professional Engineering Design Services – Broadway Culvert Sponsored by Mayor Alexander G. Nossiff, by Request.

Mayberry moved seconded by Hindle to adopt. Joyal explained the huge price that is being incurred because of the caved in culvert. Motion passed on roll call vote of 5-0.

6. Resolution RE: Award of Purchase Order for Professional Advisory Services/Consulting Assistance in the Implementation of Recommended Operational Changes at the Dover Ice Arena. Sponsored by Mayor Alexander G. Nossiff, by Request.

Mayberry moved seconded by Christenbury to adopt.

Keays cannot support this, he wants one of the arenas closed; he does not understand hiring a consultant. What are we doing wrong; this consultant will only drain Dover for all the money he can get. He has not had a report as yet and he has asked every month for one. Don't say he doesn't like hockey, he does he goes to all the games at Durham. Mayberry wants to give credit where credit is due primarily to Ex-councilors Tweedie and Whitmore. He complimented Joyal and Bannon for giving their personal time to get this department straightened out and working properly. Motion passed on a roll call vote of 4-1, Keays opposed.

7. Resolution RE: Award of Blanket Purchase Order for Heating, Ventilation and/or Air Conditioning (HVAC) Maintenance Services, as needed, at Various City Facilities. Sponsored by Mayor Alexander G. Nossiff, by Request.

Mayberry moved seconded by Hindle to adopt. Motion passed on a roll call vote of 5-0.

8. Resolution RE: Award of Change Purchase Order for Household Hazardous Waste Collection Services. Sponsored by Mayor Alexander G. Nossiff, by Request.

Mayberry moved seconded by Hindle to adopt. Christenbury moved to table until they get an explanation from staff, all in favor of tabling.

9. Resolution RE: Award of Bid #B03067 for Household Hazardous Waste Collection Services. Sponsored by Mayor Alexander G. Nossiff, by Request.

Christenbury moved seconded by Hindle to table until we have an explanation, all in favor.

10. Resolution RE: Award of Purchase Order for Continued Monthly Metal Collection Services. Sponsored by Mayor Alexander G. Nossiff, by Request.

Hindle moved seconded by Mayberry to adopt. Motion passed on a roll call vote of 5-0.

11. Resolution RE: Appropriation of Funds for Recreational Athletic Field Construction/Development. Sponsored by Mayor Alexander G. Nossiff, by Request.

Mayberry moved seconded by Hindle to adopt. Keays asked what are the fields going to be used for, Joyal explained what sports are played where. The Mayor wants a primer on the full sand pit trucking financial arrangement for the construction of these fields. How much has been taken out of there as our sand seems like gold as oil is to Texas. Christenbury reminds staff and the assistant City Manager to have appropriate staff members here to explain these resolutions. He wants it tabled until we get a presentation. Christenbury moved to table, Dunnington seconds the motion. Motion passed 4 –1 to table, Mayberry opposed. The Mayor wants to know about Severino Trucking at the very next meeting.

12. Resolution RE: Establishment of Mary McCooey Tighe Scholarship Trust. Sponsored by Mayor Alexander Nossiff, by Request.

Mayberry moved seconded by Hindle to adopt. Motion passed on a roll call vote of 5-0.

13. Resolution RE: Authorizing Release of Funds from the Conservation Fund for a Conservation Easement by the Dover Conservation Commission (Browne Property). Sponsored by Councilor Parks Christenbury.

Christenbury moved seconded by Mayberry to adopt. Motion passed on a roll call vote of 5-0.

14. Resolution RE: Authorizing Release of Funds from the Conservation Fund for a Conservation Easement by the Dover Conservation Commission (Towle Property). Sponsored by Councilor Parks Christenbury.

Christenbury moved seconded by Mayberry to adopt. Motion passed on a roll call vote of 5-0.

15. Resolution RE: Award of Purchase Order for Professional Engineering Design Services: Charles Street Pump Station. Sponsored by Mayor Alexander G. Nossiff, by Request.

Mayberry moved seconded by Hindle to adopt. Motion passed on a roll call vote of 5-0.

16. Resolution RE: Award of Purchase Order for #2 Heating Oil/Diesel Fuel Deliver. Sponsored by Mayor Alexander G. Nossiff, by Request.

Mayberry moved seconded by Hindle to adopt. Motion passed on a roll call vote of 5-0.

17. Resolution RE: Acceptance of Sandpiper Drive as a City Street. Sponsored by Mayor Alexander G. Nossiff, by Request. **(TO BE REFERRED TO PUBLIC HEARING ON 09/10/03)**

Hindle moved seconded by Mayberry to refer to a public hearing. Motion passed on a vote of 5-0.

18. Resolution RE: Increase of Veterans' and Surviving Spouse Tax Credit Levels. Sponsored by Mayor Alexander G. Nossiff, by Request

Mayberry moved seconded by Christenbury to suspend the rules to introduce item. Motion passed on a roll call vote of 5-0. Mayberry moved seconded by Hindle to refer to a public hearing. Motion passed by all.

19. Resolution RE: Appointment recommendations to the Dover Arts Commission. Sponsored by Mayor Alexander G. Nossiff, by Request.

Mayberry moved seconded by Christenbury to suspend the rules to introduce item. Motion passed on a roll call vote of 5-0. Christenbury moved to add Dennis Munson to the TAC for a 3 year term seconded by Hindle. Amendment passed by all. Main motion passed on a vote of 5-0.

C. ORDINANCES IN 1ST READING

1. Ordinance #14-08/13/2003, Chapter 166, Vehicles and Traffic, Section 166-56, Schedule I, No Parking at Any Time and Section 166-57, Schedule J, Limited Time Parking, Kirkland Street. Sponsored by Councilor Jason Hindle. **(TO BE REFERRED TO PUBLIC HEARING ON 09/10/03)**

Hindle moved seconded by Mayberry to refer to a public hearing. Motion passed on a vote of 5-0.

2. Ordinance #15-08/13/2003, Chapter 109, Fire Prevention and Life Safety, Section 109-23, Administration and Enforcement (fee schedule). Sponsored by Mayor Alexander G. Nossiff, by Request. **(TO BE REFERRED TO PUBLIC HEARING ON 09/10/03)**

Mayberry moved seconded by Hindle to refer to a public hearing. Motion passed on a vote of 5-0.

3. Ordinance #16-08/13/2003, Chapter 109, Fire Prevention and Life Safety, Update references to NFPA 1 Fire Prevention Code. Sponsored by Mayor Alexander G. Nossiff, by Request. **(TO BE REFERRED TO PUBLIC HEARING ON 09/10/03)**

Mayberry moved seconded by Hindle to refer to a public hearing. Motion passed on a vote of 5-0.

4. Ordinance #17-08/13/2003, Chapter 166, Vehicles and Traffic, Section 166-56, Schedule I, No Parking Anytime, Sandpiper Drive. Sponsored by Councilor Jason Hindle. **(TO BE REFERRED TO PUBLIC HEARING ON 09/10/03)**

Hindle moved seconded by Mayberry to refer to a public hearing. Motion passed on a vote of 5-0.

5. Ordinance #18-08/13/2003, Chapter 170, Zoning, Article VIII, Sections 170-29 through 170-30.4, Extractions Industries. Sponsored by Councilor Parks Christenbury. **(TO BE REFERRED TO PUBLIC HEARING ON 09/10/03)**

Christenbury moved seconded by Hindle to refer to a public hearing. Christenbury moved seconded by Hindle to waive the city wide mailing as item will be advertised in the newspaper. Motion passed on a vote of 5-0.

6. Ordinance #19-08/13/2003, Chapter 127, Municipal Records. Adding new chapter. Sponsored by Mayor The Mayor Nossiff, by Request. **(TO BE REFERRED TO PUBLIC HEARING ON 09/10/03)**

Mayberry moved seconded by Hindle to refer to a public hearing. Motion passed on a vote of 5-0.

D. COUNCIL CORRESPONDENCE

There was none.

13. COUNCIL MATTERS OF INTEREST

Keays stated he was called down to St. Thomas Street, #'s 39 and 41 and as he looked the situation over he noted the sidewalk is in horrible condition. He cannot understand when they built the new courthouse why they left 200 feet of sidewalk a mess. The road is in the same situation, the trucks tore that road up and then they left 200 feet, he has measured it and everything. He wants to see this situation of the street and sidewalk taken care of. Now we've got problems with the people over there, he does not blame them; he feels it is up to the city to do something about this.

Mayberry wants to know when the work on Central Avenue will be completed also the work on Nelson Street. He reminded the council and the public that tomorrow evening will be Dover's night out in Henry Law Park. On 8/23rd will be the Dover Irish Festival that will be held at the Elks Club. On 8/29 is the annual Greek Festival. On a personal note he thanked Bunny Belheumer for his tireless work on the veteran's exemption resolution.

Hindle thanked the Planning and Engineering departments for their work on Bellamy Road.

Christenbury feels this meeting has been a breathe of fresh air and he may have to change his mind and run for office this fall.

Keays thanked the Fire and Police department for their patience with the ball teams in the 6th Street area and people parking all over the place.

The Mayor thanked Keays for all his work in baseball.

The Mayor noted with sadness the passing of Robert Callahan this past week.

14. ADJOURNMENT

Mayberry moved seconded by all, all in favor.

**Judy Gaouette,
City Clerk**