

**MINUTES
REGULAR COUNCIL MEETING
JULY 18, 2001
DOVER CITY COUNCIL
COUNCIL CHAMBERS
7:00 P.M.**

7:00 P.M.

1. MOMENT OF SILENCE

2. PLEDGE OF ALLEGIANCE

Councilor Hindle led the Pledge.

3. ROLL CALL

Members present: Councilors Hindle, Mayberry, Nossiff, Reese, Schmidt, Andrews Parker, Mayor Boc, and Councilor Dunnington. Mayor Pro Tem Berry absent.

4. MAYOR'S REPORT

Berry is absent due to work commitment. The Mayor had the great pleasure of attending DALC graduation; it was an unbelievable night. On 6/21 he was invited over to the Horne Street School to ring the bell and read the morning announcements. On 6/26 he attended a ribbon cutting for One Second Computer at 83 Washington Street; on 7/4 he read the Declaration of Independence on the front steps of City Hall. A lot of people showed up. He stated he wants this to be an annual tradition. Also, last week his brother left an \$11,000 tip. The Mayor appointed Dunnington as the council representative to the Arts Commission. Andrews Parker moved to accept, seconded by Reese. Dunnington abstained. All in favor.

5. PUBLIC HEARING

- A. Ordinance # 17-06/13/2001, Chapter 166, Vehicles and Traffic, Section 166-56, Schedule I, No Parking at Any time, Fifth Street. Sponsored by Councilor Jason Hindle, Parking and Traffic Committee. **(See Item 10A-1)**

The Mayor opened the Public Hearing. Seeing no one, he closed the Public Hearing.

- B. Ordinance #18-17-06/13/2001, Chapter 166, Vehicles and Traffic, Section 166-50, Schedule C, Stop Intersections, County Farm Cross Road. Sponsored by Councilor Jason Hindle, Parking and Traffic Committee. **(See Item 10A-2)**

The Mayor opened the Public Hearing. Seeing no one, he closed the Public Hearing.

- C. Ordinance #19-06/13/2001, Chapter 170, Zoning, Section 170—8, Zoning Map, to rezone from Restricted Industrial District (I-1) to Medium-Density Residential District (R-12), Portions of Rutland Street and Fisher Street. Sponsored by Councilor Jerry Reese, Planning Board Representative. **(See Item 10A-3)**

The Mayor opened the Public Hearing.

Bob DeColfmacker, former President of McIntosh College and current Principal of McIntosh College. He asked for their support, as this school has been in the neighborhood since 1967, they

have had many, many graduate from DALC that have continued their education at McIntosh College.

Seeing no one else, the Mayor closed the Public Hearing.

D. Resolution RE: In Support of Memorial for Joseph McConnell. Sponsored by Councilor Alex Nossiff and Councilor Jason Hindle. **(See Item 10C-1)**

Nossiff explained this resolution will be referred to another Public Hearing in September.

Baldwin Domingo - 5 Birch Drive. Mr. Domingo stated he and his wife have lived here for the past 35 years. He spoke regarding Captain McConnell who has had one building in Dover named after him but it was plowed under. Mr. Domingo stated he was drafted in WW2, he retired at Pease in 1968. He taught aviation history at Nathaniel Hawthorne College. Captain McConnell's name was always coming up. Mr. Domingo went on to present a proposal. Captain McConnell was a top jet ace in Korea and the entire world. No one will ever duplicate his actions. We ought to do something to honor him. He was trying to get an F-86 out of boneyard in Tucson but that would be too much. He is proposing to re-name this building - City Hall, the Joseph McConnell Municipal Building. He is proposing to install a plaque and that shouldn't cost the city too much. There will be a new city council in the fall and we could change all the letterhead then to reflect the new name of City Hall. He asked the city council to look at this. He went on about an Air Force base that is already named McConnell in Kansas. He would be honored if we would do this. Captain McConnell is not in the Hall of Fame for the University of New Hampshire because he did not attend that school. Captain McConnell did not even graduate from high school, because he went right off to serve in the military. He hopes the council will take into account what he has said tonight.

The Mayor stated we will have another Public Hearing on this.

E. Resolution RE: Fiscal Year 2001 Budget Amendment #3. Sponsored by Mayor Wil Boc, by Request. **(See Item 10C-2)**

The Mayor opened the Public Hearing. Seeing no one, he closed the Public Hearing.

6. CITIZEN'S FORUM

Rick Hebbard - 97 Spruce Lane. He stated, as you can see there are a number of people here and he believes a lot of it will be made personal with some faulty information. Some of them have complaints, concerns and they may be founded, but he hopes the council can see through them.

Bill Caldwell - 29 Tanglewood Drive. He states a picture is worth thousand words. He had pictures to view. He is concerned about the city dropping leaves on Spruce Lane. Mr. Caldwell went on to thank Councilors Reese, Andrews Parker, Hindle, Nossiff, and Dunnington for coming out and visiting his place. He also thanked Gary Gilmore and Judy Mettee for listening and viewing the problem from his standpoint. Most officials are 180 degrees from the truth. He stated, tonight you will hear the truth. That property was never a farm until 9 or 10 years ago. It was said they had 8,000 chickens, that is wrong; they had some chickens. The councilor from Ward 4 and other city officials have been ignoring the situation for three months now. He wishes some of the people on the opposing side would have looked into this problem before making a decision. He continued about the facts of the situation and the problems from his viewpoint. Stuff is leaching from that property and they are afraid it might end up in the Bellamy River. They also should have considered the abutters. The neighbors lodged this complaint back in early April. It was suggested that they call Henry Baker, the health officer, but he stopped at 99 Spruce Lane before coming to Mr. Caldwell's home. Six days went by before Henry was heard from again. Early in April he called Councilor Berry who was supposed to get back to them. Three months have passed and they still

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have not heard from him. He called Katie Wheeler and other representatives. Katie was shocked that no one was doing anything. Mr. Lavoie came to his home about the 22nd or 23rd of May, but he too went to 99 Spruce Lane first. The stench was rough that night, he would have liked to bottle the stench for tonight so everyone here could smell it. If any city official, especially Mr. Lavoie, tries to slander any of us again, we will bring suit. At the last council meeting the councilor from Ward 4 tried to push it through. He thanked Mr. Nossiff for putting a hold on this. This person of 99 Spruce Lane is not capable of doing what he wants to do. The State has said yes, you can compost, you do not need a license. Mr. Caldwell feels the land is not suitable, the equipment is not there, and the cost is prohibitive.

Ed Koza - 5 Berkshire Lane. He owns land in Ward 4. Fortunately, the council took no action last month. He stated, to be more knowledgeable, he and Mr. Caldwell visited a composting center in Fremont, New Hampshire and talked to Mr. Kelly that runs it. The operation of this farm is on approximately 10-12 acres and requires 2 front-end bucket loaders, 2 screeners at an estimated cost of \$625,000. The city will no longer receive these credits for leaves. He explained about this farm they visited and their process of composting. Mr. Koza asked, why did Councilor Berry bring up this subject of resuming dumping at this site. It was not on the Solid Waste Advisory Commission agenda for the June meeting. There are many unanswered questions. Did he notify the owner? If so, why weren't the neighbors notified? Is the composting site a commercial venture? Should the city engage in a joint venture with a private individual? What is the city's liability if the composting fails? He continued with several more questions to the council. He understands the saving to the city is only about \$5,000 - \$6,000. In the event that the council decides to resolve this issue tonight, they recommend against allowing it. There are still too many unanswered questions.

Dave Dinzeo - 24 Birch Drive. He lives close to the compost, leaf pile. There are certain days you cannot breathe; there is a stench 15% to 20% of the time. He is also a member of the Solid Waste Advisory Committee. It has been deemed adequate by state and local officials. His casual observation is there is a caterpillar type piece of equipment there and Mr. Hebbard is making every effort to comply and is trying to save the city some money.

Jean Strand - 95 Spruce Lane. The leaves have affected the quality of her life. This problem has affected a lot of people in the neighborhood. The odor from the cattle is not a problem; the leaf odor is disgusting. She stated, she has the right to open her windows at her home and enjoy her property without having to breathe this stench.

Leonard Lassar - 7 Berkshire Lane. He has lived there since 1972. Mrs. Hebbard lived in an old broken trailer at that time; there was no real farm. He stated he takes medication to digest his food, if he is at his kitchen table and he explained the results of his medical problems and the effects of the stench in the neighborhood. He will be damned if he will live in a windowless house. He suggests that this council check into all the people in that area. If those leaves catch on fire, the fire department is not large enough to contain it. He continued about the West Nile virus in Massachusetts. He continued, that will be here with all this standing water. It's against the law for dogs to leave their droppings. This person brings 2 cows up their street every night and they leave their droppings all over the street. Please do something for the citizens.

Roderick Gadway, Sr. - 94 Spruce Lane. He stated, he can't enjoy his backyard, you can't have anyone over because you do not know which way the wind will be blowing. Mr. Hebbard has a stream on his property, and it drains into the Bellamy River, which is part of Great Bay. We should take care of it. The city saw they could get rid of leaves dirt-cheap, but nothing is free. The problem has to be fixed.

Debbie Debeck - 190 Garrison Road. She stated, on days Rick turns the leaves over, there is a stench. She agrees it is 10-20% of the time. She wants the council to take the time to figure it out.

Rick Gadway, Jr. - 94 Spruce Lane. He stated the site was dubbed sufficient. He quoted information from the State Agricultural Report. The property at 99 Spruce Lane needs a large berm put up, there is none. This stream drains into Great Bay and the bay is federally protected from agricultural runoff.

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Additionally, to have that surface made level would take hundreds of truckloads of fill. This whole thing smells. Someone pulled a fast one and this needs to be fixed.

John Levasseur - 27 Birch Drive. He too is bothered by the foul odor, when the wind blows right. This is nothing like what he used to shovel when he worked on a farm years ago. The pile of leaves is very large. He continues, he does not see any provisions to protect from the runoff and it could run into the bay. One of his neighbors has a new-screened porch and they can't even use it because the stench is so strong. It is so strong you can taste it.

Bob Callahan - 6 Barry Street. Mr. Callahan stated, after the meeting last week there was something that was put in the paper. He did not put anything in the paper. He went on about Councilor Schmidt. He said Schmidt has never had a contested race and he feels he is sabotaging his own political career. He wants Schmidt to tell us whom he is lobbying for.

Carol Manning - 12 Berkshire Lane, stated the smell is very bad, she knows nothing about composting. It is not 20% of the time, you can taste the smell, and it is very bad. She has lived here since 1974; you could never smell the manure before. Please consider this and remove it. It is bad.

Mrs. Callahan does not like coming up here, but it is necessary because of Councilor Schmidt. She talks about him being a liar. She continued about what lies he has said. She addresses Councilor Schmidt, saying you should read the newspaper and read the minutes. She said, her grandchildren are very sick of Councilor Schmidt.

Jim Schulte - 2 Towle Avenue. Mr. Schulte is speaking on behalf of Mr. Hebbard. He stated, when he was there, there was no odor. The State of New Hampshire has requested a berm be built and it has been constructed. He reminded this group and all the people here, this is a permitted use, this is an agricultural area. State statute states that compost of this nature is good for the land, it is a permitted use, it is a valuable use, and the berm would have been the only problem.

Bill Caldwell refutes Mr. Schulte. He did not say this was the worst it has smelled today, he has not opened his windows for months. He is right next to the property. He read a letter that had been sent to him from the State. There is nothing that has been done to get air to those leaves. He continued about items in the letter. He is sure the berm is inadequate. Mr. Hebbard does not have the means. There are 6, 7 or 8 homes on Spruce Lane Extension and he does not know how the water will be affected.

Rob Strand - 96 Spruce Lane. Mr. Strand stated, it is only an east wind. He has lived there for 25 years; he took care of Mr. Hebbard's grandmother. They were good neighbors. If you do composting right it does not smell. You have to bring something in to mix with it. He told the council, you need to have a taste of it at your homes. If you don't stop him, he will be bringing in other leaves, everyone could bring their food cuttings to the new Public Works facility and compost and it won't smell if it is done right.

Mary Hebbard - 97 Spruce Lane. Mrs. Hebbard stated, she is offended that these people think they are stupid. We are in the process of getting a grinder and they also spoke to Bob Kelley at Seacoast Farms. She stated, they want to do the right thing. It is a beautiful place; they are not doing it deliberately. She invites everyone to come out. Their hands have been tied. Keep an open mind. Come out and speak with them.

Charlie Hyde - 8 Austin Drive, in the same neighborhood. He walks the area twice everyday, and hardly ever notices the sights and smells of the farm. If you take this away, you won't have a farm. It has become clear there are a lot of technical details involved in this. We have people who are trying to manage the land and we should let them do it.

John Levasseur again, wonders what the houses will be worth out there now with this odor.

Michael Wadleigh - 22 Bay View Road near Rick and Mary. He is a film director, he stated, we are not used to smelling farms. We enjoy seeing Rick's cattle, there are very few farms left. We should give this operation a chance. Rick and Mary want to make a contribution to the area. The council should feel Rick and Mary are responsible and want to do the right thing.

Tom Bartolotta - 184 Garrison Road does not feel the winds blow his way. There are not a lot of farms left. We should leave him, Rick, alone.

Rob Strand again, states nobody wants the farm to go away, we just want the smell to go away. Composting should not smell, the leaves and manure must go away.

The Mayor explained that this item will be taken up under the Solid Waste Commission. Dunnington's report.

Rick Hebbard hopes everyone takes all these people with a grain of salt. He will be damned if he is going to haul these leaves off. He is doing the best he can under the circumstances. He continues, he is saving the city money and he is trying to make a livelihood.

The Mayor closed the Citizen's Forum and stated he would like to move Councilor Dunnington's report up. The Mayor asked to suspend the rules, seconded by Mayberry and Reese to have Dunnington's Solid Waste Advisory Report, Item 8.E., brought up now. Motion to suspend passed on a roll call vote of 8-0.

Dunnington stated he was not at the 6/21 meeting but has the minutes. He went through the scenario of the problem. He stated, this is a legal operation, also no residents from the area attended that meeting. He feels if it had been publicized, people would have gone. He does not know if the proper machinery needed for composting is at the property. It did appear to be a legal operation and they thought the City should not change its practice at this point. It was a first impression, but he has since gone down to visit these people. It was voted at the meeting to continue dumping the leaves. When they visited, however, he had a different perspective.

The Mayor stated, if dumping the leaves aggravates these people, he is directing the City Manager not to dump city leaves on this property anymore because of the smell. He also advised him to make sure they are complying with city ordinances. The Mayor moved to stop dumping city leaves, Dunnington seconds the motion. Nossiff supports the motion. He defended Pete Lavoie, saying he was not aware of the extent of the odor. Until we see something from the State. Nossiff feels the Hebbards should show proof they are in compliance. He feels it is a work in progress. This is a nuisance situation going on. Schmidt stated, Dunnington indicated that after he visited the site he had a different opinion. Councilor Schmidt wants to know his take on this is. Dunnington says when he was a kid he worked on a farm, so he is very supportive of the farms in the area; but for him, the issue became very apparent. The mosquitoes were worse than the smell the first night. The second night the smell was awful, he went down a third time and it was a bad day and a very nasty smell. He supports the efforts of what the Hebbards are trying to do. The city should not be a party to an action where it is going to diminish the quality of life for such a large group of people and make their life miserable. His vote tonight would be to not have the City be a party to this. Schmidt stated, he has also been to the site. He became aware of it through Senator Wheeler and there was a very perceptible odor.

Mayberry has a question. He went down once, but did not smell anything. Are we not just creating political theater? Dover will no longer dump leaves, but we have not dumped since April anyway. We can not solve your problem tonight. We can not stop the Hebbards if this is an allowed use.

Andrews Parker wants a clarification on the motion; does this mean we can dump leaves if the Hebbards are in compliance? The Mayor says if they meet all the ordinances and they comply and there is no smell. The Mayor explains further. Hindle wants them to comply with City and State regulations. Also, it is not a political theater, it is our fault. It also should have been brought to the Solid Waste Commission this month, as these people were not able to go to the meeting the night after the meeting. Dunnington

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says, with all due respect, this is not a political theater, this is quality of life in the whole neighborhood. We have a responsibility to all of our citizens. The State can say you must abate it, if we helped create this, we must help correct it. As with other things, you can build, but you are still subject to the building codes. If he is running a good operation down there, then he does not have a problem with it. Nossiff says, this is only a ticket to the dance, but there are all kinds of health and safety regulations that must be complied with. Schmidt does not want them to be a party to this. He understands we are doing this, as it is a cost saving to the city. We should not be a party to the harm or endangerment of the citizens of that area. He wants to make it clear to the Hebbards that the council is not saying they must stop their operation. We must be sure they are in compliance. We should not be a party to this until we know they are not harming the neighbors. Nossiff says we can not give them approval or disapproval tonight, but we are not going to contribute. Mayor Boc is encouraged to hear from the Hebbards and they are going to work with the city. The Mayor repeats the motion to direct the City Manager to cease the dumping of leaves on the Hebbard property and to see that all city and state regulations are complied with.

Motion passed on a roll call vote of 8-0.

The Mayor called a five-minute recess.

The Mayor called the meeting back in session.

7. MINUTES

A. Special Meeting/ Workshop – May 23, 2001

B. Regular Meeting – June 13, 2001

Andrews Parker moved to accept as amended by Schmidt, seconded by Mayberry. All in favor.

8. REPORTS OF STANDING AND SPECIAL COMMITTEES

A. Planning Board – Councilor Jerry Reese

Reese stated they met on Tuesday, July 10, 2001. The Planning Board Considered and Accepted an application for a minor lot line adjustment of land for Stabile Homes at Dover, Inc. located on Sixth Street. They also C/A an application for a minor lot line adjustment of land for George & Frances Dowaliby, Kevin Tully & Sharon Legere located on Cold Springs Road.

The Board tabled a discussion for Stabile Homes of Dover located on Tuttle Lane pending sewer line or pump station. There was a 60-day extension granted for Motiva on the Silver Street project.

Reese stated the Planning Board meetings are now televised. They are the second and fourth Tuesday of each month at 7 p.m.

Mayberry thanked Reese for talking about the pump station. Hindle thanked the Planning Board and City Manager for starting to televise the Planning Board meetings.

B. Public Works Building Committee – Councilor Peter Schmidt

Schmidt reported that the new building is progressing extremely well and he wants everyone to know that we are creating an impressive facility and the construction workers are equally impressed. The support structure of the sand and salt shed is being constructed. The interior is coming along, as well as the electrical wiring. He urged the council to come down and take a look. He continued, we are on schedule for a September completion.

C. Arena Building Committee – Councilor Matt Mayberry

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Mayberry reported, the committee raised an additional \$20,000 and will have the Foster sheet of ice up and running at the end of September (on schedule) and both of them up and running December 1, 2001. Hindle asked for the total of money spent. The City Manager stated he will find out and e-mail the information.

D. COAST Bus – Councilor Peter Schmidt

COAST has recently acquired a 35', late model, used bus from Youngstown, Ohio and it is currently being painted and checked out. They also purchased a parts bus so they are increasing the fleet to have more reliable replacement buses. COAST is purchasing new low rider buses. They are building buses a month earlier than expected (December or January). These low rider buses are easier for handicapped people. COAST Bus is in the process of putting forth a slate of new officers for next year.

E. Solid Waste Advisory Commission – Councilor Thomas Dunnington

Chapter 2, per Dunnington. According to the minutes of last month, he asked about keeping the center open until 5 p.m. on Saturday and the discussion on advertising on the bags. Nothing was said about the 5 p.m. proposal. They did discuss the possibility of putting advertising on the bags, with no decision. He will bring it up again next month. Pete Lavoie was there and explained the recycling area. September is the anticipated moving date to the facility.

The committee noted the increase in the sale of 30-gallon bags. The school recycling gave a report.

Nossiff moved to suspend the rules for Mr. Decolfmacker -Item 10.A.3. seconded, by Mayor Boc. Motion passed on a roll call vote of 8-0.

10.3.A. Ordinance #19-06/13/2001, Chapter 170, Zoning, Section 170—8, Zoning Map, to Rezone from Restricted Industrial District (I-1) to Medium-Density Residential District (R-12), Portions of Rutland Street and Fisher Street. Sponsored by Councilor Jerry Reese, Planning Board Representative.

Reese moved to adopt, seconded by Mayberry. He deferred to Steve Bird for any questions. Hindle stated, he has received only positive comments about this. Mayberry asked, is it going to be classrooms? Reese says both day and evening, but not on Sundays. Schmidt asked about a concern of the neighborhood; what is the traffic involved and what will be the impact? And on what days? There will be six classrooms per Bob Decolfmacker; the building will take about 300 to 350 students over the next 3 years. They will reschedule the classes to comply with the least amount of traffic. He stated, they will work diligently to keep the numbers down. This is the first time he has appeared before any of the Planning Board and Zoning Board. Jack and Judy Mettee have been in favor of it. Dunnington asked about a sidewalk in the area. The sidewalk is across the street and then up Cataract Avenue.

Motion passed on a roll call vote of 8-0.

Returning to Reports:

F. Elementary Facilities Committee – Councilor Jason Hindle

Hindle stated the Committee did not meet recently, but the construction for the bus loop has started.

G. Alternative School Joint Building Committee – Councilor Jason Hindle

Hindle stated they had the ground breaking recently. In talking to Tom Forbes, the site work is nearly done (75%); there is nothing of great concern. They plan to meet again next month. They are still within the budget and time frame, which is January 2002.

H. Parking and Traffic Committee – Councilor Jason Hindle

Hindle stated the committee met last Wednesday. They talked about a lot of issues. He mentioned that Bruce Woodruff explained the bylaws for the new Transportation Advisory Committee. Reese suggested, when any blasting is being done, the residents in the area should be informed. They were blasting in Conifer Commons and no one knew what the noise was.

Mayberry asked if there had been some resolution on fencing. Hindle says the Alternative School Building Committee will have \$2,000 to extend the fence from Bellamy past where the Alternative School will be, all the way to Route 108.

I. Ball Fields Committee – Mayor Wil Boc

Removed from the agenda.

J. North End Fire Station – Councilor Betsey Andrews Parker

No report.

Andrews Parker moved to approve the reports, seconded by Mayberry. All in favor.

9. CITY MANAGER'S REPORT

No report other than what the City Council has previously received in writing. Mayberry stated Martha Robinson called him today about a drain that is clogged on Summer Street. Mayberry asked if Henry Law Avenue has been taken off the priority list. Pete Lavoie says not really, but Fourth Street reconstruction will be ongoing. They will only do Washington Street intersection construction this year. He stated, as far as paving, they are moving as fast as they can. Mayberry asked, will the Henry Law design be done this summer? Pete Lavoie says they will be going out to bid on the design and working on it into the winter and bid the job next spring. The Mayor stated he has had calls on Columbus Avenue regarding the paving. Pete Lavoie says a water main has to be put in there and then the paving will be done in stages.

Reese moved to accept, seconded by Mayor Boc. All in favor.

10. UNFINISHED BUSINESS:

A. ORDINANCES IN 2ND READING

1. Ordinance # 17-06/13/2001, Chapter 166, Vehicles and Traffic, Section 166-56, Schedule I, No Parking at Any Time, Fifth Street. Sponsored by Councilor Jason Hindle, Parking and Traffic Committee.

Hindle moved to adopt, seconded by Mayor Boc. Motion passed on a roll call vote of 8-0.

2. Ordinance #18-17-06/13/2001, Chapter 166, Vehicles and Traffic, Section 166-50, Schedule C, Stop Intersections, County Farm Crossroad. Sponsored by Councilor Jason Hindle, Parking and Traffic Committee.

Hindle moved to adopt, seconded by Mayberry. Motion passed on a roll call vote of 8-0.

3. Ordinance #19-06/13/2001, Chapter 170, Zoning, Section 170—8, Zoning Map, to rezone from Restricted Industrial District (I-1) to Medium-Density Residential District

(R-12), portions of Rutland Street and Fisher Street. Sponsored by Councilor Jerry Reese, Planning Board Representative.

This item discussed and approved under Item E. of Committee Reports.

B. ORDINANCES IN 3RD READING

C. RESOLUTIONS

1. Resolution RE: In Support of Memorial for Joseph McConnell. Sponsored by Councilor Alex Nossiff and Councilor Jason Hindle.

Nossiff moved to table and refer to a Public Hearing in September, seconded by Hindle. All in favor.

2. Resolution RE: Fiscal Year 2001 Budget Amendment #3. Sponsored by Mayor Wil Boc, by Request.

This resolution needs a 2/3 vote for passage. The City Manager stated this appropriates unanticipated costs not covered in the CIP.

Mayor Boc moved to adopt, seconded by Reese. Motion passed on a roll call vote of 8-0.

11. NEW BUSINESS:

A. CONSENT CALENDAR

1. Raffle/Tag Permit – Community Services Department, Recreation Division
2. Road Toll – Hope Worldwide New England
3. Parade Permit – Dover Historical Society
4. Tag Permit – Dover Little Green Cheerleading
5. Parade Permit – 26th American Traveling Morris
6. Ben Thompson - Magician

Andrews Parker moved to grant, seconded by Dunnington. Reese requested 11.A.1. be removed from the consent calendar and added as Item 11.B.18. Andrews Parker moved to grant 11.A.2. through 11.A.6., seconded by Reese. Motion passed on a vote of 7-0. Hindle abstained.

B. RESOLUTIONS:

1. Resolution RE: Establishing Rate for Police Services. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Reese. Reese asked, does this include their retirement? The Mayor asked if someone could request a waiver for a non-profit organization. Chief Fenniman stated yes. The City Manager would approve that. Motion passed on a roll call vote of 8-0.

2. Resolution RE: Award of Purchase Order for Five (5) Police Cruisers. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Mayberry. Hindle asked how many are in the fleet now. The Chief stated he is not sure of the total number, but we put 9 marked cars on the road. Motion passed on a roll call vote of 8-0.

3. Resolution RE: Award of Purchase Order for Design Engineering Services – WWTP Remote Blower Building. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Mayberry. The City Manager stated, we are in a lawsuit right now regarding the incorrect design. Motion passed on a roll call vote of 7-0. Nossiff abstained.

4. Resolution RE: Award of Purchase Order for a New Pump Rotating Assembly for Varney Brook Pump Station. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Reese. Motion passed on a roll call vote of 8-0.

5. Resolution RE: Award of Bid #B01051 for Water Treatment Scada System Upgrade. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Hindle. Motion passed on a roll call vote of 8-0.

6. Resolution RE: Award of Purchase Order for Ice Arena Chiller System Maintenance. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Mayberry. Motion passed on a roll call vote of 7-1. Hindle opposed.

7. Resolution RE: Award of Bid #B01050 for Wood Ash. Sponsored by Mayor Wil Boc, by request.

Andrews Parker moved to adopt, seconded by Mayberry. Motion passed on a roll call vote of 8-0.

8. Resolution RE: Following of City Financial Policy #10 – Establishing Preliminary Budget for FY03. Sponsored by Councilor Robert Berry and Councilor Betsey Andrews Parker.

Andrews Parker moved to table to the next meeting, seconded by Mayberry. All in favor.

9. Resolution RE: Amendment to Rule 1-5: Application for Service – Sewer, Dover Utilities Commission Rules and Regulations. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Hindle. Motion passed on a roll call vote of 8-0.

10. Resolution RE: Authorization to Enter into a Contract with the State of New Hampshire for Advanced Drug Prevention Programming. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Hindle. Andrews Parker asked for specifics, such as national statistics. The City Manager stated he will try to find out the answer. National statistics may not be as accurate as our local numbers.

Dunnington understands that this goes beyond the D.A.R.E. program. This is a top-notch program. Motion passed on a roll call vote of 8-0.

11. Resolution RE: Farmers Market. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Mayberry. Reese was there today and he liked the previous location better because there was much more parking. Hindle echoed this and because of the elderly housing, it was very handy where it was before. The City Manager says if the general consensus is to go back to the previous location, they will make that suggestion. Dunnington says the accessibility to the current site is not good and there is no parking. Schmidt commented; these comments are very well taken. However, the current location is much more convenient for the residents of Central Towers. He

requests the city staff monitor the site. Motion passed on a vote of 8-0.

12. Resolution RE: Closing a Portion of Central Avenue for the Annual Apple Harvest Day Festival. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Hindle. Motion passed on a vote of 8-0.

13. Resolution RE: Award of RFP #B01055 for Indoor Pool: Flooring Renovations and Tile Replacement. Sponsored by Mayor Wil Boc, by Request.

Andrews Parker moved to adopt, seconded by Mayberry. Motion passed on a roll call vote of 7-1. Hindle opposed.

14. Resolution RE: Crosswalk – Locust Street at Greek Orthodox Church. Sponsored by Councilor Jason Hindle.

Item withdrawn.

15. Resolution RE: Extending Hours of Recycling Center. Sponsored by Mayor Wil Boc.

Mayor Boc moved to adopt, seconded by Hindle. Mayor Boc amends the resolution to read April through November on a temporary basis. His main concern is keeping the brush pile open until 5 p.m. He feels our mission is to serve the citizens of Dover with the extended hours. This works well. Hindle seconds the motion to keep this open. Andrews Parker wants to do this for a temporary time to try it out. Andrews Parker motions to amend to do it for a temporary time - until November 2001 to see if it is cost effective, seconded by Schmidt and Mayberry. Motion to amend, passes on a vote of 7-1. The Mayor opposes the amendment. Main motion as amended, passed on a roll call vote of 8-0.

16. Award of Purchase Order for Continued Employee Occupational Health Services. Sponsored by Mayor Wil Boc.

Andrews Parker moved to adopt, seconded by Hindle. Motion passed on a roll call vote of 8-0.

Andrews Parker moved to suspend the rules to add 11.B.17. and 11.B.18., seconded by Mayberry. All in favor.

17. Resolution RE: Appointments Committee Recommendations to Various City Boards and Commissions. Sponsored by: Councilor Reese, Councilor Mayberry, and Mayor Pro Tem Berry.

Reese moved to adopt, seconded by Mayberry. Reese moved to amend by adding Jessica Tweedie to the Dover Arts Commission, seconded by Mayberry. The Mayor noted that Steve Wells is added to the TAC. All in favor.

18. Raffle/Tag Permit – Community Services Department, Recreation Division.

Reese moved to adopt, seconded by Mayberry. Reese explained his opposition to this request; he does not want participants to stand on the corner. We are spending tax money for the recreation department. Reese moved to table for more information, seconded by Mayberry. All in favor.

C. ORDINANCES IN THEIR 1ST READING:

1. Ordinance # 20-07/18/2001, Chapter 166, Vehicles and Traffic, Schedule I, No Parking Anytime, Hanson Street. Sponsored by Councilor Jason Hindle, Parking and Traffic Committee.

Hindle moved to refer to a Public Hearing on August 8, seconded by Reese. All in favor.

D. COUNCIL CORRESPONDENCE:

1. Wetlands Application – Great Bay Properties

Andrews Parker moved to accept and place on file, seconded by Mayberry. Mayberry moved to place Jack and Judy Mettee's letter on file, seconded by Hindle. All in favor.

12. COUNCIL MATTERS OF INTEREST

Mayberry had stated publicly about him putting a hand on a city councilor's shoulder. He is sorry and apologizes to Mr. Callahan. Hindle welcomed Councilor Andrews Parker back from maternity leave.

Nossiff issued an apology to the citizens of Dover and to Councilor Berry. In respect to Mayor Pro Tem Berry, Nossiff stated, he has served this city well. He went on to say there was never any animosity between Berry and himself. They feel it is time to go on with the affairs of the city.

13. ADJOURNMENT

Reese moved to adjourn, seconded by Schmidt. All in favor.

JUDY GAQUETTE - CITY CLERK