

MINUTES
REGULAR COUNCIL MEETING
FEBRUARY 9, 2000
DOVER CITY COUNCIL
COUNCIL CHAMBERS

6:00 P.M.

NON-PUBLIC SESSION RE: LAND SALE

7:00 P.M.

1. MOMENT OF SILENCE

2. PLEDGE OF ALLEGIANCE

The Mayor led the Pledge of Allegiance.

3. ROLL CALL

Members Present: Councilor Dunnington, Councilor Hindle, Councilor Mayberry, Councilor Nossiff, Councilor Reese, Councilor Schmidt, Councilor Andrews Parker, and Mayor Wil Boc.

Absent: Mayor Pro Tem Berry.

4. PUBLIC HEARING

A. Resolution RE: Acceptance of Grandview Drive as a City Street. Sponsored by Mayor Wil Boc, by Request. **(See 10C-1)**

The Mayor opened the Public Hearing on this resolution.

Seeing no speakers, the Mayor closed the Public Hearing on this resolution.

B. Resolution RE: Acceptance of Seaborne Drive as a City Street. Sponsored by Mayor Wil Boc, by Request. **(See 10C-2)**

The Mayor opened the Public Hearing on this resolution.

Seeing no speakers, the Mayor closed the Public Hearing on this resolution.

C. Ordinance # 01-01/12/2000, Chapter 86, Dances and Dance Halls. Sponsored by Mayor Wil Boc, by Request. **(See Item 10A-1)**

MINUTES - REGULAR COUNCIL MEETING

FEBRUARY 9, 2000

Page 2

The Mayor opened the Public Hearing on this ordinance.

Seeing no speakers, the Mayor closed the Public Hearing on this ordinance.

D. Ordinance # 02-01/12/2000, Chapter 166, Vehicles and Traffic. Sponsored by Mayor Wil Boc, by Request. (See Item 10A-2)

The Mayor opened the Public Hearing on this ordinance.

Ron Weeden – 41 Bellamy Road on the corner of Lisa Beth Drive and Bellamy. Mr. Weeden has lived there for 15 years. He feels no one is listening from way back when the Route 9 and Route 155 intersection was addressed. All the talk went on deaf ears – all they got was a 20 m.p.h. blinking light, no parking signs, sidewalks or curbing. The council can look back in their minutes in 1991.

Mr. Weeden stated the new problem is Dover High School's inadequate parking. He feels there is a real traffic safety problem. They are now parking off Bellamy and on Lisa Beth Drive at the intersection, in driveways, etc.

Mr. Weeden stated the answer to this is adequate parking on site. They need a parking lot on Alumni Drive. He hopes a fatality does not have to occur before it gets corrected.

Cliff Blake – 1 Lisa Beth Drive. Mr. Blake has lived on Lisa Beth Drive for 10 years and reiterated what Ron Weeden says. He's really concerned about the safety of the grammar school kids. The kids also cut across private property. The High School needs its own parking or they need to decide who can drive and who can not drive a car to school. It may not be a workable situation since they can park on a public street.

Lydia Williams – 18 Lisa Beth Drive. Mrs. Williams has been a resident for 28 years. She stated the residents have to clean the rubbish and the kids "whiz" around the circle squealing tires. They have the short site on the hill with the big tree on the right. U.P.S. uses Bellamy Road as a shortcut to get to Route 108 and back.

Spring sports will be starting shortly and it will be more crowded. Emergency vehicles could never get through in an emergency. She stated today, there were 14 – 16 cars parked on Lisa Beth Drive and only 6 or 8 in the Bellamy parking lot. Mrs. Williams stated they now allow freshman kids to drive. She doesn't understand why the citizens are put at risk.

Mark Geuther – 30 Lisa Beth Drive. Mr. Geuther mentioned a letter that was sent to the City Council. He stated 32 cars were parked there yesterday. He wants kids to park at Bellamy Park. He says the police officer that works the school campus says the gate is open at the athletic fields to walk across. Mr. Geuther stated the kids are

trespassing on private property and they (kids) continue to litter the area with trash. He feels there is a safety issue, as grammar school kids have to wait for the bus at the end of Lisa Beth Drive. Snow has narrowed the road considerably. He requested the City Council to do something.

Seeing no other speakers, the Mayor closed the Public Hearing on this ordinance.

5. CITIZEN'S FORUM

Rick Laughton – Mr. Laughton is one of the owners of Daniel's in the CourtYard. He has a problem with parking on Central Avenue in the afternoon and evenings. He asked the councilors to take a ride downtown (The streets are packed with cars. People are not in the businesses). He feels the mill is contributing to this problem.

The only time they can do any business is in the evening. He feels people judge a city by their downtown area.

The Mayor says this item will appear on the Parking and Traffic agenda.

Kathy Wentworth Chalue – 12 Mast Road. Mrs. Chalue is here because of the article in last night's paper regarding Mast Road site for the Public Works facility, which is near Garrison School. This is a residential area so why would we even consider putting the Public Works facility in a residential area.

She commented on the lack of sidewalks and all the people that walk. Mrs. Chalue stated they have been trying since 1991 to do this. She stated, the council shouldn't think about putting the burden on the children of Garrison School.

Ron Weeden – 41 Bellamy Road. Mr. Weeden spoke regarding expenditures of \$95,000 for Camp Sun N' Fun. He wonders who does the prioritization in funding.

Lydia Williams – Mrs. Williams spoke regarding Bellamy - another point is parking on Bellamy Road. People have to park on the edge and it makes it difficult for traffic to get through.

6. MINUTES

- A. December 1, 1999 – Special Meeting (*Previously distributed*)
- B. December 8, 1999 – Regular Meeting (*Previously distributed*)
- C. December 15, 1999 – Special Meeting (*Previously distributed*)
- D. January 3, 2000 - Inauguration Special Meeting (*Previously distributed*)
- E. January 12, 2000 – Regular Meeting

Reese moved to accept the minutes, seconded by Hindle.

Schmidt identified a correction on page 10 the word "block" of the 1/12/2000 minutes. All in favor after correction is made.

7. MAYOR'S REPORT

The Mayor stated in following the new tradition of the Mayor's Award, he awarded the Dover High School Band and Dover High School Color Guard and Dover High School Chorus. He asked members of these groups to step forward. He read his proclamation.

The Mayor stated on 1/17 he had the honor of representing the City in the Martin Luther King Day ceremonies at the St. Thomas Church.

On 1/19, he welcomed Tipper Gore to Dover and they had dinner at the FireHouse Restaurant.

On 1/29 the council met for a goal setting workshop.

The Mayor stated tonight DEDC representatives are here to give the city council a presentation of development on the water.

Bob Long and Nick Skaltsis are here to give brief overview of the proposed condos.

Dana Lynch had drawings of plans for waterfront.

Nick Skaltsis – 6 Erik Drive on DIDA. He is pleased to be able to be here for a public parcel. He described where this land is. The first left off Henry Law Avenue, next left is Paul Street with city right of way approximately 6 acres with spectacular views. You look almost right at Garrison Hill Tower. He stated they are proposing 28 units of condominiums. The council controls the destiny of this site. They want it to go out to a sealed bid auction. Then will be asking for a slight adjustment to the "lot line" between Maglaras Park and this site.

The reason DIDA is going forward with a complete subdivision plan is threefold.

1) 1st – dollars

Property would increase in valuation by 50% if this were a fully approved subdivision site.

2) control of exterior architecture of riverfront throughout the 35 acres of the waterfront district.

3) value –this is market driven situation.

The city would get \$150,000 per year and the developer would be required to pay all expenses.

Dana Lynch stated its very exciting to have this progress being made. This is something the city will be proud of.

Reese moved to adopt, seconded by Mayberry. All in favor.

8. REPORTS OF STANDING AND SPECIAL COMMITTEES

A. Planning Board – Councilor Jerry Reese

Reese stated the Planning Board met on Tuesday, February 8, 2000.

Considered and Accepted (C/A) an application for a minor subdivision of land for Lois Ann Keenan and Marie Bilyj located on Lisa Beth Drive.

C/A an application for a minor lot line adjustment for land for Frederick Pearson, III, Edgar & Ann Crothers, Maisie Pearson 1989 Trust and Pamela & Frederick Pearson, III, located on Dover Point Road.

C/A an application for a minor lot line adjustment of land for STF Development Corp. located on Mast Road.

C/A an application for an application for a minor lot line adjustment of land for John & Diane Newick and Edward & Mary St. Pierre located on Leighton Road and Dover Point Road.

C/A an application for a lot line consolidation of land for the Richmond Company, Inc. located on Route 108/Indian Brook Drive/High Street.

Discussion and possible vote on Preliminary Alternative Design concept for Ezra Green's Farm located on Littleworth Road.

Request for a 60-day extension of approval for Wayside at Dover located on Middle Road.

B. Public Works Building Committee – Councilor Peter Schmidt

Schmidt stated the public is aware the council is considering several sites including a site at the gravel pit owned by the Swett site even though they had heard from Mrs. Chalue in opposition to this site. He feels this great hole is currently a hazard. Horne Construction has already looked at this site and they are still in negotiation with the Swett family. Also, they are working on a contract with Horne Construction for the building.

C. Middle School Joint Building Committee – Councilor Robert Berry

Withdrawn.

D. Arena Building Committee – Councilor Matt Mayberry

Mayberry deferred his comments to Sam Allen.

Mr. Allen recently became involved with this project. He feels it is a dynamic project. The arena generates revenue. The construction time line is finite and decisions need to be made fairly rapid, but information gathering is not being taken lightly.

MINUTES - REGULAR COUNCIL MEETING

FEBRUARY 9, 2000

Page 6

The committee feels we have primary responsibility. Stewardship, publicity, and ownership. There is lots of expertise on the committee.

We will be seeing him a lot in the near future. They are trying to be fiscally responsible. He commended Gary Bannon, Pete Lavoie, Jeff Bardwell, and Dan Kelley and city departments for their work to date in the process.

On 12/21 sent requests for qualifications

1/14 is the deadline for the RFP to be back

1/18 building committee met and reviewed 18 RFPs, selected 7 for interviews

2/1 held interviews on 6, 1 dropped out – selected 3

2/13 RFP will be out

3/8 bids will hopefully be back

3/15 tentatively scheduled presentations by bidders and hopefully selections will be made within a short period of time. We anticipate selections presented to the council in your March 17 package.

The committee would like the council to meet with the successful bidder as soon as possible after the selection and ask any questions you might have.

They would like construction to begin in April with a January 2001 occupation date. Mr. Allen invited everyone to attend the meetings.

The Mayor asked if the proposal was for the two (2) sheets of ice and the indoor soccer? Mr. Allen stated, yes.

Andrews Parker asked how the youth groups were being involved in this project?

Mr. Allen says they have some key youth organizations that rent time and they have been solicited for their comments, as well as high school organizations. There will be long-term agreements. Their needs have been identified and they will be worked into the plan.

Parking and Traffic Committee – Councilor Betsey Andrews Parker

Andrews Parker states they have a full schedule. The meetings will be held the first Wednesday of every month in the Council Chambers at 6:30 p.m. The next meeting will be March 1.

E. COAST – Councilor Peter Schmidt

Schmidt states they have new officers. The City of Rochester has been elected Chair and the representatives from Newmarket and Schmidt are the Vice-Chairs. They are in negotiations for new facilities in Dover for COAST. They are looking at Jalbert's facility to purchase. This is an ongoing process.

Reese moved to accept reports, seconded by Mayberry. All in favor.

9. CITY MANAGER'S REPORT

The City Manager stated relative to the operating budget through January they have collected \$4.6 million of the projected budget – 58% in the fiscal year – general fund.

Expended \$9 million – 61%

On economic development, issued 38 building permits for \$5.1 million and collected fees of \$26,600.

Dean Peschel is instrumental in the city applying for the Brownfield Grant.

The City Manager introduced the new council to Dean indicating he is our environmental engineer.

The Brownfield Grant is an opportunity for the city to get money to do environmental studies.

The first one is the Manchello property in the vicinity of Glen Hill Road. This grant will do property assessment. The current thought since it is city owned property would be a recreation site. There are 32 acres involved.

The second site is the River Street parcel. They have discovered some contamination. So some additional site work will need to be done. There is no city match with this grant.

Nossiff asked regarding the waterfront project. He wondered if it is possible to add recreational usage to get additional money.

Dean says with only 1 site, you are limited to \$200,000 with the multiple sites and if one is recreation you can apply for \$250,000.

The City Manager stated we are in the process of spending \$23,380.21 with the help of MediaOne for additional camera equipment for the council chambers. Also, we received a preliminary report regarding the reuse of the Dover Junior High School and are waiting for estimated costs for next year's budget.

The City Manager stated he has a meeting Friday night regarding the progress with the court.

Reese moved to accept, seconded by Hindle. All in favor.

10. UNFINISHED BUSINESS:

A. ORDINANCES IN 2ND READING

1. Ordinance # 01-01/12/2000, Chapter 86, Dances and Dance Halls. Sponsored by Mayor Wil Boc, by Request.

Reese moved to adopt, seconded by Hindle.

The City Manager asks Chief Fenniman to speak to the council. The Chief explained the ordinance. This includes changes for requirements for licenses.

Motion passed on a roll call vote of 7-0. The Mayor abstained.

2. Ordinance # 02-01/12/2000, Chapter 166, Vehicles and Traffic. Sponsored by Mayor Wil Boc, by Request.

Reese moved to adopt, seconded by Hindle.

The staff recommends passage, but do we want to send it to the Parking and Traffic Committee.

Andrews Parker recommends this be passed, then they will address the Bellamy Road situation.

Hindle thanked the residents of Lisa Beth Circle and for sending their petitions and pictures. There are some changes he would like to see a time constraint of 7 a.m. – 2 p.m. The issue of 200 feet is too small. The Superintendent would like to see the entire street restricted Monday through Friday. Hindle stated it is a privilege to bring a car to school – the students and citizens need to be aware there is a parking lot on campus. He feels some students must be coming to school late and need to park there before the late bell.

Reese asked when is graduation - June 17.

Matt Mayberry has a concern with how we will encourage students to change their parking habits.

Chief Fenniman says they will all get a nice note before next Wednesday when it (the ordinance) is published.

Hindle has a recommendation for the Parking and Traffic meeting to meet at Dover High School instead of the Council Chambers. This meeting will be March 1 at 6:30 p.m. at the Dover High School so those residents on Bellamy and Lisa Beth Drive can easily attend.

Nossiff appreciates concerns to Lisa Beth Circle parking. He stated he doesn't want to take a piece meal solution for Lisa Beth Circle. His questions are, do we have a

place for students to park or should we wait and discuss Lisa Beth Circle with the Bellamy Road situation?

The Mayor says there is room to park in Bellamy Park. This is an emergency relief for these residents.

Schmidt was happy to have so many residents come out from Lisa Beth Circle. He is very concerned about some of the students trashing the nearby properties and trespassing on private properties. He wants the school to look at the situation carefully. Schmidt wants residents to call him to rectify this problem.

Dunnington asked do we have an idea how many students drive to school.

Marc Vaillancourt – Chair of the School Board. He stated many, many students drive to school. At some point, someone will not be able to bring their car to school. The School Board does not know what they are going to do. The solution right now is Bellamy River Parking lot. However, the kids don't want to walk from the park. Mr. Vaillancourt feels the littering problem should result in tickets.

His elementary schools also have problems with parking. It will take some time.

Hindle says the Vice-Principal of the Dover High School informed him that seniors and juniors with good standing have first priority. It must be enforced **NO PARKING** on Bellamy, as well as, Lisa Beth Drive.

Nossiff is concerned for the residents of Bellamy Road.
Motion passed on a roll call vote of 8-0.

B. ORDINANCES IN 3RD READING

C. RESOLUTIONS

1. Resolution RE: Acceptance of Grandview Drive as a City Street. Sponsored by Mayor Wil Boc, by Request.

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

2. Resolution RE: Acceptance of Seaborne Drive as a City Street. Sponsored by Mayor Wil Boc, by Request.

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

11. NEW BUSINESS:

A. CONSENT CALENDAR

1. Raffle Permit – Dover High School Hockey Boosters
2. Tag Permit – Dover North Cal Ripken Baseball League
3. Raffle Permit – Saint Mary Academy
4. Tag Permit – Strafford County Stars Basketball

Reese moved to grant, seconded by Mayberry.

Andrews Parker has a problem with dates already in effect on some items.

All in favor.

B. RESOLUTIONS

1. Resolution RE: Creation of Special Assessment for the Spur Road Sewer Line Extension. Sponsored by Mayor Wil Boc, by Request

Reese moved to refer to a Public Hearing on March 8, 2000, seconded by Hindle.
All in favor.

2. Resolution RE: Loan Authorization of Special Assessment for the Spur Road Sewer Line Extension.

Sponsored

by Mayor Wil Boc, by Request.

Reese moved to refer to a Public Hearing on March 8, 2000, seconded by Mayberry.
All in favor.

3. Resolution RE: Award of Change Purchase Order for Additional Work Relative to Cocheco River Dredge Project. Sponsored by Mayor Wil Boc by Request.

Reese moved to adopt, seconded by Mayberry.

The City Manager asked Steve Bird to give background. The City Manager asked if it would be convenient to have a workshop on 2/23 and include Dean to come back regarding the Spur Road resolution. They agreed.

MINUTES - REGULAR COUNCIL MEETING

FEBRUARY 9, 2000

Page 11

Steve Bird explained the resolution. He stated there is a brief background in the councilor's packages.

Matt Mayberry asked about the Army Corps or Engineers and DES.

Steve Bird explained the how the city is working with these agencies and the permit process and the site location.

Nossiff asked about the change of direction or waiver he heard about. What is the time frame? When will this get started?

Steve Bird stated they are hoping to have all state permits by this fall and have the dredge started in the next dredge window which will be next November 2000 through March 2001.

Nossiff asked what is the percent chance that this will start next winter?

The City Manager stated that is the Army Corps call.

Steve Bird stated we need additional federal funding. The total project cost is \$3 million. This includes dredging, capping, etc.

The Mayor stated that John Cavannaugh – Senator Gregg's spokesperson is fully behind this project, as well as, Senator Smith's office.

Schmidt clarified Senator Gregg's office is willing to help us in any way they can.

Mayberry says this council has set this as a priority. Let's use our resources and get our congressional delegation involved.

Steve Bird says they are continuing to keep the congressional delegation informed and in support of this.

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

4. Resolution RE: Establishing Rate for Police Services. Sponsored by Mayor William E. Boc, by Request.

Reese moved to adopt, seconded by Mayberry. Reese amended the motion to refer to a Public Hearing on March 8, 2000, seconded by Andrews Parker. All in favor.

5. Resolution RE: Temporary Lease of Shop Space at Former Dover Middle School. Sponsored by Mayor Wil Boc.

Reese moved to adopt, seconded by Mayberry.

Dunnington has one concern, is work going on in the building right now?

The City Manager stated mainly painting and minor fixing up is all.

Schmidt stated in view of that fact, why does the resolution not specify amounts.

The Mayor says it is in the contract \$3,000 per month. The Mayor says it is the neighborly thing to do.

Dunnington stated it also puts someone in the building.

Reese stated this occupation is due to the Oyster River High School fire.

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

C. ORDINANCES IN THEIR 1ST READING

D. COUNCIL CORRESPONDENCE

12. COUNCIL MATTERS OF INTEREST

The Mayor recommended another all day City Council meeting on Saturday 2/12.

Hindle thanked Pete Lavoie and Community Services and the wonderful job of plowing in the past snowstorm. He only had one complaint.

Mayberry addressed the congressional delegation and the price of home heating oil due to the mild winter; the refineries have pulled back oil production by 12%.

Washington, D.C. feels this is a regional problem and not a national crisis. \$5.4 million has been released to the State of New Hampshire for individuals to apply to CAP program.

Please call the Welfare office and the Strafford County CAP office for information.

Dunnington spoke regarding the election. He worked the polls for the first time on the inside, he commented on the young people voting. He feels the elections that affect people in Dover the most are, the local elections.

Andrews Parker stated the 3/1 meeting on Parking and Traffic and is regarding young people, she encouraged everyone to please come and help them out on these parking issues.

MINUTES - REGULAR COUNCIL MEETING

FEBRUARY 9, 2000

Page 13

Schmidt addressed the fuel oil situation and those who don't fall into the fuel assistance programs. He stated, local fuel dealers are not getting rich by the current situation. There is a current bill being proposed before Congress to establish a national fuel oil reserve. He feels the City Council should stay on top of the situation.

13. ADJOURNMENT

Motion to adjourn by everyone, seconded by everyone.

Adjourned at 9 p.m.

JUDY GAQUETTE
CITY CLERK