

**MINUTES  
REGULAR COUNCIL MEETING  
OCTOBER 11, 2000  
DOVER CITY COUNCIL  
COUNCIL CHAMBERS  
7:00 P.M.**

**1. MOMENT OF SILENCE**

**2. PLEDGE OF ALLEGIANCE**

Reese led the Pledge of Allegiance.

**3. ROLL CALL**

Members present: Councilor Reese, Councilor Schmidt, Mayor Boc, Councilor Dunnington, Councilor Hindle, and Councilor Nossiff.

Absent: Councilor Andrews Parker, Mayor Pro Tem Berry and Councilor Mayberry.

**4. MAYOR'S REPORT**

On 9/14 he was invited to attend the Dover Main Street Volunteer Recognition Dinner. On 9/30 he attended the Northern Colonist anniversary dinner. On 10/3 he attended a ribbon cutting for Leadsorce, Inc. On 10/5 he was invited and addressed the Chamber Government Affairs Committee.

Mayor Pro Tem Berry opened Apple Harvest Day on his behalf. Berry also delivered city greetings at the Sports Hall of Fame and greeted inductees.

The Mayor recognized City Manager Paul Beecher as an active member for 25 years of service to the International City and Manager Association (ICMA). He presented the City Manager with a plaque. The Mayor expressed his thanks to the City Manager.

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

**5. PUBLIC HEARING**

- A. Ordinance # 15-09/13/2000, Chapter 9, Budget, Section 9-1, Submission Date. Sponsored by Mayor Pro Tem Robert A. Berry. **(See ITEM 10A-1)**

Seeing no one, the Mayor closed the Public Hearing.

- B. Resolution RE: Authorization to Apply for Bureau of Justice Assistance Block Grant to Purchase Equipment for the Police Department. Sponsored by William E. Boc, by Request. **(See ITEM 11A-6)**

Seeing no one, the Mayor closed the Public Hearing.

**6. CITIZEN'S FORUM**

Linda Hagen - Dover Main Street. Ms. Hagen reported that she has had a very successful and productive year. At the dinner recognition they reiterated their accomplishments. She mentioned the brochures that she passed out and went over the work plan. They have a seminar planned for November 9. They also recognized the volunteers in the program. They want to strengthen

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the existing downtown; she then listed their supporters. Ms. Hagen also presented a directory and a map to the city council. She went over the different committees that work for the Main Street Program. (See folder of Oct 11, 2000 for brochures.) Ms. Hagen explained about the beautification project and the flower barrels in the center of town. She called on Tim Sheldon to explain in further detail. Then she thanked the city for their help.

Tim Sheldon listed what they have in the downtown area for businesses, stating it is the largest economic machine north of Portsmouth. The Main Street Program tries to be a clearinghouse for all potential marketing issues. The design committee has created a design assistance program (see brochure). They provide free technical assistance to business owners to make their property more marketable. They have created design standards, as well.

The second thing is the brick buildings that are in Dover. The Main Street Program is creating a historic walk in downtown Dover with markers throughout the brick buildings. They have created photographs for the markers and these markers will tell the story of the 1800s. Markers will sell for \$500 each. They already have five of them committed.

Joe Reeves, business owner of Who's on First. Mr. Reeves is trying to get a dance permit here in town. He explained how people come from out of town to his place for darts and pool. He pointed out how he has helped out in town with sports, etc. Now he needs some help in getting his permit. Mr. Reeves has a family and a newborn child. This is a place to come to relax, instead of just drinking all night. He was shut down last New Year's Eve; he is struggling. Dancing brings smiles to peoples' faces and he just needs a permit to make his business better. He is trying to make a nice atmosphere and a good place for people to come.

Gil Allen of 7 Wallingford Street. Mr. Allen is representing the Paul Street neighborhood situation with an update of information since the ordinance passed on Aug 9; he feels the issue has changed. When the movement started, it was very low key. It is now a much larger issue and involves health, ethics and dwindling green space; as well as traffic. What ties it all together is esthetics. The lines in this dispute are very well drawn. They had a very large gathering outside City Hall tonight, there were 100s of people that have stood up and stated their views against this ordinance. He knows of no one that has spoken in favor or it.

Norm Champagne, 13 Church Street. Mr. Champagne has been watching this on television and felt he needed to come down and speak. He feels there were some councilors that were elected that are representing themselves. We elected them to express the wishes of the people of the city. He cannot understand why, when there is no support other than from a few councilors and developers. He feels the council has an obligation to the citizens and he feels the citizens should get the kind of representation they are asking for.

Jackie Taylor, 16 Samuel Hanson Ave, stated she recently broke her arm. Ms. Taylor mentioned the carbon monoxide that will be produced from the cars of the condo owners. We should not cut the trees on the knoll. You cannot have 500 or 600 people coming down the avenue. We need to leave the trees please!

Patti Frew-Waters - 6 Paul Street. Ms. Frew-Waters stated after listening to Mr. Sheldon tell us how the City is such a special place and how Dover Main Street is spending a lot of money to get our history back again, but when you talk of putting condos in a neighborhood, you will be taking away another historic thing that makes Dover unique. She mentioned the trees as you come up

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the river; one of the most beautiful sites is the bluff. They do not want to look at 32 condos; they want to look at a gorgeous city. On behalf of the whole group, they have never said their issue is waterfront. They would like to help the city develop the waterfront; they are just opposed to the condos.

Eric Sweetser, 2 Wallingford Street. Mr. Sweetser stated there are only 12 people on Wallingford Street, but obviously there were more than 12 people out front tonight. We have a beautiful city; it is a great city to live in. He directly abuts the condo development. He does not see how the Mayor could say the development would not ruin his neighborhood. Why did you create the open space committee and now want to cut down the green space?

Dennis Duffy of 163 Silver Street. Mr. Duffy stated developers are gobbling up open space land. He wants them to take this into consideration, as we are the town. He agrees with Mr. Champagne, the people want to be heard; they voted for the council. They are now fighting the Silver Street Texaco and you are not allowed to speak at the Planning Board level. He finds this very frustrating. The city now cannot find any of the paperwork regarding his father's property; it just disappeared. Mr. Duffy would like the public to know information about the master plans before they create them.

Bob Longo, 4 Wilbrod Avenue. Mr. Longo is in support of owner, Joe Reeves and Who's on First. Joe is the new owner. Mr. Longo stated, he is a pool player and there is no drug traffic there. Mr. Longo stated, Joe has successfully cleaned the place up and he deserves to have a chance.

Ted Ackman, Nile Street. Mr. Ackman spoke about how he had missed a meeting, but at a previous meeting he had mentioned a green bumper sticker on a councilor's notebook and how he didn't consider 32 condos or industrial use as green; maybe he's thinking of the wrong kind of green. He feels the council is ignoring the people, even though the Mayor just thanked the citizens for coming forward to speak.

Seeing no one else, the Mayor closed Citizen's Forum.

### **MINUTES**

- A. August 14, 2000 Special Meeting/Workshop
- B. August 24, 2000 Special Meeting/Workshop
- C. September 13, 2000 Regular Council Meeting

Dunnington moved to accept, seconded by Schmidt. Schmidt stated after his corrections he would accept the minutes. Schmidt moved to table the minutes to the next meeting, seconded by Reese. All in favor. Nossiff is out of room.

### **8. REPORTS OF STANDING AND SPECIAL COMMITTEES**

- A. Planning Board – Councilor Jerry Reese

The Planning Board met last night. Reese stated they considered and accepted an application for a driveway waiver for Paul LaBrie on Berkshire Lane. C/A an application for a minor lot line adjustment for the owners of Redden Gardens. C/A an application for an alternative design

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subdivision Elizabeth Huggins Trust on Bay View Rd. – over 60 acres. C/A a preliminary alternative design subdivision on Washington Street. This is the first step in the process.

The Mayor asked where on Washington Street is the new development. Reese stated the big place towards the highway. Schmidt asked about the name of Redden Gardens. Reese stated, it will remain the same.

B. Public Works Building Committee – Councilor Peter Schmidt

Schmidt reported that they are going forward with the Mast Road site, gravel has been put in and the construction trailer has been put in place.

C. Arena Building Committee – Councilor Matt Mayberry – No report.

D. COAST Bus – Councilor Peter Schmidt

Schmidt stated COAST met last week. Schmidt was elected Chairman of the COAST Executive Board. They are acquiring a new fleet of buses. The repair and parts are extremely costly and impossible to maintain, so Coast is phasing out the SAAB. COAST has entered into a contract for new buses and they will be here in 2001.

E. Solid Waste Advisory Commission – Councilor Thomas Dunnington

Dunnington stated they met on 9/21 and discussed trash that has been scattered around the city. They have passed out flyers to alert apartment owners and dwellers. The Police have gone through the trash and found the names of people who disposed of their trash by the side of the road. The Police will be prosecuting them.

Dunnington stated leaf bags are now available. He talked about waste management and the future problems.

Reese concurred with Dunnington about the trash coming from out of state to the landfill at Waste Management. Schmidt commented on people putting garbage out the night before their pickup day and all the dogs, cats, and wild animals that are out opening the trash bags and scattering the garbage. Dunnington stated they will look into the rules.

F. Parking and Traffic Committee – Councilor Betsey Andrews Parker - No report.

G. Elementary Committee – Councilor Jason Hindle – No report.

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

**9. CITY MANAGER'S REPORT**

The City Manager stated relative to this year's budget we have received to date almost \$2 million and spent \$4.5 million dollars. Every fiscal year, expenses are front-end heavy, as we are a little ahead of ourselves.

For economic development, in September we issued 60 building permits for a total construction value of \$6.4 million and received \$31,675 in fees. He mentioned the memo on cost overruns

(see folder) in various projects. They have some problems on the Sixth Street project. The City Manager stated, now that we have determined he is a tree lover, New York Street is progressing on time; but construction costs have skyrocketed.

The City Manager reported on a coastal grant on a storm drainage system. He stated, by accepting his report, you are voting for the \$6,000 grant.

The City Manager sent an e-mail to ask the council to look at their schedules for November and get back to him so he can schedule a workshop.

The paper has reported that District Court has already moved into the old middle school before he has had a chance to tell the councilors and, they have done a nice job renovating. The old court building gets torn down next week.

Schmidt has a question. He stated he has toured the new courtroom and was impressed. He asked if the new court building was going to be started this year. The City Manager does not expect that they will start construction until next year. Schmidt asked if we have any input or is it what the state ordains. The City Manager says it is what the state ordains.

Reese moved to adopt, seconded by Schmidt. Motion passed on a roll call vote of 6-0.

**10. UNFINISHED BUSINESS:**

**A. ORDINANCES IN 2<sup>ND</sup> READING**

1. Ordinance # 15-09/13/2000, Chapter 9, Budget, Section 9-1, Submission Date. Sponsored by Mayor Pro Tem Robert A. Berry.

Dunnington moved to refer to a third reading, seconded by Reese. All in favor.

**B. ORDINANCES IN 3<sup>RD</sup> READING**

**C. RESOLUTIONS**

**11. NEW BUSINESS:**

Dunnington moved to suspend the rules by adding 11.A.6. to the agenda, seconded by Hindle. All in favor on a roll call vote of 6-0.

**A. CONSENT CALENDAR**

1. Parade Permit – Greater Dover Chamber of Commerce
2. Parade Permit – Erin's Walk
3. Raffle Permit – Dover High School Hockey Boosters
4. Raffle Permit – St. Thomas Aquinas High School
5. Raffle Permit – Cocheco Chapter, American Diabetes Assoc.
6. Resolution RE: Authorization to Apply for Bureau of Justice Assistance Block Grant to Purchase Equipment for the Police Department. Sponsored by Mayor Wil Boc, By Request.

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Dunnington moved to grant all five permits, seconded by Hindle.

Schmidt asked, is this part of consent calendar? The answer is, yes. All in favor.

Dunnington moved to adopt, seconded by Hindle. All in favor.

**B. RESOLUTIONS**

1. Resolution RE: Award of Purchase Order for One (1) Ford F450 Cab and Chassis. Sponsored by Mayor Wil Boc, by Request

Dunnington moved to adopt, seconded by Hindle. Motion passed on a roll call vote of 6-0.

2. Resolution RE: Award of Blanket Purchase Order for Dover Trash Bags. Sponsored by Mayor Wil Boc, by Request.

Dunnington moved to adopt, seconded by Hindle. Motion passed on a roll call vote of 6-0.

3. Resolution RE: Award of Blanket Purchase Order for #2 Heating Oil and Diesel Fuel. Sponsored by Mayor Wil Boc, by Request.

Dunnington moved to adopt, seconded by Reese. Reese asked what rack price is?

Motion passed on a roll call vote of 6-0.

4. Resolution RE: Transfer of Appropriation for Main Street Program. Sponsored by Mayor Wil Boc, by Request.

Dunnington moved to adopt, seconded by Reese.

The City Manager stated, due to an oversight, staff neglected to put this item in the budget. Hindle stated his concerns with regard to the photograph on display; the copyright belongs to his Dad, so he will abstain. The City Manager does not feel Hindle's vote will be a problem. Just to be safe Hindle will abstain. The Mayor moves to amend by increasing this amount from \$20,000 to \$25,000 as this type of project will enhance the city for years to come. Schmidt seconds the motion; all five are in favor of the amendment.

Main motion with amendment passed on a roll call vote of 5-0. Hindle abstained.

5. Resolution RE: Award of Additional Subsidy/Grant Payment to COAST. Sponsored by Mayor Wil Boc, by Request.

Dunnington moved to adopt, seconded by Schmidt.

The City Manager stated this was a request by COAST because their federal government-funding amount was decreased drastically.

Nossiff asked what other communities are served by the COAST bus system. The City Manager named all the surrounding communities. Nossiff also wanted to know if the other communities had upped their budgets in this area. Schmidt commented that Somersworth and Portsmouth both have upped their budgets. With the council's approval, this will be permanent funding. Schmidt stated the federal government provides 50 % of the funding and the communities need

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to provide 50% also. Nossiff asked about the threat of curtailing routes without funding. Schmidt says they would have to raise fares or cut service.

Nossiff stated we should encourage public transportation to try to eliminate traffic congestion. The Mayor stated he was on a council that decreased the funding.

Dunnington stated he is a big supporter of public transportation and Dover does not have enough.

Schmidt says the reality is a lot of people do rely on the COAST bus system for transportation.

Motion passed on a roll call vote of 5-1. Reese opposed.

6. Resolution RE: Award of Change Order for Indoor Pool Renovation – Filtration System. Sponsored by Mayor Wil Boc, By request.

Dunnington moved to adopt, seconded by Hindle.

The City Manager called Pete Lavoie to speak regarding the problem with the pool's diving end. Mr. Lavoie asked Mike Lassel, the designer, to explain.

Mr. Lassel stated the issue is, the pool was built in 1968, the pipe was clogged that comes up from the bottom, the other issue is the pool does not meet life safety on two grounds, the drain well could hold a child on the bottom. The other issue is the current flow rate of the pool is only through a 4 inch pipe, so that needs to be replaced by a 6 inch pipe to bring up the level of water flow to bring it up to state standards for diving into a pool. In general the work that needs to be done is to replace connections and the pipes under the pool.

Schmidt has questions about the filter system.

Mr. Lassel explained the filtration system.

Motion passed on a roll call vote of 5-1. Reese opposed.

7. Resolution RE: Use of Water Capital Reserve and Appropriation – SCADA. Sponsored by Mayor William E. Boc, by Request.

Dunnington moved to adopt, seconded by Hindle.

Mr. Lavoie explained the resolution. He stated this equipment will reduce man-hours in the future.

Nossiff asked about the purchase of the equipment to be bought next year. Mr. Lavoie says the cost is about \$400,000 (\$200,000 from sewer and \$200,000 from water budget).

Motion passed on a roll call vote of 6-0.

8. Resolution RE: Award of Purchase Order for Design and Implementation of Both a Water and Wastewater SCADA System. Sponsored by Mayor Wil Boc by Request.

Dunnington moved to adopt, seconded by Hindle.

The City Manager explained that this first resolution allows us to fund the item.

Motion passed on a roll call vote of 6-0.

9. Resolution RE: Award of Contract Extension for On-Site Management Information Systems Services. Sponsored by Mayor Wil Boc, by Request.

Dunnington moved to adopt, seconded by Hindle.

The City Manager explained this resolution.

Reese asked if we were going to have some way of measuring how many hours these people put in. Mike Joyal says we are averaging 32 hours a week. There have been overage charges with some hours. Reese feels this is a good deal for the city.

Mike Joyal gave the history of the networks and our systems. Joyal explained the different issues involved with the operating systems.

Motion passed on a roll call vote of 6-0.

10. Resolution RE: Acceptance of Ball Field From Evergreen Valley. Sponsored by Mayor Wil Boc, by Request.

Dunnington moved to adopt, seconded by Schmidt.

Reese asked why no one can use this field until 2002. It was stated, we will put up a fence and sign, but we need to let it sit for a year.

Motion passed on a roll call vote of 6-0.

**C. ORDINANCES IN THEIR 1<sup>ST</sup> READING**

**D. COUNCIL CORRESPONDENCE**

1. Wetlands Application – Eric Parker

Dunnington moved to accept and place on file, seconded by Hindle. All in favor.

**12. COUNCIL MATTERS OF INTEREST**

Reese has one item regarding solid waste and leaf bags. He stated, they are available at assorted stores.

Hindle wants a member of the School Board to attend the next meeting to discuss Berry's resolution. The City Clerk will take care of asking them to meet.

Dunnington reminded everyone to get out and vote this November 7.

Nossiff pointed out that all of Dover joins in sympathy with a couple of recent losses in the community, to the families of Martha Buckley, as well as, Lovell Hindle, Jason Hindle's grandfather.

**13. ADJOURNMENT**

Reese moved to adjourn, seconded by Hindle.

JUDY GAOUETTE  
CITY CLERK