

MINUTES
REGULAR COUNCIL MEETING
SEPTEMBER 9, 1998
DOVER CITY COUNCIL
COUNCIL CHAMBERS
7:00 P.M.

1. MOMENT OF SILENCE

2. PLEDGE OF ALLEGIANCE

Councilor Wilson led the Pledge of Allegiance.

3. ROLL CALL

Members Present: Councilor Wilson, Councilor Berry, Councilor Jalbert, Councilor Johnson, Councilor Landry, Mayor Pro Tem Perry, Councilor Rawding, Councilor Reese, Mayor Wil Boc.

4. PUBLIC HEARING

1. Ordinance #10 – 08/12/98, Chapter 166, Vehicles and Traffic. Sponsored by Councilor Bill Wilson.

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

2. Ordinance #11 – 08/12/98, Chapter 22, Code of Ethics. Sponsored by Mayor Wil Boc, by Request.

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

3. Resolution RE: Fiscal Year 1999 Budget Amendment #3. Sponsored by Mayor Wil Boc, by Request.

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

5. CITIZEN'S FORUM

The Mayor opened the Citizen's Forum.

Jim Oschman – 31 Whittier Street. Mr. Oschman spoke regarding the meeting on rezoning for Ward 6 on August 13, 198 at the Horne Street School. A survey of the citizens regarding the rezoning was done. He stated that 55 residents signed the petition in opposition to the zoning and presented the document with signatures of the opposed.

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Stephana Pierce – School Administrator. Ms. Pierce introduced herself. She stated she is in attendance to answer any questions the council might have regarding the progress on CIP projects.

Richard Wasson - Rollinsford – Mr. Wasson introduced Amos Townsend.

Amos Townsend – Republican State Senatorial Candidate. Mr. Townsend introduced himself. He stated he wants everyone to be able to put a face to a name.

Frank Wentworth – 115 Drew Road. Mr. Wentworth spoke regarding the fields on Mast Road. He stated this is the busiest road in Dover. He stated he Does not feel this is a good place for a soccer field. Mr. Wentworth stated the Martels have given gravel, loam, assisted in numerous projects for the City and have been a good taxpayer and neighbor. He stated he feels it doesn't hurt to do business with the Dover people. Mr. Wentworth suggested the city should get one price per yard.

Debra Cheney – Ms. Cheney spoke on behalf of the schools request to fund the library assistants. She stated students and teachers expect more from the library aides at the elementary school level. Ms. Cheney stated there is an increased demand and level of expertise of the library media generalist. She requested the council to consider funding this position.

Betsy Powell. Ms. Powell stated she is in favor of the librarian and is here to support Ms. Cheney. The council should consider hiring this position for the education of the Dover children. She stated we need to maximize our resources for educating the children on the proper use of the library.

Gus Daniels – Redden St. Mr. Daniels stated he supports the need for a full-time librarian is important for children's' education. He stated he feels the librarian will teach the children the proper use of the tools and resources available for education.

Seeing no other speakers, the Mayor closed the Citizen's Forum

6. MINUTES

A. Minutes of August 12, 1998 – Regular Meeting

Perry moved to accept the minutes as amended, seconded by Reese. Motion passed on a 8-0 vote.

7. MAYOR'S REPORT

The Mayor introduced the new Dover High School Principal, Mr. Pedersen.

The Mayor presented a proclamation to the Dover Women's Club celebrating 100 years.

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The Mayor addressed the City Manager's evaluation.

Rawding moved to table the City Manager's Evaluation, seconded by Wilson.

Rawding moved to withdraw the motion, seconded by Wilson.

Rawding stated that he has concerns regarding this evaluation and asked the council to postpone any actions tonight.

The Mayor moved ahead with the evaluation; he read the draft aloud:

In July 1998, the Dover City Council evaluated the performance of the City Manager, Paul Beecher. The process involved each city councilor being asked to complete an evaluation form that was submitted to the Mayor. After the forms were completed, the council met in an executive session with Mr. Beecher to discuss each councilor's views on the City Managers performance.

This executive meeting took place in the City Manager's office and allowed the opportunity for each councilor to address areas of strengths and weaknesses with the City Manager and allowed him an opportunity to respond.

Having completed his evaluation in this detailed manner, the City Council finds the City Manager to be doing an overall excellent job.

The City Manager was commended for his professionalism and leadership in preserving the City's sound, economic status. By consensus, the council finds the City Manager has a unique ability in hiring qualified and dedicated city employees.

In dealing with specific categories, it was the consensus of the councilors that the City Manager did an excellent job in implementing city policy, in professionally representing and maintaining the city's public image, in handling citizens' complaints, aiding the council in making decisions, in ensuring staff professionalism, and preparing and presenting the annual budget.

While some councilors felt that the City Manager did an excellent job in communicating with the council, others felt that Mr. Beecher needed to improve in this area. Improvements could be realized by Mr. Beecher by providing the council with more feedback about its own performance, providing alternatives to issues facing the council, and by presenting agenda items sooner to the council.

In summary, the overall consensus of the City Council was that the Manager was doing an excellent job and represents the city well. The council decided that the City Manager would not receive a raise in salary, but would receive a bonus equal to 10% of his base salary in the amount of \$8,423. This evaluation will become part of the City Manager's permanent personnel file.

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Rawding stated he was not in favor of the report.

The Mayor stated he attended a Ribbon Cutting for Dr. Forbes on August 14, 1998 on Portland Avenue.

On August 18 he attended a rezoning meeting for Ward 4 and Ward 5.

On August 28 he attended an awards ceremony for the Rochester Runners Club.

On August 31 he attended a rezoning meeting for Ward 1.

On September 5 he attended a Ribbon cutting Ceremony at Service Merchandise Grand reopening.

On September 9 he met with Governor Shaheen for dedication of Kindergarten at Garrison School.

On September 9 he attended a Ribbon Cutting Ceremony at Fresh Catch Fish Co. on Fourth Street.

Perry moved to accept the Mayor's Report, seconded by Reese. Motion passed on a vote of 7-1. Rawding opposed.

8. REPORTS OF STANDING AND SPECIAL COMMITTEES

A. Solid Waste Advisory – Councilor David Landry

Landry stated they last met on August 20 and fund balance is in good shape. Landry addressed the bulky item collection, which will be October 5 through October 9, 1998. He stated you can put out as much as you can put out to the curb with the purchase of one tag, which will cost \$2.75. Landry stated the household hazardous waste collection would be October 17, 1998 at River Street.

Landry stated the bagged leaf collection will be the week of November 2 and the week of November 16. Bags for leaves will be available at River Street and the normal locations where you purchase bags.

B. Planning Board – Councilor Jerry Reese

Reese stated two meetings were held.

On August 25, 199, at which time
Consideration/Acceptance of a conditional use to place additional antennas to an existing tower.

C/A of a minor subdivision on Tuttle Lane.

Approve the Rezoning on Longhill Road/Middleton Lumber.

C/A to an amendment on site plan for St. Ann's Home.

In addition, a presentation from Elliot Rose regarding proposed rezoning from I.1 to I.2.

Reese stated at September 8, 1998 the Planning Board

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Considered/Accepted a minor subdivision for Joe LaFerriere on French Cross Road.

C/A an application for a minor lots adjustment at 49 Sixth Street.

C/A an application for conditional use for Mark Phillips of Back River Road.

C/A a minor lot line adjustment for John Murphy on County Farm Cross Road Union Way Stable and approved a major subdivision on Dover Neck Road, which consists of 26 lots.

Reese stated there will be a Public Hearing on September 22 regarding the proposed 29 rezoning amendments at City Hall in the Auditorium.

C. Joint Building Committee – Councilor W. Scott Rawding

Rawding stated they met on September 1 with the Clerk of the Works and he reviewed the blasting conditions at the new Dover Middle School.

Rawding stated there were two (2) discrepancies in the price.

First, the price of the building. The building size is 154,500 square feet which equals a \$667K increase. He stated the building is 4500 square feet larger than originally planned. Secondly, the site package changed enormously. He stated that due to the clay the site (footprint of the building) was moved.

Rawding stated the next JBC meeting is would be September 15 at the Dover High School in the cafeteria.

Berry stated they made the concession for parking with hopes that some of the playing fields can be adjusted at the high school.

Wilson asked, are you saying there is one playing field on site in the guaranteed price?

Rawding stated, yes, one field.

Berry stated one PE field, not a playing field.

Rawding stated we are getting a very good price \$72 a square foot. He stated this price is for a quality plan for a quality school.

Landry asked is the site work part of the guaranteed price?

Berry stated, yes, it is included. Rawding stated \$13,682,000 is the guaranteed price.

The Mayor asked are we going to come in under the bonding of \$14.8 million?

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Rawding stated we might, but we are not sure. It is based on various 16 items. He stated he is very pleased with the work on the Middle School.

Berry stated we were bonded at \$14.8 million, the school price is at \$13.6 million. He stated, we might come back to the council for money.

D. Joint Building Committee Kindergarten – Councilor Bill Wilson.

Wilson stated the groundbreaking for the new Kindergartens was held and they were opened on time.

Perry moved to accept the reports, seconded by Berry. Motion passed on vote of 8-0.

9. CITY MANAGER'S REPORT

The City Manager discussed the current budget. He stated the non-property Tax is at 22% collection rate and the city is at 20% expenditure rate.

The City Manager stated for Economic Department, for the month of August, the number of building permits issued was 54 for \$1.8 million construction value. The city has collected \$9,000 in fees. This included seven single-family homes.

The City Manager revised the workshop schedule.

He also stated that they will need a Special Meeting regarding setting the Election for the School Board vacancy, on September 16, 1998 at 5:45 The City Manager discussed the 4 p.m. – 6 p.m. hours. He stated this is the second week.

The City Manager then announced the resignation of Karen Larson, City Clerk, effective November 6, 1998. The City Manager discussed the CIP update for FY 99.

Landry asked regarding the CIP. Is it possible we may not have to bond the \$400K for the Blower Building. He also stated if all goes well, the south end fire station will be completed this year.

Rawding asked if we do not use the money for window replacement will we lose the bond money. The City Manager stated, no we will not.

Landry asked what is the time frame for Dunaway Field lights?

Tom Forbes stated we are shooting for October 19, 1998. Landry asked what is the status of the track? Tom Forbes stated we looked at a NCAA 8-lane track, which took up too much land, so we went back to the 6-lane track.

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Rawding thanked the City Clerk for all her help and stated she will surely be missed.

Reese asked about the existing plan regarding the lighting towers and the telephone poles on Alumni Drive.

Tom Forbes explained the process he used to evaluate the towers and we have had some savings. He then addressed the telephone poles on Alumni Drive and the lighting. He stated they were temporary.

Perry moved to accept the report, seconded by Berry. Motion passed on a vote of 8-0.

10. UNFINISHED BUSINESS:

A. ORDINANCES IN 2ND READING

1. Ordinance #10 - 08/12/98, Chapter 166, Vehicles and Traffic. Sponsored by Councilor Bill Wilson

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

2. Ordinance #11 – 08/12/98, Chapter 22, Code of Ethics. Sponsored by Mayor Wil Boc, by Request.

Perry moved to adopt, seconded by Jalbert.

Perry moved to amend the footnote by removing the R. A. Zurawel, and adding Board of Ethics Chair, seconded by Jalbert.

Motion to amend passed on a vote of 8-0. Main motion as amended passed on a roll call vote of 8-0.

B. ORDINANCES IN 3RD READING

None.

C. RESOLUTIONS

None.

11. NEW BUSINESS:

A. CONSENT CALENDAR

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1. Resolution RE: Award of Bid #B99015 for Two (2) Replacement Police Cruiser Engines. Sponsored by Mayor Wil Boc, by Request.
2. Resolution RE: Award of Bid #B99009 for 2-Way Radios. Sponsored by Mayor Wil Boc, by Request.
3. Resolution RE: Award of Purchase Order for Fire Apparatus (Pumper) Engine Overhaul/Rebuild. Sponsored by Mayor Wil Boc, by Request.
4. Resolution RE: Award of Blanket Purchase Order for Traffic Control Signs. Sponsored by Mayor Wil Boc, by Request.
5. Resolution RE: Award of Bid #B99010 for a One Ton Roller and Trailer. Sponsored by Mayor Wil Boc, by Request.
6. Tag – New England Cheerstars.
7. Tag – Seacoast Spartans Hockey.
8. Tag – Dover Field Hockey Booster Club.
9. Tag – Somersworth/Berwick Youth Hockey.

Perry moved to adopt 1 thru 5 and grant 6 thru 9, seconded by Berry. Rawding asked to remove 11.A.5. and change to 11.B.9. Motion passed on a roll call vote of 8-0.

B. RESOLUTIONS

1. Resolution RE: Fiscal Year 1999 Budget Amendment #3. Sponsored by Mayor Wil Boc, by Request.

Item Withdrawn.

The Mayor addressed his need to withdraw this item.

2. Resolution RE: Award of Blanket Purchase Order for Miscellaneous Footwear. Sponsored by Mayor Wil Boc, by Request.

Perry moved to adopt, seconded by Reese.

Rawding moved to amend to exclude the Mounted Police, seconded by Landry. Motion to amend.

Wilson moved to table, seconded by Berry. Motion to table passed on a roll call vote of 7-1. Jalbert opposed.

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3. Resolution RE: Award of Request for Proposal #B99003 for a Computerized Document Imaging Storage and Retrieval System. Sponsored by Mayor Wil Boc, by Request.

Item Withdrawn.

4. Award of Bid #B99016 for Dover Trash Bags. Sponsored by Councilor David Landry, Ward 5.

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

5. Resolution RE: Award of Bid #B99011 for Lawn and Leaf Bags. Sponsored by Councilor David Landry, Ward 5.

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

6. Resolution RE: Award of Bid #B99018 for Random Crack Sealing Services—Bituminous Concrete Pavement. Sponsored by Mayor Wil Boc, by Request.

Perry moved to adopt, seconded by Reese.
Motion passed on a roll call vote of 7-0. Rawding abstained.

7. Resolution RE: Award of RFP #B99013 for Household Hazardous Waste Collection Services. Sponsored by Councilor David Landry, Ward 5.

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

8. Resolution RE: Authorization to Release Funds for the Payment of State of New Hampshire Department of Transportation Improvement Projects Work. Sponsored by Mayor Wil Boc, by Request.

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

9. Resolution RE: Award of Bid #B99010 for a One Ton Roller and Trailer. Sponsored by Mayor Wil Boc, by Request.

Perry moved to adopt, seconded by Reese.

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

Perry moved to remove from table Resolution 10C-1 Bid #B98078 from the previous meeting, seconded by Landry. Motion passed 8-0.

10. Resolution RE: Gravel Extraction and Ball Field Construction. Sponsored by Mayor Wil Boc, by Request.

Perry moved to adopt, seconded by Berry.

Perry moved to amend by substituting Resolution Re: Gravel Extraction, seconded by Berry.

Jalbert feels this should be re-bid. He stated we need to look at getting an optimum use of our city dollars.

Mr. Beecher stated the original bid did include the cost of sand, gravel, and fill on a per yard price.

Wilson stated he can't support Mast Road for ball fields. He pointed out the traffic problem, sand blowing, and 3 active mines. Wilson also stated he feels that spending 100% of funds on ball fields is wrong.

Wilson moved to amend, seconded by Perry.

Now, therefore; gravel be placed into funds as follows:

60% playing field construction, 30% CIP project deemed appropriate by City Council, and 10% for maintenance of city wide playing fields.

Johnson stated he liked the distribution of funds in the amendment.

The City Manager asked to have added: based on the amount of money received from the contract on an annual basis.

Wilson stated gravel is a generic meaning.

Motion passed on a vote of 6-1. Landry opposed to the amendment by Wilson. Rawding abstained.

Landry stated he is concerned about the fields' funding.

Wilson stated he hopes it is clear we are not committing any tax dollars to building fields Perry moved to remove the third whereas.

Motion passed on a roll call vote of 4-3. Reese, Landry, and Jalbert opposed.

C. ORDINANCES IN THEIR 1ST READING

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1. Ordinance #12 – 09/09/98, Chapter 170, Zoning (Longhill Road/New Rochester Road). Sponsored by Jerry Reese, City Council's Planning Board Representative.

Reese moved to refer to a Public Hearing on October 14, 1998, seconded by Jalbert. Motion passed on a roll call vote of 8-0.

2. Ordinance #13 – 09/09/98, Chapter 152, Streets and Sidewalks (Brick Sidewalks). Sponsored by Councilor David Landry.

Landry moved to refer to a Public Hearing on October 14, 1998, seconded by Perry. Motion passed on a roll call vote of 8-0.

D. COUNCIL CORRESPONDENCE

1. Letter from MediaOne – Channel Realignment Project and WCKSH.

Tom O'Rourke from MediaOne spoke regarding the channel realignment. He stated this would take place September 23, 1998.

Perry asked what is really changing. Mr. O'Rourke stated this will improve service quality, expands channel service and realigns channels. Basically this is repackaging.

Wilson stated he is concerned about a number of things. The number of channels in Basic Broadcast.

O'Rourke stated for \$6.78 the customer gets 22 channels

Wilson stated so it will be \$6.78 – 23 channels. Wilson asked how do you feel MediaOne is living up to their commitments?

O'Rourke stated we have exceeded our social contract.

Wilson asked do you feel MediaOne is meeting the social contract in this room? O'Rourke stated, yes, we have committed a lot of funds.

Landry asked if the rates would change.

O'Rourke stated, MediaOne is allowed to adjust rates annually and they usually do that in January.

12. COUNCIL MATTERS OF INTEREST

13. ADJOURNMENT

Reese moved to adjourn, seconded by Berry.

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The meeting was adjourned.

KAREN L. LARSON
CITY CLERK