



CITY OF DOVER

CITY COUNCIL - AGENDA

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, April 28, 2010**
Meeting Time: **7:00pm**

1. CALL TO ORDER

2. MOMENT OF SILENCE

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL ATTENDANCE

5. PROCLAMATIONS/AWARDS

6. APPROVAL OF AGENDA

7. PUBLIC HEARINGS

**A. DISCONTINUANCE OF EASTERLY PORTION OF DAVID TUTTLE ROAD
SPONSORED BY MAYOR MYERS BY REQUEST**

8. CITIZEN'S FORUM

*Citizens are invited to speak on any issue pertaining to the business of the City of Dover.
Statements shall be limited to five minutes.*

9. CITY MANAGER'S REPORT

10. APPROVAL OF MINUTES

- A. April 7, 2010 – Special Meeting**
- B. April 7, 2010 – Workshop**
- C. April 14, 2010 – Regular Session**
- D. April 21, 2010 – Special Meeting**

11. MAYOR'S REPORT

12. UNFINISHED BUSINESS

A. ORDINANCES IN THE 2nd READING – None

B. ORDINANCES IN THE 3rd READING – None

C. RESOLUTIONS

**1. DISCONTINUANCE OF EASTERLY PORTION OF DAVID TUTTLE ROAD
SPONSORED BY MAYOR MYERS BY REQUEST**



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13. NEW BUSINESS

A. CONSENT CALENDAR

1. **PARADE – Children’s Museum of New Hampshire**
2. **RAFFLE – Garrison Elementary School**
3. **TAG – Dover Little Green Cheerleading**

4. **RESOLUTION: B08082 OCCUPATIONAL HEALTH SERVICES CONTINUATION OF AGREEMENT**
SPONSORED BY MAYOR MYERS BY REQUEST

5. **RESOLUTION: B10065 TRAFFIC CONTROL FLAGGING**
SPONSORED BY MAYOR MYERS BY REQUEST

COMMITTEE REPORTS

- | | |
|--|---|
| 1. School Board Liaison | 7. Solid Waste Advisory Commission |
| 2. Planning Board | 8. Transportation Advisory Commission |
| 3. Appointments Committee | 9. Joint Building Committee – Horne Street |
| 4. Recreation Advisory Committee | 10. Joint Building Committee – Woodman Park |
| 5. McConnell Center Advisory Committee | 11. Legislative Liaison |
| 6. Arts Commission | |

B. RESOLUTIONS

1. **AMENDMENT TO CHILDREN’S CENTER LEASE FOR THE MCCONNELL CENTER**
SPONSORED BY MAYOR MYERS BY REQUEST

2. **AD-HOC STORMWATER UTILITY FEASIBILITY STUDY COMMITTEE**
SPONSORED BY MAYOR MYERS BY REQUEST

3. **ACCEPTANCE OF THE CONSOLIDATED PLAN FY2011-FY2015, AND ACTION PLAN FOR FISCAL YEAR 2011 CDBG ENTITLEMENT FUNDS (TO BE REFERRED TO A PUBLIC HEARING ON MAY 12, 2010)**
SPONSORED BY MAYOR MYERS BY REQUEST

4. **AMENDMENT OF 2010 FEE SCHEDULE FOR PARKING PERMIT RATES**
SPONSORED BY MAYOR MYERS BY REQUEST
(TO BE REFERRED TO A PUBLIC HEARING ON MAY 12, 2010)

C. ORDINANCES IN 1ST READING – None



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14. COUNCIL CORRESPONDENCE

A. PACKET OF LETTERS FORWARDED FROM THE DOVER CHILDREN'S CENTER

15. COUNCIL MATTERS OF INTEREST

16. ADJOURNMENT

CITY MANAGER'S REPORT

April 28, 2010



Submitted by:

J. Michael Joyal, Jr.
City Manager

288 Central Avenue
Dover NH 03820
603.516.6023

GENERAL SUMMARY OF MATTERS OFFICE OF THE CITY ATTORNEY

The use of outside counsel to handle specialty matters continues and consists of counsel involved in environmental matters(Attorney Peltonen), labor negotiations(Attorney Broth and assistant), cable and telecommunications(Attorney Ciandella), and zoning and assessing matters(Attorney Mitchell/Attorney Whitelaw). There are a small number of other attorneys hired on a variety of smaller matters.

SELECTED MATTERS FOR THE MONTH: March 2010

The role of the Office of the City Attorney is to represent the corporation as a whole including the City Council, the City Manager and the Departments. The focus of the Office of City Attorney is to avoid legal problems for the City by advising staff members, reviewing legal documents, addressing citizen concerns proactively, providing guidance to the boards, commissions and committees of the City and assisting City Councilors in the performance of their duties. The goal is to save money for the taxpayers and the City of Dover. A further role of the City Attorney is to respond to matters involving litigation. This role involves contacts with opposing legal counsel on a regular basis, the attendance at hearings and the trial of matters before the Courts.

- Assistance to the City Council: drafting/review of resolutions and ordinance revisions;
- Assistance to the Community Services Department: right of way issues; assistance to the DUC; drainage matter;
- Assistance to the Planning Department: review of matters involving the hospital; subdivision matter; review of enforcement matter; contract matter;
- Assistance to the Finance Department: contract reviews and preparations; purchasing matters; sewer lien matter; sidewalk repayment matter; Vendor list;
- Assistance to the Recreation Department: new lease;
- Assistance to the Schools: assistance with Joint Building Committee matters; occupancy agreement;
- Assistance to Fire & Safety: inspection division matter
- Assistance to the Police: Right to Know trial; picketing at local market
- Assistance to the City Manager: review of documents for signature; review of New Hampshire Supreme Court cases; review of litigation; preparation for Right to Know lawsuit; preparation for construction litigation matter;
- Processing four(4) requests made pursuant to RSA 91-A(18 requests in 2010);

Dover Business & Industrial Development Authority Economic Development Overview Dan Barufaldi

1. Sector Review:

Retail: Some significant strengthening in retail sales in the last month as consumer confidence gained slightly. Private sector fear of unemployment mitigated slightly as unemployment rates hovered minimally above and below projected levels although overall employment continued in decline, at a declining rate.

Restaurants: Fast food sales are up due to price cut "specials". Other breakfast and lunch sales continue to improve. Dinner sales at higher end restaurants are now also beginning to improve slowly.

Hotels/Motels: Sales activity is highly location sensitive, but off moderately. Weekend sales remain below former rates, but show some improvement. Our downtown hotel continues to record high occupancy levels, but at slim margins. The Microtel at Weeks Crossing is back in operation under new ownership and was advertising weekend specials recently and their occupancy rates are improving. Weekday occupancy rates at the other Week's Crossing hotels are moderate as business travel is reduced by the slow economy and the advent of electronic meetings.

Services: Financial services are improving significantly as investors return to participate in the stock market run up. Services connected to project work are off markedly. Travel (seasonal), cleaners, and cleaning services sales remain off, but are now stabilizing. Software sales are rising steeply. Educational services continue to grow. Healthcare services continue to grow. Services utilization of temporary help continues to grow. Services related to construction (architects, engineers) remain off.

Construction: Some residential construction improvement, but very spotty. A second wave of foreclosures is expected to begin due to the backlog of delinquent mortgages not yet foreclosed upon. There will be only a moderate local effect as long as our low local unemployment rate sustains. Commercial activity exists, particularly in building rehab, but continues to decline overall. Lower rehab costs for existing and available commercial/ industrial buildings and lack of financing availability make new construction difficult. Interest in Enterprise Park land has picked up as four companies are now looking at sites there. Companies waiting on the sidelines now want to get started while low property values and low mortgage rates are still available.

Manufacturing: Routine, high labor content manufacturing remains in deep, and probably permanent, decline even as inventories are depleted. Knowledge based, high tech, high quality and precision niche manufacturing is stressed but stable. Electronic assembly is experiencing an uptick with rush delivery requests common. Food manufacturing and electronic recycling are showing growth signs locally. New car inventories are still above normal. Car sales, recovering smartly in the first quarter, had declined last month primarily due to the Toyota debacle. The Toyota recall and lost confidence in the quality and reliability of the brand have had a serious short term effect on their sales across multiple product lines. This effect is now mitigating in the marketplace, buoyed by heavy rebate programs from all manufacturers. Some bright spots exist at specific brand outlets like Ford and VW. GM sales are

now beginning to rise smartly while Chrysler continues to lose market share even though they are enjoying a slight sales increase.

Healthcare: Still in a growth mode, but uninsured unemployed patients are avoiding services unless conditions are painful or life threatening. Medicare/ Medicaid payment uncertainty and the political/economic quandary of healthcare reform/ insurance programs will delay some expansion. Doctor and hospital visits are off slightly and emergency room activity is increasing enormously as health insurance is often lost due to unemployment. Passage of the healthcare reform bill has had little effect on day-to-day healthcare so far

Commercial Real Estate Space: A large office space inventory continues to drive prices downward. Lower cost mill space is doing better than higher cost mill office space currently. The WDH Exit 9 Medical Practice Building is now occupied, releasing selected office leased space near the WDH main campus. WDH has removed one floor from their main campus expansion plans. One of our major mills is only 43% occupied and has lost three large tenants to another Dover location with door side parking. Lack of proximate parking remains a serious deterrent. *Undercurrents*, located in the Washington Mill is closing. A new company employing 180 is looking for 30,000 sq. ft. of leased space in either the Cocheco Falls Mill or the Goss building.

2. Local Business Retention Contacts:

Real Estate Agents: Commercial agents contacted all have high inventories, few new build sales, and expect that commercial real estate is still early in its decline cycle, following residential real estate by about 18 months on average. Portsmouth Brokerage houses are expressing increased interest in Dover, have requested presentations on Dover activities, and are moving assets to Dover in anticipation of increased activity here as the economy recovers. Unsold/ unleased commercial property inventories continue to grow.

Developers/Builders: A lot of rehab of leasable office space, manufacturing, and warehouse space is underway, including the Goss Building, Moore Building, Collins & Aikman and Prime Leather. More new office/warehouse leases are being sold at this time, but space is being leased at reduced prices short term to gain longer term commitments.

Mills: AT&T call center space is still not leased to a new tenant. Loss of three significant leased office space tenants to another Dover location has occurred. Lack of on-site parking is a continuing problem. Other mill space has some prospects as a children's restaurant on the ground floor opposite the Children's Museum is still being contemplated in addition to the 30,000 sq. ft. prospect mentioned above.

Another Mill now has less than 12,000 sq. ft. unoccupied and has prospects for a baked goods manufacturing operation and a deli/bakery restaurant coffee shop, but is losing a discount retailer.

Downtown: Three spaces are open currently, but several small businesses selling both discretionary and necessary products and services are at risk due to the unavailability of credit and a lack of curbside parking. DBIDA is working with BFA, SEDC and DRED to explore the possibilities to help these businesses, and is also reviewing business models to uncover opportunities for increased revenues and/or reduced expenses. Credit card companies and banks have cut or eliminated the credit lines traditionally used by small business people to bridge seasonal and/or receivable/payable time lags. Other SBA loan programs are being accessed, but these are already swamped and backlogged and are unlikely to be able to respond in time. A new Fed stimulus program aimed at providing credit to small businesses through the SBA has been announced, but local banks do not have enough details on the program to start lending at this time. Another Federal stimulus program dedicating \$135 million to NH small businesses and administered through the NH BFA has been announced for businesses in ERZ Districts. This program would make tax exempt bonds available through local banks. Unfortunately, the extremely tight window for application effectively limited the

program to projects already to go and excluded refinancing as eligible. Dialogue with the Dover Economic Loan Program Administrator has been initiated for small local businesses needing a startup loan or secondary next step financing. Three applications are in place. Start up financing through banks is virtually non-existent. A few downtown businesses with limited resources, heavy debt loads, old business models and slow adaptability have now closed. A meeting with Congresswoman Shea-Porter and a local bank has been arranged to discuss the SBA program changes needed for local banks to get SBA loans to Dover small businesses.

3. Unemployment: (Non-Seasonalized)

Dover: Currently at 6.5%, an improvement back to early, 2009 levels.

Portsmouth: 6.4%

Rochester: 8.4%

Somersworth: 7.5%

Manchester: 8.6%

Concord: 6.4%

New Hampshire: 7.7%

Maine: 9.3%

Massachusetts: 10.4%

Rhode Island: 13.4%

Vermont: 7.5.%

New England: 10.2%

U.S.: Currently at 10.6%. Most recent BLS figures state U.S. unemployment at 9.7%, but this is due to an anomaly in their survey technique and the algorithm used in their seasonalization technique that distorts results in a declining employment context. U.S. unseasonalized unemployment is expected to continue to rise to 10.8% by year end.

4. Incentive Activity:

ERZ Districts (3) Progress: Four new businesses so far have moved into ERZ locations in Dover. ERZ District availability has positively influenced four move-in companies to date representing 146-200 jobs. These include 90 at URT Corporation (adding 60 more by mid 2010), 49 at VXI Corporation, and 7 at RKG Consultants. Agility manufacturing has formally applied for the ERZ tax exemption with DBIDA assistance. URT Corporation and HEI are currently being assisted to make ERZ applications.

5. Outreach/Attraction:

Enterprise Park: Preliminary interest in Enterprise Park land for a New England distribution hub has faded with a change in the company's wish to build new, and to instead rehab and expand an existing building. Recent contacts indicate the firm has, for the time being, decided to do nothing. Dover ERZ benefits and owner indemnification offers are still on the table and being considered.

Preliminary interest in Enterprise Park land for a 65,000 sq. ft. building for a warehouse and showroom is being followed. Latest reports are that the company has not found any of the Dover sites under consideration suitable and also will not rehab a Raymond property to accommodate its needs. A re-review of most recently available properties and programs is underway to keep this business in the City. This will vacate several downtown buildings, when it happens.

ITACONIX has decided to slow their phased build out in their own building until their hardwood biomass feedstock is tested at scale. They will take 12,000 sq.ft. of leased space at Pease for a year or so and then consider building at Enterprise Park. They still prefer a Dover location. We are beginning discussions re another local location with enhanced water supply and cost numbers and they have expressed interest in pursuing that possibility. Their original timetable has extended.

We are working with the agent for the Fosters building and property at Enterprise Park that is up for sale or lease and possible subdivision of the property for development. Fosters will outsource their printing and distribution functions and move their office staff to their downtown offices in Dover.

A developer is looking at an Enterprise Park lot for an 11,000 sq. ft. four unit spec building for office warehouse applications.

The Fosters property at Enterprise Park is for sale with the prospect of subdivision of the 30.85 acre property that could accommodate three more building pads.

Preliminaries are underway to form an Enterprise Park Tenants Association to handle future public area maintenance and other Park issues and governance. Legal Dept. has now completed a set of draft by-laws and association agreement to facilitate this. Review and approval by the DBIDA Executive Committee is now complete. An Enterprise Park tenant is being considered for DBIDA Board membership to help facilitate this process. A dialogue will now ensue with the Park tenants to finalize the Association Agreement and by-laws.

Industrial Park Drive: The URT Corporation has leased 80,000 sq. ft. and has added 20,000 more for a total of 100,000 sq. ft. They are about to lease another 20,000 sq. ft. in another Industrial Park Drive Building to house their asset management activities.

They currently have hired 90 employees and expect to expand to two full shifts and employ 150 by early next year. They are an electronic components recycler with headquarters in Janesville, WI, a large facility in Las Vegas, NV, another in Alabama, and two more about to be located in the SE and SW of the country shortly. The Governor came to Dover to officially open the facility. ERZ status helped their decision to locate in Dover. A local "opening" was held with the Mayor, City Council, City Manager, and DBIDA Board members for a ceremony and plant tour on March 24th.

The Moore Building: VXI, head set designer and distributor, (manufacturing is in China) has moved in and will bring 49 jobs. Since they are coming from Rollinsford, they will have a mix of Dover and other local employees. HE Innovations, LLC is now in the Moore Building with 4 employees and Southside Fitness, LLC is moving into 5,600 sq. ft. in the Moore Building shortly with 2 employees, growing to 4 as classes are set up.

Rt. 1 and Mast Rd: Mixed use development incorporating a senior facility, 56 unit housing development, a Hannaford market, and possible restaurant. So far zoning and density compliance looks good. A public announcement with on-line plans is now available.

"Design By You" a household design and furnishings company has moved into the former gallery space on Central Ave.

Economic Development Resource Guide: This important outreach tool is now available and distribution to selected venues for use has commenced. Feedback on the quality and usefulness of the piece has been very positive. It will be well used in the Ambassador Program for economic development outreach to relocation candidate companies.

6. Public Activities:

Parking Commission Meetings (2) Garage Presentation.

Twenty Parking Garage related meetings with developers, finance entities, engineering firms, parking facilities firms re information gathering for eventual RFP issuance conforming to the requirements of the City Manager, the Parking Commission, DBIDA and the City Council.

Government Affairs Committee Meeting-Chamber

Kent Creative meetings (3)
DRED Meetings (2):
Tourism Leadership Partner meetings (2)
Tourism meeting with Quality of Life Committee
DBIDA Board meeting
NHCIBOR Quarterly meeting, Bedford, NH
NHCIBOR Marketing meeting, Concord, NH
Monthly Networking Leads Group 2nd Tuesdays
Presentation to Portsmouth Coldwell Banker Realty Group
City Council meetings
Office Interiors contact/VXI Loan Program for furniture
ITACONIX meeting
Development Issues Meeting/Planning
Tourism Partners Meeting
Aerotek / Surveillance Systems Meeting
Pedestrian Bridge Sub-Committee Meeting
CIBOR Seacoast Marketing Meeting: Pease
Ambassador Program meetings (3)
Agway meeting
White Apron meeting
UNH liaison meeting: Dr. John Carroll, Durham Selectman, Diana Carroll
TRC meetings (3)
SEDC meeting
Kane Realty meeting
TDBank meeting
Woodman Institute Museum meeting
Legislative Reception
Agility Mfg. meetings (2)
HEI Meetings (2)
Taste of Dover
Government Affairs Committee meeting
Parking Commission meeting
Cocheco Falls Mill meeting with client



CITY OF DOVER

CITY COUNCIL - MINUTES

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1. CALL TO ORDER

2. MOMENT OF SILENCE

3. PLEDGE OF ALLEGIANCE

Councilor Weston led the Pledge of Allegiance

4. ROLL CALL ATTENDANCE

Present: Mayor Myers, Deputy Mayor Trefethen, Councilor Carrier, Councilor Cheney, Councilor Cruikshank, Councilor Garrison, Councilor Hooper, Councilor Nedelka, Councilor Weston.

Also present: City Manager Joyal, City Attorney Krans, and City Clerk Lavertu.

5. PUBLIC HEARINGS – None

6. CITIZEN'S FORUM

Citizens are invited to speak on the subject matter of the Special Meeting. Statements shall be limited to five minutes.

Edward Bleiler, 28 Isaac Lucas Circle: He referred to the handout he gave to the Councilors regarding delinquent taxes, and he spoke about the Council needing to spend money only on what is absolutely necessary during this budget crisis.

Mayor Myers asked Mr. Bleiler to keep his comments specific to the subject matter of the Special Meeting.

Mr. Bleiler asked the Council to review his materials, and he will speak about it again at the next regular meeting.

Mayor Myers, seeing no one else wishing to speak, closed the Citizen's Forum.

7. UNFINISHED BUSINESS

A. RESOLUTION: APPOINTMENTS TO JOINT BUILDING COMMITTEE DOVER SCHOOL CABLE STUDIO SPONSORED BY MAYOR MYERS

Mayor Myers moved for its adoption; seconded by Deputy Mayor Trefethen.

Mayor Myers said this Resolution was on the Agenda prematurely two weeks ago, but no one else came forward with an interest to be on the Committee. He said the School Board will also be appointing three people.

Councilor Weston started a discussion about the changes to the makeup of the Committee, and noted that more elected officials on the committee would allow for higher accountability.



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Councilor Hooper said she was more concerned that they had the qualifications. Councilor Cheney spoke about the original intent of the franchise fees being for the expansion of a studio at the high school. Mayor Myers went over the qualifications of the appointees, noting that all three have broadcasting experience. Roll Call Vote: 7/2; Passed. Councilors Cheney and Weston were opposed.

8. NEW BUSINESS

A. CONSENT CALENDAR

1. **RESOLUTION: B10046 PAVEMENT MARKINGS LONG LINE REFLECTORIZED**
SPONSORED BY MAYOR MYERS BY REQUEST
2. **RESOLUTION: B10047 HAND PAVEMENT MARKINGS**
SPONSORED BY MAYOR MYERS BY REQUEST
3. **RESOLUTION: B10049 SAND & GRAVEL PRODUCTS**
SPONSORED BY MAYOR MYERS BY REQUEST
4. **RESOLUTION: B10050 CONSTRUCTION EQUIPMENT RENTAL**
SPONSORED BY MAYOR MYERS BY REQUEST

Deputy Mayor Trefethen moved to approve the Consent Calendar as presented; seconded by Councilor Carrier.
Vote: 9/0.

9. ADJOURNMENT

Deputy Mayor Trefethen motion to adjourn to a Workshop Session; seconded by Councilor Weston.
Vote: 9/0.



CITY OF DOVER

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Meeting Time: **To Follow Special Meeting**

1. CALL TO ORDER

2. MOMENT OF SILENCE

Moment of Silence was held during the Special Meeting.

3. PLEDGE OF ALLEGIANCE

Pledge of Allegiance was held during the Special Meeting.

4. ROLL CALL ATTENDANCE

Present: Mayor Myers, Deputy Mayor Trefethen, Councilor Carrier, Councilor Cheney, Councilor Cruikshank, Councilor Garrison, Councilor Hooper, Councilor Nedelka, Councilor Weston.

Also present: City Manager Joyal, City Attorney Krans, and City Clerk Lavertu.

5. OVERVIEW OF WILLAND POND

City Manager Joyal said this presentation was to give an overview of the activities at Willand Pond for the past few years, make the Council aware of an additional grant that the City has just received, and inform the Council on well explorations and water studies that have been performed.

Planning Director Chris Parker gave a Powerpoint presentation on the background, history, and future plans for Willand Pond.

Environmental Manager Dean Peschel spoke about the well portion of the project, which is one of the possible solutions that the City is looking at to solve the flooding issue at Willand Pond. Mr. James Emery, of Emery & Garrett Groundwater, Inc., gave a presentation about the project findings in their studies of the Willand Pond, and discussed the next steps they will be making.

Mayor Myers asked for a motion to suspend the rules to have a Citizen's Forum at this point of the meeting on the subject of Willand Pond, and to allow for questions and answers.

Councilor Cruikshank moved to suspend the rules to allow the Citizen's Forum be held at this point of the meeting on the subject of Willand Pond; seconded by Councilor Carrier.

Roll Call Vote: 9/0.

Citizen's Forum – Willand Pond

Harvey Turner, 4 Auburn Street: He said he agreed with two things he has learned from the presentation: the pond is at 193' and needs to be lowered to 189', and it seems that pumping will work. He referred to the S.W. Cole Report, and discussed the three solutions that were mentioned in it. He said this was caused by Somersworth and Dover should not be paying to fix this problem.



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Jean Hausman, 14 Strafford Road: She said she read the report and felt it was the answer to her problem. She said she felt the pond really needed to be at 186'. She volunteered her property to be used as part of the study during the pumping trial.

Cherie Bartlett, 14 Apache Street: She spoke about fixing her water problems for \$45,000. She is concerned about her elderly neighbors, who can't afford to fix their water problems. She referred to the Willand Pond Ad-Hoc Committee and the resolution that will be coming before the Council regarding the makeup of the committee. She spoke about meetings of the Friends of Willand Pond Committee and their efforts to revive recreational activities at Willand Pond.

Daniel Sedory, 12 Strafford Road: He said he was one of the lucky ones until this last storm. He said he will be spending \$800 on a sump pump. He discussed the University of New Hampshire report about wet springs and drought conditions in the summer. He recommended that they use the wells in a two-fold solution; to draw down the water in the spring, and use later during the summer.

John Scruton, 99 Sixth Street: He said the retention pond at Home Depot needs to be remedied, because it was the best bet for the solution. He said sooner or later, for some unknown reason, the pumps will stop pumping. He said everywhere else in New Hampshire they have the capability of lowering the water level in the lakes, and the City should have this capability for this pond.

Robert Wilson, 16 Shawnee Lane: He said he moved into his split-level house 13 years ago, and in the last five years his house has flooded three times. He said he knew that some would like Somersworth to address this problem, but he was glad that the Council was addressing it too.

Robert Fisher, 23 Hillcrest Drive: He said he remembered that Willand Pond used to be a reservoir, and was happy to see recreational activities happening there. He said he felt Somersworth was stalling on this issue. He said he wasn't negative about the pumps. He corrected Mr. Scruton's comments that only the lakes controlled by dams have the water levels that are regulated. He said he felt it would be very easy to create a dam around Willand Pond. He said it wasn't rocket science, but he felt Dover should tell Somersworth once and for all to solve this basic problem.

Marcia Sinclair, 29 Shawnee Lane: She asked how far from the well the affects will be felt. She said she has a well and lives in the Indian Village area.

Mayor Myers, seeing no one else wishing to speak, closed the Citizen's Forum. Mayor Myers asked Mr. Emery to answer some of the questions asked during Citizen's Forum. Mr. Emery answered questions about the draining issues. He said fixing the retention pond will help. He said the well is in the City of Dover according to the tax maps. He said creating a dam would not be an easy process. He said they aren't positive about how far the affects will be felt. Mayor Myers asked the City Manager about the costs going forward.



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City Manager Joyal said the City budget includes looking for new water sources, and this property is actually being looked at as a potential well site.

Mayor Myers called for a two-minute recess to allow the room to clear.

6. OVERVIEW OF DREDGE CELL PROJECT

Mr. Peschel gave a PowerPoint presentation on the Dredge Cell Project to the Council. Councilor Garrison referred to the snow dumping at the dredge cell, and asked where the water drained.

Mr. Peschel said it drains into the sewer system. He said it had a valve that can be shut off when heavy rains occur. He said they do monitor it on a monthly basis.

Deputy Mayor Trefethen discussed the 20% City share of the costs, and asked if the City has already accounted for this.

Mr. Peschel said the money is there.

Councilor Weston said it sounds like the dredge cell will not be filled to capacity once the dredging is complete, and asked if the City has been approached by anyone else to dispose of product into the dredge cell, which would help defer the costs.

Mr. Peschel said he doesn't see any at this point, but they have let it be known.

City Manager Joyal said the City may use it for snow removal, because of the drainage system. He said they used some raw fill from the Waterfront area to stabilize the dredge cell, and when the Waterfront development starts they will be looking into getting the construction fill.

7. PEDESTRIAN BRIDGE RELOCATION OPTIONS

Community Services Director Doug Steele said Mr. Dana Lynch, who served on the subcommittee for the Cochecho Waterfront Development Advisory Committee, Pedestrian Bridge Relocation, was present to answer questions. Director Steele then discussed the four Pedestrian Bridge Relocation options: 1. Upper Basin crossing; 2. Washington Street crossing; 3. Young Street crossing; and 4. Cochecho Cove. He said the sub-committee decided on the Washington Street location, with an estimate of \$250,000 to move the bridge, but there was no funding. He said with the construction of the vehicular bridge this summer, part of the contract is to lift the pedestrian bridge and place it within 500 feet of its existing location. He said they approached the contractor to ask for a price to move it to the Cochecho Cove location, and the estimate was \$165,000, \$60,000 of which is already in the contract.

City Manager Joyal said there were no funds to move the bridge, and he has no recommendations for the Council. He said if they lift the bridge and place it on the concrete abutments on the ground, the City will probably be required to pay a portion of the grant back. He said his recommendation was that they sell or donate the bridge to another community.

Mr. Lynch gave some background on the considerations taken by the committee.

Deputy Mayor Trefethen said he loved the bridge, and it had served its purpose, but it may be time to just make it go away.

Councilor Carrier started a discussion about the timber having resale value.

City Manager Joyal said if it is the consent of the Council, he will put the word out that it's for sale.



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Mr. Lynch asked for additional time so that the sub-committee could give their final recommendation.

City Manager Joyal agreed.

8. CITIZEN'S FORUM

Citizens are invited to speak on the subject matter of the Workshop. Statements shall be limited to five minutes.

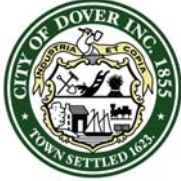
H. Jerry Lynch, 26B Lincoln Street: He referred to the car that drove onto the dredge cell and started a fire, and asked about whether the dredge cell has been repaired. He asked how much the City has received for out-of-town waste being put into the dredge cell. He asked how the City benefits from dredging the river. Was it to get larger boats in? He said he has been looking for answers on a number of things. He would like to see the environmental reports. He said he felt the City was wasting a lot of money. He said the City should give the bridge away.

9. ADJOURNMENT

Deputy Mayor Trefethen moved to adjourn; seconded by Councilor Weston.

Vote: 9/0.

Powerpoint Presentations have been archived with the Minutes.



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, April 14, 2010**
Meeting Time: **7:00pm**

1. CALL TO ORDER

2. MOMENT OF SILENCE

3. PLEDGE OF ALLEGIANCE

Councilor Hooper led the Pledge of Allegiance.

4. ROLL CALL ATTENDANCE

Present: Mayor Myers, Deputy Mayor Trefethen, Councilor Carrier, Councilor Cheney, Councilor Cruikshank, Councilor Garrison, Councilor Hooper, Councilor Nedelka, Councilor Weston.

Also present: City Manager Joyal, City Attorney Krans, and City Clerk Lavertu.

5. PROCLAMATIONS/AWARDS – None

6. APPROVAL OF AGENDA

Deputy Mayor Trefethen asked that the date for 13.A.11. be changed to 6/12/2010; seconded by Councilor Nedelka.

Vote: 9/0.

Councilor Hooper asked to add the School Board Liaison Report to the Committee Reports; seconded by Councilor Cruikshank.

Vote: 9/0.

Councilor Cruikshank made a motion to approve the Agenda as amended; seconded by Councilor Carrier.

Vote: 9/0.

7. PUBLIC HEARINGS

A. AUTHORIZATION OF ADVANCED REFUNDING FOR CITY OF DOVER MARCH 15, 2001 GENERAL OBLIGATION BONDS (TO BE VOTED ON APRIL 21, 2010 – SPECIAL MEETING) SPONSORED BY MAYOR MYERS BY REQUEST

Wes Tater, 12 Atlantic Way: He requested background information from the Council.

Mayor Myers said the Resolution was referring to the general obligation bonds and the recommendation from the City's staff to refinance for a favorable interest rate. He said it did not extend any additional bonding.

Mr. Tater said he was in favor of it.

Mayor Myers, seeing no one else wishing to speak, closed the Public Hearing.

8. CITIZEN'S FORUM



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, April 14, 2010**
Meeting Time: **7:00pm**

Citizens are invited to speak on any issue pertaining to the business of the City of Dover. Statements shall be limited to five minutes.

Wes Tater, 12 Atlantic Way and business owner: He said he supported a balanced budget, but he is a passionate swimmer. He said the indoor pool was in the red for about \$350,000, and felt it needed to be closed. He said he would like to see a group formed to look at this issue in greater detail, because he felt it could be brought to an acceptable level of performance by the fall. He said the group should consist of one councilor, a swimming coach, the pool manager, and a business person. He said this needed to be addressed as a business opportunity.

Britt Schuman, 30 Cushing Street: She spoke about Dover Clean Up Day on April 24th. She said volunteers will meet at the Cochecho Mills at 8:00 am. She said they will have a pancake breakfast and pizza for lunch. She said they usually have about 300 volunteers and work for four hours, which equals \$24,000 in savings in labor.

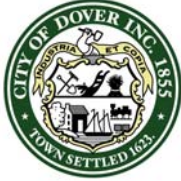
Martha Mason, 37 Park Street: She spoke in favor of the Mounted Patrol. She said Dover is proposing to have 44 sworn police officers for 30,000 residents, down from the present 46, and down from 54 ten years ago when the population was smaller. She said Portsmouth has 67 sworn officers for 24,000 people. She said the Mounted Police is the most visible part of the Dover Police Department, and visibility reduces crime. She said with the exception of the officers' salaries the program is entirely funded by private donations and fundraising.

Robert Kent, 6 Weston Avenue, #7: He said the children love the horses and interact with the police officers. He said the children respect the police officers. He hoped the Mounted Patrol would stay.

Sharon Reynolds, 34B Court Street: She said she valued all the programs and services that Dover offers. She said she was in favor of overriding the tax cap. She said it takes money to run the infrastructure of the City.

Amy Gingrass, 8 Belknap Street: She said she has been a part of Seacoast Swim Association for approximately two decades, both as a swimmer and a coach. She said the association has impacted thousands of children, teaching teamwork and success. She said there are 12 summer camps with over 800 children that play in the pools during the summer months, and asked what the children will do without the pools as a resource. She said closing the pools also closes the door on the hopes, dreams, and goals for many young people in Dover.

Clia Goodwin, 43 Hough Street: She said she and her husband have been residents of Dover for 25 years. She said Dover has come a long way, and recreation is phenomenal. She asked the Council to think about the investment already put into the pools facilities, which will be hard to get back. She said she doesn't have children, but she strongly supports the schools and services in Dover.



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, April 14, 2010**
Meeting Time: **7:00pm**

Elizabeth Malia, 17 Horne Street: She said she is a member of the Seacoast Swim Team and practices three hours per day. She referred to other team members who have made Olympic status, and a current diver who had her first international meet. She asked the Council to find a way to make it happen and keep the pools open.

Joy Koblenzer, 3 Emery Lane: She referred to the many people who have written the Council regarding a modest tax cap override. She mentioned the Facebook page, Fans of Dover, which has been set up as a forum. She clarified that she is not asking for new services or a blank check, but to continue the current level of services. She understands that the Council's task is not an easy one, and wants them to know that they have her support for a modest tax cap override.

Robert Fisher, 23 Hillcrest Drive: He said he agreed with all of Ms. Koblenzer's comments except for the override. He said all the citizens like the pools and mounted police. He said it was time to cut out the bologna and cut the budget down. He said they shouldn't scare the citizens with closing the pools. He said the citizens overwhelmingly passed the tax cap. He said the Council should keep it within the tax cap, or in the next election the City will find a council that will.

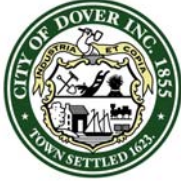
Debra Hanna, 419 Old Garrison Road: She said she has a child in the school system, and she felt it was extremely important that the Council fund the school budget and public safety. She said she totally supports overriding the tax cap.

Suzanne Medbery, 3 Covered Bridge Lane: She said Dover was once a wealthy City, with many well-maintained Victorian homes. She spoke about the history of the charitable and generous nature of Dover's citizens. She spoke about the importance of the pool in 1966, and the parking that was allowed near Henry Law Park to enable people to have access to the pool. She spoke about the plaque that was hung in 1968 listing the sponsors of the pool, who wanted to give the City a lasting gift. She confessed to using the pool, and said 269 people per day used the pool in the month of March, which included babies, the elderly and handicapped.

Marie Duncan, 14 Shadow Drive: She said she attended the School Board meeting, and was here to say she was in favor of overriding the tax cap. She said the City needs to support our kids in school.

Richard Arnold, 8 Alder Lane: He said he is a master swimmer, and on the Board of Great Bay Masters. He said has swum in Portsmouth and Dover pools for a long time. He is on the Save the Indoor Pool in Portsmouth Committee. He said they have determined that there are many ways to save money with the pools. He asked the Council to give the City the time to think this through and find options, because it is irreplaceable once it is closed.

Donald Medbery, 3 Covered Bridge Lane: He said there has been enough testimony tonight for the Council to realize that the pools need to stay open. He challenged the youth in the community to put on a youth drive in the name of the pools and raise money to offset costs. He referred to a Wall Street Journal article stating that the Illinois High Court ruled that nonprofit



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, April 14, 2010**
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hospitals can be taxed. He asked the Council to look into this case. He said the City needs to collect money owed to the City in back taxes. He said the City needs to be more creative with the pools.

Edward Bleiler, 28 Isaac Lucas Circle: He read his handout to the Council.

Douglas DeDe, 143 Locust Street: He said supporters of the tax cap lifted the language for a tax cap from Franklin, New Hampshire, a community that is not comparable to Dover. He said he was not in favor of the tax cap, but the public has spoken. He proposed that the people who are opposed to the tax cap sit with the City Manager to come up with more reasonable language, and get enough signatures to force a special election to revise the Charter. He said the reality of why the City is in this situation is not because of the Council, but the New Hampshire Senate, who are continuing to pass on budget expenses to the City of Dover.

Harvey J. Lynch, 26B Lincoln Street: He said it is a spending cap, and not a tax cap. He said it was voted in because the Council was spending a lot of money, which made it a City problem. He recommended that people read the contracts and sweetheart deals that the City has made, which are available to read at the Library. He told the Council to go ahead and override the tax cap, but to remember that the people told you not to.

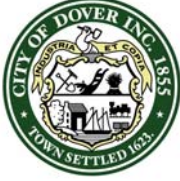
Jill Lachance, 30 Harlans Way: She thanked the Council for all their work and appreciated the position they were in right now. She said her family is very active in sports around Dover, and the Seacoast Swim Association has a lot to do with that. She said the handicapped and elderly use the pools as the only form of exercise they can do that doesn't involve pain. She asked the Council to override the tax cap. She said Dover was a great and beautiful City, and she didn't want to see things taken away.

John Scruton, 99 Sixth Street: He said that if the City would stick to the basics then the City would not be in trouble. He said the basics included health, safety, roads, and schools. He said the pools would be included in health and safety. He said the City should look at how the YMCA runs and manages their pools. He said he voted for the tax cap, because his taxes have doubled in 10 years. He spoke about broadening the tax base, and explained that open space and farm land contribute economic benefits to local communities.

Peter Malia, 17 Horne Street: He spoke in support of the pools, and asked the Council to find a way to keep it open. He said it should be looked at like a business. He said pools bring money into the City with swim meets.

David Montenegro, 55 Union Street: He said he filed a lawsuit with the City again yesterday. He said he wouldn't go into why he has filed a suit. He said information is being suppressed, hushed, and not talked about.

Richard Callaghan, 32 Horne Street: He spoke in support of the Resolution regarding the Willand Pond Ad-Hoc Committee. He spoke about the budget. He said the pools shouldn't be closed, there should be no reduction in police officers, the Library hours shouldn't be reduced,



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, April 14, 2010**
Meeting Time: **7:00pm**

and the Fire Department shouldn't be reduced. He said the Council has convinced the citizens that the City doesn't have the money to keep what the City has now. He suggested that the City take a closer look at how contracts are put together with the vendors, so that they can't come after the City to pay for cost overrides. He said the money can be found elsewhere in the budget. He does not support overriding the tax cap.

James Alty, 36 Toftree Lane: He spoke in support of a tax cap override. He said once the Mounted Police have been taken off the streets they will never come back. He said he would like to see the new fire station stay open.

Susan Wydra, 29 Cherrywood Drive, Christina Van Blake, 59 Cottonwood Drive, Danielle Holt, 45 Oak Street, part of the PTA for Horne Street School: They spoke in support of an override to keep the pools open, and more importantly to support the schools. They felt that a majority of the citizens would still support the councilors.

Mayor Myers, seeing no one else wishing to speak, closed the Citizen's Forum.

9. CITY MANAGER'S REPORT

City Manager Joyal gave his PowerPoint Presentation on the Fiscal Year 2011 Proposed Budget, which will be made available on the City's website.

Councilor Carrier asked what would be required to maintain services.

City Manager Joyal said it would be \$2.1 million.

Councilor Weston started a discussion regarding the downshifting from the State, noting that the State has a proposed shortfall of \$220 million, which was increased from \$170 million. She asked if this would impact both the School and City portions of the budget.

City Manager Joyal stated that it would impact both the School and City portions of the budget. The Council discussed their concerns about having to reopen the budget to adjust for State downshifting.

Councilor Cheney said she was hoping not to see the reduction in fire, police, and pools. She was hoping to see cuts in areas that were not essential.

Councilor Hooper asked to see what those areas are. She asked the people who were advocating an override where they were when the Charter amendment was voted on.

Councilor Weston started a discussion regarding back taxes owed, and how it impacts the budget.

City Manager Joyal said the City has people that don't or can't pay their taxes on time. He said uncollected taxes have been approximately 4% to 5% every year for the past ten years, and it's the same this year. He said if it is not paid within one year a lien is placed on the property, with penalties and accruing interest. After three years the Tax Collector will take the property by tax deed, which is very rare. He discussed accounts receivable, and dealing with it just like any other business. He said it impacts the cash flow, but not the budget.

Councilor Nedelka asked about the process for collecting back due taxes being State statute.

City Manager Joyal agreed that the process is guided by State statute.



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, April 14, 2010**
Meeting Time: **7:00pm**

Councilor Cruikshank made a motion to accept the City Manager's Report; seconded by Councilor Carrier.

Vote: 9/0.

10. APPROVAL OF MINUTES

A. March 24, 2010

B. March 31, 2010

Deputy Mayor Trefethen moved to approve the Minutes; seconded by Councilor Weston. Councilor Nedelka referred to the March 24, 2010 minutes, Section 15, "Councilor Nedelka referred to the color PowerPoint presentation..." and said it was actually Councilor Garrison that made that proposal.

Councilor Garrison agreed to that change.

Councilor Nedelka made a motion to change Nedelka to Garrison on that statement; seconded by Councilor Garrison.

Vote: 9/0.

Mayor Myers asked for a vote on the approval of the Minutes with the one change.

Vote: 9/0.

11. MAYOR'S REPORT

Mayor Myers asked the citizens to complete their census. He said the Ad-Hoc Financial Committee had their first meeting at the end of March. He attended the Heyliger Awards. He discussed the handout regarding the Dover Business and Industrial Development Authority (DBIDA) annual meeting. He did several ribbon cuttings for the Dover Chamber of Commerce. He attended the New Hampshire Local Government Center regional dinner. He met with Mrs. Schlapak's 3rd grade class, on the front steps of the City Hall, as they toured some of Dover's sites. He attended the Dover Chamber of Commerce "Sweep into the 70's." He attended the State of the State breakfast with the Governor. He wished the Junior ROTC program luck in their inspection tomorrow at the High School. He met with the Governor earlier in the afternoon, when the Governor discussed his methods to shore up the \$220 million shortfall. He went over the handout that he received at the meeting.

Deputy Mayor Trefethen moved to accept the Mayor's Report; seconded by Councilor Weston.

Vote: 9/0.

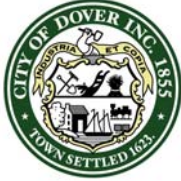
12. UNFINISHED BUSINESS

A. ORDINANCES IN THE 2nd READING – None

B. ORDINANCES IN THE 3rd READING – None

C. RESOLUTIONS – None

13. NEW BUSINESS



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
 Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
 Meeting Date: **Wednesday, April 14, 2010**
 Meeting Time: **7:00pm**

A. CONSENT CALENDAR

1. **RAFFLE – American Legion, Dover Post 8**
2. **RAFFLE – First Parish Church**
3. **RAFFLE – Greater Dover Chamber of Commerce & Dover Main Street, 6/12/10**
4. **RAFFLE – Greater Dover Chamber of Commerce, 7/4/10**
5. **RAFFLE – Greater Dover Chamber of Commerce, 7/9/10 to 8/13/10**
6. **TAG – Dover Little League**
7. **TAG – University of New Hampshire Synchronized Skating Team**
8. **PARADE – American Cancer Society**
9. **PARADE – Avis Goodwin Community Health Center**
10. **PARADE – The Triangle Club**
11. **BLOCK PARTY – Greater Dover Chamber of Commerce, 6/12/2010 [corrected], Irish Festival**
12. **BLOCK PARTY – Greater Dover Chamber of Commerce, 7/4/2010, July 4th Festivities**
13. **BLOCK PARTY – Greater Dover Chamber of Commerce, 8/13/2010, Cochecho Arts Festival’s Closing Night**
14. **RESOLUTION: B10062 ATHLETIC FIELDS MOWING AND LAWN MAINTENANCE**
SPONSORED BY MAYOR MYERS BY REQUEST
15. **RESOLUTION: B09065 CHANGE ORDER #1 HOT BITUMINOUS PAVING**
SPONSORED BY MAYOR MYERS BY REQUEST

COMMITTEE REPORTS

- | | |
|---|--|
| 1. School Board Liaison | 7. Solid Waste Advisory Commission |
| 2. Planning Board | 8. Transportation Advisory Commission |
| 3. Appointments Committee | 9. Joint Building Committee – Cable Studio |
| 4. Recreation Advisory Committee | 10. Joint Building Committee – Horne Street |
| 5. McConnell Center Advisory Committee | 11. Joint Building Committee – Woodman Park |
| 6. Arts Commission | 12. Legislative Liaison |

Deputy Mayor Trefethen moved for the approval of the Consent Calendar; seconded by Councilor Garrison.

Mayor Myers asked the Council if they had any items they would like pulled for further discussion.

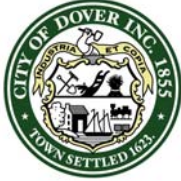
Councilor Nedelka asked to pull 13.A.8., 13.A.14., and 13.A.15.

Councilor Cheney asked to pull 13.A.11.

Deputy Mayor Trefethen asked to pull the Appointments Committee Report.

Mayor Myers asked for a vote on the remaining items on the Consent Calendar.

Vote: 9/0.



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, April 14, 2010**
Meeting Time: **7:00pm**

Deputy Mayor Trefethen moved for the approval of 13.A.8.; seconded by Councilor Nedelka. Councilor Nedelka asked for clarification on the parade route, because the map was not legible. Vote: 9/0.

Deputy Mayor Trefethen moved for the approval of 13.A.11.; seconded by Councilor Cheney. Councilor Cheney asked if any alcohol will be served at this event. Mayor Myers said this was just for the road closure, and any alcohol being served is at the City Manager's discretion. City Manager Joyal said they had applied to the Liquor Commission to have an alcohol area cornered off, and he has also given them his permission. Mayor Myers said it is a very controlled area, fenced in, and with IDs checked. Councilor Cheney said she wouldn't be able to support this request. Vote: 8/1; Passed. Councilor Cheney was opposed.

Deputy Mayor Trefethen moved for the approval of 13.A.14.; seconded by Councilor Cruikshank. Councilor Nedelka discussed the wording in the contract that said there would be an annual 3% increase. City Manager Joyal said the City enters into the agreement with the option to renew for years 2 and 3. Councilor Cheney started a discussion regarding the mulch at the playgrounds, and outsourcing the maintenance for the playgrounds. Deputy Mayor Trefethen said he would like to see the individual bids in the background information. Roll Call Vote: 9/0.

Deputy Mayor Trefethen moved for the approval of 13.A.15.; seconded by Councilor Nedelka. Councilor Nedelka referred to the last sentence, and asked to change "finding" to "funding." Roll Call Vote: 9/0.

Deputy Mayor Trefethen discussed the Appointments Committee Report. He asked the Council to approve the following recommendations for reappointments:

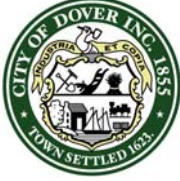
- Phil Rinaldi, DBIDA
- Tim Dargin, DBIDA

Deputy Mayor Trefethen moved to approve the recommendations; seconded by Councilor Weston. Vote: 9/0.

B. RESOLUTIONS

1. COLLECTIVE BARGAINING AGREEMENT BETWEEN CITY OF DOVER AND DPAII SPONSORED BY MAYOR MYERS BY REQUEST

Deputy Mayor Trefethen moved for its approval; seconded by Councilor Cheney.



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, April 14, 2010**
Meeting Time: **7:00pm**

Roll Call Vote: 9/0.

Mayor Myers said this was a 3-year contract, with year 2 ending on June 30th. There were no COLAs for any of the three years, and no step raises in this current budget year.

2. COLLECTIVE BARGAINING AGREEMENT BETWEEN CITY OF DOVER AND DPEA

SPONSORED BY MAYOR MYERS BY REQUEST

Deputy Mayor Trefethen moved for its approval; seconded by Councilor Garrison.

Roll Call Vote: 9/0.

Mayor Myers said this was a 3-year contract, with year 2 ending on June 30th. There were no COLAs for any of the three years, and no step raises in this current budget year.

3. DIRECTOR OF HUMAN SERVICES EMPLOYMENT AGREEMENT WITH LENA NICHOLS

SPONSORED BY MAYOR MYERS BY REQUEST

Deputy Mayor Trefethen moved for its approval; seconded by Councilor Weston.

Roll Call Vote: 9/0.

4. WILLAND POND AD-HOC ADVISORY COMMITTEE

SPONSORED BY COUNCILOR CRUIKSHANK

Councilor Cruikshank moved for its adoption; seconded by Councilor Nedelka.

Councilor Cruikshank asked to make an amendment to have it state "the committee shall consist of 5 regular members with 4 alternate members; with at least five Dover resident members, with 3 being regular members"; seconded by Deputy Mayor Trefethen.

Vote: 9/0.

5. DISCONTINUANCE OF EASTERLY PORTION OF DAVID TUTTLE ROAD (TO BE REFERRED TO A PUBLIC HEARING ON APRIL 28, 2010)

SPONSORED BY DEPUTY MAYOR TREFETHEN

Deputy Mayor Trefethen moved to refer to a public hearing on April 28, 2010; seconded by Councilor Nedelka.

C. ORDINANCES IN 1ST READING – None

14. COUNCIL CORRESPONDENCE

A. PACKET FROM COUNCILOR CHENEY



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, April 14, 2010**
Meeting Time: **7:00pm**

Councilor Cheney made a motion to accept her packet for Council Correspondence; seconded by Councilor Weston.

Deputy Mayor Trefethen said this packet does not conform to the Council Rules for what constitutes Council Correspondence. He said he also believed that it was laying groundwork for possible legal action. He said he would not vote to accept it.

Councilor Cheney said she disagreed, because it's a signed letter to the Council. She said she would be willing to take off the words "Dover City Councilor."

Councilor Hooper asked for the City Attorney's opinion.

City Attorney Krans said it was discussed a few months ago. He said there was no pending legal action.

Councilor Cheney asked what was said a few months ago.

Councilor Nedelka said it was discussed a few months ago during Executive Session, and Councilor Cheney knew the City Attorney couldn't state specifics. He said he received a letter from Councilor Cheney's attorney that if events followed a certain pattern that there was potential for a lawsuit. He said Councilor Cheney was not appointed to the Joint Building Committee for Horne Street School, and she needs to let it go.

Councilor Cheney said there was no question that she still was an appointed member of the Joint Building Committee for Horne Street School. She said the letter Councilor Nedelka was referring to was not part of the documents she was submitting. She said she is not threatening a lawsuit, but it was an opinion from one of the seven attorneys.

Councilor Nedelka said he didn't have a problem accepting correspondence that he disagrees with. He said he did have a problem with accepting something that he felt could pose litigation risk.

Councilor Weston said the Council Rules state the Council accepts signed documents. She asked the City Attorney if this helped or did not help the Council if litigation occurred.

City Attorney Krans stated that the potential litigant has stated tonight that she is still a member of the Joint Building Committee for the Horne Street School. He felt that was a precursor for litigation. He felt it would be a mistake to accept the correspondence into the record.

Vote: 1/8; Failed. Councilor Cheney voted in favor.

15. COUNCIL MATTERS OF INTEREST

Councilor Weston asked the City Clerk if she could separate the Resolutions when copying the Agenda.

City Clerk Lavertu said it would take longer, because each Resolution would have to be copied separately, and then collated.

Councilor Cheney said she was still leaning towards single-sided copies.

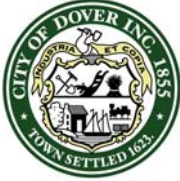
Mayor Myers asked the Council to wait a little longer, and continue to try to save trees.

Councilor Nedelka said that between 9:00 and 12:00, April 15th, there will be volunteers at the Dover Public Library to help people with filing extensions on their taxes.

16. ADJOURNMENT

Councilor Weston made a motion to adjourn; seconded by Councilor Cruikshank.

Vote: 9/0



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Special Meeting
Meeting Location: Council Chambers, City Hall
Meeting Date: **Wednesday, April 21, 2010**
Meeting Time: **7:00 pm**

1. CALL TO ORDER

2. MOMENT OF SILENCE

3. PLEDGE OF ALLEGIANCE

Councilor Cheney led the Pledge of Allegiance.

4. ROLL CALL ATTENDANCE

Present: Mayor Myers, Deputy Mayor Trefethen, Councilor Carrier, Councilor Cheney, Councilor Cruikshank, Councilor Hooper, Councilor Nedelka, Councilor Weston.

Also present: City Manager Joyal, City Attorney Krans, and City Clerk Lavertu.

5. PUBLIC HEARINGS

6. CITIZEN'S FORUM

Citizens are invited to speak on the subject matter of the Special Meeting. Statements shall be limited to five minutes.

Mayor Myers, seeing no one wishing to speak, closed the Citizen's Forum

7. UNFINISHED BUSINESS

A. AUTHORIZATION OF ADVANCED REFUNDING FOR CITY OF DOVER

MARCH 15, 2001 GENERAL OBLIGATION BONDS

(REQUIRES A 2/3 MAJORITY VOTE)

SPONSORED BY MAYOR MYERS BY REQUEST

Motion to adopt by Deputy Mayor Trefethen; seconded by Councilor Weston.

Vote: 8/0 roll call vote

8. NEW BUSINESS

A. RESOLUTION: FISCAL YEAR 2011 BUDGET APPROPRIATIONS, FEES AND CAPITAL IMPROVEMENTS PROGRAM

(SCHOOL PORTION TO BE REFERRED TO PUBLIC HEARING ON MAY 5, 2010)

(CITY PORTION (TO BE REFERRED TO PUBLIC HEARING ON MAY 26, 2010)

SPONSORED BY MAYOR MYERS BY REQUEST

Motion to move to public hearing by Deputy Mayor Trefethen; seconded by Councilor Hooper

Vote: 8/0

9. ADJOURNMENT

Motion to adjourn to Workshop by Deputy Mayor Trefethen; seconded by Councilor Cruikshank

Vote: 8/0



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 12.C.1.

Resolution Number: **R – 2008.04.14 – 47**

Resolution Re: Discontinuance of Easterly Portion of David Tuttle Road

- WHEREAS: The City Council appointed a Class VI road committee in 2008 to research and recommend actions regarding the various Class VI roads within the City of Dover
- WHEREAS: The Class VI Road Committee recommended complete discontinuance of the section of David Tuttle Road from the intersection of Old Garrison Road and running east to the Bellamy River (approximately 3,085 feet in length). The remaining sections of Old Garrison Road and David Tuttle Road should remain as a Class VI highway; and.
- WHEREAS: Written notice was provided to all owners of property abutting the easterly portion of David Tuttle Road consisting of fourteen (14) days notice sent by certified mail. Notice to the general public of a public hearing was provided by publication in a newspaper of general circulation.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND DOVER CITY COUNCIL THAT:

After notice and public hearing, the easterly portion of the public highway known as David Tuttle Road, that runs from the easterly intersection of Old Garrison Road to the Bellamy River consisting of approximately 3,085 feet, shall be completely discontinued as a public way removing the right of the public to pass and repass along this section of the public highway. The property shall continue to be owned by the abutters pursuant to New Hampshire law.

NOTE: A PUBLIC HEARING IS REQUIRED

NOTE: NOTICE TO ABUTTERS IS REQUIRED

AUTHORIZATION

Approved as to Funding: Daniel R. Lynch
Finance Director

Sponsored by: Deputy Mayor Dean Trefethen

Approved as to Legal Form: Allan B. Krans, Sr.
City Attorney

Recorded by: Karen Lavertu
City Clerk



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 12.C.1.

Resolution Number: **R – 2008.04.14 – 47**

Resolution Re: Discontinuance of Easterly Portion of David Tuttle Road

DOCUMENT HISTORY:

First Reading Date:	Public Hearing Date:
Approved Date:	Effective Date:

DOCUMENT ACTIONS:

VOTING RECORD		
Date of Vote:	YEAH	NAY
Mayor Scott Myers		
Deputy Mayor, Dean Trefethen		
Councilor Robert Carrier, Ward 1		
Councilor William Garrison, Ward 2		
Councilor Jan Nedelka, Ward 3		
Councilor Dorothy Hooper, Ward 4		
Councilor Catherine Cheney, Ward 5		
Councilor Gina Cruikshank, Ward 6		
Councilor Karen Weston, At Large		
Total Votes:		
Resolution does does not pass.		



CITY OF DOVER

CITY OF DOVER - RESOLUTION

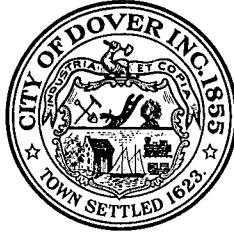
Agenda Item#: 12.C.1.

Resolution Number: **R – 2008.04.14 – 47**

Resolution Re: Discontinuance of Easterly Portion of David Tuttle Road

RESOLUTION BACKGROUND MATERIAL:

The Class VI Road Committee at their October 23, 2007 meeting; recommended the section of David Tuttle Road from Old Garrison Road east to the Bellamy River should be extinguished, the remaining sections of Old Garrison Road and David Tuttle Road should remain as Class VI.



RECEIVED
DOVER CITY CLERK
DOVER, NH

2010 APR -6 P 2: 46

APPLICATION CITY OF DOVER, NEW HAMPSHIRE

RAFFLE*TAG***PARADE**** BLOCK PARTY** ROAD TOLL***

Fill In Completely and Return To City Clerk NO LATER THAN 30 DAYS PRIOR TO EVENT

Organization Name: CHILDREN'S MUSEUM OF NEW HAMPSHIRE

Federal Tax ID number for Organization: 020363746

Nature of Organization: Religious, Educational, Charitable, Civic, Sports, Veterans, Fraternal or Political

Contact Person: AARON WENSLEY Day Time Telephone: (603) 742-2218

Address: 2 HARTSWOOD ROAD, DOVER Email Address aaron@dovernh.org

Purpose of Permit: 5K ROAD RACE

Date of Event: SAT MAY 1ST Specific Time: 9:00 AM

Location of Event: RACE STARTS ON HENRY LAW AVE - MAP ATTACHED

(Raffle Permit only)

Prize (s) To Be Awarded: _____

Amount of Donation: _____ Date of Drawing: _____ Specific Time: _____

Place of Drawing: _____

* NOTICE TO RAFFLE AND TAG PERMIT APPLICANTS: Please be advised the City will verify that your organization is in compliance with the regulations of N.H. Charitable Trusts Unit of the Attorney General's Office prior to the acceptance of your application. The police department may contact you to obtain additional information. Please provide a way for us to contact you during the day so the request can expedited. Information on these requirements may be found at http://doj.nh.gov/publications/charitable_forms.html.

** NOTE: ALL REQUESTS FOR PARADE PERMITS AND BLOCK PARTIES MUST HAVE PARADE ROUTE APPROVED BY THE POLICE DEPT. BEFORE GOING ON THE COUNCIL AGENDA

***NOTE: SOLICITING DONATIONS IS PROHIBITED FROM THE ROADWAY WITHOUT SPECIAL PERMISSION FROM THE POLICE DEPARTMENT

I CERTIFY THAT THE ABOVE STATEMENTS ARE TRUE AND CORRECT.
I UNDERSTAND THAT THIS PERMIT IS ISSUED BY THE CITY COUNCIL PER the provisions of RSA 287-A, RSA 31:91 and/or RSA 286 and I agree to abide by same.

Signature: Aaron Wensley Date: 4/6/10

Licensing Board approval: [Signature] Date: 4/8/10
Revised-03/17/08



6 Washington Street • Dover, NH 03820
P 603-742-2002 F 603-742-2044
www.childrens-museum.org

March 31, 2010

City Councilors
City of Dover
City Hall, 288 Central Ave.
Dover, NH 03820

Dear City Councilors:

I am writing to request permission to host The Children's Museum of New Hampshire's Annual 5K Road Race and Kid's Fun Run beginning at 9:00 am Saturday, May 1, 2010. The Road Race will be the first event and will start at the end of Henry Law Avenue abutting Washington Street, behind the Foster's building. The Fun Run will follow and will take place in Henry Law Park, beginning at approximately 10:30 am.

In previous years, this race has taken place in Portsmouth, but with the help of Dover Police Sergeant Marn Speidel, we have designed a new course here in Dover, which was successfully used for the first time in 2009.

The new Road Race course guides participants from the starting point on Henry Law Avenue, up Central Avenue, turning right onto Chapel Street (near Janetos and Kendall Pond Pizza) and then up Portland Avenue, turning right onto Atlantic Avenue to Gulf Road, making a loop through the Fairway Meadows neighborhood, back down Gulf Road and veering left onto Cocheco Street, taking Cocheco to Main Street, turning left down Main Street and again left onto Washington Street, across the footbridge and turning right onto River Street, and finally turning right onto Henry Law Avenue where the race will finish near the swimming pool and the Museum. I have attached a map of the course for your convenience.

We have been and will continue to work with the Dover Police Department to ensure the safety of the participants, volunteers, pedestrians and those driving the Road Race route. We expect the Race itself to conclude by 10:00 am, and the entire event to be over and people to disperse before noon.

The Road Race is an important fundraiser for The Children's Museum of New Hampshire that helps raise needed funds to support the operating budget. Thanks in advance for your support of the Museum by permitting the museum to host this race.

Please feel free to contact me at (603) 866-1309 or aaron@dovernh.org if you have any questions or would like to discuss this matter further.

Sincerely,

Aaron Wensley
Children's Museum Board Member &
Road Race Committee Chair

the CHILDREN'S MUSEUM 5k

Dover, NH

Starting line is located on Henry Law Avenue approximately .1 kilometer southeast of the intersection of Henry Law, Main Street, Central Avenue, and Washington Street in Dover, NH. It is 77 feet southeast of telephone pole 138/4/4 (on the east side of road) across from Central Towers Apartment building. The starting line is marked on both sides of the street by a white letter "S" and arrows pointing northwest with a white line marking the start. Three P-K nails were hammered into the start line on each side of the road.

Mile 1 is located on Atlantic Avenue 30 feet west of the edge of the last guard rail post on the right side of the road. It is 43 feet 4 inches west of telephone pole 8/120/7 and approximately 1 foot east of the edge of the manhole cover in the middle of the road. It is west of house numbers 18 on the left and 21 on the right. It is marked with a "1M" in white paint.

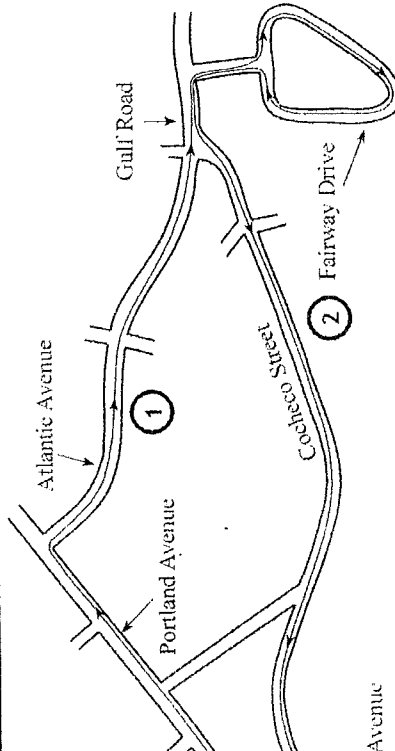
Mile 2 is located on Cocheco Road 9 feet east of telephone pole 119/38/30 and approximately 100 yards west of Gerry's Lane and just past house number 113. It is marked with a "2M" in white paint.

Run from Central Ave to Main St across Main St to Chapel St

Start: 77 ft. SE of TP 138/4/4

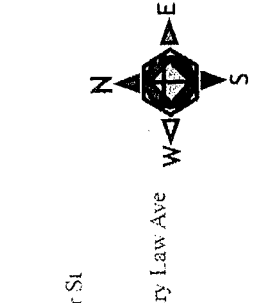
Finish: 23 ft. 7 in. NW of TP 128/5/166/5

Mile 3 is located on Henry Law Avenue 3 feet 6 inches northwest of telephone pole 138/1/1. It is marked with a "M3" in white paint. **Finish line** is located on Henry Law Avenue approximately 6 inches south of the crosswalk from the park to the Central Towers Apartment building just prior to entering the Children's Museum parking lot. It is 23 feet 7 inches northwest of telephone pole 138/5/166/5. It is marked with a white letter "F" and arrows pointing north with a white line marking the finish. Three P-K nails were hammered into the finish line.



IMPORTANT NOTE: Upon crossing onto Central Ave, runners must stay left of traffic signals.

IMPORTANT NOTE: The turnaround loop through Fairway Meadows on Fairway Drive was measured running clockwise around the loop.



Certified Course

NH09014RF
Certificate Effective:
4/18/2009 - 12/31/2019



Measured by Dave Abbet [abbettfamily@my.fairpoint.net] on April 18, 2009

[COPY FOR CITY COUNCIL]



DOVER POLICE DEPARTMENT

Dover, New Hampshire

Memorandum

OK
APCO

TO: Chief Anthony F. Colarusso, Jr.
FROM: Sgt. Marn Speidel, Traffic Bureau
RE: Children's Museum 5K Road Race, Sat. May 1, 2010
DATE: April 8, 2010

The following is a synopsis of expected traffic implications from the Children's Museum Footbridge 5K road race, to be held on Saturday, May 1, 2010 at 9:00 AM:

<u>STREET CLOSURES (LOCATION)</u>	<u>TIMES</u>	<u>DURATION</u>
<i>Henry Law Avenue (Washington to River)</i>	8:30–10:30	2 hours
<i>Central Avenue (Second to Washington)</i>	9:00–9:08	8 minutes
<i>Chapel Street (Main to Portland)</i>	9:00–9:15	15 minutes
<i>Portland Avenue (crossing @ Chapel St)</i>	9:05–9:20	15 minutes
<i>Atlantic Avenue (outbound)</i>	9:10–9:25	15 minutes
<i>Gulf Road (Cocheco St to Fairway Dr)</i>	9:10–9:40	30 minutes
* Road Closed/Detour signs at Baer Road		
<i>Fairway Drive</i>	9:10–9:40	30 minutes
<i>Cocheco Street</i>	9:15–9:55	40 minutes
<i>Washington Street (Main St to footbridge)</i>	9:15–10:00	45 minutes

The police department will be reimbursed for the cost of five (5) police officers on overtime - most covering more than one post along the route - to assist race volunteers. Traffic personnel will be posted at the following locations:

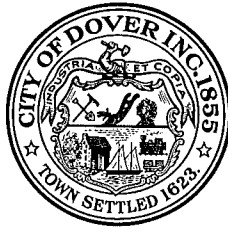
POLICE

- * Lead cruiser
- * Central Av @ Washington St
- * Central Av @ Second St
- * Main St @ Chapel St
- * Portland Av @ Chapel St
- * Atlantic Av @ Oak St / Gulf Rd
- * Portland Av @ Main St
- * Washington St @ Main St
- * Henry Law Av @ George St
- * Henry Law Av @ Hanson St

RACE VOLUNTEERS

- * Chapel St @ St John St / Mechanic St
- * Portland Av @ Rogers St
- * Portland Av @ Atlantic Av
- * Atlantic Av @ Cross St / Danbury Ct
- * Gulf Rd @ Fairway Dr
- * Fairway Dr loop junction
- * Cocheco St @ Rogers St
- * Main St @ Smiley's entrance
- * Washington St @ footbridge
- * Henry Law Av @ River St

The police department will post parking restrictions on Henry Law Avenue (Washington to River) and Portland Avenue (Main to Cocheco) to accommodate the event.



RECEIVED
DOVER CITY CLERK
DOVER, NH

2010 APR -6 A 11: 10

APPLICATION CITY OF DOVER, NEW HAMPSHIRE

RAFFLE*.....TAG*.....PARADE**..... BLOCK PARTY**..... ROAD TOLL***.....

Fill In Completely and Return To City Clerk NO LATER THAN 30 DAYS PRIOR TO EVENT

Organization Name: Garrison Elementary School
Federal Tax ID number for Organization: 22 297204
Nature of Organization: Religious, Educational, Charitable, Civic, Sports, Veterans, Fraternal or Political

Contact Person: Tracey Morrison Day Time Telephone: 978-9012

Address: 1 Tanglewood drive Email Address teddleb7@comcast.net

Purpose of Permit: To sell Raffle tickets For a fundraiser

Date of Event: _____ Specific Time: _____

Location of Event: Garrison School

(Raffle Permit only)
Prize (s) To Be Awarded: 4 Pre Season NE Patriots tickets, 4 Red Sox Tickets, Restaurant gift cert. etc

Amount of Donation: over \$1,000.00 Date of Drawing: May 15 Specific Time: TB Determined

Place of Drawing: Garrison PTA Yard Sale

* NOTICE TO RAFFLE AND TAG PERMIT APPLICANTS: Please be advised the City will verify that your organization is in compliance with the regulations of N.H. Charitable Trusts Unit of the Attorney General's Office prior to the acceptance of your application. The police department may contact you to obtain additional information. Please provide a way for us to contact you during the day so the request can expedited Information on these requirements may be found at http://doj.nh.gov/publications/charitable_forms.html.

** NOTE: ALL REQUESTS FOR PARADE PERMITS AND BLOCK PARTIES MUST HAVE PARADE ROUTE APPROVED BY THE POLICE DEPT. BEFORE GOING ON THE COUNCIL AGENDA

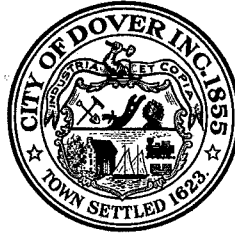
***NOTE: SOLICITING DONATIONS IS PROHIBITED FROM THE ROADWAY WITHOUT SPECIAL PERMISSION FROM THE POLICE DEPARTMENT

I CERTIFY THAT THE ABOVE STATEMENTS ARE TRUE AND CORRECT.
I UNDERSTAND THAT THIS PERMIT IS ISSUED BY THE CITY COUNCIL PER the provisions of RSA 287-A , RSA 31:91 and/or RSA 286 and I agree to abide by same.

Signature: Tracey L. Morrison Date: April 6, 2010

Licensing Board approval (Signature) Date: 4/8/10
Revised 03/17/08

RECEIVED
DOVER CITY CLERK
DOVER, NH



2010 APR 12 P 3:06

APPLICATION CITY OF DOVER, NEW HAMPSHIRE

RAFFLE*.....TAG*.....PARADE**..... BLOCK PARTY**..... ROAD TOLL***.....

Fill In Completely and Return To City Clerk NO LATER THAN 30 DAYS PRIOR TO EVENT

Organization Name: Dover Little Green Cheerleading

Federal Tax ID number for Organization: 26-254-3466

Nature of Organization: Religious, Educational, Charitable, Civic, Sports, Veterans, Fraternal or Political

Contact Person: Bridget Smith Day Time Telephone: 740-2630 / 969-6941

Address: 10 Pondview Dr. Dover Email Address Bridget.Smith@comcast.net

Purpose of Permit: To raise money for cheer camp

Date of Event: June 3, 4 & 5th Specific Time: 3rd & 4th 4-8 5th 8-8pm not all day but 2 hr shifts here + there

Location of Event: various locations throughout the city - stores, restaurant

(Raffle Permit only)

Prize (s) To Be Awarded: _____

Amount of Donation: _____ Date of Drawing: _____ Specific Time: _____

Place of Drawing: _____

* NOTICE TO RAFFLE AND TAG PERMIT APPLICANTS: Please be advised the City will verify that your organization is in compliance with the regulations of N.H. Charitable Trusts Unit of the Attorney General's Office prior to the acceptance of your application. The police department may contact you to obtain additional information. Please provide a way for us to contact you during the day so the request can expedited Information on these requirements may be found at http://doj.nh.gov/publications/charitable_forms.html.

** NOTE: ALL REQUESTS FOR PARADE PERMITS AND BLOCK PARTIES MUST HAVE PARADE ROUTE APPROVED BY THE POLICE DEPT. BEFORE GOING ON THE COUNCIL AGENDA

***NOTE: SOLICITING DONATIONS IS PROHIBITED FROM THE ROADWAY WITHOUT SPECIAL PERMISSION FROM THE POLICE DEPARTMENT

I CERTIFY THAT THE ABOVE STATEMENTS ARE TRUE AND CORRECT.
I UNDERSTAND THAT THIS PERMIT IS ISSUED BY THE CITY COUNCIL PER the provisions of RSA 287-A , RSA 31:91 and/or RSA 286 and I agree to abide by same.

Signature: Bridget Smith Date: 4/12/10

Licensing Board approval [Signature] Date: 2/14/10
Revised 03/17/08



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.4.

Resolution Number: **R - 2010.04.28 – 49**
Resolution Re: **B08082 Occupational Health Services**
Continuation of Agreement

WHEREAS: Requests for Proposal B08082 was issued and received for “as needed” various Occupational Health Services on May 21, 2008 at 2:00 PM; and

WHEREAS: Two (2) proposals were received from qualified respondents, one (1) of which being the current health care provider the City has used very satisfactorily for approximately the past 10 years; and

WHEREAS: The proposal deemed most financially advantageous and in the City’s best interest to accept was offered by Seacoast Redicare of Somersworth, NH and awarded by city council in May 2008. Seacoast Redicare has offered to extend the current agreement at the 2008 rates for one additional year to end June 2011.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND DOVER CITY COUNCIL THAT:

The Purchasing Agent is hereby authorized to issue a Purchase Order to Seacoast Redicare of Somersworth, NH for “as needed” Occupational Health Services effective July 1, 2010, to be charged to various medical services accounts as appropriated. The amount of this authorization shall be limited so as not to exceed available funding.

Financing

Account	Description	Appropriation	Balance
xxxx-x-xxx-xxxxx-4336-xxxxx-xx	Various Departments - Medical services	23,939.00	23,939.00
		Proposed FY2011	

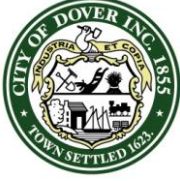
AUTHORIZATION

Approved as to Funding: Daniel R. Lynch
Finance Director

Sponsored by: Mayor Scott Myers
By request

Approved for Legal Compliance: Allan B. Krans, Sr.
City Attorney

Recorded by: Karen Lavertu
City Clerk



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.4.

Resolution Number: **R - 2010.04.28 – 49**
Resolution Re: **B08082 Occupational Health Services**
Continuation of Agreement

DOCUMENT HISTORY:

First Reading Date:	Public Hearing Date:
Approved Date:	Effective Date:

DOCUMENT ACTIONS:

VOTING RECORD		
Date of Vote:	YEAH	NAY
Mayor Scott Myers		
Deputy Mayor, Dean Trefethen, At Large		
Councilor Robert Carrier, Ward 1		
Councilor William Garrison III, Ward 2		
Councilor Jan Nedelka, Ward 3		
Councilor Dorothea Hooper, Ward 4		
Councilor Catherine Cheney, Ward 5		
Councilor Gina Cruikshank, Ward 6		
Councilor Karen Weston, At Large		
Total Votes:		
Resolution does does not pass.		



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.4.

Resolution Number: **R - 2010.04.28 – 49**
Resolution Re: **B08082 Occupational Health Services**
Continuation of Agreement

RESOLUTION BACKGROUND MATERIAL:

Requests for Proposal B08082 was issued and received for “as needed” Occupational Health Services on May 21, 2008 at 2:00 PM. Two (2) proposals were received from qualified respondents, one (1) of which being the current health care provider the City has used very satisfactorily for approximately the past 10 years, Seacoast RediCare and the other from Occupational Health Services of Portsmouth Regional Hospital. The proposal deemed most financially advantageous and in the City’s best interest to accept was offered by Seacoast Redicare of Somersworth, NH in varying amounts for different services, as needed and required by City personnel.

Award by city council went to Seacoast Redicare for the 2009 and 2010 fund years. Seacoast Redicare as offered to extend the current agreement for an additional year at the rates provided in May 2008. The city has solicited a request for bid for these services in 2003, 2006 and 2008 with the same two vendors responding and the low bid was received from Seacoast Redicare each time.

Expenditures: FY10 to date @ \$10,611 - FY09 @\$16,434 – FY08 @ \$33,096 – FY07 @ \$22,414

Bid Information:

B08082 Occupational Health Services May 21, 2008 @2:00PM

Award Information:

A purchase order will be issued to the vendor selected to authorize future expenditures.

Purchasing Information:

Type:	Purchase Order	Advertised:	Yes
Invitations Mailed:	10	Number of Responses:	2
Warranty:	na	Terms:	Net 30, FOB Dover
Work Bonded:	No	Contract:	Yes
Prices will hold for:	June 30, 2011	Estimated Delivery:	As needed
Recommended Award to:	Seacoast RediCare	Fund:	Various
Other Approvals Required:	No	References Checked:	Satisfactory
Previously Worked for City:	Yes	Reason for Council Approval:	Purchase to exceed the \$25,000 amount requiring Council approval subsequent to a bid solicitation



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.4.

Resolution Number: **R - 2010.04.28 – 49**
Resolution Re: **B08082 Occupational Health Services**
Continuation of Agreement

Vendor Solicitation List:

Barrington Family Practice
P. O. Box 590
Barrington, NH 03825

Occupational Health Services at
Portsmouth Regional Hospital
26 Manchester Square
Portsmouth, NH 03801

Great Works Family Practice
2 Colcord Street
South Berwick, ME 03908

Atlantic Family Practice
750 Central Avenue
Dover, NH 03820

Seacoast Emergency Physicians
c/o Wentworth Douglass
Hospital
789 Central Avenue
Dover, NH 03820

Wentworth Douglass Hospital
789 Central Avenue
Dover, NH 03820

Seacoast Medicare
396 High Street
Somersworth, NH 03878

Martin's Point Health Care
161 Corporate Drive
Portsmouth, NH 03801

BMA of Somersworth
225 Route 108
Somersworth, NH 03878

Dr. John Foley
Strafford Medical Association,
15 Old Rollinsford Road
Dover, NH 03820

Results B08082

<i>Vendor</i>	<i>Price*</i>
Seacoast Medicare 396 High Street Somersworth, NH 03878	Various – depends on test / service provided
Occupational Health Services At Pease International Tradeport 26 Manchester Square Suite 2 Portsmouth, NH 03801	Various – depends on test / service provided



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.4.

Resolution Number: **R - 2010.04.28 – 49**
 Resolution Re: **B08082 Occupational Health Services**
Continuation of Agreement

SEACOAST MEDICARE

OCCUPATIONAL HEALTH SRVCS OF PRH

Treatment of Workplace Injuries	\$
<i>Initial Office Visit, work related injury (excludes surgical and ancillary charges) (incl follow up)</i>	134.00
<i>Rehabilitation/Physical Therapy services (charged per time unit)</i>	50.00

Treatment of Workplace Injuries	\$
<i>Level 1 Initial Visit</i>	89.00
<i>Level 2 Initial Visit</i>	156.00
<i>Level 3 Initial Visit</i>	230.00
<i>Level 4 Initial Visit</i>	353.00
<i>Level 1 Follow-up Visit</i>	50.00
<i>Level 2 Follow-up Visit</i>	92.00
<i>Level 3 Follow-up Visit</i>	149.00
<i>Level 4 Follow-up Visit</i>	227.00
<i>Physical Therapy Evaluation</i>	215.00
<i>Physical Therapy Treatment per 15 min.</i>	70.00
<i>Note: Supplies, radiology, & add'l services are billed separately</i>	

Special Medical Evaluations	\$
<i>Exam includes same as Physical Exam, Range of Motion, & injury assessment Consult Service, as needed</i>	59.00

Special Medical Evaluations	\$
<i>Level 3 Exam by Medical Provider</i>	112.00
<i>Physical Capacity Test</i>	75.00
<i>Medical Provider Consult Service, if more than general & basic per hr</i>	125.00

Return to Work Examinations	\$
<i>Return to Work Examination</i>	59.00

Return to Work Examinations	\$
<i>Level 3 Exam by Medical Provider</i>	112.00
<i>Physical Capacity Test</i>	75.00

Police Department Baseline Examination	420.00
Medical History and Physical Exam	
Chest X-Ray (incl interpretation & report)	
EKG, Complete (incl interpretation & report)	
Audiometric Exam	
Vision Exam (Titmus)	
Health Screen #1 (CBC w/ chem pan 12)*	
10-Panel Drug Screen	
Blood Group and Rh	
Serology (RPR)	
*Cardiac Risk/Lipid Profile (if total chol >200)	72.00

Police Department Baseline Examination	477.00
Level 3 Exam	112.00
Chest X-Ray	135.00
EKG	55.00
Audiometric Test	22.00
Vision	13.00
Health Screen #1*	80.00
Non-DOT Urine Test (sent to lab)	60.00
Blood Group and Rh	?
Serology (RPR)	?
*Cardiac Risk / Lipid Profile (if total chol>200)	?

Missing 2 factors



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.4.

Resolution Number: **R - 2010.04.28 – 49**
 Resolution Re: **B08082 Occupational Health Services**
Continuation of Agreement

Police Department In-Service/Periodic Exam	
Entry Level to age 35	135.00
Medical History & Physical Exam	
Health Screen #1*	
Age 40 to age 49	256.00
Medical History & Physical Exam	
Health Screen #1*	
Chest X-Ray	
EKG	
Age 50 and above	256.00
Medical History & Physical Exam	
Health Screen #1*	
Chest X-Ray	
EKG	
Cardiac Risk/Lipid Profile (if total chol >200)	72.00

Police Department In-Service/Periodic Exam	
Entry Level to age 35	192.00
Medical History & Physical Exam	112.00
Health Screen #1*	80.00
Age 40 to age 49	382.00
Medical History & Physical Exam	112.00
Health Screen #1*	80.00
Chest X-Ray	135.00
EKG	55.00
Age 50 and above	382.00
Medical History & Physical Exam	112.00
Health Screen #1*	80.00
Chest X-Ray	135.00
EKG	55.00
Cardiac Risk/Lipid Profile (if total chol >200)	?

Fire Department Baseline Examination	749.00
Medical History and Respirator Clearance	
Chest X-Ray (incl interpretation & report)	
EKG, Complete (incl. interpretation & report)	
Audiometric Exam	
Vision Exam (Titmus)	
Pulmonary Function Test	
Health Screen #8 (CBC w/ Chem Pan 24, T-4, Urinalysis)	
SAP-5 Drug Screen w/ MRO services	
Heavy Metal Profile	
Cardiac Risk/Lipid Profile I	

Fire Department Baseline Examination	616.00
Level 3 Exam	112.00
Respirator Clearance & Pulmonary Function	77.00
Chest X-Ray (incl interpretation & report)	135.00
EKG, Complete (incl. interpretation & report)	55.00
Audiometric Exam	22.00
Vision Exam (Titmus)	32.00
Health Screen #8 (CBC w/ Chem Pan 24, T-4, Urinalysis)	?
SAP-5 Drug Screen w/ MRO services	65.00
Heavy Metal Profile	118.00
Cardiac Risk/Lipid Profile I	?

Missing 2 factors

Fire Department Periodic Examination	513.00
Medical History and Physical Exam	352.00
Audiometric Exam	
Vision Exam (Titmus)	
Health Screen #8	
PSA (prostatic specific antigen)	
Cardiac Risk / Lipid Profile I	
Chest X-Ray, if authorized	65.00
EKG, Complete, if authorized	56.00
Pulmonary Function Test, if necessary	40.00

Fire Department Periodic Examination	433.00
Level 3 Exam	112.00
Audiometric Exam	22.00
Vision Exam (Titmus)	32.00
Health Screen #8	?
PSA (prostatic specific antigen)	?
Cardiac Risk / Lipid Profile I	?
Chest X-Ray, if authorized	135.00
EKG, Complete, if authorized	55.00
Pulmonary Function Test, if necessary	77.00

Missing 3 factors



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.4.

Resolution Number: **R - 2010.04.28 – 49**
 Resolution Re: **B08082 Occupational Health Services**
Continuation of Agreement

Itemized Pricing - Additional Services

Pulmonary Function Test	40.00
Audiometric (Hearing) Exam	23.00
Vision (Titmus) Exam	17.00
Chest X-Ray (incl. interpret. & report)	65.00
EKG (incl. interpretation & report)	56.00
Lead Toxicity Panel	52.00
Health Screen #1 (CBC w/ chem panel 12)	76.00
Health Screen #8 (CBC w/ chem panel 24, T-4, Urinalysis)	117.00
Cardiac Risk/Lipid Profile (if cholesterol > 200)	72.00
Blood Group and Rh Factor	41.00
PSA (prostatic specific antigen)	64.00
Serology (RPR)	30.00
Hepatitis B Vaccine (prov. By SRC)	79.00
Hepatitis B Vaccine (prov. By City)	20.00
Tdap Immunization	79.00
TB Skin Test	22.00
Influenza Vaccine (flu shot)	23.00
Immunization Administration	20.00
DOT/NIDA-split drug test (w/ MRO review & confirmation test)	55.00
SAP-5 drug test (w/ MRO review & confirmation test)	55.00
Drug test, 10-panel non-DOT	53.00
Breath Alcohol Test (initial screen or confirmation test)	25.00
Random Drug & Alcohol Test Program Admin Fee (Annual)	235.00

Itemized Pricing - Additional Services

Pulmonary Function Test	77.00
Audiometric Exam	22.00
Full Vision	13.00
Chest X-Ray	135.00
EKG	55.00
Lead/ZPP testing	32.00
Health Screen #1 - blood work	80.00
Health Screen #8	?
Cardiac Risk / Lipid Profile	?
Blood Group and Rh Factor	?
PSA	?
Serology	?
Hepatitis B Vaccine (prov. by OHSPRH)	60.00
Hepatitis B Vaccine (prov. by City)	?
Tdap Immunization	?
TB Test	15.00
Influenza Vaccine	?
Immunization Administration	?
DOT/NIDA-split drug test (w/ MRO review & confirmation test)	65.00
SAP-5 drug test (w/ MRO review & confirmation test)	?
Drug test, Non-DOT	60.00
Breath Alcohol Test (initial screen or confirmation test)	28.00
Random Drug & Alcohol Test Program Admin Fee (Annual)	?



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.5.

Resolution Number: **R - 2010.04.28 – 50**
Resolution Re: **B10065 Traffic Control Flagging**

WHEREAS: Sealed bids # B10065 were requested and received for Traffic Control Flagging Services on April 12, 2010 at 2:00 PM EST.; and

WHEREAS: Rates will hold for one year and low bid meeting specifications was submitted by New England Traffic Control of Manchester NH with various rates depending upon when the services are rendered; and

WHEREAS: Depending on the magnitude of the City's construction work schedule, there is often a need for a secondary vendor to supply back up traffic control services. For this, American Flagging Traffic Control Inc of Salem NH also offered a varying rate schedule depending on when services are to be rendered.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND DOVER CITY COUNCIL THAT:

The purchasing agent is hereby authorized to issue a Purchase order to New England Traffic Control Services of Manchester NH as primary vendor and American Flagging & Traffic Control of Salem NH to as back up vendor "as needed" given the rates provided 04/12/10. The amount of this authorization shall be limited so as not to exceed available funding.

Financing

Account	Description	Appropriation	Balance
xxxx-xxxxx-4652-xxxx-xx-xx	Maint. Impr. o/t Buildings	324,065.00	53,282.03

AUTHORIZATION

Approved as to Funding: Daniel R. Lynch
Finance Director

Sponsored by: Mayor Scott Myers
By request

Approved for Legal Compliance: Allan B. Krans, Sr.
City Attorney

Recorded by: Karen Lavertu
City Clerk



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.5.

Resolution Number: **R - 2010.04.28 – 50**
Resolution Re: **B10065 Traffic Control Flagging**

DOCUMENT HISTORY:

First Reading Date:	Public Hearing Date:
Approved Date:	Effective Date:

DOCUMENT ACTIONS:

VOTING RECORD		
Date of Vote:	YEAH	NAY
Mayor Scott Myers		
Deputy Mayor, Dean Trefethen, At Large		
Councilor Robert Carrier, Ward 1		
Councilor William Garrison III, Ward 2		
Councilor Jan Nedelka, Ward 3		
Councilor Dorothea Hooper, Ward 4		
Councilor Catherine Cheney, Ward 5		
Councilor Gina Cruikshank, Ward 6		
Councilor Karen Weston, At Large		
Total Votes:		
Resolution does does not pass.		



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.5.

Resolution Number: **R - 2010.04.28 – 50**
Resolution Re: **B10065 Traffic Control Flagging**

RESOLUTION BACKGROUND MATERIAL:

The low bids, meeting specifications, were submitted in varying amounts for different hourly rates by two companies to include New England Traffic Control Services of Manchester NH and American Flagging & Traffic Control of Salem NH.

Depending upon the specific need at a certain time and availability of the vendor, the City will call New England Traffic Control first and use American Flagging Services as a backup vendor. Both firms identified have been used successfully in the past on an “as needed” basis. During 2009 construction season the city spent approximately \$50,340.00. It is possible the 2010 season could exceed \$25,000 threshold, therefore requiring city council approval.

Bid Information:

Sealed bids # B10065 were requested and received for Traffic Control Flagging Services on April 12, 2010 at 2:00 PM EST.

Purchasing Information:

Type:	Purchase Order	Advertised:	Yes
Invitations Mailed:	6	Number of Responses:	2
Warranty:	Per manufacturer	Terms:	Net 30, FOB Dover
Work Bonded:	No	Contract:	no
Prices will hold for:	2010 construction season	Estimated Delivery:	As needed
Recommended Award to:	New England Traffic Control and American Flagging	Fund:	Various
Other Approvals Required:	No	References Checked:	Satisfactory
Previously Worked for City:	Yes	Reason for Council Approval:	Purchase may exceed the \$25,000 amount requiring Council approval subsequent to a bid solicitation



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.A.5.

Resolution Number: **R - 2010.04.28 – 50**

Resolution Re: **B10065 Traffic Control Flagging**

Vendor Solicitation List:

New England Traffic
Control Services
332 Kelley Street
Manchester, NH 03102

Mal Stone
559 Sagamore Ave #7
Portsmouth NH 03801

American Flagging &
Traffic Control
11 Industrial Way
Salem, NH 03079

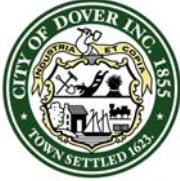
Liberty Security & Traffic
Control
135 Old Homestead Hwy
Keene NH 03431

Dave or Bill White
104 Gully oven Rd
Lebanon ME 04027

On The Spot Services
2 Park Street
Lewiston, ME 04240

Results TRAFFIC CONTROL/FLAGGING SERVICES

Vendor must within 24 hrs of notification by city representative	Straight Time Hourly Rate	Time and ½ Hourly Rate	Double Time Hourly Rate	Emergency Call Ours Hourly Rate	Minimum Hours Charged
New England Traffic Control 332 Kelley Street Manchester, NH 03102 Primary vendor	\$18.50	\$27.75	\$37.00	5:30pm- Midnight \$27.75 Midnight to 6:00am \$37.00	4
American Flagging 11 Industrial Way Salem, NH 03079 Back Up Vendor	\$18.95	\$28.43	\$37.90	\$28.43	4



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#:
13B1

Resolution Number: **R - 2010.04.28 - 51**

Resolution Re: **Resolution to Amend Children's Center Lease for the
McConnell Center**

WHEREAS: The Dover Daycare Center Inc d/b/a the Dover Children's Center provides daycare services at affordable rates for Dover citizens;

WHEREAS: The Dover Children's Center and the City of Dover have reached a resolution of financial issues involving the parties;

WHEREAS: The McConnell Center Advisory Committee recommends an amended lease with the Dover Children's Center;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND DOVER CITY COUNCIL THAT:
The Dover City Manager is authorized to enter into an amended lease agreement with the Dover Children's Center with terms and conditions consistent with the lease contained in the Background of this Resolution.

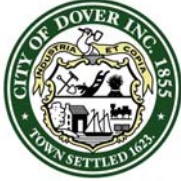
AUTHORIZATION

Approved as to Funding: Daniel R. Lynch
Finance Director

Sponsored by: Mayor Scott Myers
By request

Approved as to Legal Form: Allan B. Krans, Sr.
City Attorney

Recorded by: Karen Lavertu
City Clerk



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#:
13B1

Resolution Number: **R - 2010.04.28 - 51**
Resolution Re: **Resolution to Amend Children's Center Lease for the
McConnell Center**

RESOLUTION BACKGROUND MATERIAL:

The Dover Children's Center entered into an agreement to lease 3666 square feet of space in the McConnell Center in 2006. The terms and conditions were consistent with the terms and conditions of other tenants.

Since 2006, the Dover Children's Center has experienced difficulty meeting its financial obligations under the lease. The City of Dover has provided a rent subsidy. During the past several months, the McConnell Center Advisory Committee and city staff have engaged in discussions with representatives of the Dover Children's Center to resolve the rent subsidy issues.

The Dover Children's Center has agreed to change its business model to expand its revenue stream. A five year Business Plan developed by the Dover Children's Center was been presented to the McConnell Center Advisory Committee. Based on the Business Plan and financial forecasts, the McConnell Center Advisory Committee endorses an amended lease at this time and recommends Council approval.

The amended agreement is based on a declining financial subsidy by the City over the next five (5) years. The parties have agreed to a reduction of the square footage of the rental space in the event the Dover Children's Center Business Plan does not produce additional revenue and the rent is not paid in the future. The reduction in square footage involves the return of Room 161 to City control. This will allow the City to rent the space to another tenant who is capable of paying the rent for Room 161.



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13B1

Resolution Number: R - 2010.04.28 - 51

Resolution Re: Resolution to Amend Children's Center Lease for the McConnell Center

THIS AMENDED LEASE made this _____ day of _____, 2010, by and between **Dover Daycare Learning Center, Inc. d/b/a Dover Children's Center** of 43 Back River Road, Dover, New Hampshire 03820 (hereinafter referred to as "TENANT"), and The City of Dover, New Hampshire, of 288 Central Ave., Dover, County of Strafford and State of New Hampshire (hereinafter referred to as "LANDLORD").

WITNESSETH:

IN CONSIDERATION of the mutual promises contained herein, and FOR OTHER GOOD AND VALUABLE CONSIDERATION contained herein, the sufficiency of which is hereby acknowledged, the parties agree as follows:

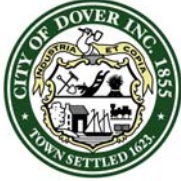
1. Premises

(A) Location of Premises. That the LANDLORD does hereby demise and lease to the TENANT the space within the City's McConnell Center located at 30 St. Thomas Street, Dover, NH, which space is intended to contain **3666 square feet** and more particularly identified on the McConnell Center Plans dated February 6th, 2006 as rooms **161, 162, and 163.**

(B) Parking. In conjunction with the use of the Premises, TENANT shall have the right to use **fifteen (15)** parking spaces for its employees in the adjacent City Parking lot to the rear of the Public Library during Tenant's normal operations between the hours of **6 AM and 6PM** Monday through Friday. No spaces will be reserved, but may be used on a first come first served basis in cooperation with other users, visitors and tenants of the McConnell Center. No signage will be erected designating spaces to the TENANT. The parking spaces may be subject to relocation within the entire parking lot at the sole discretion of the City of Dover.

In addition, the clients of the TENANT shall have the right to use visitor spaces and pick up and drop off short term parking spaces adjacent to the McConnell Center on St. Thomas Street. Ten (10) drop off spaces shall be designated along St. Thomas Street and available between the hours of 6 AM and 9 AM and between the hours of 4 PM and 6 PM Monday through Friday.

(C) Indoor Exercise Area. TENANT shall have the ability to schedule space (minimum of 850 square feet) within the McConnell Center for gross motor skills activities if weather does not permit the use of the outdoor playground. Said space shall be available for a minimum of two (2) hours per day , one (1) hour in the morning and one (1) hour in the



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13B1

Resolution Number: **R - 2010.04.28 - 51**
Resolution Re: **Resolution to Amend Children's Center Lease for the McConnell Center**

afternoon. Scheduling arrangements shall be made by written request to the LANDLORD.

(D) Food Service Preparation. LANDLORD shall provide space with commercial cooking facilities within the McConnell Center for the TENANT to prepare food on a large scale with scheduled time for the TENANT to prepare food. Food service for the TENANT is currently provided by the Green Bean Café and the LANDLORD agrees to continue using best efforts to maintain a food service provider in the McConnell Center in order to meet the needs of the TENANT.

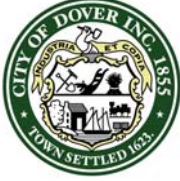
2. Term. This lease amends and replaces the lease entered into by the parties on or about December 27, 2006. The term of this Lease shall be for Twenty-five (25) years beginning on September 1, 2007.

3. Cost.

(A) Tenant Cost. The payments due to the LANDLORD by the TENANT are comprised of various cost components stated in the chart below. Fixed rent shall remain constant during the term of the lease. Other cost components shall change at least annually and periodically if needed. Monthly fixed rent and all other cost obligations shall be paid by the TENANT on or before the first day of each month to the City of Dover, c/o Finance Director, 288 Central Avenue, Dover NH 03820. The charges are based upon space allocation of **3666** square feet and calculated using the following cost components:

Component	FY '11 Total Rent Assessment	
	Rate	Annual
<u>Monthly</u>		
Fixed Rent	\$6.50	\$23,829
	\$1,985.75	
Capital Reserve	\$0.	\$0.00
Utilities (*)	\$7.67	\$28,118.22
	\$2,343.19	
Other as agreed	0	0
Total Rent Assessment	\$14.17	\$51,947.22
	\$4,328.94	

(*) Utility costs are variable based upon actual costs as outlined in section (B).



CITY OF DOVER

CITY OF DOVER - RESOLUTION

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Resolution Number: R - 2010.04.28 - 51

Resolution Re: Resolution to Amend Children's Center Lease for the McConnell Center

(B). Total Rent Assessment including Operation, Maintenance and Utilities expenses

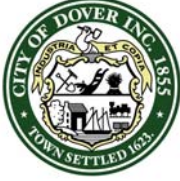
The TENANT shall pay the Total Rent Assessment including expenses for operations, maintenance, utilities (electricity, water, gas, heat), custodial, snow removal and associated supplies. Operations and Maintenance costs of this lease for Fiscal year 2011 ending June 30th is **\$7.67/sq. ft.** Thereafter these costs shall be revised annually on July 1st of each year. These costs shall be prorated per square foot based upon the previous years actual cost of operating and maintaining the building. The total square footage of leased space is **54,081 square feet.** The annual revision of operation and maintenance costs shall occur on July 1st

(C) Subsidy.

The TENANT and LANDLORD agree on a subsidy to be supplied by the LANDLORD to assist the TENANT to pay the Total Rent over a five (5) year period. The subsidy shall decline annually over a five (5) year period with the subsidy at zero in Fiscal Year 2015. Failure of the TENANT to achieve the revenue and expense goals detailed in the Five Year plan submitted to the LANDLORD during negotiations shall not operate as a defense for the TENANT in the event the TENANT fails to pay the total rent. The chart below details the declining subsidy:

Fiscal Year 2011	\$28,118.22
Fiscal Year 2012	\$24,985
Fiscal Year 2013	\$17,485
Fiscal Year 2014	\$ 9,182
Fiscal year 2015	\$0

(D) No Cost Services for McConnell Center Clients. The TENANT shall provide drop off day care services at no charge to clients of agencies located in the McConnell Center when clients of these agencies are accessing educational and social services in the McConnell



CITY OF DOVER

CITY OF DOVER - RESOLUTION

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Resolution Re: Resolution to Amend Children's Center Lease for the McConnell Center

Center if the TENANT has the capacity for providing these services at the time the services are requested.

4. Condition of Premises.

The LANDLORD leases the Space "as is". TENANT shall be solely responsible for all associated costs for desired original and future build out of the Premises. Plans for build out shall be reviewed and approved by the LANDLORD. TENANT shall be solely responsible for insuring all improvements and contents of the Premises, and shall name LANDLORD as an additional insured.

LANDLORD shall, at its own expense, maintain and keep the building in good structural order and repair including, but not limited to, all partitions, doors, windows, fixtures and equipment. In addition, LANDLORD shall, at its own expense, make normal repairs and maintain performance of the Premises, as needed, including, without limitation, the replacement of broken glass, interior repainting, the repair of floors, and the keeping of windows and doors watertight. LANDLORD shall also, at its expense, maintain in good operating condition all plumbing, electrical, heating, sprinkling, air conditioning and other utility systems. All items herein mentioned shall be maintained in as good order and repair as they are at the date of the commencement of the term of this lease, reasonable wear and damage by accident, fire or other insured against casualty excepted.

TENANT and LANDLORD will perform a walk through to evaluate condition of the Premises prior to occupancy.

LANDLORD agrees to maintain the Premises in condition fit for their intended use and to make all necessary repairs of which LANDLORD is aware, including adequate heat and water, and a sound physical structure. Furthermore, LANDLORD shall maintain the grounds and remove the rubbish, and maintain and keep reasonably free from snow and ice the parking areas, sidewalks and entrances/exits to building.

4. Access to Premises.

The LANDLORD shall have the right to enter upon the premises at all reasonable times to inspect same and to expel the TENANT if the TENANT shall fail to comply with or breach in any way this Lease. The LANDLORD shall provide the TENANT with reasonable notice of any inspections of or visits to the premises.

5. Unavoidable Casualty and Eminent Domain.



CITY OF DOVER

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Resolution Re: **Resolution to Amend Children's Center Lease for the
McConnell Center**

In the event of an unavoidable casualty including fire not arising as a result of the negligence or intentional conduct of the TENANT whereby the premises or any portion of them are destroyed or damaged so as to be unfit for use or occupancy, the LANDLORD specifically reserves the option of terminating this Lease. However, that in the event of total destruction or damage which is equivalent of total destruction, this Lease shall automatically terminate.

6. Use.

The TENANT shall only use the Premises in compliance with the City's McConnell Center Reuse Steering Committee Report dated December 2004, and all applicable amendments thereto, all applicable City ordinances, rules and regulations. Additionally, the Premised shall be used for non-profit purposes only. No residential use shall be permitted.

7. Subletting and Assignment.

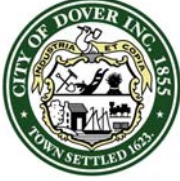
TENANT shall neither sublet nor assign the Space or the associated parking spaces under any circumstances without prior written consent by the LANDLORD.

8. Personal Property.

In the event that at the end of the term or upon any earlier termination of this Lease, including, but not limited to, termination for failure of the TENANT to perform as required hereunder, there remains personal property of the TENANT in the Premises, the LANDLORD is authorized to dispose of said property after giving written notice of its intent to do so to the TENANT at the last known address of the TENANT.

10. Default/Early Termination.

(A) **General.** In the event the TENANT fails to perform its obligations under this Lease, this Lease is defaulted and the LANDLORD is entitled to immediate occupation and possession of the Premises and the associated parking spaces. If the TENANT shall default in the observance or performance of any conditions or covenants on TENANT's part to be observed or performed, under or by virtue of any provisions of this lease, the LANDLORD, without being under any obligation to do so and without thereby waiving such default, may remedy such default at the expense of the TENANT. If the LANDLORD makes any expenditure or incurs any obligations for



CITY OF DOVER

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Resolution Re: Resolution to Amend Children's Center Lease for the McConnell Center

payment in connection therewith including, but not limited to, attorney's fees, such sums paid or obligations incurred shall be paid to the LANDLORD as additional rent. In the event that there is damage to the Premises due to the TENANT's actions or inactions, or the TENANT fails to make any Operations, Maintenance or utility payments when due, the Lease may be immediately terminated at the option of the Landlord.

(B) Additional Consideration. The TENANT and LANDLORD have examined the ability of the TENANT to pay the cost obligations of this lease in light of the current business operations of the TENANT. In the past, the TENANT has not been able to pay the full amount of it's obligations to the LANDLORD as contained in the Lease entered into on December 27, 2006. As additional consideration for this lease, The TENANT has supplied a Business Plan for the next five (5) years, a copy of which is attached to this agreement and incorporated by reference. The TENANT has promised to use best efforts to expand business operations, to increase revenues and to maintain other expenses at reasonable levels. The LANDLORD agrees to provide a temporary financial subsidy on a declining basis over five (5) years to the TENANT to assist the TENANT to pay the cost obligations contained in this amended lease. However, the failure of the TENANT to expand business operations, to increase revenues, or to maintain other expenses at reasonable levels shall not operate as a waiver of the TENANT's obligation to pay the Total Rent Assessment during the subsidy period or thereafter.

(C) Additional Rights and Remedies of the Landlord. Failure of the TENANT to pay the Total Rent Assessment obligations of this lease shall entitle the LANDLORD, at the discretion of the LANDLORD, to reduce the size of the leased premises by taking back the use and control of Room 161 for the exclusive use of the LANDLORD. This remedy shall be exercised upon thirty (30) days written notice to the TENANT. The TENANT waives any objection to a reduction in the size of the leased premises and agrees this procedure was reached by mutual agreement. This additional remedy shall not be the exclusive remedy of the LANDLORD.

11. Indemnification.

TENANT agrees to pay, and to protect, defend, indemnify and save harmless LANDLORD from and against any and all liabilities, losses, damages, costs, expenses, including all reasonable attorney's fees and expenses, causes of action, suits, claims, demands or judgments of any nature whatsoever arising from:

(i) any injury to, or the death of, any person or any damage to property or to the Space;



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McConnell Center

- (ii) any act or omission of TENANT or its agents, officers or employees;
- (iii) violation by TENANT of any agreement or condition of this Lease; or
- (iv) violation by TENANT of any law, ordinance or regulation affecting the Space or any part thereof or the ownership, occupancy or thereof.

12. Insurance.

Casualty and property insurance shall continue to be maintained on the subject property by the LANDLORD. TENANT shall procure and maintain in force, at its expense, during the term of this lease agreement, and any extensions of such term, liability and property damage insurance for the Tenant's leased space to be considered primary coverage. LANDLORD has no obligation for any loss to personal property. Proof of insurance shall be supplied to the LANDLORD at the time of occupancy. The City of Dover shall be listed as 'Additional Insured' on the policy and proof of insurance certificate.

13. Liens and Encumbrances.

TENANT will not create or allow any lien, encumbrance or charge on the TENANT Premises or on the McConnell Center or on the rents or income there from which may be superior to the LANDLORD's rights hereunder.

14. Parties Bound.

This Lease and its addendums is binding upon the heirs, executors, administrators and assigns of the parties hereto and constitutes the entire agreement between the parties.

15. Notice.

All notices by either party to be given with respect to this Lease shall be in writing and shall be given by first class mail to the addresses stated above.

16. Modification of Lease.

This Lease contains the entire agreement between the parties and shall not be modified in any manner except by an instrument in writing executed by the both parties.



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#:
13B1

Resolution Number: R - 2010.04.28 - 51

Resolution Re: Resolution to Amend Children's Center Lease for the
McConnell Center

17. Section Headings.

The section headings throughout this instrument are for convenience and reference only, and the words contained herein shall in no way be held to explain, modify or amplify, or aid in the interpretation, construction or meaning of the provisions of the Lease Agreement.

18. Severability.

Any determination that any provision of this Agreement or any application thereof is invalid, illegal or unenforceable in any respect in any instance shall not effect the validity, legality or enforceability of such provision in any other instance or the validity, legality or enforceability of any other provision of this Agreement.

19. Laws Governing.

The parties agree that the laws of the State of New Hampshire will govern all disputes under this Lease and determine all rights hereunder.

20. Security Deposit.

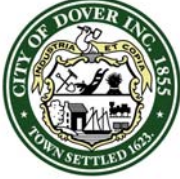
Upon execution of this Lease, TENANT deposits with LANDLORD _____, as security for the performance by TENANT of the terms of this Lease to be returned to TENANT, with interest, following the full and faithful performance by TENANT of this Lease. In the event of damage to the Premise caused by TENANT or TENANT's agents or visitors, LANDLORD may use funds from the deposit to repair, but is not limited to this fund and TENANT remains liable.

21. Merger.

This Lease contains all terms and conditions agreed upon by the parties hereto and not other agreements or representations, oral or otherwise, regarding the subject matter of this Lease shall be deemed to exist, provided, however, that any subsequent modifications or agreements affecting this Lease shall be in writing and signed by the parties hereto.

22. Amendment.

This Lease amends and supercedes in its entirety the lease entered into by the Parties on December 27, 2006.



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#:
13B1

Resolution Number: **R - 2010.04.28 - 51**

Resolution Re: **Resolution to Amend Children's Center Lease for the
McCConnell Center**

IN WITNESS WHEREOF, the parties have hereunto executed this Lease agreement
this _____ day of _____, 2010

**DOVER DAYCARE LEARNING
CENTER, INC.**
Duly Authorized

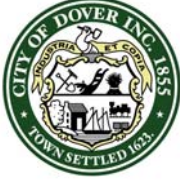
Witness

Date

The City of Dover,
By J. Michael Joyal,
Duly Authorized

Witness

Date



CITY OF DOVER

CITY OF DOVER - RESOLUTION

**Agenda Item#:
13B2**

Resolution Number: **R - 2010.03.10 – B10034 -52**

Resolution Re: Ad-hoc Stormwater Utility Feasibility Study Committee

WHEREAS: The City of Dover Community Services Department was awarded a grant from the New Hampshire Department of Environmental Services (NHDES) to conduct a feasibility study on the potential to establish a stormwater utility in Dover

WHEREAS: Stearns and Wheler Environmental Engineers and Scientists (GHD) of Hyannis Ma were selected to conduct the Stormwater Utility Feasibility Study

WHEREAS: The Stormwater Utility Feasibility Study will be a facilitated process and will potentially change the way City stormwater operations and improvements are paid for; and

WHEREAS: It is important that the various interested stakeholders are involved in the process

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND DOVER CITY COUNCIL THAT:

An Ad-Hoc Stormwater Utility Study Committee is hereby established. Said committee shall consist of nine (9) members; membership to be comprised as follows: two (2) city councilors, one (1) member of the Planning Board, one (1) member of the Dover Utilities Commission, one (1) member from the development community, one (1) member from a non profit organization, one (1) member of the Dover Chamber of Commerce, and two (2) citizens at large to be nominated by the Mayor and appointed by vote of the City Council, the Community Services Director and Finance Director as ex-officio members. The City Councilors appointed shall be the Chair and Vice Chair as designated by the Council.

The purpose of the shall be to participate in the Stormwater Utility Feasibility Study and report to the City Council upon completion of the study with its findings and a recommendation for future funding of stormwater operations and improvements by no later than October 6, 2010.

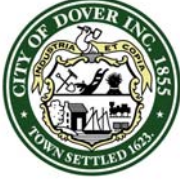
AUTHORIZATION

Approved as to Funding: Daniel R. Lynch
Finance Director

Sponsored by: Mayor Scott Myers
By request

Approved for Legal Compliance: Allan B. Krans, Sr.
City Attorney

Recorded by: Karen Lavertu
City Clerk



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#:
13B2

Resolution Number: **R - 2010.03.10 – B10034 -52**

Resolution Re: Ad-hoc Stormwater Utility Feasibility Study Committee



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: **13B2**

Resolution Number: **R - 2010.03.10 – B10034 -52**

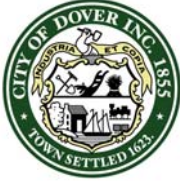
Resolution Re: Ad-hoc Stormwater Utility Feasibility Study Committee

DOCUMENT HISTORY:

First Reading Date:	Public Hearing Date:
Approved Date:	Effective Date:

DOCUMENT ACTIONS:

VOTING RECORD		
Date of Vote:	YEAH	NAY
Mayor Scott Myers		
Deputy Mayor, Dean Trefethen, At Large		
Councilor Robert Carrier, Ward 1		
Councilor William Garrison III, Ward 2		
Councilor Jan Nedelka, Ward 3		
Councilor Dorothea Hooper, Ward 4		
Councilor Catherine Cheney, Ward 5		
Councilor Gina Cruikshank, Ward 6		
Councilor Karen Weston, At Large		
Total Votes:		
Resolution does does not pass.		



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#:
13B2

Resolution Number: **R - 2010.03.10 – B10034 -52**

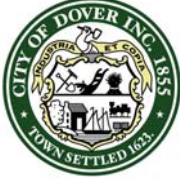
Resolution Re: Ad-hoc Stormwater Utility Feasibility Study Committee

RESOLUTION BACKGROUND MATERIAL:

The City of Dover Community Services Department was awarded a grant from the New Hampshire Department of Environmental Services (NHDES) to conduct a feasibility study on the potential to establish a stormwater utility in Dover. A stormwater utility would implement a user fee system similar to the existing water and sewer utilities in Dover. Instead of generating funds for stormwater based on property values through the general fund, a stormwater utility charges user fees based on a property's impact to the operation of the stormwater system.

Dover's infrastructure is a combination of relatively new and very old structures. Like most other Cities across the country the level maintenance has been low primarily as a result of competing budget needs throughout the City of Dover. The US Environmental Protection Agency (EPA) established Phase II Stormwater Regulation and issued the first General Permit in 2003. The first General Permit expired in 2008 but is in force until the second General Permit is issued. The second permit has been published in the Federal Register and calls for actions by the regulated cities with significant cost implications which increase each subsequent year of the five year permit. It is clear that water quality concerns by both EPA and NHDES will force Dover and the other regulated communities to make substantial investments in our stormwater systems to reduce flooding and improve water quality in our streams, lakes and rivers.

An RFP was issued to identify a qualified consultant to assist the City of Dover in conducting a Stormwater Utility Feasibility study. Stearns and Wheler LLC an Environmental Engineering firm has been selected conduct the study. Stearns and Wheler's approach recognizes the feasibility study needs to be a public process which is inclusive. An Ad Hoc Stormwater Feasibility Study Committee will be established which has representation of the various stakeholders that will be affected by alternative funding strategies. A series of five facilitated meetings will guide the Committee through a process which examines alternative funding strategies and will result in a recommendation to the City Council on whether the establishment of a stormwater utility is right for Dover.



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#:
13B2

Resolution Number: **R - 2010.03.10 – B10034 -52**

Resolution Re: Ad-hoc Stormwater Utility Feasibility Study Committee



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.B3.

Resolution Number: **R – 2010.04.28 – 48**
Resolution Re: Acceptance of the Consolidated Plan FY11-FY15, and
Action Plan for Fiscal Year 2011 CDBG Entitlement Funds.

WHEREAS: The City of Dover will have available funds for appropriation from the 2011 CDBG Entitlement year, including program income; and

WHEREAS: The Planning Department is required by HUD to prepare, and the Governing Body adopt the "Consolidated Plan" which is a needs assessment and detailed expenditure plan for the use of C. D. funds in meeting the needs of low and moderate income residents of Dover; and

WHEREAS: The Planning Board has reviewed proposed projects for said funds and has held a public hearing for the purpose of obtaining citizens' viewpoints, on the recommended expenditures; and

WHEREAS: Administration and the Planning Board have reviewed the proposals and derived a recommended expenditure plan; and

WHEREAS: The recommended disbursements of funds have been reviewed for compliance with HUD statutory requirements and for meeting national objectives.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND DOVER CITY COUNCIL THAT:
The Consolidated Plan and attached Action Plan be adopted and the City Manager be authorized to enter into subrecipient contracts as part of this Annual Plan for expenditure of FFY10 Community Development Block Grant funds.

Note: To be referred to public hearing and vote on May 12, 2010.

Financing		
Estimated Revenue		
Account	Description	Appropriation
2100.1.180.46311.3311.06311.11.000.000.R30	Federal Grant	\$381,742.00
2100.1.180.46311.3421.06311.11.000.000.R40	Downtown Parking Income	\$10,000.00
2100.1.180.46311.3592.06361.11.000.000.R50	Deposit to Agent	\$2,500.00
2100.1.180.46311.3421.06311.11.000.000.R40	School Street Parking Income	\$6,200.00
2120.1.180.xxxxx.1715.xxxxx.00.000.000.A20	Housing Revolving Loan Income	\$3,918.00
2125.1.180.xxxxx.1715.xxxxx.00.000.000.A20	DELP Revolving Loan Income	\$27,170.00
TOTAL		\$431,530.00



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.B3.

Resolution Number: **R – 2010.04.28 – 48**
Resolution Re: Acceptance of the Consolidated Plan FY11-FY15, and
Action Plan for Fiscal Year 2011 CDBG Entitlement Funds.

Financing		
Appropriations		
Account	Description	Appropriation
2100.1.180.46348.4835.06389.11.000.000.800	Dover Recreation Department	\$5,361.00
2100.1.180.46348.4835.06360.11.000.000.800	Welfare Security Deposit Assistance	\$10,000.00
2100.1.180.46348.4835.06333.11.000.000.800	Community Partners Security Deposits	\$10,000.00
2100.1.180.46348.4835.06342.11.000.000.800	My Friend's Place	\$6,900.00
2100.1.180.46348.4835.06334.11.000.000.800	My Friend's Place Transitional Housing	\$3,000.00
2100.1.180.46348.4835.06384.11.000.000.800	Seymour Osman Community Center	\$3,000.00
2100.1.180.46348.4835.06367.11.000.000.800	AIDS Response	\$8,500.00
2100.1.180.46348.4835.06361.11.000.000.800	A Safe Place	\$3,000.00
2100.1.180.46348.4835.06380.11.000.000.800	Homeless Center For Strafford County	\$8,500.00
2100.1.180.46348.4835.06347.11.000.000.800	Sexual Assault Support Services	\$3,000.00
2100.1.180.46348.4835.06362.11.000.000.800	The HUB Family Recourse Center	\$3,000.00
2100.1.180.46323.4835.06335.11.000.000.800	CAP Weatherization	\$25,000.00
2100.1.180.46348.4835.06341.11.000.000.800	Our House for Girls	\$9,203.00
2100.1.180.46348.4835.06343.11.000.000.800	Dover Children's Center	\$30,950.00
2100.1.180.46348.4835.06377.11.000.000.800	Cross Roads House	\$50,000.00
2100.1.180.46341.4835.xxxxx.11.000.000.800	Downtown Improvements	\$58,430.00
2100.1.180.46311.6311.xxxxx.11.000.000.800	CDBG Administration	\$86,306.00
2120.1.180.00000.1715.xxxxx.11.000.000.800	Housing Rehab. loan pool income	\$3,918.00
2100.1.180.46323.6321.xxxxx.11.000.000.800	Housing Rehab. Admin	\$28,708.00
2125.1.180.00000.1715.xxxxx.11.000.000.800	DELP Income returned to loan pool	\$27,170.00
2100.1.180.46525.6621.xxxxx.11.000.000.800	DELP Administration	\$28,895.00
2100.1.180.xxxxx.6301.xxxxx.11.000.000.800	Un-programmed Funds	\$18,689.00
TOTAL		\$431,530.00

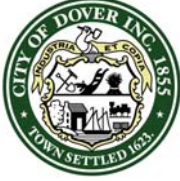
AUTHORIZATION

Approved as to Funding: Daniel R. Lynch
Finance Director

Sponsored by: Mayor Scott Myers
By request

Approved as to Legal Form: Allan B. Krans, Sr.
City Attorney

Recorded by: Karen Lavertu
City Clerk



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.B3.

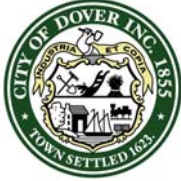
Resolution Number: **R – 2010.04.28 – 48**
Resolution Re: Acceptance of the Consolidated Plan FY11-FY15, and
Action Plan for Fiscal Year 2011 CDBG Entitlement Funds.

DOCUMENT HISTORY:

First Reading Date:	Public Hearing Date:
Approved Date:	Effective Date:

DOCUMENT ACTIONS:

VOTING RECORD		
Date of Vote:	YEAH	NAY
Mayor Scott Myers		
Deputy Mayor Dean Trefethen		
Councilor Robert Carrier, Ward 1		
Councilor William Garrison, Ward 2		
Councilor Jan Nedelka, Ward 3		
Councilor Dorothea Hooper, Ward 4		
Councilor Catherine Cheney, Ward 5		
Councilor Gina Cruikshank, Ward 6		
Councilor Karen Weston, At Large		
Total Votes:		
Resolution does does not pass.		



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.B3.

Resolution Number: **R – 2010.04.28 – 48**
Resolution Re: Acceptance of the Consolidated Plan FY11-FY15, and
Action Plan for Fiscal Year 2011 CDBG Entitlement Funds.

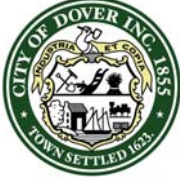
RESOLUTION BACKGROUND MATERIAL:

Attached is a brief synopsis of the Federal Fiscal Year 2010, Community Development Block Grant Program available funds, Goals and Objectives of the C. D. Program and a description of the agencies, organizations and Planning Department's use of requested funds.

The City of Dover is an Entitlement Community, which means we receive funds directly from HUD, rather than going through the State. The Planning Board acts in a citizens' advisory capacity, in determining how the C.D. funds should be spent after listening to all the requests from local agencies and the Planning staff. All of these funds must go toward one of HUD's 3 national objectives: 1) Low income benefit, 2) Elimination of slums or blight, 3) Urgent need.

After the Planning Board recommends where the CDBG funds should be spent, the City Council holds a public hearing on the Action Plan (One year use of funds.) This provides citizen's and those effected by the funding decision the opportunity to comment on the proposed expenditures, before the Council votes on the Final Action Plan in April. Once approved by the Council, the Plan is forwarded to HUD for their final grant approval.

The FFY10 grant from HUD was increased by \$28,000.00 over the current years grant. As always, the requests exceeded the available funds and tough decisions had to be made on which agencies would be recommended for funding under next years grant. The total funding requests from Public Service Agencies came in at \$130,520.00 while the maximum allowed under the grant is \$64,621.00, a difference of \$66,259.00. Each activity is rated for their priority in the Consolidated Plan and Action Plan as a high, medium, or low priority. The Planning Board used these priorities in determining their recommendations for next years Community Development Block Grant expenditures.



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.B3.

Resolution Number: **R – 2010.04.28 – 48**
Resolution Re: Acceptance of the Consolidated Plan FY11-FY15, and
Action Plan for Fiscal Year 2011 CDBG Entitlement Funds.

CDBG Program Description

Dover Recreation Dept.: \$5,361

Supplemental funding for the summer camp scholarship program for very low income Dover resident.

Dover Welfare: \$10,000

Continued funding of Dover Welfare's Security Deposit Assistance Program, which aids people who cannot afford the down payment for rental housing in the City.

Community Partners: \$10,000

Funding for Homeless Assistance Program security deposits and rental assistance for Behavioral Health clientele who are mentally ill and cannot afford security deposits and rental housing.

My Friend's Place: \$6,900

Funding for operations and repairs at the City's homeless shelter.

My Friend's Place Transitional Housing: \$3,000

Funding for operations and repairs at My Friend's Place transitional housing units.

Seymour Osman Community Center and Youth Safe Haven: \$3,000

Funding for the drop out prevention program at the DHA

AIDS Response: \$8,500

Grant to assist in case management and support services of ARS. AIDS Response provides vital emotional and practical support for people living with AIDS, their families and friends

A Safe Place: \$3,000

Grant for Shelter and services of abused spouses and their children. The shelter is located in Portsmouth and serves the entire area.

Homeless Center For Strafford County: \$8,500

Funding for operations at the overflow shelter in Rochester for homeless families.

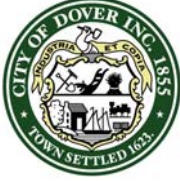
Sexual Assault Support Services: \$3,000

Funding for architectural & design services for space at the McConnell Building.

HUB Family Support Services: \$3,000

Grant to the HUB, which provides parent support and skills, information, referrals and school readiness.

Strafford County CAP: \$25,000



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.B3.

Resolution Number: **R – 2010.04.28 – 48**
Resolution Re: Acceptance of the Consolidated Plan FY11-FY15, and
Action Plan for Fiscal Year 2011 CDBG Entitlement Funds.

Funding for CAP's Weatherization and property rehabilitation program serving very low income Dover residents with housing needs.

Our House for Girls: \$9,203

Funding for life safety improvements for the girls shelter in Dover.

Dover Children's Center: \$30,950

Funding for facility improvements on Back River Road and the McConnell Center.

Cross Roads House: \$50,000

Funding for family unit rehabilitation at the Portsmouth facility.

Downtown Improvements & Project Oversight: \$58,430

Funding for ADA improvements in the downtown area.

Program Administration: \$86,306

Overall administration of the CDBG program including program costs.

Housing Revolving Loan Fund income to Loan Pools: \$3,918

Loan payments returned to the loan pool for future lending.

Housing Rehabilitation Administration: \$28,708

Funds to administer the Housing Rehab. Program

Economic Development Income to Loan Pool: \$27,170

Loan payments returned to loan pool for future lending.

Economic Development Program Administration: \$28,895

Funds to administer City's Economic Loan Program

ACTIVITIES NOT RECOMMENDED FOR FUNDING

All activities not funded fall under the Public Service area of the budget and are subject to a 15% expenditure cap. This year, \$66,259 in requests had to be cut from the Public Service budget due to the cap. The following agencies were not recommended for funding under the Block Grant Program:

Avis Goodwin: (Public Service)

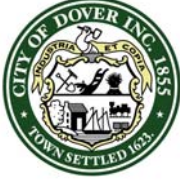
Funding for the agency's pre natal care program.

Seacoast Family Promise: (Public Service)

Funding for their teen housing program.

Big Brothers Big Sisters: (Public Service)

Support services for youth at risk.



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13.B3.

Resolution Number: **R – 2010.04.28 – 48**

Resolution Re: Acceptance of the Consolidated Plan FY11-FY15, and
Action Plan for Fiscal Year 2011 CDBG Entitlement Funds.

Cross Roads House: (Public Service)

Funds for the homeless shelter operations.

COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM GOAL STATEMENT

The City of Dover has articulated a goal of creating a viable urban environment through the improvement of housing and employment opportunities for low and very low income people and through improving and/or expanding public facilities and services.

Specific objectives:

1. To provide increased opportunities to residents of the City who require education, health, recreation, housing and related human services.
2. To rehabilitate and improve the housing stock of the City, especially for persons of low and very low income.
3. To plan and construct public improvements in areas populated by or used predominantly by low and very low income persons.
4. To provide increased employment opportunities for low and very low income persons.
5. Removal of architectural barriers to allow increased handicapped accessibility.



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13B4

Resolution Number: **R – 2010.04.28 - 54**
Resolution Re: Amendment of 2010 Fee Schedule For Parking Permit Rates

WHEREAS: The Parking Commission has approved a plan for the next phase of downtown parking meter installation, and;

WHEREAS: The Commission has reviewed relevant background studies, including the Ad Hoc Parking Facility Financial Feasibility Committee Report, and;

WHEREAS: The Commission has recommended that amendments to the permit fee structure in municipal parking lots are necessary to promote equity in the downtown parking management system.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND DOVER CITY COUNCIL THAT:

The Police section, p. 10 of the approved FY 2010 Fee Schedule shall be amended to take effect within 30 days of passage of this resolution, as follows:

Location:	Permit Type:	Current Fee:	New Proposed Fee:
Orchard Lot	Business / Resident	\$45 / \$15	same
School St Lot	Business / Resident	\$45 / \$15	same
First St Lot	Business / Resident	\$35 / \$10	\$45 / \$15
Third St Lot	Business / Resident	none / none	\$45 / \$15
Chestnut/Fourth St Lot	Business / Resident	none / none	\$45 / \$15
Library Lot	Business / Resident	\$20 / \$10	eliminated / \$15
Portland Av Lot	Business / Resident	\$20 / \$10	no charge / no charge
River St Lot	Business / Resident	\$15 / \$10	same / \$15
Second St	Resident Only	\$10	\$15
Henry Law Av	Resident Only	\$10	\$15

Financing

Account	Description	Appropriation	Balance	Charge
XXXX-XXXXXX				
				Total

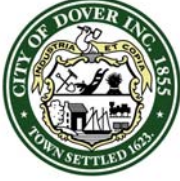
AUTHORIZATION

Approved as to Funding: Daniel R. Lynch
Finance Director

Sponsored by: Scott Myers, Mayor
By Request

Approved for Legal Compliance: Allan B. Krans, Sr.
City Attorney

Recorded by: Karen Lavertu



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#: 13B4

Resolution Number: **R – 2010.04.28 - 54**
Resolution Re: Amendment of 2010 Fee Schedule For Parking Permit Rates

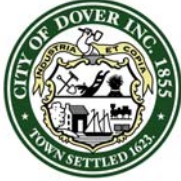
City Clerk

DOCUMENT HISTORY:

First Reading Date:	Public Hearing Date:
Approved Date:	Effective Date:

DOCUMENT ACTIONS:

VOTING RECORD		
Date of Vote:	YEAH	NAY
Mayor Scott Myers		
Deputy Mayor, Dean Trefethen, At Large		
Councilor Robert Carrier, Ward 1		
Councilor William Garrison, Ward 2		
Councilor Jan Nedelka, Ward 3		
Councilor Dorothea Hooper, Ward 4		
Councilor Catherine Cheney, Ward 5		
Councilor Gina Cruikshank, Ward 6		
Councilor Karen Weston, At Large		
Total Votes:		
Resolution does does not pass.		



CITY OF DOVER

CITY OF DOVER - RESOLUTION

Agenda Item#:
13B4

Resolution Number: **R – 2010.04.28 - 54**
Resolution Re: Amendment of 2010 Fee Schedule For Parking
Permit Rates

RESOLUTION BACKGROUND MATERIAL:

A comprehensive planned parking system in the City of Dover balances short-term and long-term parking needs to 'level the playing field' in the downtown core business area.

Analysis of the core parking district identified seven priority areas for revenue generation based upon studies of parking demand and designed to encourage the use of downtown on-street parking for short-term business and service customers, while providing alternative parking options for long-term downtown business owners and employees.

The Parking Commission has endorsed a plan for installation an additional 41 multi-space parking meters as part of the next phase of what will eventually be a comprehensive parking system in the downtown. This phase covers the top three of the seven priority areas and includes metering core off street lots and the central downtown corridor. This plan is expected to increase the demand for off-street parking alternatives from merchants and downtown employees. Adjusted permit rates for off-street lots, which historically have been tiered based on geography, will provide more equity across the downtown.

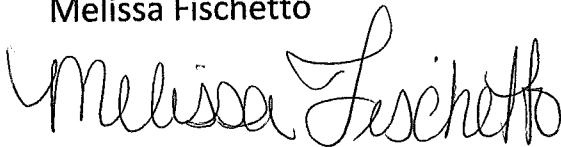
Dover Children's Center
32 Saint Thomas Street
Dover, NH 03820
Phone: 742-3332
Fax: 516-0020

April 16, 2010

Dear Dover City Council Members:

These letters were sent to me as letters of support for Dover Children's Center. I am forwarding them to you for your review. Thank you for your time.

Melissa Fischetto

A handwritten signature in black ink that reads "Melissa Fischetto". The signature is written in a cursive, flowing style.

Executive Director

The logo for the Hub Family Resource Center, featuring the word "hub" in a bold, lowercase, sans-serif font. A stylized graphic element resembling a hand-drawn line or a checkmark is positioned to the right of the word.

family resource center

March 25, 2010

To Whom It May Concern,

As Manager of Intake & Home Visiting Services for the Hub Family Resource Center, I am writing to express my strong support of the Dover Children's Center and their request for funding. Not only are we aware of their expertise, we have worked closely with their program by referring families in need of Preventive Childcare for children that are at risk for abuse and neglect.

The Dover Children's Center has consistently been flexible and responsive to the needs and challenges families face. They are proactive in finding resources so that families may remain intact and healthy. Our collaborative work together with families has resulted in increased family stabilization.

Being located in the McConnell Center provides added benefits to families because of its close proximity to other services. We are committed to continue to work collaboratively with the Dover Children's Center and support the funding of this program. This funding will have a great impact on the families of Dover and the greater Seacoast.

Sincerely,

A handwritten signature in black ink, appearing to read "Denise Lepine". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Denise Lepine
Manager of Intake & Home Visiting Services



Christine Boston
Co-Principal

Dean of Students Grades 7-8
c.boston@dover.k12.nh.us

Kimberly R. Lyndes
Co-Principal

Dean of Students Grades 5-6
k.lyndes@dover.k12.nh.us

Bruce Patrick

Acting Dean of Students
b.patrick@dover.k12.nh.us

Dover Middle School
16 Daley Drive, Dover, New Hampshire 03820

Phone: 603-516-7200 • Fax: 603-516-5747
www.dover.k12.nh.us

Alison Hart
School Counselor Grade 5

Fran Meffen
School Counselor Grade 6

Bev O'Brien
School Counselor Grade 7

Beckie Pazdon
School Counselor Grade 8

March 29, 2010

To Mayor Scott Myers and City Council Members,

It is my honor to write a letter of support for the Dover Childrens Centers located on Back River Road and at the McConnell Center. I have had the pleasure of taking my community service group Kids Who Care to the center on Back River Road for the past two years as one of our service activities. While we are there we join the incredible staff at the center in providing healthy snacks and activities that will enrich the learning of children. The middle school students gain some invaluable lessons on what it takes to engage the children who they work with from 1 to 5 years of age. The children who are educated at the center are fortunate to have staff that understands the needs of each of the different groups that they work with each day and share their knowledge with the middle school students. The research is clear that early childhood education is a vital first step on the road leading to overall school success. It is obvious to me that the teachers and their aides provide the kind of education that makes the job of the kindergarten and first grade teachers that much more productive because of the grounding they have received at the center. I know that the "job shadowing" that the middle school students do on our visits has made them appreciate the tough job that the staff does each day. They often comment how tired they are meeting the individual needs of the children after being there for a short visit and can not imagine how the teachers do it all day.

In addition to the educational efforts with the young children I have also been at the center as the afterschool group arrives. Again, the staff supports the education of each of these children by assisting them with homework and reteaching concepts as needed. This is another vital supporting role that the staff plays for these students.

It is my hope that the City Council will continue their fiscal support for the Dover Childrens Center.

Sincerely,

Fran Meffen, M.S., M.Ed.
Dover Middle School
School Counselor

3/26/2010

Dear Dover City Council;

I write this letter to you on behalf of the Dover Children's Center.

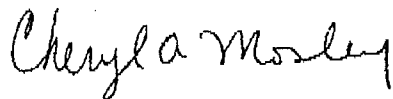
Dover Children's Center is a great asset to the Dover Community. They provide quality childcare to many children whose families are of all income levels; but what is unique about Dover Children's Center is that they also care about the entire family and are always willing to help or provide support.

In December, our family was displaced from our home due to a house fire. Dover Children's Center immediately made phone calls to help our family with Temporary Housing until our insurance company found a more permanent place for us to stay while our house is being repaired. They also called out for help for us for the holidays and offered support during this difficult time.

Dover Children's Center provides help for many families that would otherwise go without or would have to ask for assistance from the City of Dover or other organizations.

Please recognize the many things that Dover Children's Center offers to the Dover Community besides being just another Childcare Center.

Sincerely,



The Mosley Family
84 Littleworth Rd
Dover, NH 03820

BeFree Community Church
P.O. Box 392
Dover, NH 03821
(603)664-5132 x254

To Whom It May Concern:

On behalf of BeFree Community Church, I want to express our sincere support and appreciation for the Dover Children's Center. For more than a year they have graciously allowed us to use a portion of their space in the McConnell Center on Sunday mornings for our Children's Ministry. As a result, we're able to more effectively serve the children of our church and other children of young families in Dover.

This is one of many ways that the Dover Children's Center is making a difference above and beyond their particular mission in Dover. Thank you for taking this into consideration.

Sincerely,

Jamie S. Hemphill
Lead Pastor
BeFree Community Church, Dover
www.befreechurch.net

To Whom It May Concern:

Re: Dover Children's Center.

I have been associated with Dover Children's Center for a period of over ten years. In that time, I have experienced first hand the public good accomplished by Dover Children's Center in not only providing the usual services of a day care center, but also providing services and outreach to children and families at risk by providing the children a caring, safe place to grow, develop, and learn, as well as family education in parenting. Additionally, they are a teaching center to my high school Early Childhood classes where together we prepare men and women to be parents, Dover citizens, and/or for careers in Early Childhood. Because it provides some of the most valuable lessons my students can learn, we even pay extra money in bus cost to reach this center. Any support you can give Dover Children's Center to continue this most valuable contribution to the Dover community would be much appreciated by the citizens and taxpayers of Dover.

If I can be of any further assistance on the topic, please feel free to contact me.

Sincerely,

Mrs. Marsha Pelletier
Dover High CTC teacher
former NH State Representative
94 Back River Road
Dover, NH 03820
1-603-742-1802
m.pelletier@dover.k12.nh.us

March 25, 2010

To Whom it may concern,

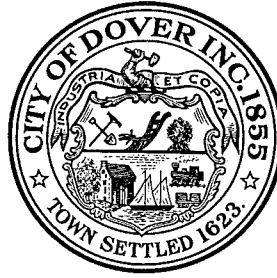
Dover Children's Center has been like family to me. When they first took me in I was going through a divorce and my children were being affected. Melissa was there for me mentally + physically helped me find the right numbers to call to get assistance to support 3 children on my own. I have also had surgeries during the time my 3yr. old Nadia had been going to daycare here + all of the teachers were very helpful helping Nadia in + out of the car because I couldn't lift anything for weeks.

During Christmas time 2 yrs. ago, my children would have nothing for Christmas because I was having a hard time even affording food. Melissa gave me information on how to sign up for food baskets + she signed my up for a Christmas basket. My children were able to

have Christmas because of her.
I can't say enough about
how caring and loving the teachers
are in this facility! They always
are there for an ear or just a
smile. They are like family
to me + my family.

Thank you for listening,
Jeanne Hottenbeck

Karen S. Lavertu
City Clerk/Tax Collector



Central Avenue
Dover, NH 03820
(603) 516-6020

April 16, 2010

Dear City Councilor:

I have received the following packet of mail to be distributed to the entire Council. I will include these on the next regular agenda packet under council correspondence

Karen