



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, June 9, 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

6. APPROVAL OF AGENDA

Deputy Mayor Trefethen moved to add the Appointments Committee Report to the Consent Calendar; seconded by Councilor Cruikshank.

Vote: 9/0.

Councilor Nedelka moved to accept the Agenda as amended; seconded by Councilor Carrier.

Vote: 9/0.

7. PUBLIC HEARINGS

**A. RESOLUTION: REQUEST TO REPROGRAM CIP FUNDS FROM HIGH SCHOOL ROOF PROJECT TO HIGH SCHOOL ADDITION MASONRY REPLACEMENT (REQUIRES 2/3 MAJORITY VOTE)
SPONSORED BY MAYOR MYERS BY REQUEST**

Dr. John O'Connor, Superintendent of Schools: He said the Resolution is asking the Council to approve the reprogramming of the \$120,000 that was left over from the Dover High School roof project, which was completed last year, and put it towards a masonry project. He said he was present to answer any questions the Council may have.

**B. ORDINANCE: CHAPTER 3, FORMATION OF POOL ADVISORY COMMITTEE
SPONSORED BY MAYOR MYERS BY REQUEST**

Richard Arnold, 8 Alder Lane: He spoke about committees that fail because they can't get to decision makers. He proposed to have the committee accountable to the City Council and asked to have a representative from the Council to work with the committee.



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Timothy Paiva, 4 Cailey Anna Lane, President of the Seacoast Swim Team: He urged the Council to vote yes on the formation of the Pool Advisory Committee.

Dawn Haines, 17 Elm Street, SOS Committee: She said the committee met last Monday and they all agree with the formation of the Pool Advisory Committee with a Council liaison. She said Councilor Cheney attended the meeting and offered to be the Council liaison. She mentioned that new rates will be starting in July that are more affordable, and said the City should do some advertising regarding the rate changes.

Mayor Myers asked Ms. Haines to keep her comments to the subject matter of the Public Hearing. He said any other comments can be spoken to during Citizen's Forum.

Suzanne Medbery, 3 Covered Bridge Lane: She said she was an avid swimmer and supporter. She said she was one of the applicants for membership on the Committee, and she would represent the seniors who use the pools for physical therapy.

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

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.

Dawn Haines, 17 Elm Street, SOS Committee: She said the SOS Committee had a lot of ideas for fundraising and marketing. She said they are going forward with a fundraiser that Jenny Thompson is spearheading. She said there was talk about an outdoor concert for a second fundraiser near the end of the summer.

Carolyn Mebert, 254 Dover Point Road, School Board Chairperson: She spoke about the resolution for reprogramming funds at the high school. She said it was a safety problem that needed to be addressed. She asked the Council to support the resolution.

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

9. CITY MANAGER'S REPORT

City Manager Joyal said he had two items he wished to speak about with the Council: 1. He said he hasn't received any updates from the State Legislature, who met in special session earlier in the day. 2. He referred to an email he received from Willand Pond residents about activity going on. He referred to a Council Workshop where one of the recommendations was to reactivate the aquifer. He said the studies show that this may be feasible, but they have to do another round of testing. He went over the process that will be conducted to get this started. He said the pumps will be running 24/7 for the next few months and they will be monitoring it to make sure it does not have an adverse effect. He said if all goes well they will seek permitting through the Department of Environmental Services (DES) to reactivate the well in conjunction



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with the City's water system. He said pumping should start by the end of June, but it might be delayed by the installation of higher grade electrical lines and potential problems with connecting it to the storm water system.

Deputy Mayor Trefethen asked if they have to wait until July 1st for the new pool fee schedule. City Manager Joyal said the new rates take effect on July 1st, and the Council would have to take special action to have the fees adjusted before then. He explained the process for a budget amendment, which would take longer than July 1st.

Councilor Cheney referred to Page 6/33, and asked about the illegal dumping of waste. City Manager Joyal said the City has been receiving complaints about illegal dumping on the side of the road.

Councilor Cheney referred to Page 8/33, and asked about gravel pit operations.

City Manager Joyal said the Planning Department permits the excavation properties each year. He said new requirements were put in place; all parties have met their obligations and were permitted.

Councilor Cheney asked about fees for renting the City facilities. Referring to the City Hall, and asked to see how much revenue this has brought in.

City Manager Joyal said he would get her those numbers.

Councilor Cheney referred to the Planning Board holding a public hearing on June 22nd regarding zoning changes, and asked how it would affect residents.

Deputy Mayor Trefethen said there was a City-wide mailing with complete details.

Councilor Cheney asked for a breakdown on the Irish Festival.

City Manager Joyal said all expenses are incurred by the Greater Dover Chamber of Commerce and Dover Main Street. He said if it was the will of the Council, he could generate a report of all invoices and put in the Councilors' mailboxes. He said it would require staff time to provide this. There was no consensus.

Councilor Weston asked the City Manager about the blue striping on Tolend Road.

City Manager Joyal said it was engineering work.

Councilor Carrier started a discussion about moving the pedestrian bridge.

City Manager Joyal said the City facility rental revenue is \$895,000.

Councilor Cheney said she just wanted the City Hall amount.

Deputy Mayor Trefethen moved to accept the City Manager's Report; seconded by Councilor Hooper.

Vote: 9/0.

10. APPROVAL OF MINUTES

- A. May 19, 2010 – Workshop**
- B. May 26, 2010 – Workshop**
- C. May 26, 2010 – Regular Meeting**

Deputy Mayor Trefethen moved to accept the Minutes; seconded by Councilor Weston.

Vote: 9/0.



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11. MAYOR'S REPORT

Mayor Myers referred to visitors' comments that Downtown Dover was pretty, and thanked Community Services, Clean-Up Day Crew, and Adopt-a-Spot sponsors for making Dover look good. He showed the thank you picture of handprints from the Dover Children's Center to the Council. He said he attended the Memorial Day ceremony.

Deputy Mayor Trefethen moved to accept the Mayor's Report; seconded by Councilor Carrier.
Vote: 9/0.

12. UNFINISHED BUSINESS

A. ORDINANCES IN THE 2nd READING

1. CHAPTER 3, FORMATION OF POOL ADVISORY COMMITTEE SPONSORED BY MAYOR MYERS BY REQUEST

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

Mayor Myers started a discussion on the language of the Ordinance and the work to make it consistent with other Boards and Commissions.

City Manager Joyal discussed the language and who the committee will be advising. He recommended that there be an amendment to reflect that it is the City Council and City Manager or designee.

Councilor Weston referred to the 3-year terms, and asked about staggering them so that they don't expire at the same time.

Councilor Cheney made a motion to amend 3.1: "To study, consider, recommend and serve in an advisory capacity to City Council and City Manager or designee;" seconded by Councilor Weston.

Vote: 9/0.

Councilor Cheney said a lot of boards appreciate a Councilor liaison, and she would be willing to be the Council representative.

Mayor Myers said as Council liaison they are there to listen and be a voice to the Council.

Deputy Mayor Trefethen asked the City Attorney about being a member versus being a liaison.

City Attorney Krans said it needed to be clear that any Councilor appointed is ex-officio, and it needs to be clear if they are voting or nonvoting. He recommended that the Councilors be strictly liaisons and not members.

Mayor Myers said the Council seems to have agreement to have a liaison, but he wanted to make sure they had the language right. He asked to table the Ordinance until the next meeting.

Discussion ensued on the consensus for changes: staggered terms, Council liaison, and the motion made to C.1.

Councilor Carrier moved to table the Ordinance until June 23, 2010; seconded by Councilor Cruikshank.

Vote: 9/0.



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B. ORDINANCES IN THE 3rd READING – None

C. RESOLUTIONS

1. REQUEST TO REPROGRAM CIP FUNDS FROM HIGH SCHOOL ROOF PROJECT TO HIGH SCHOOL ADDITION MASONRY REPLACEMENT (REQUIRES 2/3 MAJORITY VOTE)

SPONSORED BY MAYOR MYERS BY REQUEST

Deputy Mayor Trefethen moved for its approval; seconded by Councilor Garrison. Councilor Garrison referred to the background materials, and asked about the drastic difference between the bids that were received. Superintendent O'Connor said the company was doing the labor with no fees. The cost was only for materials, engineering and architectural work.
 Roll Call Vote: 9/0.

13. NEW BUSINESS

A. CONSENT CALENDAR

1. RESOLUTION: DOG WARRANT

SPONSORED BY MAYOR MYERS BY REQUEST

2. RESOLUTION: TROJAN UV3000 PLUS LAMPS

SPONSORED BY MAYOR MYERS BY REQUEST

3. RESOLUTION: TIRE AND ELECTRONICS RECYCLING SERVICES TRUST FUNDS

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 – School Cable Studio |
| 5. McConnell Center Advisory Committee | 11. Joint Building Committee – Woodman Park |
| 6. Arts Commission | 12. Legislative Liaison |

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

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

Deputy Mayor Trefethen asked to pull the Appointments Committee Report.

Councilor Cheney asked to pull 13.A.1.



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Mayor Myers asked for a Roll Call Vote on the remaining items of the Consent Calendar.
Roll Call Vote: 9/0.

Deputy Mayor Trefethen moved for the approval of 13.A.1.; seconded by Councilor Garrison.
Councilor Cheney asked for clarification on the process.
City Clerk Lavertu explained the process to the Council.
Roll Call Vote: 9/0.

Deputy Mayor Trefethen reported on the Appointments Committee meeting that was held prior to the Council meeting. He said they had the following recommendations:

- Dover Industrial and Business Development Authority (DBIDA)
Jack Metee – term expiration 12/31/2010
Matt Sylvia – term expiration 12/31/2011
- Willand Pond Ad-Hoc Advisory Committee
Robin Therrien
Harvey Turner
Sherrie Bartlett
Norfolk Willard
Richard Callaghan
Jean Hausman
- Zoning Board of Adjustment
Otis Perry – moved from an alternate to a regular member

Vote: 9/0.

B. RESOLUTIONS

1. FY2010 TRANSFER OF APPROPRIATIONS – GENERAL FUND SPONSORED BY MAYOR MYERS BY REQUEST

Deputy Mayor Trefethen moved for its approval; seconded by Councilor Weston.
Mayor Myers said this is Resolution balances the budget for the end of the fiscal year.
Councilor Cheney asked for a list of where funds are coming from and where they are going.
Roll Call Vote: 9/0.

C. ORDINANCES IN 1ST READING – None

14. COUNCIL CORRESPONDENCE

15. COUNCIL MATTERS OF INTEREST

16. ADJOURNMENT

Deputy Mayor Trefethen moved to adjourn to Non-public Session; seconded by Councilor Weston.

Vote: 9/0.