



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, September 8, 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, and Councilor Weston.

Also present: City Manager Joyal, General Legal Counselor Krans, and City Clerk Lavertu.

5. PROCLAMATIONS/AWARDS – None

6. APPROVAL OF AGENDA

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

Vote: 9/0.

Councilor Weston moved to add the Joint Building Committee Report for the Horne Street School; seconded by Councilor Carrier.

Vote: 9/0.

Councilor Weston moved to accept the Agenda with the two amendments; seconded by Councilor Garrison.

Vote: 9/0.

7. PUBLIC HEARINGS

A. REPROGRAMMING OF UNEXPENDED BOND PROCEEDS FROM BELLAMY PARK IMPROVEMENTS PROJECT TO MULTI-USE COMMUNITY TRAIL – NEWINGTON BRANCH PROJECT (REQUIRES A 2/3 MAJORITY VOTE) SPONSORED BY COUNCILOR WESTON

Anthony McManus, 39 Glen Hill Road: He urged the Council to support this Resolution. He said most of the work on the Community Trail has been completed by volunteers, but there were areas that needed work. He said the additional money will make a substantial difference in its completion.

Kenneth Costello, 4 Page Avenue, Member of the Community Trails Committee: He asked for the Council's support for this Resolution.



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Kirt Schuman, 30 Cushing Street: He asked the Council to support the reprogramming of these funds to the Community Trail project. He said that as an abutter to the trail he expects his property value to increase.

Peter Markos, 8 Renaud Avenue, Member of the Pool Advisory Committee: He commended the Community Trails Committee for their great work. He said he felt this was a wonderful opportunity. He discussed his intention to set up a Walk Race on the Community Trail to raise funds for the Dover Pools. He thanked the trail's abutters.

Aviva Grasso, 1 Pebble Hill Drive, Chairperson of the Community Trail Committee: She discussed some of the ways the Committee will use the funds: signage for directions and appropriate use. She was cautiously optimistic that the Council would support this Resolution.

Michael Seymour, 12 Hemlock Circle: He said he represented the Community Trail Committee and the Great Bay Trout Unlimited, who use the trail off of Watson Road. He hoped the Council would appropriate the funds to continue the work on the trail.

Brian Hartwood, 149 Portland Avenue, Member of the Community Trail Committee: He seconded the comments made by former speakers.

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.

Edward Bleiler, 28 Isaac Lucas Circle: He spoke about the public hearing schedule for the capital reserve fund for the Parking system and the adoption of the Tax Increment Financing (TIF). He felt these two topics were very important and will attract a lot of attention, and asked that the Council to consider changing the date for the one of the two public hearings. He said he didn't believe Dover needed a parking garage, and said if the merchants want the parking garage then they should pay for it. He said the developer for the waterfront is the only person he believes would benefit from Tax Increment Financing, because he was sure the developer couldn't get financing on the polluted area. He said both of these Resolutions will take tax money away from the citizens of Dover.

Kirt Schuman, 30 Cushing Street, Executive Director of the Greater Dover Chamber of Commerce: He spoke about Items 13.B.1, 13.B.3., and 13.B.4. He urged the Council to support these Resolutions.

Donald Medbery, 3 Covered Bridge Lane: He discussed the TIF Resolution. He said they were just a big tax break. He said Dover doesn't need incentives to bait companies. He said the City needs to educate the people about TIFs, and what it will do or not do for the community.



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Jerry Lynch, 26B Lincoln Street: He said her was concerned with the persistence of the Chamber of Commerce in trying to get a hold of taxpayers' money.

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 bring forward to the Council: 1. He reappointed Tom Hardiman to the Personnel Advisory Board. 2. He appointed City Engineer Dave White to the Planning Board, replacing Community Services Director Doug Steele. Councilor Hooper referred to the submitted City Manager's Report, and said she was happy to see the interaction with other committees, especially the School Board. She said she was also impressed with the quality and quantity of the City's volunteers.

Councilor Cheney asked for an update on the Fourth Street Bridge.

City Manager Joyal explained the additional work needed to complete the renovations to the Fourth Street Bridge.

Mayor Myers started a discussion regarding the air conditioning work being completed by Johnson Controls, and getting a bid on other areas in City Hall that weren't part of the plan.

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

Vote: 9/0.

10. APPROVAL OF MINUTES

A. August 25, 2010

Deputy Mayor Trefethen moved to approve the Minutes; seconded by Councilor Hooper.

Vote: 9/0.

11. MAYOR'S REPORT

Mayor Myers said the dog park is officially opened. He attended a Local Government Center board meeting, where they continue to work on a number of issues. He said on Saturday, the Dover Fire and Rescue Department is having a 9/11 Remembrance Ceremony at the St. Thomas Episcopal Church. He said on Sunday, the Dover Mounted Police is having an open house. He said on Tuesday, September 14th the New Hampshire State Primary will be held from 8:00 am to 7:00 pm.

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 - None

B. ORDINANCES IN THE 3rd READING - None



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C. RESOLUTIONS

1. REPROGRAMMING OF UNEXPENDED BOND PROCEEDS FROM BELLAMY PARK IMPROVEMENTS PROJECT TO MULTI-USE COMMUNITY TRAIL – NEWINGTON BRANCH PROJECT (REQUIRES A 2/3 MAJORITY VOTE) SPONSORED BY COUNCILOR WESTON

Councilor Weston moved for its adoption; seconded by Councilor Garrison. Councilor Weston said this money is leftover funds in the CIP. She discussed the Community Trail's growth since the 1990s and its funding up to this point. She explained the areas where the reprogrammed funds may be used. Councilor Cheney started a discussion on what else this money could be used for. City Manager Joyal said it is recommended that the remaining bond proceeds be reprogrammed for other similar projects; recreation, park, or trail projects. He said it could be used to pay down the principal, but that could involve arbitrage issues. Councilor Carrier asked if there was a plan for the use of these funds. Planning Director Parker said the Community Trail Advisory Committee has been discussing priorities; the area between the Transportation Center and Fisher Street, signage, security cameras and landscaping. City Manager Joyal mapped out the trail to the Council. Mr. Parker said there are work plans available on the City's website. Mayor Myers asked about the 200+ UNH students who volunteered two weeks ago. Mr. Parker said the UNH students removed railroad ties, removed brush and trees, and a lot of hard work. Councilor Garrison said the gravel was nice, but asked if there were plans to pave the trail to encourage bicycling. Mr. Parker said paving was in the plans, especially in the urban portion. Roll Call Vote: 9/0.

13. NEW BUSINESS

A. CONSENT CALENDAR

1. **RAFFLE – Benevolent Protective Order of Elks, Dover Lodge #184**
2. **RAFFLE – Dover Share Fund**
3. **RAFFLE – Parish of the Assumption – Parish Raffle**
4. **RAFFLE – Parish of the Assumption – Apple Day Harvest Raffle**
5. **RAFFLE – Susan G. Komen for The Cure**
6. **TAG – Dover Little Green Cheer**

7. **RESOLUTION: WARD 6 SUPERVISOR OF THE CHECKLIST**
SPONSORED BY MAYOR MYERS BY REQUEST



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8. RESOLUTION: AUTHORIZATION TO ACCEPT BERRY BROOK WATERSHED MANAGEMENT PLAN GRANT
 SPONSORED BY MAYOR MYERS BY REQUEST

COMMITTEE REPORTS

- | | |
|--|---|
| 1. School Board | 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 – Media Access |
| 5. McConnell Center Advisory Committee | 11. Legislative Liaison |
| 6. Arts Commission | 12. Pool Advisory Committee |

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 wish pulled for further discussion.

Councilor Garrison asked to pull the Pool Advisory Committee Report.

Deputy Mayor Trefethen asked to pull the Appointments Committee Report.

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

Roll Call Vote: 9/0.

Deputy Mayor Trefethen said the Appointments Committee met on September 1st to review vacancies and discussed reappointments. He said there are a large number of vacancies: Arena Commission, Arts Commission, Conservation Commission, Ethics Commission, Open Lands Committee, Pool Advisory Committee, Solid Waste Advisory Committee, Trustees of the Trust Fund, Dover Utilities Commission, Zoning Board of Adjustments, and Willand Pond Advisory Committee. He said the applications to volunteer should be passed into the Clerk's office.

Councilor Carrier said he believed there was also a vacancy on the Recreation Advisory Board. Councilor Weston moved to accept the Appointments Committee Report; seconded by Councilor Cheney.

Vote: 9/0.

Councilor Garrison discussed the Pool Advisory Committee Report. He said the committee is very committed.

Councilor Nedelka moved to accept the Pool Advisory Committee Report; seconded by Councilor Cruikshank.

Vote: 9/0.



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B. RESOLUTIONS

1. POLICY OF LOCAL PURCHASING SPONSORED BY MAYOR MYERS

Mayor Myers moved for its adoption; seconded by Councilor Cruikshank. Mayor Myers said this Resolution is to educate and encourage local businesses to get involved in the bidding process with the City. He said it does not give them any breaks or competitive advantage, but gives them the opportunity to learn about the bidding process. Vote: 9/0.

2. AMENDMENT OF FY2010 FEE SCHEDULE FOR RESIDENTIAL C&D DISPOSAL RATES (REQUIRES A 2/3 MAJORITY VOTE) (TO BE REFERRED TO A PUBLIC HEARING ON SEPTEMBER 22, 2010) SPONSORED BY COUNCILOR GARRISON AND COUNCILOR HOOPER

Deputy Mayor Trefethen moved to refer this Resolution to a public hearing on September 22, 2010; seconded by Councilor Garrison. Vote: 9/0.

3. ESTABLISHING A CAPITAL RESERVE TRUST FUND FOR PARKING SYSTEM'S SURPLUS INCOME (TO BE REFERRED TO A PUBLIC HEARING ON SEPTEMBER 22, 2010) SPONSORED BY MAYOR MYERS BY REQUEST

Deputy Mayor Trefethen moved to refer this Resolution to a public hearing on September 22, 2010; seconded by Councilor Garrison.

Councilor Cheney moved to amend the date of the public hearing to October 13, 2010; seconded by Councilor Weston.

Mayor Myers started a discussion on whether or not to change the date of the public hearing.

Deputy Mayor Trefethen asked if it was time sensitive.

City Manager Joyal said they wanted to get the trust fund in place during the 1st fiscal quarter, before October 1st.

Mayor Myers asked for a vote on changing the date of the public hearing to October 13, 2010.

Vote: 2/7; Failed. Councilors Cheney and Weston voted in favor.

Mayor Myers asked for a vote on the original motion.

Vote: 7/2; Passed. Councilors Cheney and Weston were opposed.



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**4. ADOPTION OF TAX INCREMENT FINANCING PROVISIONS
(TO BE REFERRED TO A PUBLIC HEARING ON SEPTEMBER 22, 2010)
SPONSORED BY MAYOR MYERS AND DEPUTY MAYOR TREFETHEN**

Deputy Mayor Trefethen moved to refer this Resolution to a public hearing on September 22, 2010; seconded by Councilor Cruikshank.

Councilor Cheney moved to amend the date of the public hearing to October 13, 2010; seconded by Councilor Weston.

Vote: 2/7; Failed. Councilors Cheney and Weston voted in favor.

Mayor Myers asked for a vote on the original motion.

Vote: 7/2; Passed. Councilors Cheney and Weston were opposed.

C. ORDINANCES IN 1ST READING – None

14. COUNCIL CORRESPONDENCE – None

15. COUNCIL MATTERS OF INTEREST

Councilor Garrison reminded the citizens that Dover's Hazardous Waste Day is September 18th.

16. ADJOURNMENT

Councilor Cruikshank moved to adjourn; seconded by Councilor Weston.

Vote: 9/0.