



CITY OF DOVER

## CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting  
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820  
Meeting Date: **Wednesday, November 10, 2010**  
Meeting Time: **7:00pm**

### 1. CALL TO ORDER

Mayor Myers called the meeting to order at 7:15 pm.

### 2. MOMENT OF SILENCE

### 3. PLEDGE OF ALLEGIANCE

Councilor Carrier led the Pledge of Allegiance.

### 4. ROLL CALL ATTENDANCE

**Present:** Mayor Myers, Deputy Mayor Trefethen, Councilor Carrier, Councilor Cheney, Councilor Garrison, Councilor Hooper, and Councilor Nedelka.

Councilor Cruikshank arrived at 7:30 pm.

**Absent:** Councilor Weston

### 5. PROCLAMATIONS/AWARDS – None

### 6. APPROVAL OF AGENDA

Councilor Hooper moved to add the School Board Report; seconded by Councilor Nedelka.

Vote: 7/0.

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

Vote: 7/0.

### 7. PUBLIC HEARINGS - None

### 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.*

**John Scruton, 99 Sixth Street:** He spoke about parking and a parking garage. He listed all the parking spaces in a 1/8 mile distance and 1/4 mile distance. He said a parking garage would just increase traffic congestion. He said the City should promote pedestrian traffic, and not a parking garage.

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

**John Leggett, 3 Penny Lane:** He said he is a member of the Financial Policy Committee, but wasn't speaking on the Committee's behalf. He referred to Item 13.B.1., and urged the Council to wait and see all the policy changes before voting on just this one on street and sidewalk paving.

Mayor Myers, seeing no one else wishing to speak, closed the 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, November 10, 2010**  
Meeting Time: **7:00pm**

### 9. CITY MANAGER'S REPORT

City Manager Joyal said he submitted a written report. He discussed the complaints regarding the odor emanating from the Turnkey Landfill. He said it is an isolated situation caused by repairs being completed on the landfill, and should be completed within a few weeks. He acknowledged the volunteers who completed the holiday lights throughout the Downtown. He said the lights will be turned on around Thanksgiving. He said the Supreme Court has made a decision regarding the Manchester case on the tax cap. He said they have determined that a tax cap is not allowed to be incorporated into a municipal charter. He said the City is reviewing this decision and how it will affect Dover. He responded to Citizen's Forum comments regarding HealthTrust's actions. He said they are waiting for the Secretary of State's office to complete their investigation. He also responded to comments about parking, and said the City is conducting its initial investigations into public/private parking.

Councilor Cheney asked for further explanation on the HealthTrust issue.

City Manager Joyal said 1% of the funds collected for health insurance coverage were used to start up a workers' compensation insurance program. He said Dover doesn't receive workers' compensation through HealthTrust, and should not have been paying the extra money. Once the final decision has been made and it has been determined that the City has overpaid, then they will be looking to receive a refund by reducing rates.

Councilor Cheney asked about the \$280,000 received in overtime and which accounts they were drawn from.

City Manager Joyal said he provided that information back in August, and will resend it to Councilor Cheney.

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

Vote: 8/0.

### 10. APPROVAL OF MINUTES

#### A. October 27, 2010

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

Councilor Nedelka referred to the Council Matters of Interest regarding the volunteers needed for tax preparation. He moved to change the place to the Public Library and not the Senior Center; seconded by Councilor Garrison.

Vote: 8/0.

Councilor Hooper moved to accept the amended Minutes; seconded by Councilor Garrison.

Vote: 8/0.



CITY OF DOVER

## CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting  
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820  
Meeting Date: **Wednesday, November 10, 2010**  
Meeting Time: **7:00pm**

### 11. MAYOR'S REPORT

Mayor Myers said the Financial Policy Committee continues to meet and has finished a first draft, which will be presented to the Council in a few weeks. He attended the Chowder Festival at Maple Suites. He said Dover Business and Industrial Development Authority (DBIDA) has been meeting and continue their work on economic development in the City. He said they have kicked off their ambassador program. He held his "Coffee with the Mayor" session at Café on the Corner, and thanked all who attended. He thanked the City Clerk, her staff, and all the volunteers for their work on the election. He attended the Three Little Pigs Fire Safety performance. He spoke about the Veterans Day ceremony to be held in the City Hall Auditorium the following morning. He also mentioned the ribbon cutting for the Community Trail kickoff on Saturday at 9:30 am. Deputy Mayor Trefethen moved to accept the Mayor's Report; seconded by Councilor Hooper. Vote: 8/0.

### 12. UNFINISHED BUSINESS

#### A. ORDINANCES IN THE 2<sup>nd</sup> READING

- 1. CHAPTER 170 – UPDATING THE DOVER ZONING ORDINANCE  
(TO BE REFERRED TO A PUBLIC HEARING ON DECEMBER 8, 2010)  
SPONSORED BY DEPUTY MAYOR TREFETHEN**

Deputy Mayor Trefethen moved to refer to a Public Hearing on December 8, 2010; seconded by Councilor Cruikshank.  
Vote: 8/0.

#### B. ORDINANCES IN THE 3<sup>rd</sup> READING – None

#### C. RESOLUTIONS – None

### 13. NEW BUSINESS

#### A. CONSENT CALENDAR

- 1. PARADE – Saint Mary Academy**
- 2. RAFFLE – Great Bay Figure Skating Club**
- 3. RAFFLE – Great Bay Figure Skating Club**
- 4. RESOLUTION: HOLIDAY PARADE STREET CLOSURES  
SPONSORED BY MAYOR MYERS BY REQUEST**
- 5. RESOLUTION: AWARD OF BLANKET PURCHASE ORDER TO FISHER  
AUTOMOTIVE FOR AUTOMOTIVE PARTS AND SUPPLIES  
SPONSORED BY MAYOR MYERS BY REQUEST**



CITY OF DOVER

## CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting  
 Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820  
 Meeting Date: **Wednesday, November 10, 2010**  
 Meeting Time: **7:00pm**

**6. RESOLUTION: AWARD OF BLANKET PURCHASE ORDER TO SULLIVAN TIRE CO. FOR TIRES AND MISCELLANEOUS RELATED SUPPLIES  
 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                     | <b>12. Pool Advisory Committee</b>          |

Mayor Myers asked the Council if they had any items they would like pulled for further discussion.  
 Councilor Garrison asked to pull the Pool Advisory Committee Report.  
 Councilor Hooper asked to pull the School Board Report.  
 Mayor Myers asked for a roll call vote for the remaining items on the Consent Calendar.  
 Roll Call Vote: 8/0.

Councilor Hooper gave an overview of her School Board Report.  
 Mayor Myers asked for a vote on accepting the School Board Report.  
 Vote: 8/0.

Councilor Garrison gave an overview of his Pool Advisory Committee.  
 Mayor Myers asked for a vote on accepting the School Board Report.  
 Vote: 8/0.

### B. RESOLUTIONS

**1. ADOPTION OF STREET AND SIDEWALK PAVEMENT MANAGEMENT POLICY  
 SPONSORED BY MAYOR MYERS BY REQUEST**

Deputy Mayor Trefethen moved for its approval; seconded by Councilor Garrison.  
 Mayor Myers discussed the Resolution to the Council. He referred to Mr. Leggett's comments from Citizen's Forum and said the Resolution did not commit to funding.  
 Deputy Mayor Trefethen asked what the impact would be if this was delayed for a month.

City Manager Joyal said there would be no impact.  
 Councilor Cheney made a motion to table this Resolution; seconded by Deputy Mayor Trefethen.

Vote: 3/5; Failed. Deputy Mayor Trefethen, Councilor Carrier, and Councilor Cheney voted in favor.

Roll Call Vote: 7/1; Passed. Councilor Cheney was opposed.



CITY OF DOVER

## CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting  
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820  
Meeting Date: **Wednesday, November 10, 2010**  
Meeting Time: **7:00pm**

### **2. PROFESSIONAL SERVICES CONTRACT FOR ENVIRONMENTAL CONSULTING SERVICES – PESCHEL CONSULTING, LLC SPONSORED BY MAYOR MYERS BY REQUEST**

City Manager Joyal gave an overview of this Resolution.

Councilor Cheney asked if part Mr. Peschel's salary will still be paid from the CIP's Tolend Landfill project.

City Manager Joyal said 25% of his salary is paid from the Tolend Landfill Project.

Councilor Cheney also discussed the 3½ year contract versus the usual one year.

Councilor Garrison said the option to terminate with 90 days written notice without cause makes him more comfortable to accept this contract.

Roll Call Vote: 7/1; Passed. Councilor Cheney was opposed.

### **C. ORDINANCES IN 1ST READING – None**

#### **14. COUNCIL CORRESPONDENCE – None**

#### **15. COUNCIL MATTERS OF INTEREST**

Councilor Cruikshank spoke about the "Shop Local" campaign being sponsored by the Greater Dover Chamber of Commerce.

Councilor Hooper spoke about the Stormwater Feasibility Committee and asked Councilor Nedelka to give an overview of their work.

Councilor Nedelka gave an overview on the work the Stormwater Feasibility Committee has completed and why the problem has to be addressed.

Councilor Cheney spoke about Councilor Weston's mother passing away. She spoke about the local food drives and the need to donate.

#### **16. ADJOURNMENT**

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

Vote: 8/0.