



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, September 28, 2011**
Meeting Time: **7:00pm**

1. CALL TO ORDER

2. MOMENT OF SILENCE

3. PLEDGE OF ALLEGIANCE

Councilor Garrison led the Pledge of Allegiance.

4. ROLL CALL ATTENDANCE

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

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

5. PROCLAMATIONS/AWARDS

A. ELKS BENEVOLENT AND PROTECTIVE ORDER OF THE ELKS #0184

6. APPROVAL OF AGENDA

Deputy Mayor Weston moved to add the Dover Main Street Raffle to the Consent Calendar as Item 13.A.8.; seconded by Councilor Nedelka.

Vote: 9/0.

Councilor Cheney moved to add the letter from Howard Tuttle that was sent to the City Council. Mayor Trefethen said he did not receive it.

Councilor Cheney said she would submit the documents to the City Clerk after the meeting.

Mayor Trefethen said it could be put on the next City Council meeting agenda.

Deputy Mayor Weston moved to approve the agenda as amended; seconded by Councilor Garrison.

Vote: 9/0.

7. PUBLIC HEARINGS

A. FRANKLIN PLAZA

SPONSORED BY DEPUTY MAYOR WESTON

Mayor Trefethen, seeing no one 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.

Michael Crago, 11 Augusta Way: He introduced himself to the citizens as a candidate for City Councilor, Ward 3. He gave some background information about himself.



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, September 28, 2011**
Meeting Time: **7:00pm**

Richard Callaghan, 32 Horne Street, Friends of Willand Pond Representative: He spoke about the two documents he handed out to the Council regarding the proposed Willand Pond Hockey Tournament.

David Scott, 220 Back Road: He spoke about the importance of property tax bills being issued before the November Municipal Election, and said they haven't been for the past three elections.

Sharon Callaghan, 32 Horne Street: She added to Richard Callaghan's comments that the proposed Willand Pond Hockey Tournament will have no costs to the City.

Donald Medbury, 3 Covered Bridge Lane: He spoke about the Local Government Center (LGC) investigation.

Richard Hebbard, 97 Spruce Lane: He spoke about the passing of EJ Bleiler.

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

9. CITY MANAGER'S REPORT

City Manager Joyal asked Mr. Ray Bardwell to speak about the "Save Our Bridge" project. Mr. Bardwell spoke about the passing of Mr. Bleiler and said everyone was still committed to completing the project. He gave an overview to the Council regarding their progress and fundraising events.

City Manager Joyal said his report in writing is regarding the Economic Development health of the City and activities in the Legal Department. He spoke about hydrant flushing over the next few weeks, which may cause a temporary loss of water pressure or water discoloration. He spoke about the City's participation in the Apple Harvest Day.

Councilor Cruikshank asked about the Willand Pond Hockey Tournament and the timeline. City Manager Joyal gave background information regarding the progress. He said it was an exciting event, but they want to make sure all public concerns are addressed. He intended to have a resolution on the October 12, 2011 agenda to approve this event, pending the public safety concerns, but with the time concerns maybe the Council can give him direction tonight.

Mayor Trefethen asked if the City Manager can give a conditional directive.

City Manager Joyal said that would be the easiest way to do it.

Councilor Cruikshank moved to give the City Manager direction to give conditional approval for the Willand Pond Hockey Tournament; seconded by Deputy Mayor Weston.

Councilor Nedelka said that it was his expectation that the company be held liable instead of the Friends of Willand Pond Committee.

Councilor Hooper spoke about her concerns with alcohol at the event.

Mr. Callaghan said intoxication issues will not be tolerated, and the police department will be on site to monitor the event.

City Manager Joyal spoke about jurisdiction issues.



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, September 28, 2011**
Meeting Time: **7:00pm**

Councilor Ciotti said there are questions and issues that need to be addressed, but he was willing to give preliminary approval.

Mayor Trefethen asked the Council to email the City Manager with their concerns.

Councilor Garrison said he would like a legal contract.

Councilor Carrier said he was concerned with alcohol being allowed in coolers.

Mayor Trefethen asked for a vote to give conditional approval to the City Manager.

Vote: 9/0.

Mr. Bardwell gave more information to the Council regarding the "Save Our Bridge" project.

Mayor Trefethen asked the City Manager about when the City will be meeting with the Department of Revenue (DRA) to set the tax rate.

City Manager Joyal said they have not set an appointment at this time, but he doesn't expect the property tax bills to be late.

Deputy Mayor Weston asked about the letter sent to the LGC regarding the \$281,000, and if the City Manager has heard anything from them.

City Manager Joyal said the City's General Legal Counsel tried to contact them today, but didn't get through. He said they have followed up with a second communication.

Councilor Cruikshank asked about the City missing deadlines with the DRA, and if the City actually has missed deadlines.

City Manager Joyal said there are dates that are set for filing forms with the DRA, which is normally September 1st. He said the State recognizes that it's not always possible because of year-end audits.

Councilor Cheney asked why the City was late getting the information to the DRA.

City Manager Joyal said the City close the books on June 30th, but is still dealing with bills, tax liens, and other issues into September. He said once the audit is completed it will go to the State, and then they will set an appointment. He said again that he didn't expect the bills to be late.

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

Vote: 9/0.

10. APPROVAL OF MINUTES

A. September 14, 2011 – Regular Session

Mayor Trefethen asked if the Council had any changes they would like to make to the minutes.

Mayor Trefethen, seeing no response, asked for a vote on the approval of the minutes.

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, September 28, 2011**
Meeting Time: **7:00pm**

11. MAYOR'S REPORT

Mayor Trefethen said he attended the annual meeting for the Greater Dover Chamber of Commerce, where they recognized new members and elected new officers. He reminded the citizens about Apple Harvest Day.

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

12. UNFINISHED BUSINESS

A. ORDINANCES IN THE 2nd READING – None

B. ORDINANCES IN THE 3rd READING – None

C. RESOLUTIONS

1. FRANKLIN PLAZA

SPONSORED BY DEPUTY MAYOR WESTON

Deputy Mayor Weston moved for its adoption; seconded by Councilor Ciotti.

Deputy Mayor Weston gave an overview on this resolution.

Roll Call Vote: 9/0.

13. NEW BUSINESS

A. CONSENT CALENDAR

1. PARADE – Horne Street School PTG

2. PARADE – Kiwanis Club of Dover

3. PARADE – Saint Mary Academy

4. RAFFLE – Cornerstone Tax Services, LLC to benefit Garrison Elementary School

5. RAFFLE – North Country Resource Conservation and Development Council

6. RAFFLE – Save Our Bridge

7. RESOLUTION: B09054 PURCHASE OF UNLEADED AND DIESEL FUEL

SPONSORED BY MAYOR TREFETHEN BY REQUEST

8. RAFFLE – Dover Main Street



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: Regular Meeting
Meeting Location: Council Chambers - 288 Central Avenue, Dover, NH 03820
Meeting Date: **Wednesday, September 28, 2011**
Meeting Time: **7:00pm**

COMMITTEE REPORTS

1. School Board
2. Planning Board
3. Appointments Committee
4. Recreation Advisory Board
5. McConnell Center Advisory Committee
6. Arts Commission
7. Solid Waste Advisory Commission
8. Transportation Advisory Commission
9. Joint Building Committee – Horne Street
10. Joint Building Committee – Media Access
11. Legislative Liaison
12. Pool Advisory Committee
13. Parking Commission

Deputy Mayor Weston moved to accept the Consent Calendar; seconded by Councilor Hooper. Mayor Trefethen asked the Council if they had any items they would like pulled for further discussion.

Councilor Ciotti referred to Item 13.A.6, and asked to have it signed.

Mayor Trefethen moved to pull Item 13.A.8.

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

Roll Call Vote: 9/0.

Mayor Trefethen moved to approve Item 13.A.8. pending the Licensing Board's approval; seconded by Councilor Cruikshank.

Vote: 9/0.

B. RESOLUTIONS

- 1. RESOLUTION: B12011 AWARD OF APPEVALE INFRASTRUCTURE IMPROVEMENT PROJECT (REQUIRES A 2/3 MAJORITY VOTE) (TO BE REFERRED TO A PUBLIC HEARING ON OCTOBER 12, 2011) SPONSORED BY MAYOR TREFETHEN BY REQUEST**

Mayor Trefethen moved to refer to a public hearing on October 12, 2011; seconded by Councilor Nedelka.

Deputy Mayor Weston moved to substitute as a whole; seconded by Councilor Ciotti.

Vote: 9/0.

Mayor Trefethen asked for a vote to refer the substituted resolution to a public hearing.

Vote: 9/0.

- 2. FISCAL YEAR 2012 BUDGET ADJUSTMENT 1 (REQUIRES A 2/3 MAJORITY VOTE) (TO BE REFERRED TO A PUBLIC HEARING ON OCTOBER 12, 2011) SPONSORED BY MAYOR TREFETHEN BY REQUEST**

Mayor Trefethen moved to refer to a public hearing on October 12, 2011; seconded by Councilor Cheney.

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, September 28, 2011**
Meeting Time: **7:00pm**

C. ORDINANCES IN 1ST READING

1. **CHAPTER 166, VEHICLES AND TRAFFIC: OLD ROCHESTER ROAD STOP SIGNS (TO BE REFERRED TO A PUBLIC HEARING ON OCTOBER 12, 2011)** SPONSORED BY DEPUTY MAYOR WESTON

Deputy Mayor Weston moved to refer to a public hearing on October 12, 2011; seconded by Councilor Hooper.

Vote: 9/0.

14. COUNCIL CORRESPONDENCE

A. Letter from Raymond Bardwell, "Save Our Bridge," dated September 20, 2011.

Deputy Mayor Weston moved to accept the correspondence and place on file; seconded by Councilor Cruikshank.

Vote: 9/0.

Councilor Cheney spoke about the correspondence from Howard Tuttle, and said she was going to get copies to the entire Council, City Manager and the Police.

15. COUNCIL MATTERS OF INTEREST

Councilor Hooper referred to a phone call she received from a citizen, regarding speaking at the podium during Citizen's Forum. She said she respect all the people who speak during Citizen's Forum, even if their opinion differ from hers. She sent her condolences to EJ Bleiler's family. She said she does know of his generosity.

Councilor Cheney spoke about EJ Bleiler and his generosity. She said she will miss him.

Deputy Mayor Weston referred to a phone call she received from an Applevale resident, and his concerns regarding the sidewalks.

City Manager Joyal said there would be sidewalks on Hawthorne and Middlebrook, but not on Applevale.

Mayor Trefethen said the Council shows respect to the Council, and felt it was a two-way street. He said any correspondence is as equally important to them as coming to speak during Citizen's Forum.

16. ADJOURNMENT

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

Vote: 9/0.