



**CITY OF DOVER**

## CITY COUNCIL - MINUTES

Meeting Type: **Regular Meeting**  
Meeting Location: **Council Chambers, City Hall**  
Meeting Date: **Wednesday, February 8, 2012**  
Meeting Time: **7:00 pm**

### 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 Carrier, Councilor Cheney, Councilor Crago, Councilor Garrison, Councilor Hooper, Councilor Spuler, Councilor Weeden, and Councilor Weston.

**Also Present:** City Manager Joyal, General Legal Counsel Krans, and City Clerk Lavertu.

### 5. PROCLAMATIONS/AWARDS – None

### 6. APPROVAL OF AGENDA

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

Vote: 9/0.

Deputy Mayor Carrier moved to add the Master Plan Steering Committee Report; seconded by Councilor Garrison.

Vote: 9/0.

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

Vote: 9/0.

Mayor Trefethen referred to Item 13.B.2., and said the Public Hearing date will be held on March 14, 2012.

Deputy Mayor Carrier moved to accept agenda as amended; seconded by Councilor Garrison.

Vote: 9/0.

### 7. PUBLIC HEARINGS

#### A. UPDATING THE DOVER ZONING ORDINANCE

SPONSORED BY MAYOR TREFETHEN AS PLANNING BOARD REPRESENTATIVE

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



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### 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.*

**Ronald Huml, 199 Mast Road:** He spoke about the condition of Tolend Road. He said he totaled his car because the road hadn't been plowed. He referred to the mild winter and recommended that the extra funds for plowing and salt be put into a separate fund to be saved for next year. He referred to the Joint Fiscal Committee meeting and spoke about not being able to get books for the Schools next year, and teacher's salaries. He spoke about the results of the Dover Census, and how Dover isn't attractive to senior citizens.

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

### 9. CITY MANAGER'S REPORT

City Manager Joyal submitted his report in writing, and referred the Council's attention to a few items. He referred to Page 20/28, Storm Management summary, and explained the \$137,000 expense. He referred to report on the IPark meter system and discussed the convenience of this device, which was similar to IPass. The City has held off on purchasing these devices, because the multi-city capability unit has been delayed. He said tokens were still available to the public. He recognized two employees on the City's staff. Ray Vermette, Wastewater Treatment Operator, was recognized by the New England Wastewater Treatment Council as Operator of the Year. Chris Parker, Planning Department Director, has been selected to participate in the Leadership in New Hampshire program. He reminded the citizens and Council about the public hearing with the EPA to be held on Thursday, February 9, 2012.

Deputy Mayor Carrier referred to the IPark devices and asked if they were going to be sold to the public at a reduced cost.

City Manager Joyal agreed that they would be sold at a reduced cost.

Councilor Spuler asked the City Manager to break down the difference in costs for the two different EPA mandates, 8% the City would prefer, and the 3% the EPA is mandating.

City Manager Joyal said the 3% EPA mandate would require a \$25 million investment in the City's wastewater treatment plant and \$1 million in additional operating costs per year. He said the net impact would be a 50% increase to the water/sewer bill. If the City instead follows through on the adaptive management plan that the City has proposed, 8%, it would require \$12 million in changes to the existing operations of the wastewater treatment plant. He said that would be a 19% increase to the water/sewer bill.

Councilor Weston started a discussion about tree cutting happening on Tolend Road, which was in preparation for the reconstruction of Tolend Road, and the need to move telephone poles. The City does have to pay the utility company for moving the poles.

Councilor Garrison referred to Mr. Huml's comments regarding the storm management budget, and asked what the normal procedure was if there was a surplus.

City Manager Joyal said if the money isn't used it falls back into Fund Balance, making it available for other future needs.



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Councilor Cheney asked about the status of Mr. Medbery's 91-A request, to receive a copy of an email dated December 30, 2009.

City Manager Joyal discussed the situation with the Council, and why it hasn't been completed. He said it was considered a courtesy and ethical consideration to ask the person to pull the document that is being requested from their email account.

Councilor Cheney said she offered to show it to the General Legal Counsel so he could retrieve it. She said it was just a document and not the email, and that the email had more information in it. City Manager Joyal asked for Councilor Cheney's permission to look in her mailbox for the email. Councilor Cheney gave permission.

City Manager Joyal said this was the first time she has given him explicit permission.

Mayor Trefethen asked Councilor Cheney if she was giving the IT department permission to receive this email.

Councilor Cheney said they can retrieve her emails.

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

### 10. APPROVAL OF MINUTES

#### A. January 25, 2012 – Workshop Session

#### B. January 25, 2012 – Regular Meeting

Deputy Mayor Carrier moved to approve the Minutes; seconded by Councilor Garrison.

Councilor Weeden referred to the January 25, 2012, Regular Meeting, Page 4/7, 12.C.1., it says "Councilors Cheney and Crago were opposed," and it should say Councilors Cheney and Weeden were opposed.

Councilor Cheney referred to the January 25, 2012, Regular Meeting, Page 5/7, it says "she wanted the original Charter showing the change with the amendments," and she said she wanted the changes and the final version of the Charter that they would be authenticating.

Deputy Mayor Carrier moved to approve the Minutes as amended; seconded by Councilor Hooper.  
Vote: 9/0.

### 11. MAYOR'S REPORT

Mayor Trefethen said on January 30, 2012 he attended the Tri-City Chamber Legislative Reception. He said on February 7, 2012 he attended the Children's Museum event recognizing Dover being named one of the 100 Best Communities for Young People. He read the proclamation from Governor Lynch. He listed the five organizations that were recognized: Dover Youth-to-Youth, Dover Teen Center, Strafford Head Start Program, Seymour Ozman Center, and the Afterschool Program at the Middle School.

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



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### 12. UNFINISHED BUSINESS

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

##### 1. UPDATING THE DOVER ZONING ORDINANCE

SPONSORED BY MAYOR TREFETHEN AS PLANNING BOARD REPRESENTATIVE

Deputy Mayor Carrier moved for its adoption; seconded by Councilor Garrison. Mayor Trefethen said they will be having a workshop regarding this after this meeting. He said he wasn't looking to vote on this Ordinance tonight.

Deputy Mayor Carrier moved to refer to a third reading on February 22, 2012; seconded by Councilor Weston.

Vote: 9/0.

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

#### C. RESOLUTIONS - None

### 13. NEW BUSINESS

#### A. CONSENT CALENDAR

1. **PARADE/RACE – Rochester Runners Club**
2. **RAFFLE/AUCTION – Susan G. Komen 3-Day for the Cure**
3. **RESOLUTION: CHANGING OF WARD 4 POLLING FACILITY**  
SPONSORED BY MAYOR TREFETHEN BY REQUEST
4. **RESOLUTION: SENIOR CENTER TRIP TO DAYTONA BEACH**  
SPONSORED BY MAYOR TREFETHEN BY REQUEST

### COMMITTEE REPORTS

- |  |   |
|--|---|
| 1. <b>School Board</b>                 | 8. Transportation Advisory Commission       |
| 2. Planning Board                      | 9. Joint Building Committee – Horne Street  |
| 3. <b>Appointments Committee</b>       | 10. Joint Building Committee – Media Access |
| 4. Recreation Advisory Board           | 11. Legislative Liaison                     |
| 5. McConnell Center Advisory Committee | 12. Pool Advisory Committee                 |
| 6. Arts Commission                     | 13. Parking Commission                      |
| 7. Solid Waste Advisory Commission     | 14. <b>Master Plan Steering Committee</b>   |

Mayor Trefethen asked the Council if they had items they would like pulled for further discussion. Councilor Hooper asked to pull the School Board Report.

Mayor Trefethen pulled the Appointments Committee Report.



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Deputy Mayor Carrier pulled the Master Plan Steering Committee Report.  
Mayor Trefethen pulled Item #13.A.3.  
Mayor Trefethen asked for a roll call vote on the remaining items of the Consent Calendar.  
Roll Call Vote: 9/0.

Deputy Mayor Carrier moved for the adoption of Item #13.A.3.; seconded by Councilor Weston.  
City Councilor Lavertu explained the reason for changing the Ward 4 polling place to the Elks Lodge on Durham Road.  
Mayor Trefethen discussed the resolution with the Council.  
Vote: 9/0.

Councilor Hooper gave an overview on the School Board Report to the Council.  
Deputy Mayor Carrier moved to accept the School Board Report; seconded by Councilor Cheney.  
Vote: 9/0.

Mayor Trefethen gave an overview of the Appointments Committee Report to the Council. He listed the appointments that needed Council approval.

### Planning Board:

- Kirt Schuman, moved from Alternate to Regular Member.
- Dennis Ciotti, Alternate Member.

### Energy Advisory Commission:

- Three year positions  
Jessica Skinner  
Eric Steltzer  
Jan Nedelka
- Two year positions  
Carmen Buford-Paige  
Elizabeth Goldman
- One year positions  
Shannon Rogers-Keegan  
Mary Gilbertson

### Reappointments:

#### Recreation Advisory Board:

- Jerry Newcomb, Regular Member
- Lynn Antone, Alternate Member

Mayor Trefethen moved for the approval of the Appointments Committee recommendations; seconded by Councilor Cheney.  
Vote: 9/0.



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Deputy Mayor Carrier gave an overview of the Master Plan Steering Committee Report to the Council.

Deputy Mayor Carrier moved to accept the Master Plan Steering Committee Report; seconded by Councilor Weeden.

Vote: 9/0.

### **B. RESOLUTIONS**

#### **1. EMERGENCY MANAGEMENT PERFORMANCE GRANT SPONSORED BY MAYOR TREFETHEN BY REQUEST**

Deputy Mayor Carrier moved for its adoption; seconded by Councilor Garrison.

Mayor Trefethen discussed the provision of the grant with the Council.

Roll Call Vote: 9/0.

#### **2. ADVANCED REFUNDING FOR CITY OF DOVER JUNE 15, 2003 AND JUNE 15, 2004 GENERAL OBLIGATION BONDS AND AUTHORIZATION TO ISSUE REFUNDING BONDS (REQUIRES A 2/3 MAJORITY VOTE OF THE COUNCIL) (TO BE REFERRED TO A PUBLIC HEARING ON FEBRUARY 22, 2012, WITH THE COUNCIL VOTE TO BE HELD ON MARCH 14, 2012.) SPONSORED BY MAYOR TREFETHEN BY REQUEST**

Deputy Mayor Carrier moved to substitute as a whole; seconded by Councilor Hooper.

Vote: 9/0.

Mayor Trefethen asked for a vote to refer to a Public Hearing.

Vote: 9/0.

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

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

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

Councilor Cheney discussed errors in the City Charter. She said she would like to work with someone to correct the errors, show the changes, and have the final version that the Council is going to authenticate.

City Manager Joyal said Councilor Cheney can work with the General Legal Counsel. He said the final version is completed.

Councilor Cheney said the format was changed and editor's notes removed.

City Manager Joyal said they just changed the format and not the language of the document. He said the editor's notes were removed because they were notes by the editors and not by the Charter Commission, and not voted on by the Council.



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Councilor Weeden invited the public to the Speak Out Session that Councilors Spuler, Crago, Weston and him will be hosting on February 23, 2012, Langdon Place, 7:00 to 8:30 pm. He said the City Manager and Department Heads will also be present.

### **16. ADJOURNMENT**

Deputy Mayor Carrier moved to adjourn to Workshop Session; seconded by Councilor Weeden.  
Vote: 9/0.