



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **Council Chambers, City Hall**
Meeting Date: **Wednesday, October 10, 2012**
Meeting Time: **7:00 pm**

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 Trefethen, Deputy Mayor Carrier, Councilor Cheney, Councilor Crago, Councilor Garrison, Councilor Hooper, and Councilor Weston. Councilor Spuler arrived at 8:00 pm.

Absent: Councilor Weeden

Also Present: Community Service Director Douglas Steele, General Legal Counselor Krans, and City Clerk Lavertu.

5. **PROCLAMATIONS/AWARDS – None**

6. **APPROVAL OF AGENDA**

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

Vote: 7/0.

Deputy Mayor Carrier moved to approve the Agenda as amended; seconded by Councilor Garrison.

Vote: 7/0.

7. **PUBLIC HEARINGS**

A. SKATEBOARD PARK RELOCATION FUNDING

(CITY COUNCIL VOTE TO BE HELD ON NOVEMBER 14, 2012)

SPONSORED BY MAYOR TREFETHEN, DEPUTY MAYOR CARRIER, AND COUNCILOR WEEDEN

Stephen Stripto, 9 Sonnett Street: He spoke in favor of the resolution.

Matthew Johnson, 26 Sunset Drive: He spoke in favor of the resolution.

Joseph Tenuta, 262 Long Hill Road: He spoke in favor of the resolution.

James Hurley, 660 Central Avenue: He spoke in favor of the resolution.

James Boos, 3 Hayes Lane, SkateBoard Committee Chairperson: He spoke in favor of the resolution.

Mary Hebbard, 97 Spruce Lane: She spoke against the resolution.



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Kathleen Morrison, 31 Hull Street, Recreation Advisory Board Member: She spoke in support of the resolution.

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.

Richard Hebbard, 97 Spruce Lane: He spoke about his neighbor being charged for sewer work completed by the City.

Deputy Mayor Carrier made a point of order.

Mr. Hebbard asked not to be interrupted. He was allowed to speak whether the Council liked it or not.

Mayor Trefethen said there were rules.

Mr. Hebbard said the rules don't apply to him.

Mayor Trefethen recessed.

Mr. Hebbard continued by giving the Council an overview of the situation and his opinion of why the service to fix the sewer line should be absorbed by the City and not charged to the citizen. He apologized for his behavior.

Mayor Trefethen accepted his apology.

Mary Hebbard, 97 Spruce Lane: She spoke against the sewer work completed by the City in the City Street being charged to the citizen.

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

9. CITY MANAGER'S REPORT

Director Steele said City Manager Joyal's report has been submitted in writing. He introduced Economic Development Director Dan Barufaldi and asked him to give his quarterly report. Director Barufaldi gave an overview of Dover's Economic Development to the Council. Councilor Crago asked if the Enterprise Park II plan has been implemented in the Master Plan. Director Barufaldi said he has discussed this with the City Manager and Planning Director, but public discussions haven't happened at this time. He said he needed the Council approval to pursue.

Councilor Crago asked about the costs.

Director Barufaldi said somewhere around \$3 to \$5 million.

Councilor Crago talked about the current CIP and this not being on it, but said he understood the efficacy to do it now.



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Director Barufaldi said the other factors to consider are the low interest rates and that inflation is coming because the Federal Reserve is printing money.

Councilor Weston asked about the citizen who is being charged for the sewer work. Director Steele explained the sewer service and who's responsible for what.

Councilor Weston referred to the Horne Street School renovation and the trees that were removed to allow for the rain garden, and asked if something was going to be done to replace the barrier of the playground to the street.

Director Steele said they will be installing bushes.

Councilor Weston asked who would be paying for the bushes.

Director Steele said the City was supposed to be reimbursed \$2,000 for the creation of the rain garden, and the City has agreed to use those funds to purchase the bushes.

Councilor Cheney said she spoke with Mr. Senuski. She felt they shouldn't have to pay for it, and this is something that the Council needed to address. She talked about getting an abatement, but felt this was something the Council needed to address now.

Director Steele said he would put together a written statement of the events. He doesn't know if he should be publicly discussing a private citizen's utility issue.

Mayor Trefethen said to change the policy Councilor Cheney needed to first speak with the City Manager to find out the current policy and discuss changing it, and then bring it to the Council.

Councilor Cheney asked that the citizen not have to file an abatement until the Council has reviewed this.

Mayor Trefethen said he would not recommend waiting to file an abatement because of the six month timeline to file. He said the Council might decide not to change the policy.

Councilor Cheney asked how many people are dealing with this problem.

Director Steele said anyone tied into the sewer are subject to this policy.

Councilor Weston asked who would be responsible for payment if this was a new construction.

Director Steele said the property owner.

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

Vote: 7/0.

10. APPROVAL OF MINUTES

A. September 26, 2012 – Regular Meeting

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

Vote: 8/0.

11. MAYOR'S REPORT

Mayor Trefethen said he had nothing to report.

Deputy Mayor Carrier talked about the Dover High School alumni event, and thanked all the volunteers.



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Deputy Mayor Carrier moved to accept the Mayor's Report; seconded by Councilor Hooper.
Vote: 8/0.

12. UNFINISHED BUSINESS

A. ORDINANCES IN THE 2nd READING – None

B. ORDINANCES IN THE 3rd READING – None

C. RESOLUTIONS – None

13. NEW BUSINESS

A. CONSENT CALENDAR

1. **RAFFLE – American Legion Post #8**
2. **RAFFLE – First Parish Congregational Church**
3. **PARADE – St. Mary Academy**
4. **PARADE – Woodman Institute Museum**
5. **PARADE/TAG – Seacoast Liberty**

6. **RESOLUTION: COMPUTER EQUIPMENT STATE OF NH CONTRACT WITH DELL
SPONSORED BY MAYOR TREFETHEN BY REQUEST**

7. **RESOLUTION: MISCELLANEOUS HARDWARE SUPPLIES
SPONSORED BY MAYOR TREFETHEN 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 School |
| 4. Recreation Advisory Board | 10. Legislative Liaison |
| 5. McConnell Center Advisory Committee | 11. Pool Advisory Committee |
| 6. Arts Commission | 12. Parking Commission |

Deputy Mayor Carrier moved to accept the Consent Calendar; seconded by Councilor Spuler.
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.
Deputy Mayor Carrier asked to pull the Appointments Committee Report.
Mayor Trefethen asked for a roll call vote on the remaining items of the Consent Calendar.
Roll Call Vote: 8/0.

Councilor Hooper gave an overview of the School Board Report to the Council.
Deputy Mayor Carrier moved to accept the School Board Report; seconded by Councilor Garrison.
Vote: 8/0.



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Deputy Mayor Carrier gave an overview of the Appointments Committee Report to the Council. He listed the following recommendations for appointment and reappointment.

New Appointments:

- John Leggett – Planning Board Regular Member
- Ronan O’Doherty – Recreation Advisory Board Alternate Member
- John Flick – Solid Waste Advisory Commission Alternate Member
- Kristopher Houle – Conservation Commission Alternate Member
- Shellie Lemelin – Arts Commission Regular Member
- Annette Studebaker – Dover Business and Industrial Development Authority Regular Member
- Dustin Gray – Transportation Advisory Commission Regular Member

- Marcia Gasses – Conservation Commission Regular Member
- Stanley Kaubris – Recreation Advisory Board – from Alternate to Regular Member

Reappointments:

- Robert Marggraf – Cemetery Board
- Robert Whiting – Cemetery Board
- Judy Zalansky – McConnell Center Advisory Board
- Jonathan Towle – Recreation Advisory Board
- John Flick – Transportation Advisory Commission
- James Brennan – Trustees of the Trust Fund
- Michael Murphy – Trustees of the Trust Fund
- Otis Perry – Zoning Board of Adjustments

Deputy Mayor Carrier moved to approve the Appointments Committee Report; seconded by Councilor Garrison.

Mayor Trefethen said Annette Studebaker is not a resident of Dover, but has been recommended the Dover Business and Industrial Development Authority (DBIDA) Chairperson and Economic Development Director Barufaldi. She is a business owner in Dover.

Councilor Cheney asked for a separate vote for Ms. Studebaker.

Mayor Trefethen said that would be acceptable.

Vote: 8/0.

Mayor Trefethen asked for a separate vote for Annette Studebaker.

Deputy Mayor Carrier moved to approve the appointment of Annette Studebaker to DBIDA.

Councilor Cheney spoke about the rule that board members be residents of Dover. She would not support the appointment.

Councilor Hooper asked if there was a rule against it.

Mayor Trefethen said there wasn’t, but it has been the Council’s policy that the member be a resident.

Councilor Crago said this individual was such a compelling applicant that the Appointments Committee is requesting this appointment even though she isn’t a resident.

Mayor Trefethen said that was correct.

Councilor Garrison asked if there was another applicant.



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Mayor Trefethen said there wasn't another applicant.

Councilor Spuler asked the status Justine Roberts' appointment, who has a similar issue with the Arts Commission.

Mayor Trefethen said her appointment is on hold until the full Appointments Committee meets again.

Councilor Cheney said it was in the ordinance. She said she will not support Ms. Studebaker's appointment as a voting member.

Councilor Spuler said these appointments should be put on hold until the issue is resolved.

Mayor Trefethen said the Council should vote and at a later time address the policy.

Councilor Weston suggested a resolution to change the makeup of the Arts Commission's Board.

Vote: 5/3; Passed. Councilors Cheney, Crago and Spuler were opposed.

B. RESOLUTIONS – None

C. ORDINANCES IN 1ST READING – None

14. COUNCIL CORRESPONDENCE – None

15. COUNCIL MATTERS OF INTEREST

Councilor Cheney spoke about the great Apple Harvest Festival. She spoke about the Arts Commissions makeup and said she would support the Director of the Children's Musuem as an ex officio appointment.

Councilor Weston spoke about the Dover Food Pantry losing its sponsor, and asked for anyone to step up and help them.

Councilor Crago referred to page 25/29 of the City Manager's Report asked about infill projects.

Mayor Trefethen gave a quick overview of what the City Manager's Report referred to, but said they would have to confirm it with the City Manager.

16. ADJOURNMENT

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

Vote: 8/0.