



CITY OF DOVER

CITY COUNCIL - AGENDA

RECONVENE

Meeting Type: Organizational Meeting
Meeting Location: Council Chambers, City Hall
Meeting Date: **Wednesday, January 8, 2014**
Meeting Time: **6:30 pm**

CONTINUATION OF JANUARY 6, 2014 CITY COUNCIL ORGANIZATIONAL MEETING STRIKE THROUGH ITEMS HAVE BEEN COMPLETED

ROLL CALL

Present: Mayor Weston, Deputy Mayor Carrier, Councilor Cheney, Councilor Gagnon, Councilor Garrison, Councilor Hooper, Councilor McManus, Councilor O'Connor, and Councilor Thibodeaux.

Also Present: City Manager Joyal, General Legal Counselor Blenkinsop, and City Clerk Lavertu.

~~1. OATH OF OFFICE~~

~~2. ELECTION OF DEPUTY MAYOR~~

~~3. ADOPTION OF 2014-2015 COUNCIL PROCEDURAL RULES~~

4. COMMITTEE APPOINTMENTS

Mayor Weston gave an overview of her handout with her recommendations for Council Liaison appointments. She said she was looking for volunteers for the positions of Coast Bus Representative, Pool Advisory Committee, and Dover Main Street Liaison.

Deputy Mayor Carrier volunteered for the Dover Main Street Liaison position.

Councilor Gagnon said there was a time conflict with his appointment to both the Arts Commission and Recreation Advisory Board because they meet on the same night. He said he would like to speak with the Chair of the Arts Commission to see if they might be willing to change their meeting time.

Mayor Weston said the vote to approve these appointments will be contingent on availability to change the meeting time of the Arts Commission.

Councilor Cheney moved to accept the Council Liaison appointments for the standing Boards and Commission; seconded by Councilor Thibodeaux.

Roll Call Vote: 9/0.

Mayor Weston recommended Deputy Mayor Carrier as Chair, Councilor Cheney, and herself as members of the Appointments Committee.

Councilor Garrison moved to accept the appointments; seconded by Councilor Cheney.

Roll Call Vote: 9/0.

Mayor Weston recommended Councilor Cheney as Chair, Councilor Garrison, and Councilor O'Connor as members of the Ordinance Committee.

Councilor O'Connor moved to appoint Councilor Garrison as Chair.

Councilor Cheney moved for a point of order. She said according to Council Rules #9.C.i. the Ordinance Committee membership is recommended by the Mayor.

Mayor Weston said this committee is not open for nominations from the floor.

Councilor O'Connor questioned the word recommend.

Councilor Garrison said they have to be affirmed by the majority of the Council.



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Mayor Weston said the rules are specific to the Ordinance Committee and are Mayoral appointments. She asked for the nomination to be rescinded.

Councilor Garrison asked for a definition of affirm.

Councilor Cheney said the Ordinance Committee resolution states that the membership is appointed by the Mayor. She said the Mayor is following the rules.

Councilor Hooper questioned that it states affirmed by the Council. She started a discussion about her issues with the Council Rules.

Mayor Weston called a point of order and asked Councilor Hooper to speak only on the topic of the appointment to the Ordinance Committee.

Councilor Hooper asked for a legal opinion on the definition of affirm.

Councilor Cheney said affirm means to offer support and encouragement, or to state as a fact.

Deputy Mayor Carrier asked the General Legal Counselor to clarify the interpretation.

General Legal Counselor Blenkinsop said speaking to the language of the rules and not past practices, because he is not familiar with what has occurred in prior terms. He read Council Rule 9.C. to the Council. He said the Mayor has the role of recommending and the Council has the role of affirming. He said the Council could choose not to affirm the Mayor's recommendations.

Mayor Weston said they were talking about nominations, and Council Rules #9.B. and #9.C. do not include nominations from the floor. She said she felt this was politics. She gave an overview of the problems with the Ordinance Codification and Verification Committee. She said Councilor Cheney was the only person who specifically asked to be on the Ordinance Committee, and the only one with the experience with this committee. She asked for a vote on these appointments.

Roll Call Vote: 3/6; Failed. Mayor Weston, Councilor Cheney, and Councilor O'Connor voted in favor.

Mayor Weston said she recommended Deputy Mayor Carrier as Chair to the Police Facility Building Committee.

Councilor Cheney moved to accept the recommendation; seconded by Councilor Hooper.

Roll Call Vote: 9/0.

Mayor Weston asked the Councilors that were recommended to the Ordinance Committee if they would like to withdraw their names, and if any Councilors wanted to be added.

There was no response from the Council.

Mayor Weston said she cannot ask for reconsideration. She said she would not recommend Councilor Garrison be Chair of the Ordinance Committee.

Deputy Mayor Carrier he would like to discuss this further at another time. He felt there was room for discussion and it wasn't about politics.

Mayor Weston said she has never seen a Mayoral recommendation be denied.

Councilor O'Connor apologized for this becoming a big issue. He said he felt Councilor Garrison would have done a good job as Chair. He made a motion to accept the Mayor's original recommendations for the Ordinance Committee; seconded by Councilor Cheney.

Councilor Garrison moved to have a discussion with the two other members who want to be on this Committee. He said he had some reservations about serving on this Committee, but would like to get past this and try to move forward.



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Councilor Gagnon said it doesn't matter who is Chair. He felt the best thing for the Ordinance Committee is to let the members talk and come back to the Council with their recommendation. Mayor Weston said that would be violating the rules, because it's a Mayoral recommendation. Councilor Cheney appealed to the Council to respect the Mayor's decision. Mayor Weston asked for a vote for reconsideration. Vote: 7/2; Passed. Councilor Garrison and Councilor Hooper were opposed. Mayor Weston asked for a roll call vote for her original recommendations to the Ordinance Committee: Catherine Cheney as Chair, Councilor Garrison, and Councilor O'Connor. Roll Call Vote: 9/0.

5. ADJOURN

Deputy Mayor Carrier moved to adjourn; seconded by Councilor O'Connor. Vote: 9/0.