



CITY OF DOVER

CITY COUNCIL - MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **McConnell Center, Room 306**
Meeting Date: **Wednesday, August 13, 2014**
Meeting Time: **7:00 pm**

1. CALL TO ORDER

2. MOMENT OF SILENCE

3. PLEDGE OF ALLEGIANCE

Council Cheney led the Pledge of Allegiance.

4. ROLL CALL ATTENDANCE

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 and City Clerk Lavertu.

5. PROCLAMATIONS/AWARDS – None

6. APPROVAL OF AGENDA

Councilor Hooper moved to add the School Board Report.

Councilor Thibodeaux moved to add the Energy Commission Report.

Deputy Mayor Carrier moved to add the Appointments Committee Report.

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

Vote: 9/0.

7. PUBLIC HEARINGS

A. CHAPTER 79–13: POSTING OF CITY PROPERTY

SPONSORED BY MAYOR WESTON BY REQUEST

Mary Hebbard, 97 Spruce Lane: She spoke against the Ordinance because it gave the City Manager the power to post property. She felt it should have public input and should be look at by a case by case basis. She urged the Council to vote no on this ordinance.

Richard Hebbard, 97 Spruce Lane: He spoke against the Ordinance change.

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

B. CHAPTER 131–23: OFFENSES

SPONSORED BY MAYOR WESTON BY REQUEST

Mary Hebbard, 97 Spruce Lane: She spoke against the Ordinance change. She felt that it should be addressed on a case by case basis.

Richard Hebbard, 97 Spruce Lane: He spoke against the Ordinance change.



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

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.

Mary Hebbard, 97 Spruce Lane: She spoke against allowing refugees in Dover. She read a letter from a former resident of Dover and Lewiston, Maine. She said she will be filing a 91-A request on any and all contact with ORIS (Organization for Refugee and Immigration Success).

David Scott, 220 Back Road: He talked about the costs to school the children refugees and how they don't know if it will be paid for by the federal government. He talked about the possibility of exposing the Dover students to ebola virus contact from the refugees.

David Martin, 10 Linda Avenue: He spoke of America's immigration history. He said they should take of their own first instead of these refugees.

Donald Andolina, Littleworth Road: He spoke about the uncontrollable problems with immigration.

Jack Kimball, 24 Isaac Lucas Circle: He spoke against allowing refugees come to America.

Donald Medbery, 3 Covered Bridge Lane: He spoke against allowing refugees come to Dover. He blamed the present administration in Washington. He spoke about secret meetings with Mr. Dickinson, and how this was the same thing. He said it wasn't right for Dover. He said they needed technical people since they failed to educate their children. He spoke about the bridge in Dover that no one knows about.

Richard Hebbard, 97 Spruce Lane: He asked the Mayor what was wrong with her. He said she was crossing the line in allowing these refugees in Dover. He said he will not accept it, because he is not willing to die because of this.

Deputy Mayor Carrier called for a point of order.
Mayor Weston said she cannot respond to a citizen's question.

Mr. Hebbard talked about the Council having secret meetings. He said she was crossing the line in allowing these refugees in Dover. He said he will not accept it, because he is not willing to die because of this.

Eddie Edwards, 57 Clearwater Drive: He said the citizens are very upset, and he said it was because of the lack of leadership from local and state governments regarding this issue. He said they want to hear the plan.

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



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9. CITY MANAGER'S REPORT

City Manager Joyal said he submitted his report in writing. He gave the Council updates on activities in the City. He recognized and presented an award, Certificate of Achievement for Excellence in Financial Reporting, to the Finance Department.

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

Vote: 9/0.

10. APPROVAL OF MINUTES

A. July 23, 2014

Deputy Mayor Carrier moved to accept the Minutes as presented; seconded by Councilor O'Connor.

Vote: 9/0.

11. MAYOR'S REPORT

Mayor Weston answered some of the concerns and misinformation brought up during Citizen's Forum. She said she doesn't hold secret meetings.

Mr. Hebbard interrupted the Mayor.

Mayor Weston said the accusations that she held secret meetings were totally unfounded. She read the questions the local cities mayors have drafted and planned to send to the state delegations. She said these people were not illegals, but refugees. She said she herself is a product of refugees. She said she doesn't have the answers right now and felt it was a nonpolitical issue. She said it was a federal government mandate and Dover doesn't really have a say in this decision. She said she hoped people had compassion for the refugees, because they needed some place to go.

Deputy Mayor Carrier moved to move the Agenda; seconded by Councilor Gagnon.

Vote: 7/2; Passed. Councilors Cheney and O'Connor were opposed.

Mayor Weston said she was at the sendoff for Dover 9 Baseball team. She said she will be presenting them with a proclamation on September 10, 2014.

Deputy Mayor Carrier moved to accept the Mayor's Report; seconded by Councilor Gagnon.

Vote: 9/0.



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12. UNFINISHED BUSINESS

A. ORDINANCES IN THE 2nd READING

1. CHAPTER 79–13: POSTING OF CITY PROPERTY SPONSORED BY MAYOR WESTON BY REQUEST

Deputy Mayor Carrier moved for the adoption of the Ordinance change; seconded by Councilor Hooper.

Councilor Cheney said she did not support this Ordinance change. She asked for a list of the properties from the City Manager.

City Manager Joyal apologized that he didn't get that the Council before this meeting. The Council discussed why they felt the Council should be notified before a posting is enacted.

City Manager Joyal said this is more to have a mechanism to enforce the policy.

Councilor Garrison moved to table this for a 3rd Reading to allow for language change.

City Manager Joyal suggested that the Council vote it down.

Councilor Garrison withdrew his motion.

Roll Call Vote: 0/9; Failed.

2. CHAPTER 131–23: OFFENSES SPONSORED BY MAYOR WESTON BY REQUEST

Deputy Mayor Carrier moved for the adoption of the Ordinance change; seconded by Councilor Garrison.

City Manager Joyal said this is presented that there would be no hunting on City property. He said they could do this on a case by case basis.

Roll Call Vote: 0/9; Failed.

B. ORDINANCES IN THE 3rd READING – None

C. RESOLUTIONS – None

13. NEW BUSINESS

A. CONSENT CALENDAR

1. ROAD TOLL – American Legion Auxiliary
2. TAG – Arts in Reach
3. TAG – Dover Little Green Cheerleading
4. TAG – New Generation



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- 5. 17 HILLCREST DRIVE RELEASE OF SEWER EASEMENT**
SPONSORED BY MAYOR WESTON BY REQUEST
- 6. RESOLUTION: B12085 BIO SOLIDS DISPOSAL SERVICES CONTRACT EXTENSION**
SPONSORED BY MAYOR WESTON BY REQUEST
- 7. RESOLUTION: B14059 CATCH BASIN CLEANING SERVICES**
SPONSORED BY MAYOR WESTON BY REQUEST
- 8. RESOLUTION: B15001 HOUSEHOLD HAZARDOUS WASTE CLEAN UP DAY**
SPONSORED BY MAYOR WESTON BY REQUEST
- 9. RESOLUTION: PURCHASE OF DEBRIS TANK FOR JET TRUCK SOLE SOURCE**
SPONSORED BY MAYOR WESTON BY REQUEST

COMMITTEE REPORTS

- | | |
|--|---|
| 1. School Board | 9. Legislative Liaison |
| 2. Planning Board | 10. Pool Advisory Committee |
| 3. Appointments Committee | 11. Parking Commission |
| 4. Recreation Advisory Board | 12. Ordinance Committee |
| 5. McConnell Center Advisory Committee | 13. Police and Parking Facility Building Committee |
| 6. Arts Commission | 14. Joint Building Committee – Dover High School and Regional CTC |
| 7. Solid Waste Advisory Commission | 15. Energy Commission Report |
| 8. Transportation Advisory Commission | |

Deputy Mayor Carrier moved for the adoption of the Consent Calendar; seconded by Councilor Garrison.

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

Councilor Thibodeaux asked to pull the Energy Commission Report.

Deputy Mayor Carrier asked to pull the Appointments Committee Report.

Mayor Weston asked for a roll call vote on the remaining items of the Consent Calendar.

Roll Call Vote: 8/0. Councilor McManus was absent from Council Chambers.

Councilor Hooper gave an overview of the School Board Report.

Deputy Mayor Carrier moved to accept the School Board Report; seconded by Councilor Thibodeaux.

Vote: 9/0.

Deputy Mayor Carrier gave an overview of the Appointments Committee Report, which consisted of listing the vacancies on boards and commissions.

Deputy Mayor Carrier moved to accept the Appointments Committee Report; seconded by Councilor Hooper.

Vote: 9/0.



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Councilor Thibodeaux asked Energy Commission member Walter King to give an overview of the Energy Commission Report to the Council.

Mr. King gave an overview of the Energy Commission Report to the Council.

Deputy Mayor Carrier moved to accept the Energy Commission Report; seconded by Councilor O'Connor.

Vote: 9/0.

B. RESOLUTIONS

1. RESOLUTION: B13031 ADDITIONAL SCOPE OF WORK ON WATSON ROAD WITH AMERICAN EXCAVATION CORP.

SPONSORED BY MAYOR WESTON BY REQUEST

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

City Manager Joyal gave an overview of the resolution to the Council.

Roll Call Vote: 9/0.

2. RESOLUTION: B10033 ADDITIONAL SCOPE OF WORK ON WATSON ROAD CMA ENGINEERS, INC

SPONSORED BY MAYOR WESTON BY REQUEST

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

Roll Call Vote: 9/0.

3. AGREEMENT REGARDING LOT LINE ADJUSTMENT AND CONSTRUCTION EASEMENT BETWEEN THE CITY OF DOVER AND 125 WASHINGTON STREET, INC.

SPONSORED BY MAYOR WESTON BY REQUEST

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

City Manager Joyal gave an overview of the resolution to the Council.

Councilor Cheney said she felt this needed to go to a public hearing.

City Manager Joyal said it didn't require a public hearing, but the Council could have one if they wish. He said they had a tentative agreement.

Councilor McManus moved to refer this resolution to a public hearing on August 27, 2014; seconded by Councilor Cheney.

Vote: 3/6; Failed. Councilors Cheney, McManus, and O'Connor.

Roll Call Vote: 7/2; Passed. Councilor Cheney and McManus were opposed.



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4. ACCEPTANCE OF DEVELOPMENT AGREEMENT BETWEEN THE CITY OF DOVER AND 104 WASHINGTON STREET, INC./SYDNEY ROBBINS FAMILY TRUST
SPONSORED BY MAYOR WESTON BY REQUEST

Deputy Mayor Carrier moved for its adoption; seconded by Councilor Gagnon. City Manager Joyal gave an overview of the resolution to the Council. Roll Call Vote: 7/2; Passed. Councilor Cheney and McManus were opposed.

5. B14038 DOVER DOWNTOWN MARKETING CONSULTANT
SPONSORED BY MAYOR WESTON BY REQUEST

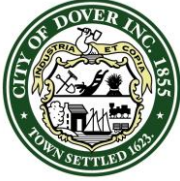
Deputy Mayor Carrier moved for its adoption; seconded by Councilor Hooper. Economic Development Director Barufaldi gave an overview of the resolution to the Council. Councilor Cheney moved to add "staff and supported by Dover Business and Industrial Development Authority (DBIDA)" after recommendation of the committee; seconded by Councilor Garrison. Vote: 9/0. Roll Call Vote: 8/1; Passed. Councilor McManus was opposed.

6. AMENDMENT OF FISCAL YEAR 2015 FEE SCHEDULE TO ESTABLISH PARKING METER RATES FOR RIVER STREET (REQUIRES A 2/3 MAJORITY VOTE OF THE CITY COUNCIL)
(TO BE REFERRED TO A PUBLIC HEARING ON AUGUST 27, 2014)
SPONSORED BY MAYOR WESTON BY REQUEST

Deputy Mayor Carrier moved to refer to a public hearing on August 27, 2014; seconded by Councilor Cheney. Vote: 9/0.

7. GREEN HILL ROAD CONVERTED FROM CLASS VI ROAD TO CLASS A TRAIL
(TO BE REFERRED TO A PUBLIC HEARING ON AUGUST 27, 2014)
SPONSORED BY MAYOR WESTON BY REQUEST

Deputy Mayor Carrier moved to refer to a public hearing on August 27, 2014; seconded by Councilor Cheney. Vote: 9/0.



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C. ORDINANCES IN 1ST READING

**1. CHAPTER 166: VEHICLES AND TRAFFIC – FIRST STREET
(TO BE REFERRED TO A PUBLIC HEARING ON AUGUST 27, 2014)
SPONSORED BY MAYOR WESTON BY REQUEST**

Deputy Mayor Carrier moved to refer to a public hearing on August 27, 2014; seconded by Councilor Garrison.
Vote: 9/0.

**2. CHAPTER 166: VEHICLES AND TRAFFIC – SECOND STREET
(TO BE REFERRED TO A PUBLIC HEARING ON AUGUST 27, 2014)
SPONSORED BY MAYOR WESTON BY REQUEST**

Deputy Mayor Carrier moved to refer to a public hearing on August 27, 2014; seconded by Councilor Cheney.
Vote: 9/0.

**3. CHAPTER 166: VEHICLES AND TRAFFIC – FIFTH STREET STOP SIGNS
(TO BE REFERRED TO A PUBLIC HEARING ON AUGUST 27, 2014)
SPONSORED BY MAYOR WESTON BY REQUEST**

Deputy Mayor Carrier moved to refer to a public hearing on August 27, 2014; seconded by Councilor O'Connor.
Vote: 9/0.

Councilor Garrison moved to suspend the rules to continue the meeting past 10:30 pm to complete the agenda; seconded by Councilor O'Connor.
Roll Call Vote: 9/0.

14. COUNCIL CORRESPONDENCE

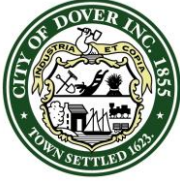
- A. Letter from Anthony McManus**
- B. Letter from Dr. Michael Crago.**
- C. Letter from Paul Spellman.**

Deputy Mayor Carrier moved to place on file; seconded by Councilor Thibodeaux.
Vote: 9/0.

15. COUNCIL MATTERS OF INTEREST

Councilor Cheney read the letter from Mr. Spellman that a Citizen's Forum speaker started to read during Citizen's Forum.

Mayor Weston said they are doing their due diligence regarding to the refugee issue.



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16. ADJOURNMENT

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