



CITY OF DOVER

CITY COUNCIL – MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **Council Chambers, City Hall**
Meeting Date: **Wednesday, April 23, 2014**
Meeting Time: **7:00 pm**

1. CALL TO ORDER

2. MOMENT OF SILENCE

3. PLEDGE OF ALLEGIANCE

Councilor Cheney led of the Pledge of Allegiance.

4. ROLL CALL ATTENDANCE

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

Absent: Councilor Garrison

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

5. PROCLAMATIONS/AWARDS – None

6. APPROVAL OF AGENDA

Councilor Gagnon moved to add the Solid Waste Advisory Commission report.

Councilor Hooper moved to add the School Board report and Legislative Liaison report.

Councilor Cheney moved to add a verbal Ordinance Committee report. She also moved to substitute as a whole Item #'s 12.A.1., 12.A.2., 12.A.3., and 12.A.4.

Deputy Mayor Carrier moved to add Item 13.A.12.

Deputy Mayor Carrier moved to approve the agenda as amended; seconded by Councilor Gagnon.

Councilor McManus referred to Item 13.A.12. and said he felt Council Rules required that the agenda be submitted on the Thursday prior to the Council meeting.

Mayor Weston said this resolution was completed today and time sensitive to get to the State. She said there are exceptions to the rule.

Councilor Gagnon moved to suspend the rules and allow this resolution to be added to the agenda; seconded by Councilor O'Connor.

Roll Call Vote: 7/1; Passed. Councilor McManus was opposed.

Mayor Weston asked for a vote on the amended agenda.

Vote: 7/1; Passed. Councilor McManus was opposed.

7. PUBLIC HEARINGS

A. CHAPTER 147: SEWERS

SPONSORED BY MAYOR WESTON BY REQUEST

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



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B. CHAPTER 166: VEHICLES AND TRAFFIC - CHARLES STREET PARKING RESTRICTION

SPONSORED BY MAYOR WESTON

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

C. CHAPTER 166: VEHICLES AND TRAFFIC - GLEN HILL ROAD STOP SIGN

SPONSORED BY MAYOR WESTON

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

D. CHAPTER 166: VEHICLES AND TRAFFIC - UPPER FACTORY ROAD STOP SIGN

SPONSORED BY MAYOR WESTON

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

E. CHAPTER 170: ZONING – ZONING MAP

SPONSORED COUNCILOR GARRISON, PLANNING BOARD REPRESENTATIVE

F.X. Bruton: He spoke on behalf of the applicant in favor of the ordinance change. He said the Planning Board unanimously supported this zoning change. He asked for the Council's support.

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

F. REPROGRAMMING OF UNSPENT LIBRARY CAPITAL BUDGET APPROPRIATIONS (REQUIRES A 2/3 MAJORITY VOTE OF THE CITY COUNCIL)

SPONSORED BY MAYOR WESTON BY REQUEST

Mayor Weston, 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.

Ronald Huml, 199 Mast Road: He spoke about the proposed budget. He said the cost of living increase for Social Security and military is 1½%. He spoke about the City Hall hours and the survey he conducted of area cities hours. He felt the employees should not be paid for a ½ hour lunch if they are away from their desks. He didn't understand why the hours couldn't go back to the 8:00 to 4:30 with a ½ hour unpaid lunch. He spoke about the health insurance the City pays for retired employees. He spoke about changing the Charter regarding the parking garage and that it should go to the citizens to vote. He felt the Council wasn't enough people to make this decision.



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New Hampshire State Senator David Watters: He spoke about the resolution for the Career Technical Education funding for Dover. He said the Senate passed the amendment.

Mary Hebbard, 97 Spruce Lane: She spoke about common core education and how it affects the students both in school and how the federal government is involved.

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

9. CITY MANAGER'S REPORT

City Manager Joyal said he submitted his agenda separately from the agenda packet, but was submitted Monday in the Council's mailboxes. He spoke about Spring work that is being done around the City; street sweeping, line striping on the roads, and road paving projects. He said Dover Main Street's Clean Up Day is Saturday, May 10th. He went over his professional development.

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

Vote: 8/0.

10. APPROVAL OF MINUTES

- A. April 2, 2014 - Workshop**
- B. April 9, 2014 – Regular Meeting**

Deputy Mayor Carrier moved to approve the minutes; seconded by Councilor McManus.
Vote: 8/0.

11. MAYOR'S REPORT

Mayor Weston said she went to opening day for Dover Baseball. She referred to the Transportation Advisory Commission meeting and said they reviewed the Downtown traffic study. She said the third meeting on the topic will be held May 15th, 6:00 to 8:00 pm at the McConnell Center. She said she will be attending the Dover Main Street Clean Up Day. She said she is appointing Councilor Garrison for the TIF Advisory Committee.

Councilor McManus moved to accept the Mayor's Report; seconded by Councilor O'Connor.

Vote: 8/0.



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12. UNFINISHED BUSINESS

A. ORDINANCES IN THE 2nd READING

1. CHAPTER 147: SEWERS

SPONSORED BY MAYOR WESTON BY REQUEST

Deputy Mayor Carrier moved for its adoption; seconded by Councilor Cheney.
Councilor Cheney moved to make a friendly amendment to clarify the third paragraph's acronym "IDP" as "Industrial Discharge Permit (IDP)"; seconded by Councilor Gagnon.
General Legal Counsel Blenkinsop said this change was discussed and brought to Community Services. He said they decided against because it is defined earlier in the Chapter in the definition section. He said it was inconsistent to define it here where IDP is used throughout the Chapter.

Councilor Cheney withdrew her motion.

Councilor Gagnon withdrew his second.

Roll Call Vote: 8/0.

2. CHAPTER 166: VEHICLES AND TRAFFIC - CHARLES STREET PARKING RESTRICTION

SPONSORED BY MAYOR WESTON

Deputy Mayor Carrier moved for its adoption; seconded by Councilor O'Connor.
Councilor McManus said this is something Planning should be looking into.
Planning and Community Develop Director Parker said this was an issue brought forward by the Planning Board. He said the Planning Board does not have the authority to make this change.

Roll Call Vote: 8/0.

3. CHAPTER 166: VEHICLES AND TRAFFIC - GLEN HILL ROAD STOP SIGN

SPONSORED BY MAYOR WESTON

Deputy Mayor Carrier moved for its adoption; seconded by Councilor O'Connor.

Roll Call Vote: 8/0.

4. CHAPTER 166: VEHICLES AND TRAFFIC - UPPER FACTORY ROAD STOP SIGN

SPONSORED BY MAYOR WESTON

Deputy Mayor Carrier moved for its adoption; seconded by Councilor O'Connor.

Roll Call Vote: 8/0.



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5. CHAPTER 170: ZONING – ZONING MAP

SPONSORED BY COUNCILOR GARRISON, PLANNING BOARD REPRESENTATIVE

Deputy Mayor Carrier moved for its adoption; seconded by Councilor O'Connor.
Director Parker gave an overview of the ordinance change to the Council.
Roll Call Vote: 8/0.

B. ORDINANCES IN THE 3rd READING – None

C. RESOLUTIONS

1. REPROGRAMMING OF UNSPENT LIBRARY CAPITAL BUDGET APPROPRIATIONS (REQUIRES A 2/3 MAJORITY VOTE OF THE CITY COUNCIL) SPONSORED BY MAYOR WESTON BY REQUEST

Deputy Mayor Carrier moved for its adoption; seconded by Councilor McManus.
City Manager Joyal said there is a resolution to replace furniture and these funds will be used for that purpose.
Roll Call Vote: 8/0.

13. NEW BUSINESS

A. CONSENT CALENDAR

- 1. PARADE – Dover Knights of Columbus Council 807 “Our Lady of the Rosary”**
- 2. ROAD RACE – Goodwin Community Health**
- 3. ROAD RACE – Triangle Club**
- 4. RAFFLE – Disabled Veterans, Dover Chapter #5**
- 5. RAFFLE – First Parish Church Congregational, United Church of Christ**
- 6. RAFFLE – St. Mary Academy**

7. RESOLUTION: B14040 AWARD OF BID SEWER DRAIN SUPPLIES SPONSORED BY MAYOR WESTON BY REQUEST

8. RESOLUTION: B14041 AWARD OF BID WATER DRAIN SUPPLIES SPONSORED BY MAYOR WESTON BY REQUEST

9. RESOLUTION: B14043 AWARD OF BID FOR SAND & GRAVEL PRODUCTS SPONSORED BY MAYOR WESTON BY REQUEST

10. RESOLUTION: B14046 AWARD OF BID TRAFFIC CONTROL/FLAGGING SERVICES SPONSORED BY MAYOR WESTON BY REQUEST



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11. RESOLUTION: PURCHASE OF GENERATOR FOR COMMUNITY SERVICES
SPONSORED BY MAYOR WESTON BY REQUEST

**12. RESOLUTION: ACCEPTANCE OF STATE GRANT FOR CAREER AND
TECHNICAL EDUCATION CENTER CONSTRUCTION**
SPONSORED BY MAYOR WESTON

COMMITTEE REPORTS

- | | |
|--|---|
| 1. School Board | 7. Solid Waste Advisory Commission |
| 2. Planning Board | 8. Transportation Advisory Commission |
| 3. Appointments Committee | 9. Legislative Liaison |
| 4. Recreation Advisory Board | 10. Pool Advisory Committee |
| 5. McConnell Center Advisory Committee | 11. Parking Commission |
| 6. Arts Commission | 12. Ordinance Committee |

Deputy Mayor Carrier moved for the adoption of the Consent Calendar; seconded by Councilor O'Connor.

Mayor Weston asked the Council if they had items they would like pulled for further discussion.

Councilor Hooper asked to pull the School Board Report and Legislative Liaison Report.

Councilor McManus asked to pull Items 13.A.9. and 13.A.12.

Councilor Cheney asked to pull the Ordinance Committee Report.

Councilor Gagnon asked to pull the Solid Waste Advisory Commission Report.

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

Roll Call Vote: 8/0.

Deputy Mayor Carrier moved for the adoption of Item 13.A.9.; seconded by Councilor O'Connor.

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

Roll Call Vote: 8/0.

Deputy Mayor Carrier moved for the adoption of Item 13.A.12.; seconded by Councilor O'Connor.

Councilor McManus asked if the approval of this resolution commit the City to spending the money.

City Manager Joyal said it does require the City to commit. This resolution acknowledges that the City accept those and monies and use it.

Councilor McManus said he hasn't seen anything that shows Dover needs a new Career Technical Center. He said they also have no plans, no location, or the estimated costs for a new building.

Roll Call Vote: 7/1; Passed. Councilor McManus was opposed.

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 Gagnon.

Vote: 8/0.



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Councilor Hooper gave an overview of the Legislative Liaison report to the Council. Deputy Mayor Carrier moved to accept the Legislative Liaison report; seconded by Councilor Gagnon.
Vote: 8/0.

Councilor Gagnon gave a verbal report on Solid Waste Advisory Commission to the Council. He referred to the two employees who work for the Recycling Center, and said the Council should increase their budget for safety concerns. He also spoke about a user fee being added to the price of paint and companies having to take old paint cans back. Councilor Hooper discussed the bill, and said it passed in the House and is now in the Senate. Deputy Mayor Carrier moved to accept the Legislative Liaison Report; seconded by Councilor Thibodeaux.
Vote: 8/0.

Councilor Cheney gave a verbal report regarding the Ordinance Committee. She said most of the issues have already been discussed with the ordinances voted on tonight. Mayor Weston asked if the Ordinance Committee can meet immediately when an Ordinance is brought forward. Councilor Cheney said she gets to it as soon as they can. She suggested that as soon as the Ordinance is thought up it should be brought the attention of the Ordinance Committee. Deputy Mayor Carrier moved to accept the Legislative Liaison report; seconded by Councilor Gagnon.
Vote: 8/0.

B. RESOLUTIONS

1. RELEASE OF LEGAL MEMORANDUM SPONSORED BY COUNCILOR CHENEY

Councilor Cheney moved for its adoption; seconded by Councilor Thibodeaux. Councilor Cheney gave an overview of the memorandum that she would like released. Councilor Hooper asked for General Legal Counsel Blenkinsop's opinion. General Legal Counsel Blenkinsop said ultimately it is up to the Council. He doesn't see a problem with releasing this memorandum, because it's not taking a position.
Vote: 8/0.

2. ACCEPTANCE OF THE ACTION PLAN AND EXPENDITURES FOR FISCAL YEAR 2015 CDBG ENTITLEMENT FUNDS (TO BE REFERRED TO A PUBLIC HEARING ON MAY 14, 2014) SPONSORED BY MAYOR WESTON BY REQUEST

Deputy Mayor Carrier moved to refer to a public hearing on May 14, 2014; seconded by Councilor Hooper.
Vote: 8/0.



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**3. FISCAL YEAR 2015 BUDGET APPROPRIATIONS, FEES AND CAPITAL IMPROVEMENTS PROGRAM
(TO BE REFERRED TO A PUBLIC HEARING AS FOLLOWS:
SCHOOL DEPARTMENT BUDGET HEARING TO BE HELD ON MAY 14, 2014
CITY BUDGET HEARING TO BE HELD ON MAY 21, 2014)
SPONSORED BY MAYOR WESTON BY REQUEST**

Deputy Mayor Carrier moved to refer to the separate public hearings on May 14, 2014 and May 21, 2014; seconded by Councilor Hooper.
Vote: 8/0.

C. ORDINANCES IN 1ST READING

**1. CHAPTER 66: OPERATION OF BICYCLES ON SIDEWALKS
(TO BE REFERRED TO A PUBLIC HEARING ON MAY 14, 2014)
SPONSORED BY MAYOR WESTON BY REQUEST**

Deputy Mayor Carrier moved to refer to a public hearing on May 14, 2014; seconded by Councilor O'Connor.
Vote: 8/0.

14. COUNCIL CORRESPONDENCE

A. Notification of Sworn Ethics Complaint

Mayor Weston said before they vote to place this correspondence on file she requested that the three members of the Ethics Subcommittee recuse themselves and leave the room.

Councilor Cheney, Councilor McManus, and Councilor O'Connor left the room.

Mayor Weston said they have not received the report from the subcommittee, and asked that they delay the vote to place on file until the next regular meeting in order to get the report. Deputy Mayor Carrier moved to table the vote to place correspondence on file until the next regular meeting; seconded by Councilor Thibodeaux.
Vote: 5/0.

15. COUNCIL MATTERS OF INTEREST

Councilor O'Connor mentioned that he attended the Monday meeting for Disabled American Veterans (DAV), Dover Chapter #5, and said they will be holding a raffle this weekend.

Deputy Mayor Carrier spoke about the Police and Parking Facility Building Committee meeting, and said they had a public meet to talk about any part of the project.

Mayor Weston said she would like the report of the Ethics Subcommittee.



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16. ADJOURNMENT

Deputy Mayor Carrier moved to adjourn to Workshop Session; seconded by Councilor McManus.
Vote: 8/0.