

CITY OF DOVER

CITY COUNCIL – MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **McConnell Center, Room 306**
Meeting Date: **Wednesday, August 12, 2015**
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 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 Deputy City Clerk Mistretta.

5. PROCLAMATIONS/AWARDS

6. APPROVAL OF AGENDA

Councilor Hooper moved to add the School Board Report.

Deputy Mayor Carrier moved to add the Dover Fire Department Road Toll.

Deputy Mayor Carrier moved to approve the agenda as amended; seconded by Councilor O'Connor.

Vote: 9/0.

7. PUBLIC HEARINGS

A. APPROPRIATION FOR FY2016 CAPITAL IMPROVEMENTS FOR DOVER HIGH SCHOOL PROJECT AND AUTHORIZATION FOR BONDING (REQUIRES A 2/3 MAJORITY VOTE OF THE CITY COUNCIL)

(CITY COUNCIL VOTE TO BE HELD ON AUGUST 26, 2015)

SPONSORED BY DEPUTY MAYOR CARRIER AND COUNCILOR GAGNON

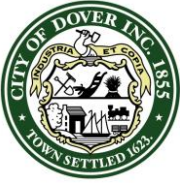
NH Senator David Watters, 19 Maple Street: He spoke in favor of the resolution.

Scott Kelley, 16 Centennial Drive: He spoke in favor of the resolution. He also spoke about the possibility of saving the old high school gym and why the community would benefit from having two gyms.

NH State Representative James Verschueren, 102B Sixth Street: He spoke in favor of the resolution.

Michael Dunnon, Richardson Drive: He spoke against the resolution.

Paul Butler, 616 Sixth Street: He talked about the budget for this resolution and felt the project was going to cost more. He felt it should be addressed now. He was for the new high



CITY OF DOVER

CITY COUNCIL – MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **McConnell Center, Room 306**
Meeting Date: **Wednesday, August 12, 2015**
Meeting Time: **7:00 pm**

school. He asked about the funding for IT equipment and discussed why it shouldn't be part of the bond for the project.

William DeGrandpre, 21 Danielle Lane: He spoke against saving the old gym for the new high school.

School Board Vice-Chairperson Betsey Andrews Parker, 34 Gladiola Way: She spoke in favor of the resolution.

Lisa Nicholson, 13 Cassily Lane: She spoke in favor of the resolution.

Jeffrey Brissette, 11 Fieldstone Drive: He spoke in favor of the high school, but not the process. He spoke about the need for the City to go out to bid for this project. He said he felt the project was going to cost much more and asked why the City was rushing into this project.

Mary Hebbard, 97 Spruce Lane: She spoke against the resolution. She urged the Council to vote no on the resolution.

David Scott, 220 Back Road: He spoke against the resolution. He didn't understand why the City is building such a large school.

Theodore Anglace, 23 Wallace Drive: He spoke in favor of a new high school, but felt \$86 million is an unbelievable amount of money. He felt it should go to the voters.

School Board Member Doris Grady, 42 Long Hill Road: She asked the Council to slow down with this resolution. She spoke about her research with the State to ensure that the City was doing this process correctly.

Councilor Gagnon moved to suspend the rules to allow Ms. Grady to continue speaking past five minutes; seconded by Councilor O'Connor.

Roll Call Vote: 8/1; Passed. Councilor Garrison was opposed.

Richard Hebbard, 97 Spruce Lane: He spoke against the resolution. He said many negative comments against the Councilors.

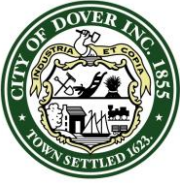
Mayor Weston asked Mr. Hebbard to address his comments to her.

Mr. Hebbard continued.

Deputy Mayor Carrier interrupted Mr. Hebbard and asked him to have decorum and stop the slanderous comments. He asked for the Mayor's help.

Mayor Weston said Mr. Hebbard wasn't addressing anyone in particular, but did ask Mr. Hebbard to keep to the subject matter on the public hearing.

Mr. Hebbard continued.



CITY OF DOVER

CITY COUNCIL – MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **McConnell Center, Room 306**
Meeting Date: **Wednesday, August 12, 2015**
Meeting Time: **7:00 pm**

School Board Chairperson Amanda Russell, 20 Cranbrook Lane: She spoke in favor of the resolution.

Mark Geuther, 30 Lisa Beth Circle, Joint Building Committee – Dover High School and CTC Member: He spoke in favor of the resolution.

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

B. CHAPTER 170 – UPDATING THE DOVER ZONING ORDINANCE SPONSORED BY COUNCILOR GARRISON, PLANNING BOARD REPRESENTATIVE

Mary Hebbard, 97 Spruce Lane: She spoke against the Ordinance. She said the Zoning Ordinance should have to do with safety and not taking rights from citizens. She spoke about the Thirsty Moose having outside seating and how she felt someone in a wheelchair couldn't get around the roped barrels. She spoke about issues in the Zoning Ordinance that were the responsibility of the Council.

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

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

C. ACCEPTANCE OF DEVELOPMENT AGREEMENT BETWEEN THE CITY OF DOVER AND VMD COMPANIES, LLC SPONSORED BY MAYOR WESTON BY REQUEST

Dawn Duffy, 163 Silver Street: She was concerned with the project.

Robert DeColfmacker, 232 Gulf Road: He disclosed that he is the owner of the property. He spoke in favor of the resolution.

NH Senator David Watters, 19 Maple Street: He spoke in favor of the resolution.

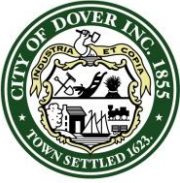
Mary Hebbard, 97 Spruce Lane: She spoke against the resolution. She asked the Council to vote no on the resolution.

Richard Hebbard, 97 Spruce Lane: He didn't understand why the City was considering this project.

Dennis Duffy, 163 Silver Street: He spoke against the resolution.

Jeffrey Brissette, 11 Fieldstone Drive: He asked if a traffic circle was the only option that has been looked at.

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



CITY OF DOVER

CITY COUNCIL – MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **McConnell Center, Room 306**
Meeting Date: **Wednesday, August 12, 2015**
Meeting Time: **7:00 pm**

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.

NH Senator David Watters, 19 Maple Street: He spoke about a letter he will write regarding the transfer of liquid fuel. He mentioned that the Governor/Councilor will be in Dover on August 26, 2015. He said at this meeting they will be presenting 10 year traffic plan, and listed the Dover projects that are part of the plan.

Amanda Russell, 20 Cranbrook Lane: She spoke about Dover hosting the New England Baseball Tournament

Mary Hebbard, 97 Spruce Lane: She spoke about the rudeness from the Council towards Mr. Scott. She also talked about freedom of speech and that people who speak during Citizen's Forum are allow to speak without imposing the Council's rules of decorum.

Jeffrey Brissette, 11 Fieldstone Drive: He spoke about the Barrington students are not under contract, but the School budgets for 200 students. He spoke about the meaning of RS means.

Theodore Anglace, 23 Wallace Drive: He asked for apples to apples how the Police and Parking Facility numbers match up to the Carl Walker numbers. He spoke about why people don't come to Citizen's Forum.

Richard Hebbard, 97 Spruce Lane: He spoke about the passing of John Scruton – 99 Sixth Street. He said Mr. Scruton didn't want the high school.

Mayor Weston, 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 regarding the Legal Department and Economic Development activities. He spoke about the program with DES Commissioner Tom Burack and UNH Stormwater Association that is restoring the water quality of Berry Brook.

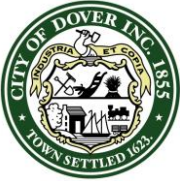
Mayor Weston asked the City Manager to address the Citizen's Forum regarding the Thirsty Moose obstructing the sidewalk.

City Manager Joyal said the outside seating areas are checked and enforced by the Police Department.

Mayor Weston asked the City Manager to get the Council numbers on how close the City is with the numbers for the Police and Parking Facility.

City Manager Joyal said he will check into that and get an analysis done.

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



CITY OF DOVER

CITY COUNCIL – MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **McConnell Center, Room 306**
Meeting Date: **Wednesday, August 12, 2015**
Meeting Time: **7:00 pm**

10. APPROVAL OF MINUTES

- A. July 15, 2015 – Special Meeting
- B. July 15, 2015 – Workshop Session
- C. July 22, 2015 – Regular Meeting
- D. July 29, 2015 – Workshop Session

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

11. MAYOR'S REPORT

Mayor Weston said she attended a BizEd Connect meeting. She spoke about a student who participated in a competition through BizEd Connect, and mentioned there will be a press release soon about his achievements.

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

Mayor asked for a motion to act upon Item #12.C.1. at this point of the Agenda.
Deputy Mayor Carrier moved to move Item #12.C.1. to this point on the Agenda; seconded by Councilor O'Connor.
Vote: 9/0.

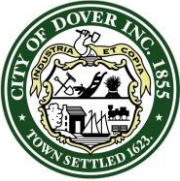
Deputy Mayor Carrier moved for the adoption of Item #12.C.1.; seconded by Councilor O'Connor.
Councilor Cheney asked if there were other options besides a roundabout.
Assistant City Manager Parker gave an overview of the project, what a roundabout is, and why to move it up on the CIP.
Councilor Cheney asked for clarification on where it will be located.
City Manager Joyal gave a description on the location of the roundabout.
Assistant City Manager Parker answered Councilors' questions about the project.
Roll Call Vote: 8/0. Councilor Cheney was absent from Council Chambers.

12. UNFINISHED BUSINESS

A. ORDINANCES IN THE 2nd READING

1. CHAPTER 170 – UPDATING THE DOVER ZONING ORDINANCE SPONSORED BY COUNCILOR GARRISON, PLANNING BOARD REPRESENTATIVE

Councilor Garrison moved for its adoption; seconded by Councilor O'Connor.
City Manager Joyal said the Council can separate the vote for the amendments, and it would take a 2/3 vote against to reject an amendment.
Councilor McManus moved to postpone the vote to allow the Council to have a workshop; seconded by Councilor Cheney.
Motion and second were withdrawn for discussion.



CITY OF DOVER

CITY COUNCIL – MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **McConnell Center, Room 306**
Meeting Date: **Wednesday, August 12, 2015**
Meeting Time: **7:00 pm**

Mayor Weston asked if the Council could pull Amendment #15, Floodplains, and vote on it.

Councilor McManus said he would make that motion; seconded by Councilor Cheney.

Mayor Weston asked for a roll call vote on the motion.

Roll Call Vote: 9/0.

Council discussed the motion.

Mayor Weston asked for a roll call vote on the Amendment #15.

Roll Call Vote: 8/1. Councilor Cheney was opposed.

City Manager Joyal asked to clarify the original motion. He asked Councilor McManus if his motion was to pull Amendment #15 and approve it.

Councilor McManus agreed that was his intent.

Councilor McManus made a motion that the remaining Amendments be tabled to allow for a City Council Workshop; seconded by Councilor Cheney.

Vote: 5/4; Passed. Councilors Gagnon, Councilor Hooper, Councilor O'Connor, and Councilor Thibodeaux were opposed.

B. ORDINANCES IN THE 3RD READING

C. RESOLUTIONS

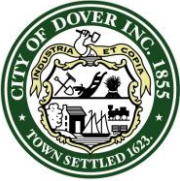
- 1. ACCEPTANCE OF DEVELOPMENT AGREEMENT BETWEEN THE CITY OF DOVER AND VMD COMPANIES, LLC**
SPONSORED BY MAYOR WESTON BY REQUEST

Moved up on the Agenda to follow Mayor's Report.

13. NEW BUSINESS

A. CONSENT CALENDAR

- 1. RAFFLE – St. Thomas Episcopal Church**
- 2. B09064 PARKING METERS**
SPONSORED BY MAYOR WESTON BY REQUEST
- 3. B15079 ENGINEERING CONSULTANT FOR BRIDGE WORK**
SPONSORED BY MAYOR WESTON BY REQUEST
- 4. B15083 – 2015 INFILTRATION AND INFLOW REDUCTION**
SPONSORED BY MAYOR WESTON BY REQUEST
- 5. B98046 SCADA SYSTEM UPGRADES**
SPONSORED BY MAYOR WESTON BY REQUEST
- 6. VARIOUS SENIOR CENTER TRIPS**
SPONSORED BY MAYOR WESTON BY REQUEST



CITY OF DOVER

CITY COUNCIL – MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **McConnell Center, Room 306**
Meeting Date: **Wednesday, August 12, 2015**
Meeting Time: **7:00 pm**

7. ROAD TOLL – Dover Professional Firefighters

COMMITTEE REPORTS

- | | |
|--|---|
| 1. School Board | 10. Pool Advisory Committee |
| 2. Planning Board | 11. Parking Commission |
| 3. Appointments Committee | 12. Ordinance Committee |
| 4. Recreation Advisory Board | 13. Police and Parking Facility Building Committee |
| 5. McConnell Center Advisory Committee | 14. Joint Building Committee – Dover High School and Regional CTC |
| 6. Arts Commission | 15. Dover Main Street |
| 7. Solid Waste Advisory Commission | 16. Library Board of Trustees |
| 8. Transportation Advisory Commission | |
| 9. Legislative Liaison | |

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 pulled the School Board Report.

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

Roll Call Vote: 9/0.

Councilor Hooper gave an overview of the School Board Report to the Council.

The Council discussed class sizes.

Councilor McManus said he would get his research to the Council regarding school enrollment.

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

Vote: 9/0.

B. RESOLUTIONS

1. NHDES STUDY GRANT FOR BOUCHARD AND HUGHES WELLS

SPONSORED BY MAYOR WESTON BY REQUEST

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

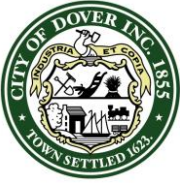
Roll Call Vote: 9/0.

2. COCHECO RIVER SONDE DEPLOYMENT & DOVER WWTP IMPACT STUDY

SPONSORED BY MAYOR WESTON BY REQUEST

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

Vote: 9/0.



CITY OF DOVER

CITY COUNCIL – MINUTES

Meeting Type: **Regular Meeting**
Meeting Location: **McConnell Center, Room 306**
Meeting Date: **Wednesday, August 12, 2015**
Meeting Time: **7:00 pm**

3. MEMORANDUM OF UNDERSTANDING HUBER TECHNOLOGIES INC SPONSORED BY MAYOR WESTON BY REQUEST

Deputy Mayor Carrier moved for its adoption; seconded by Councilor O'Connor.
City Manager Joyal gave an overview of the resolution to the Council. He thanked Deputy City Manager Steele and Mr. Ray Vermette for their work at the Wastewater Treatment Plant.

Roll Call Vote: 9/0.

C. ORDINANCES IN 1ST READING

14. COUNCIL CORRESPONDENCE

15. COUNCIL MATTERS OF INTEREST

Mayor Weston asked for a motion to have the City Manager contact Attorney Andru Volinsky and secure special legal counsel regarding the State of New Hampshire constitutional obligation to fund an adequate education to the City of Dover student.

Councilor O'Connor made the motion; seconded by Councilor McManus.

Councilor McManus asked if they needed to suspend the rules to add this to the Agenda.

Mayor Weston said it wasn't needed because actions can be taken during Council Matters of Interest.

Roll Call Vote: 9/0.

Deputy Mayor Carrier said in response to comments regarding the JBC and the information available on the School's website. He said it was mentioned once about the old gym and they are just looking into it. He said they are working hard and trying hard.

Councilor McManus said he will be bringing forth a resolution to the Council regarding a donation from the City of Dover for the portrait of Marilla Ricker.

Councilor Gagnon also spoke regarding the JBC.

Councilor Thibodeaux thanked the Dover Police and Fire Departments with their quick response to her accident earlier in the week. She said they were kind and courteous.

Councilor Cheney said she will be bringing forth a resolution to the Council regarding a change to the Council Rules allowing anyone to speak during a Public Hearing.

16. ADJOURNMENT

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

Vote: 9/0.