



*City of Taunton  
Municipal Council Meeting Minutes  
City Hall, 15 Summer Street, Taunton, MA  
Minutes, May 10, 2022 at 7:05 O'clock P.M.*

*Regular Meeting*

*Mayor Shaunna L. O'Connell presiding*

*Prayer was offered by the Mayor*

*Present at roll call were: Councilor Dooner, Duarte, Borges, McCaul,  
Pottier, Coute, Sanders and Quintal  
Councilor Postell was absent.*

**Record of preceding meeting was read by title and approved. So voted.**

Opportunity for input by the general public. There was nobody present to speak at public input.

**Hearings:**

**Continued Hearing:** On the petition of James A. Valeriani, The Mensing Group LLC, 100 State Street, 9<sup>th</sup> Floor, Boston, MA 02109 on behalf of his client Greater Goods, LLC, 599 East Broadway, Boston, MA 02109 to allow: A 11,498 sq. ft. Marijuana Cultivation & Manufacturing Facility, to be located at 445 Myles Standish Boulevard, Taunton located in the Industrial District Zone. Com. from James A. Valeriani, Esq., The Mensing Group, LLC – Requesting to Continue the Hearing to May 24, 2022. The City Clerk stated the petitioner is asking for a continuance until next Tuesday, May 24, 2022. **Motion was made to continue the public hearing until Tuesday, May 24, 2022. So voted.**

**Communications from the Mayor:**

Mayor O'Connell said May is Motorcycle Safety Awareness Month. We all have heard the phrase "look twice, save a life". This is true. Motorcycles are hard to see on the road. If you have ever ridden or ride now, you know how exhilarating it can be, the freedom it gives you and how fun and exciting it is but, you also know the dangers. Awareness champagnes give us an opportunity to focus on safety for motorcyclist and how to keep our motorcyclist and our roads safer for everyone. She introduced Charlene Bonenfant, our Human Services Director, to join her at the podium. Mayor O'Connell spoke about her husband Mike Bonenfant, who served 30+ years as a former Taunton Police Officer. Mike had a passion for riding who was an avid motorcycle rider. Mike passed away last year, so they are issuing a proclamation in his honor for Motorcycle Safety Awareness. She introduced Lieutenant, John Joyce from the Taunton Police Department. Lt. Joyce spoke briefly about motorcycle safety. He thanked the Mayor and the Council for honoring Mike in this way. He couldn't think of a better way to honor the memory of Det. SGT Bonenfant. Mrs. Bonenfant spoke about her husband and his passion for riding. She also spoke about motorcycle safety and gave a few suggestions on how to do so. Mayor

O'Connell presented Mrs. Bonenfant the proclamation for Motorcycle Safety Awareness Month.

Mayor O'Connell stated they have a Hazard Mitigation Plan Update Presentation by Bill Roth, our Executive Director of Economic Development (OECD). Mr. Roth gave the update of the Hazard Mitigation Plan. He explained that the department received grant funding to do a two part process. One, being MVP (Municipal Vulnerable Preparedness). Two, being HMP (Hazard Mitigation Plan). He gave the timeline on this process. The mitigation process was to assess risks, establish goals, identify projects/actions and update/maintain the plan. The assessed risks they looked into were flood related, winter related, wind related, geologic related, extreme heat related, urban fire/wildfire related, and invasive species related. Climate change was also an impact on every one of these hazards. They also updated the vulnerabilities such as economic, social and environmental. His presentation and explanation continued. Identify projects and actions were identified by mitigation categories, utilized capability assessment to inform actions, MVP prioritized actions carried over, STAPLEE prioritization of actions and mitigation actions. Updating the plan will consist of implementation, evaluation, revision and continued public involvement. Mr. Roth gave further details on how they will follow through with these things. The draft is published on their website <https://www.taunton-ma.gov/emergency-management> which is available through May 7<sup>th</sup> to May 13<sup>th</sup>. They plan on submitting the plan on May 16<sup>th</sup> to MEMA. They have up to 45-days to review the plan. Once it's approved by MEMA, it then gets sent to FEMA for approval. Councilor Sanders asked why health or a pandemic wasn't included in this. Mr. Roth explained this is talking about natural hazards that are climate/weather related. Pandemic comes under more of a global hazard. Councilor Sanders asked if a pandemic would be a separate process. Mr. Roth explained that if FEMA and MEMA decide a pandemic falls in this category in the future, then they would look into doing so but at this point they are looking into doing more of the natural hazards. **Motion was made to excuse the party. So voted.**

Mayor O'Connell stated there are fifty-six (56) active reported Covid cases in the City of Taunton. The Regional Vaccine Clinic at Northwoods is open until June 30<sup>th</sup>. It's open on Tuesdays from 10a.m. to 5:45p.m. All vaccines and boosters are available. Walk-ins are welcome. You can also book appointments. Tomorrow night they will be having their 911 Community Outreach Session. It will be held in the Council Chambers at City Hall at 6:00p.m. There will be an overview of the 911 currently underway. There will be an opportunity for public comment.

**Appointments:**

Com. from Mayor O'Connell requesting approval from the City Council for the appointment of Chief Procurement Officer, Richard Calderon. Councilor Pottier explained he met with the candidate and felt he was very qualified, professional and thinks he is well fit for this position. **Motion was made to move approval. So voted.** Councilor Borges said she also had the opportunity to meet with Mr. Calderon. She couldn't agree more. He will be a great asset to the City of Taunton. She looks forward to him joining us on May 23<sup>rd</sup>. Mayor O'Connell added that Mr. Calderon is an excellent candidate and they are excited to have him on board to setup this new office. This will take some of the work load off of our department directors. Also, it will organize all of our contracts, vendors, centralize our purchasing, give us some purchasing power and

really have an oversight of contracts and bids. **Motion was made to approve on a roll call vote. On a roll call vote, eight (8) councilors were present, eight (8) councilors voted in favor.** Councilor Postell was absent. **Motion passed.**

**Communications from City Officers:**

Com. from the Commissioner of Parks, Cemeteries & Public Grounds, requesting a transfer of funds in the amount of fifty-five thousand, fifty-three dollars and forty-nine cents (\$55,053.49). This will allow the Parks, Cemeteries & Public Grounds Department to complete the Mayflower Hill Cemetery Expansion. Specifically, plotting the newly developed graves and providing water for the patrons of the cemetery to use. **Motion was made to refer to the Committee on Finance and Salaries. So voted.**

Com. from the Chief Financial Officer (CFO) requesting to give a presentation with the Fiscal Year 2023 budget in the upcoming weeks that was formatted with a new process that will allow for an informative, efficient and streamline process. **Motion was made to refer to the Committee of the Council as a Whole to schedule the budget hearing. So voted.** On discussion, Councilor Pottier said he had the opportunity to discuss the new procedure with the CFO. The only thing he would note from the letter presented by the CFO is the wording, review all materials with the Mayor for final approval. The Council should be added. The decision comes from the Council on three readings. He thanked the CFO and his office for all the work they are doing. Councilor Coute thanked the Mayor and the CFO for improving the budget process. Councilor Sanders asked if department heads will be available to speak regarding their budgets during the hearing. Mayor O'Connell explained they are following the recommendation from the Department of Revenue and having the CFO meet with all department heads. This will allow more of a streamline process to be set in place. Councilor Borges said she had the opportunity to meet with the CFO regarding some of the proposed changes and one of her first questions was if they would have the ability to meet with the department heads. She stated they most definitely have the opportunity to meet with the department heads. She was happy to get the budget in advance. This gives time to review and ask questions. Mayor O'Connell added the Council is always welcome to meet with department heads. Councilor Borges said in past practice, they had department heads sit in the meeting for hours and hours. She feels this is a much better use of their time, the council's time and everyone's time. A streamline process.

Com. from the Acting Director, Taunton Public Library regarding two appointments to Library Board of Trustees. The City Clerk noted a correction in the communication that Joanne Uva's appointment has expired. As the keeper of the records for all of the Commissions, she has listed that Gloria Palmer took over on Joanne Uva's position in 2019. The Council choose to appoint only one candidate and schedule the second appoint for next week after research by the City Clerk. **Motion was made to appoint Audrey Reese for Melissa Santos's position and to schedule the appointment of Patricia Morris next week. So voted.**

**Communications from Citizens:**

Com. from Richard Park, 960 Glebe St., Taunton requesting "No Parking" signs on Gulliver Street. He gave an explanation on why he feels this would help with the public safety concern. **Motion was made to refer to the Safety Officer and to ask**

Segregansett Country Club for a communication. So voted. Motion was made to refer to the Committee on Ordinances and Enrolled Bills. So voted.

**Petitions:**

NONE

**Committee Reports:**

Motion was made for Committee reports to be read by title and approved. So Voted. Recommendations adopted to reflect the votes as recorded in committee reports. So Voted.

**Unfinished Business:**

NONE

**Orders, Ordinances and Resolutions:**

*Ordinance for a third reading to be ordained on a roll call vote*

AN ORDINANCE

ARTICLE III. STOPPING, STANDING AND PARKING

**Sec 405-53. Prohibited parking places.**

*Be it ordained by the Municipal Council of the City of Taunton as follows:*

*That Section 405-53 of the Revised Ordinances of the City of Taunton, as amended, be and hereby are further amended by adding thereto the following:*

**Lakeview Ave., the North East Side starting at the intersection with Bay Street, North to the Split in Lakeview Ave., approximately 450 feet in length.**

All ordinances or parts thereof inconsistent herewith are hereby repealed. This Ordinance shall become effective immediately upon passage.

**Motion was made to be ordained on a roll call vote. On a roll call vote, eight (8) councilors were present, eight (8) councilors voted in favor. Councilor Postell was absent. Motion passed.**

**New Business:**

Council President Duarte requested to refer to the Committee of the Council as a Whole a presentation of the Peter Gay Scholarship funds on May 31, 2022. **Motion was made to move approval. So voted.**

**Councilor Borges made a motion to refer that there is not a speed limit sign on High Street (westbound section, in the 250 range) to the Safety Officer. A diagram was provided. So voted.**

**Councilor Pottier made a motion after speaking with many residents from the Landsend Condominium Complex to refer the potholes and an extended indentation**

**on Bay Street, heading from the City Center heading towards BJ's before getting to the driveway entering Landsend to the DPW for review. So voted.**

**Councilor Pottier made a motion to refer the issue of recycling at condominiums, particularly Landsend Condominium, to the Committee on Solid Waste for discussion. So voted.**

**Councilor Duarte made a motion to refer the compositing RFP for yard and food waste to the Committee of the Council as a Whole. So voted.**

Meeting adjourned at 7:55 P.M.

A true copy:

Attest:

A handwritten signature in cursive script that reads "Rose Marie Beachwell". The signature is written in black ink and is positioned to the right of the word "Attest:".

City Clerk

RMB/KLD

CITY OF TAUNTON  
MUNICIPAL COUNCIL  
MAY 10, 2022

RECEIVED  
CITY CLERK'S OFFICE  
2022 MAY 12 P 6:35  
TAUNTON, MA  
CITY CLERK

THE COMMITTEE ON FINANCE AND SALARIES

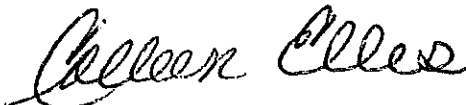
PRESENT WERE: COUNCILOR PHILLIP DUARTE, CHAIRMAN AND COUNCILORS POTTER AND MCCAUL

MEETING CALLED TO ORDER AT 5:33 P.M.

- 1. MEET TO REVIEW THE WEEKLY VOUCHERS & PAYROLLS FOR CITY DEPARTMENTS  
MOTION: MOVE APPROVAL OF THE PAYROLL WARRANT IN THE AMOUNT OF \$1,314,824.86. SO VOTED.  
MOTION: MOVE APPROVAL OF THE INVOICE WARRANT IN THE AMOUNT OF \$1,839,113.08. SO VOTED.

MEETING ADJOURNED AT 5:34 P.M.

Respectfully submitted,



Colleen M. Ellis  
Clerk of Council Committees

CITY OF TAUNTON  
MAY 10 2022  
IN MUNICIPAL COUNCIL

REPORTS ACCEPTED. RECOMMENDATIONS ADOPTED.

*Rm Blackwell*  
CITY CLERK

CITY OF TAUNTON  
MUNICIPAL COUNCIL  
MAY 10, 2022

RECEIVED  
CITY CLERK'S OFFICE  
2022 MAY 12 P 1:36  
TAUNTON, MA  
CITY CLERK

THE COMMITTEE ON POLICE AND LICENSE

PRESENT WERE: COUNCILOR BARRY SANDERS, VICE-CHAIRMAN AND COUNCILOR BORGES. ALSO PRESENT WAS DETECTIVE WILLIAM RUTHERFORD

MEETING CALLED TO ORDER AT 5:44 P.M.

1. MEET WITH THE POLICE CHIEF AND DETECTIVE RUTHERFORD ON THE FOLLOWING PETITIONS FOR RENEWAL OF SECOND HAND ARTICLE LICENSES:
  - A. COLLECTOR'S CORNER, 1 ST. MARY'S SQUARE  
MOTION: MOVE APPROVAL. SO VOTED.
  - B. 1909 COLLECTIBLES, 1 PROSPECT STREET, APARTMENT 4  
MOTION: MOVE APPROVAL. SO VOTED.
  - C. THE SALVATION ARMY, 636 COUNTY STREET  
MOTION: MOVE APPROVAL. SO VOTED.
  - D. SOUTH SHORE RETAIL, LLC, 83 PROSPECT STREET – NEW  
MOTION: MOVE APPROVAL. SO VOTED.
  
2. MEET WITH THE POLICE CHIEF AND DETECTIVE RUTHERFORD ON PETITION FOR RENEWAL OF TEMPORARY FIXED VENDOR LICENSE FOR DANDI-LYONS, 649 COUNTY STREET  
MOTION: MOVE APPROVAL. SO VOTED.
  
3. MEET WITH THE POLICE CHIEF AND DETECTIVE RUTHERFORD ON PETITION FOR RENEWAL OF OLD GOLD LICENSE FOR PERRY JEWELERS, INC., 400 BROADWAY  
MOTION: MOVE APPROVAL. SO VOTED.
  
4. MEET WITH THE POLICE CHIEF AND DETECTIVE RUTHERFORD ON THE FOLLOWING PETITIONS FOR RENEWAL OF LIVERY LICENSES:
  - A. D AND P COMMUNITY TRANSPORTATION, INC., 64 WEIR STREET  
MOTION: MOVE APPROVAL. SO VOTED.
  - B. D AND P COMMUNITY TRANSPORTATION, INC., 333 COUNTY STREET  
MOTION: MOVE APPROVAL. SO VOTED.
  
5. MEET WITH THE POLICE CHIEF AND DETECTIVE RUTHERFORD ON PETITION FOR RENEWAL OF JUNK COLLECTOR AND JUNK DEALER LICENSES FOR ONE WAY RECYCLING, 22 FIFTH STREET  
MOTION: MOVE APPROVAL. SO VOTED.

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THE COMMITTEE ON POLICE AND LICENSE - CONTINUED

- 6. MEET WITH THE POLICE CHIEF AND DETECTIVE RUTHERFORD ON PETITION FOR RENEWAL OF FORTUNE TELLER LICENSE FOR BISSIE'S PALM READING, 103 MAIN STREET

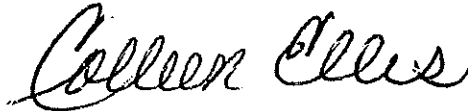
MOTION: MOVE APPROVAL. SO VOTED.

- 7. MEET WITH THE POLICE CHIEF AND DETECTIVE RUTHERFORD TO DISCUSS APPLICATION OF PLATINUM CITY GAMING, 294 WINTHROP STREET FOR A KENO LICENSE

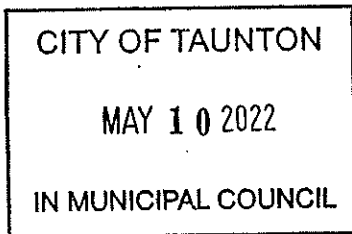
MOTION: TO REMOVE THIS ITEM FROM POLICE AND LICENSE AND SEND IT BACK TO DETECTIVE RUTHERFORD. SO VOTED.

MEETING ADJOURNED AT 5:55 P.M.

Respectfully submitted, .



Colleen M. Ellis  
Clerk of Council Committees



REPORTS ACCEPTED. RECOMMENDATIONS ADOPTED.



CITY CLERK



CITY OF TAUNTON  
MUNICIPAL COUNCIL  
MAY 10, 2022

RECEIVED  
CITY CLERK'S OFFICE  
2022 MAY 12 P 1:36

THE COMMITTEE OF THE COUNCIL AS A WHOLE

TAUNTON, MA

PRESENT WERE: COUNCIL PRESIDENT PHILLIP DUARTE AND COUNCILORS DOONER, BORGES, MCCAUL, POTTIER, COUTE, SANDERS AND QUINTAL. (COUNCILOR POSTELL WAS ABSENT). ALSO PRESENT WERE ANTHONY KINAHAN, MICHAEL KINAHAN AND ISAIAH CORREIA OF TOWER THREE, LLC

MEETING CALLED TO ORDER AT 6:03 P.M.

1. MEET TO DISCUSS REQUEST TO AMEND HOST COMMUNITY AGREEMENT FOR LMCC, LLC, 30 SHERWOOD DRIVE

An e-mail was received from Attorney William Rounds requesting a two week continuance on this matter.

**MOTION: TO GRANT THE TWO WEEK EXTENSION**

The motion was seconded and on discussion Councilor Couté said this business is still not open, they have had the Host Community Agreement for 3 years and have done nothing. He would recommend a one week extension.

Councilor Pottier said there is no limitation on the numbers for this type of license so they are not really holding anyone else up from getting a license.

Councilor Dooner agreed that this has been taking a long time and would like them in next week.

Councilor Sanders said this is a very routine request and sees no reason to not grant the two week extension.

Councilor Couté said yes there is no limit on these licenses but it takes the time of the Law Department and other departments in the City and if it is important to them, they should be here next week.

**ON A ROLL CALL VOTE, COUNCILORS BORGES, POTTIER, SANDERS, QUINTAL AND DUARTE VOTED IN FAVOR. COUNCILORS DOONER, MCCAUL AND COUTE VOTED IN OPPOSITION. MOTION CARRIES.**

2. MEET TO DISCUSS REQUEST TO AMEND HOST COMMUNITY AGREEMENT FOR TOWER THREE, LLC, 30 SHERWOOD DRIVE

Tower Three is requesting to add manufacturing. They are already in operation.

Councilor Pottier asked about odor complaints and it was said that they have had no odor complaints and are using cutting edge technology in that regard. There have been no issues with any neighbors.

**MOTION: MOVE APPROVAL OF THE REQUEST AS PRESENTED. SO VOTED.**

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THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED

**3. MEET WITH THE HUMAN RESOURCES DIRECTOR TO DISCUSS CITY CLERK JOB POSTING**

The Council President informed the Committee that the Human Resources Director could not be here this evening due to a family obligation, but he would like to move forward with discussing these positions due to their time sensitive nature as both the City Clerk and the Clerk of Committees will be retiring on June 30<sup>th</sup>.

Councilor Borges asked if there was any discussion with the Human Resources Director as far as whether or not she could be here next week, and is that one week going to matter regarding this discussion. It would be nice to have her present for some of these discussions.

The Council President said that they would like to get these positions posted as soon as possible. They were hoping that they would be approved last week so it has already been delayed a week. He would not like to delay it any further. It will take two weeks of being posted to receive applications and several weeks to interview candidates. It is very time sensitive and that is why the H.R. Director had sent out a communication to everyone stating that if they had any comments or suggestions she would be happy to discuss them with Councilors. The Council President had spoken to the H. R. Director earlier today and she said that no one had taken her up on that offer.

What the H. R. Director wanted Councilor Duarte to convey specifically is that both of these job descriptions were reviewed by the people currently holding the position. The last time the City Clerk job description was modified was when the Council created the Elections Department so at that time the job description was reviewed in full and those job responsibilities were taken out. What remains is the current duties of the City Clerk. The Clerk of Committees made some minor updates to that job description but it was pretty much intact.

Councilor McCaul said that the Council had time to discuss this and it is a time sensitive issue because both individuals will be retiring soon. He then made the following motion:

**MOTION: TO APPROVE THE CITY CLERK JOB DESCRIPTION AS PRESENTED**

Councilor Coute seconded the motion and on discussion said that he has reviewed the job descriptions and is comfortable moving forward with them as presented. He is happy to listen to feedback, but is prepared to do this tonight and does not need to postpone this.

Councilor Pottier said he has the Order that the Council voted on last week, and item 6 of the policy that was adopted says that the Human Resources Director after discussion with the Municipal Council prepares the job posting and determines the appropriate media to advertise the position. This was adopted last week, it was not a unanimous vote and was after much discussion by the Council. Now with the first two positions that come up they are now saying item 6 really doesn't matter, they are just going to

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THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED

suspend item 6. It is in the policy for a reason, they have not had a discussion with the Council and therefore he thinks they should have a discussion if they want to stick with the policy that was voted on last week.

THE MOTION WAS VOTED ON A ROLL CALL VOTE WITH COUNCILORS QUINTAL, SANDERS, COUTE, MCCAUL, DOONER AND DUARTE VOTING IN FAVOR, COUNCILORS POTTIER AND BORGES VOTING IN OPPOSITION. MOTION CARRIES.

Councilor McCaul then made the following motion:

MOTION: TO APPROVE THE CLERK OF COMMITTEES JOB DESCRIPTION AS PRESENTED.

Councilor Coute seconded the motion and on discussion Councilor Sanders said he wants to be clear on what they are voting on. This is essentially item #3 and item #4 of the new operating procedure which is to approve the job description. He is comfortable with the job description. The process apparently would require a conversation with the Human Resources Director about what the job posting is going to look like and what media they are going to advertise in. He is looking forward to also having that conversation and still, as of yet and one of the reasons he did not support the policy is there is still undetermined details that need to be worked out. Which Municipal Council Committee is responsible for the Clerk and the Clerk of Committees. That is not clear in the policy so that will have to be ironed out. In terms of the content of the job description, he is comfortable supporting that as they move onto the next part of the process.

Councilor Coute said perhaps they can move forward with the job description this evening and invite the Human Resources Director to talk about the posting and where it will be posted.

Councilor Duarte said in the packet last week it was delineated where it would be posted.

Councilor Coute said this would be to work the new process, they could approve the description because from what he understands it does not have to be posted in the same spot on the exact same day, to which Councilor Duarte said it should as a best practice. Councilor Coute said if the Council wanted to have it posted somewhere at that point it could be added there as well. Councilor Duarte said the intention of the Human Resources Department is to get these positions posted tomorrow. Councilor Coute said he is good with that but they can still have a discussion related to other possible areas to post it just to satisfy everybody's concerns.

Councilor Duarte said he does not see why that is necessary as that feedback can be given to the H.R. Director.

Councilor Pottier said to the question of being necessary or not, the process that was ordered and adopted last week by the Council specifically says after discussion with

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THE COMMITTEE OF THE COUNCIL AS A WHOLE -- CONTINUED

the Council. They have not had discussion at all so the policy that was adopted last week is already not being followed. He would like that pointed out for the minutes. Councilor Sanders said that they spent hours debating this procedure in order to get it in writing, to get it at least to the point where 5 Councilors thought it was right, and here we are, at the first opportunity to enact it, talking about potentially shortcutting the process. He will vote to approve the job description because he does think it is accurate and is worthy of that vote but his expectation is that they will follow this process which means that before any further action is taken in this process, the Human Resources Director will be available to continue with the process of discussing appropriate media to advertise the position. It is amazing to him that they are so quick to throw away something that they worked on for hours in order to put it together. He hopes that this is not going to be a problem. As much as he did not support the process, it is the process and he does expect to follow it.

Councilor Coute said he understands these positions are time sensitive and they have drop dead dates to hire. He also knows that the Human Resource Director wanted to have these positions posted long before this week but because the discussion with the policy took 3 or 4 weeks to iron out, the discussion to approve the positions was postponed another week, they are now in a time sensitive situation. He was trying to find a happy medium where they could move forward and get some information and start to work this new process. Right now is not the ideal time because they have taken so long to do this and the City would be in a bad position with no City Clerk and no Clerk of Committees. He is comfortable with moving forward and would also welcome feedback from the Human Resources Director next week related to items found in the process.

Councilor Borges said she is unclear as to why they are already not following the process. That is why she will be voting no on this one as well.

Councilor Coute said kicking the can down the road will cause consequences and not voting for this may leave them open with no employee for this position. Because of the long time it took for the Council to approve the hiring policy, that had consequences and put them behind the 8-ball with the City Clerk and the Clerk of Committees. Not approving it tonight will put them further behind.

Councilor Duarte said when this was on the agenda last week the Human Resources Director tried to address the issue of where they would be posted and was available at that meeting for discussion on both of these items. Instead it was referred to this Committee. Then unfortunately they have this scheduling conflict, so now they are up against the clock trying to fill these positions. It is not that anyone is throwing the process out the window, they are trying to make do under the circumstances that they have to fill these positions.

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THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED

Councilor McCaul said the H.R. Director said if there were any questions to call her and talk about it. If other Councilors did not call her then it is on them. He would like to push the motion forward, so he pressed the motion at this time.

Councilor Dooner said she would be ok with moving this forward because she believes the Council received the job description prior to last week's meeting so there was plenty of time to iron it out or if anybody had questions as far as the process goes. She would be ok with moving this forward tonight.

Councilor Borges said implying that they are kicking the can down the road is completely false. This is not following a policy that was voted on last week. This policy is already being broken so why even have it.

Councilor Sanders said one of the things that has continually caused him stress is when the Council gets things and its hurry up, it has to be done today. If you don't do it today something bad is going to happen. Things take the time that they take. He will approve the job description, but it is his expectation that before this goes out, before it goes out to any type of media, the Human Resource Director will be here to have this discussion. His expectation is that she will be here next week to discuss this so that the Council can finalize the posting and the media outlets that this will be advertised as per item #6 in the policy that they just voted to approve last week. Now some want to take a couple of shortcuts because it is inconvenient to follow the procedures that they just settled on.

Councilor Pottier said he does not think the Council should be in the position to decide which Order and Ordinance is convenient to follow or inconvenient to follow based upon the time schedule. He is fine taking the vote at this time.

Councilor Borges asked if in order to not follow the policy do they need to take some sort of a vote to waive that. If they are not going to follow the policy shouldn't they take a vote to waive that section of the policy that they are not going to follow.

Councilor Pottier said technically if the Council decides not to follow an Ordinance or an Order it should be to suspend the Order or the Ordinance on a vote, and you would need 6 votes in order to suspend the rules.

Councilor Borges said she feels that this is something they should defer to the City Solicitor to find out if they can waive that section of the policy.

Councilor Quintal said that Human Resources said the Councilors could call her and no one did. He will support the motion. The Council is in a time crunch on these two positions.

Councilor Borges said it is a policy and the Councilors should follow the policy. It has nothing to do with Human Resources it is just to follow the policy.

Councilor Sanders said he did not have questions for Human Resources on the job descriptions. If he did have questions, however, he does not typically do city business in

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THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED

private phone calls. If he has questions for the H.R. Director or the Mayor or the DPW Commissioner or anyone else, he expects to ask those questions in public because his questions are not his alone, they are questions that in many instances are questions that the citizens have as well or might be interested in the answer.

**THE MOTION WAS VOTED ON A ROLL CALL VOTE WITH COUNCILORS DOONER, MCCAUL, COUTE, SANDERS, QUINTAL AND DUARTE VOTING IN FAVOR, COUNCILORS BORGES AND POTTIER VOTING IN OPPOSITION. MOTION CARRIES.**

Councilor Sanders then made the following motion:

**MOTION: THAT THE HUMAN RESOURCE DIRECTOR BE INVITED TO JOIN THE COUNCIL AS A WHOLE NEXT WEEK, AS PER ITEM #6 IN THE POLICY, TO ESTABLISH THE JOB POSTING AND DETERMINE THE APPROPRIATE MEDIA TO ADVERTISE THE POSITION.**

Councilor Pottier seconded the motion and on discussion asked if Councilor Sanders is assuming that this is not going to be posted until that time, to which Councilor Sanders said that would be his assumption if they are following the procedure.

Councilor Coute said that his previous reasoning is that they are in a position where the posting is time sensitive, they have a brand new policy and are kind of driving at a fast speed while incorporating a new policy at the same time. He would be comfortable moving forward with the posting and at the same time having the discussion on what other media the H. R. Director has or has not posted to that the Council would have an appetite for and those postings could be added. He feels like they can dual track this, post it and have the discussion next week. He will vote no because he is fine with the posting immediately because they have approved the position and having the discussion next week with the Human Resources Director.

Councilor Pottier said he certainly wasn't in favor of drafting this policy but those who did vote for this policy certainly knew what was in it, and the words could not be more clear – the Human Resources Director after discussion with the Municipal Council – not one on one, not smoke filled rooms, not phone calls – prepares the job posting and determines the appropriate media to advertise the position. It could not be clearer. The Council adopted this last week. It is not even a week and they want to suspend this part of the policy which he does not think is a precedent that this Council wishes to decide which ones to follow and which ones not to follow.

**THE MOTION WAS VOTED ON A ROLL CALL VOTE WITH COUNCILORS SANDERS, POTTIER AND BORGES VOTING IN FAVOR, COUNCILORS QUINTAL, COUTE, MCCAUL, DOONER AND DUARTE VOTING IN OPPOSITION. MOTION DOES NOT CARRY.**

Councilor Coute then made the following motion:

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THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED

**MOTION: TO MOVE FORWARD WITH THE POSTING AND INVITE THE HUMAN RESOURCES DIRECTOR TO ATTEND A MEETING NEXT WEEK TO HAVE A DISCUSSION ON THE MEDIA POSTING, AND MAKE SURE THEY POST IT IN ALL APPLICABLE AREAS TO THE SATISFACTION OF ALL COUNCILORS**

Councilor Quintal seconded the motion.

On discussion, Councilor Sanders said ordinarily he would not be opposed to a compromise here and there, but the reason he will not support this motion is because he thinks it speaks to basic fairness. They are going to have something advertised starting tomorrow in some media outlets, and then a week from now they will have a conversation, then it is going to go out to potentially another set of media, so there will be almost two classes of applicants. One group will have gotten the full 14 days to apply and another group will get, potentially, less than a week to apply, depending on how this goes. He feels this is a mistake that will not serve the Council well, so he will not support this motion.

**THE MOTION WAS VOTED ON A ROLL CALL VOTE WITH COUNCILORS DOONER, MCCAUL, COUTE, QUINTAL AND DUARTE VOTING IN FAVOR, COUNCILORS BORGES, POTTIER AND SANDERS VOTING IN OPPOSITION. MOTION CARRIES.**

Councilor Pottier made the following motion:

**MOTION: TO REFER TO THE CITY SOLICITOR'S OFFICE THE VOTES TAKEN IN THIS COMMITTEE FOR THE APPROPRIATENESS BASED UPON THE RULES OF THE COUNCIL AND ROBERTS RULES OF ORDER**

Councilor Borges seconded the motion.

**THE MOTION WAS VOTED ON AND SO VOTED.**

Councilor Sanders said that item #10 in the policy addresses the Hiring Committee which would need to be established rather quickly. Number 10(c) speaks to a Municipal Council member on a related Committee. He does not believe there is a related Committee assigned to oversee the Clerk and the Clerk of Committees, so if the Council President is automatically on the Committee it seems to him, as he said when they were reviewing the policy initially, that remains unclear which Committee Chair would be responsible for appointing someone else to this Hiring Committee. He would like to get that sorted out and perhaps that can be placed on the agenda for discussion next week. Councilor Coute said he would be comfortable with the Council President selecting the Committee. He then made the following motion:

**MOTION: THAT THE COUNCIL PRESIDENT WILL APPOINT THE MEMBERS OF THESE TWO HIRING COMMITTEES**

Councilor McCaul seconded the motion.

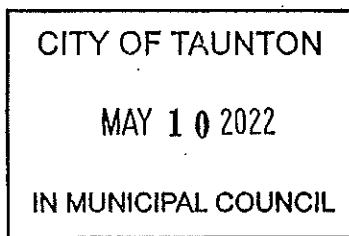
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THE COMMITTEE OF THE COUNCIL AS A WHOLE – CONTINUED

THE MOTION WAS VOTED ON WITH COUNCILORS QUINTAL, SANDERS, COUTE, POTTIER, MCCAUL, DUARTE AND DOONER VOTING IN FAVOR AND COUNCILOR BORGES VOTING IN OPPOSITION. MOTION CARRIES.

MEETING ADJOURNED AT 6:55 P.M.



Respectfully submitted,

A handwritten signature in cursive script that reads "Colleen Ellis".

Colleen M. Ellis  
Clerk of Council Committees

REPORTS ACCEPTED. RECOMMENDATIONS ADOPTED.

A handwritten signature in cursive script that reads "Am Blackwell".

CITY CLERK