

## COMMITTEE OF THE WHOLE

### Minutes of the Meeting

October 15, 2018

1. Vice-President Logan called the meeting to Order at 8:00pm.
2. Vice-President Logan requested that a roll call be taken to record the attendance for the meeting. The Clerk called the roll – Councillors Brasco, Darcy, Fowler, Harris, LaCava, D. Leblanc, R. LeBlanc, Mackin, McLaughlin, McMenimen, Nabulime, Romard, Vidal and Logan were present. Councillor Stanley arrived at 8:25pm.
3. President LeBlanc moved to approve the minutes of the COW meeting held on October 1, 2018. The motion was adopted on a voice vote and the minutes of October 1, 2018 were approved.
4. A request was received from the Mayor to transfer \$43,578 for appraisal and environmental services at 225–227 Beaver Street and 240 Beaver Street. The scope of the appraisal services will be conducted with all relevant valuation approaches, including the highest and best use of the property. The scope of the environmental services will include a Phase I Environmental Assessment and a Phase II Limited Subsurface Investigation.

FROM:

Stabilization

#250-135-7405-5205

\$43,578

TO:

Mayor-Environmental/Appraisal (UMass)

#001-121-5400-5303-04

\$43,578

Councillor Randy LeBlanc rose to recuse himself from the discussion and vote.

Councillor McLaughlin moved approval of the transfer request. The motion was adopted on a roll call vote of 12 in favor (Brasco, Darcy, Fowler, Harris, LaCava, D. Leblanc, Mackin, McLaughlin, McMenimen, Nabulime, Romard & Vidal), 1 recused (R. LeBlanc), 1 absent (Stanley) and 1 presiding (Logan) and the transfer of \$43,578 was approved.

5. A communication was received from the Mayor requesting a response from the City Council relative to Item #1 provided in the Massachusetts School Building Authority (MSBA) communication dated September 25, 2018. A motion to hear from the Mayor was adopted on a voice vote. Councillor McMenimen asked the Mayor to provide an explanation of the request. The Mayor read the letter that was received from the MSBA and read the three (3) informational items to which the MSBA is seeking a response. The Mayor explained the MSBA wanted a history of the sites that had been considered and if the City was going to consider other sites. Councillor McMenimen asked if the Mayor

was only looking for a response to Item #1 and if so, it should be similar to the School Committee vote. Councillor McMenimen moved that the City Council concurs with the response of the School Committee and the response of the Mayor as articulated in the Mayor's communication of October 4, 2018 to a request for an answer to Item 1 of the September 25, 2018 letter received from the Massachusetts School Building Authority (MSBA). On the motion President LeBlanc questioned the need for the City Council to vote. President LeBlanc stated it is the School Committee's authority to determine the site. The Mayor responded that the School Committee only has care, custody and control of the current WHS site and not the Stigmatine property. The Mayor stated it is a care, custody and control issue. The Mayor asked if other sites were going to be considered and if so it would mean having to start the process again. President LeBlanc stated the City Council never received a request to transfer the care, custody and control of the Stigmatine property to the School Department. The Mayor explained there is ongoing litigation and the feasibility study of the property has not been completed. The Mayor stated her understanding is the City Council would not want to act on the care, custody and control issue until the feasibility study has been finished. The original motion of Councillor McMenimen was adopted on a roll call vote of 13 in favor ((Brasco, Darcy, Fowler, Harris, LaCava, D. Leblanc, R. Leblanc, Mackin, McLaughlin, McMenimen, Nabulime, Romard & Vidal), 1 absent (Stanley) and 1 presiding (Logan).

6. President LeBlanc submitted a resolution concerning the support of the City Council for a new Police Station. Vice-President Logan and Councillors Brasco, Vidal, Harris, LaCava, Stanley, Fowler and Romard also signed the resolution. President LeBlanc spoke of the need for a new Police Station, including a brief history of the design process for the new Moody Street Fire Station. President LeBlanc moved to table the resolution. On a roll call vote of 7 in favor (Brasco, Fowler, Harris, D. LeBlanc, Romard, Stanley & Vidal), 8 opposed (Darcy, LaCava, R. LeBlanc, Mackin, McLaughlin, McMenimen, Nabulime & Logan) the motion to table did not pass. Councillor R. LeBlanc stated there are a lot of unanswered questions about the site, the possible CPW move and why the Ward 6 Councillor is not on the Fernald Use Committee. President LeBlanc moved to table the resolution. The motion was adopted on a voice vote and the resolution for a new Police Station was tabled.
7. President LeBlanc moved to take the matter of the resolution concerning legal work for the City Council from the table. The motion was adopted on a voice vote. President LeBlanc moved to hear from the City Solicitor, John Cervone. The motion was adopted on a voice vote. President LeBlanc stated the resolution was not about job performance but rather to address the significant workload of the Law Department from the City Council. President LeBlanc asked questions about school issues, the need for another attorney and time sensitive matters. City Solicitor Cervone responded that the Law Department handles some school issues, there was an additional attorney in the past and time sensitive matters are sometimes delayed if all the information needed to opine

is not received. President LeBlanc asked about the status of the zoning reform project. City Solicitor Cervone stated that they are reviewing the consultant's work and the need to take time to be sure it is correct. Councillor Mackin stated that she had not received a copy of the open matters on the City Council docket that are with the Law Department. Councillor Mackin moved to request the City Clerk's Office provide the list in an electronic version and to include any attachments that provide a supporting explanation of the matter. The motion was adopted on a voice vote. President LeBlanc stated that she had hoped to file the matter. Councillor Mackin stated there is now an outstanding request. Councillor Mackin stated if the information was not received by the next City Council meeting, she would oppose the filing recommendation of the COW. President LeBlanc moved to file the matter. The motion was adopted on a voice vote and the resolution on legal work for the City Council was filed.

8. A motion by Councillor Brasco to adjourn was adopted on a voice vote, and the Chair declared the Committee adjourned at 9:00pm.

Paul G. Centofanti – Clerk to the Committee of the Whole