

SPECIAL/EXECUTIVE CIVIL SERVICE COMMISSION MEETING		
MINUTES		
8:30 AM	MARCH 6, 2023	AURORA ROOM
COMMISSIONERS PRESENT	Desmond McNeal	Chair
	Barb Cleland	Vice-Chair
	Barbara Shannon-Banister, Ph. D	Commissioner
	Matt Snider	Commissioner
	Scott Krob	Commission Appeals Counsel
STAFF PRESENT	Matt Cain	Administrator
	Emily Shuman	Senior Analyst
	Michelle Haines	Civil Service Analyst
	Heather Dearman	Civil Service Analyst
OTHERS PRESENT	Jason Batchelor	City Manager
	Julie Heckman	City Attorney's Office
1) Chair Desmond called the Special Civil Service Commission meeting to order at 8:30 AM		
A. On a motion by Commissioner Cleland, seconded by Commissioner Shannon-Banister, the agenda was adopted as written.		
DISCUSSION	<p>As Julie Heckman is compensated by the City and is representing the Commission in the consent decree, Commissioner Cleland stated her concern that there might be a conflict of interest.</p> <p>Heckman stated "I'm assigned to the Civil Service Commission. Right. And so you're saying that anybody that worked for the city would have a conflict of interest because the City Council has chosen to go forward with the language in the consent decree. And I think if there is that concern again my, my boss would probably be the most appropriate person to raise that with. But I can tell you that I do not see that as the issue." She expressed that if the CSC has questions or concerns about the representation, or if they are asking for another opinion, that they would have to go before City Council and ask for approval to get another opinion.</p> <p>Batchelor stated, " Article 10-1 of the city charter: Legal departments first sentence: ` The City Council shall appoint a city attorney who shall be the legal representative of the city and shall advise the Council and city officials you all, city officials, in matters relating to their official powers and duties.' So the city Attorney's office is your legal representation for the Charter."</p> <p>There was a discussion about who can be invited into an executive session. Krob stated, "Who is in the executive session is defined by the motion, yes, and not only that, but once you are in executive session. You (the Commission) can choose to have other people come in or you can ask people that are in to leave so you may want to go into executive session and then depending on what the topics are and how they evolve."</p>	

	<p>There was a discussion about the topic of the executive session. Heckman asserted that even though Krob had offered his opinions about the executive session, his legal counsel, and other matters, the topic of the executive session was specific to the hiring of sworn personnel (police and fire) and had nothing to do with any problems with the disciplinary hearings.</p>
--	---


2) Vice-Chair Cleland made a motion to adjourn the Commission into executive session to receive legal advice regarding the duties of the Civil Service Commission. Commissioner Snider seconded the motion. The motion passed unanimously.

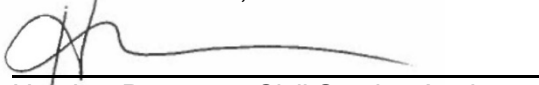
3) The Executive Session adjourned at 10:15 and reconvened into the special meeting.

<p>DISCUSSION</p> <p>4)</p>	<p>Chair McNeal stated, "For the record, if any person participate in executive session, believes that any substantial discussion or any matter not included in the motion to go into executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the open meeting laws, I would ask that you state your concerns for the record."</p>
---	---

5) PUBLIC COMMENT – None present

6) _ADJOURNMENT – The special meeting was adjourned 10:06 AM.

ATTEST: 
 Desmond McNeal, Chair


 Heather Dearman, Civil Service Analyst

ANNOUNCEMENT NO. 1

ANNOUNCEMENT TO BE MADE BY PRESIDING OFFICER AT THE BEGINNING OF THE EXECUTIVE SESSION (MAKE SURE THE TAPE RECORDED IS TURNED ON; DO NOT TUNR IT OFF DURING THE EXECUTIVE SESSION UNLESS SO ADVISED BY THE CITY/TOWN ATTORNEY)

It's 3-6-23, and the time is 900. For the record, I am the presiding officer, Desmond McNeal. As required by the Open Meeting Law, this executive session is being electronically recorded.

Also present at the executive session are the following persons:



This is an executive session for the following persons:

(repeat the language of the motion, including the statutory citation)

I caution each participant to confine all discussions to the stated purpose of the executive session, and that no formal action may occur in the executive session.

If at any point in the executive session any participant believes that the discussion is going outside the proper scope of the executive session, please interrupt the discussion and make an objection.

ANNOUNCEMENT NO. 4

STATEMENT TO BE MADE BY THE PRESIDING OFFICER UPON RETURNING TO THE OPEN MEETING

The time is now 1015, and the executive session has been concluded. The participants in the executive session were:

D. Elkington

For the record, if any person who participated in the executive session believes that any substantial discussion of any matter not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I would ask that you state your concerns for the record.

Seeding none, the next agenda item is