



CITY COUNCIL EXECUTIVE SESSION
Monday, June 27, 2011
Lorraine H. Morton Civic Center
Aldermanic Library

Present: Alderman Rainey Alderman Wilson
Alderman Burrus Alderman Holmes
Alderman Braithwaite Alderman Grover
Alderman Wynne Alderman Fiske
Alderman Tendam

Others Present: City Attorney Farrar, City Manager Bobkiewicz, Assistant City Manager Lyons

Presiding: Mayor Elizabeth B. Tisdahl

Mayor Tisdahl called the meeting to order at 10:12 p.m.

Personnel

City Manager Bobkiewicz stated the City had been in arbitration with Cam Hearth, who had been released from employment with the City last year. Mr. Farrar will bring you up to date with the particulars.

Mr. Farrar stated there were some issues that were raised in the Community Development Department against Cam Hearth. They were about Mr. Hearth's actions or lack thereof concerning his knowledge of although he was not involved he failed to properly deal with some inappropriate sexual contacts with some of the youth. Although he was not involved he was implicated in not properly investigating the accusations and he was terminated. Mr. Hearth does not have to be brought back, but we will have to pay him about \$36,000.00 for back pay.

Litigation

Mr. Farrar then gave an update on the dealings with VEOLIA which he stated fell into four divisions:

- Zoning Authority and Implementation- VEOLIA feels that the City could negotiate a non-enforcement of the zoning regulations.
- Host Station Agreement- This deals with the approach to develop a set of rules to inspect the facilities for improvements to the station.
- Transfer Station Fee- They paid the fee but insisted if the City did not give it back they would sue.
- Enforcement- Legal is working with staff to improve enforcement, and 3-1-1 is also involved with issues to deal with the complaints relative to the site.

Concerns of the Aldermen:

1. Would we lose any zoning authority under the Host Agreement? Answer: No, zoning would not apply.
2. Alderman Braithwaite stated a Host Agreement would be the best way to go in relieving the complaints from the residents.
3. The statements that VEOLIA said they would do have not been honored.
4. The neighbors are totally against the Host Agreement and Alderman Holmes can't accept it.
5. VEOLIA has not done anything to improve the situation.
6. It has been turned into a Black/White issue because of the new White residents moving into the area.
7. The smell is worst at the VEOLIA site.
8. The State is not going to pull the permit and VEOLIA is not willing to give it up.
9. Can we make it uncomfortable for us to get them to leave?
10. The Host agreement sends the wrong message to VEOLIA.
11. We need to keep citing them and enforce the laws.
12. What strategies do we have to end this situation?
13. The City should hold a press conference in front of the VEOLIA sight.
14. We need to be aggressively responsible.

Minutes

Alderman Wilson moved to approve minutes of the June 13th meeting and it was seconded. A motion for dismissal was made and a unanimous voice approval was accepted. Executive Session ended at 11:30 p.m.

Rodney Greene
City Clerk