

PLYMOUTH COUNTY COMMISSIONERS  
EXECUTIVE SESSION

August 6, 2019

**Executive Session**

In Accordance with MGL, Chapter 30A, Section 21, held for the purpose to consider the purchase, exchange, lease or value of real property; County Farm, and Collective Bargaining Discussion with SEIU and Joyce Lewis Grievance, the chair declares that an open meeting may have a detrimental effect on the negotiating position of the governmental body. The Board voted to enter Executive Session and to return to open public session at 8:35 a.m. Chairman Pallotta called the roll: Commissioner Wright-Yes. Commissioner Hanley-Yes. Chairman Pallotta-Yes.

**Executive Session Meeting Minutes-July 25, 2019**

Commissioner Hanley made a motion to approve the Executive Session Minutes of July 25, 2019. Commissioner Wright seconded.

Chairman Pallotta called the roll: Commissioner Wright-Yes. Commissioner Hanley-Yes. Chairman Pallotta-Yes.

Vote: The motion passed unanimously

**County Farm, Plymouth, MA**

Attorney Resnick briefed the Commissioners on the latest update on negotiations with the Sheriff's Department Attorney Patrick Lee. Commissioner Hanley made a motion to authorize and approve next steps of Attorney Resnick filing action in Land Court once the Notice to Quit deadline lapses on August 9, 2019 at 11:59 p.m. and continue negotiations while court filings proceed. Commissioner Wright seconded.

Vote: Chairman Pallotta called the roll: Commissioner Wright-Yes. Commissioner Hanley-Yes. Chairman Pallotta-Yes.

Attorney Resnick states the Sheriff would like to know what specific acreage the County will be using for 4H programs.

Administrator Basler briefed the Commissioners on the status of the appraisal of the farm and will have the draft forwarded to Attorney Resnick once received.

**SEIU Step 2 Grievance Hearing-Joyce Lewis**

At 9:26 a.m. the Commissioners heard the Step 2 Grievance Hearing of Joyce Lewis. Present were Joyce Lewis, SEIU Representative Joan Pritchard Caruso, SEIU Steward Tammy Correa, County Attorney Shannon Resnick, County Treasurer Thomas O'Brien, Deputy Treasurer Jeff Welch, County Administrator Frank Basler and Executive Assistant Nancy O'Rourke.

The hearing began with Ms. Caruso distributing packets of documentation to the Board. Ms. Caruso briefed the board on the issue of the grievance regarding the position in the Parking Department of Data Manager. Ms. Lewis applied for the position but was not interviewed or

appointed to the position. Ms. Caruso believes Article 13, Seniority and Article 14, Promotions and Transfers in the current SEIU Contract were violated. Treasurer O'Brien testified as to the details of the job posting, job description and decisions made to interview candidates for the position. Treasurer O'Brien stated he received over 250 applications and along with Deputy Treasurer Welch, narrowed the list to 25 candidates, then to 8 and finally to 3 finalists who were all interviewed. Treasurer O'Brien did not feel Ms. Lewis qualifications were equal to the other candidates.

At 9:50 a.m. after a few minutes of questioning by the board, a recess was called and Ms. Lewis, Ms. Correa and Ms. Caruso left the room. At 10:00 a.m. the hearing resumed. Chairman Pallotta stated the Board will take the testimony presented under advisement and make a ruling within 5 days. Ms. Caruso stated the SEIU will file the case with the Department of Labor Relations should the Board deny the Step 2 Grievance. At 10:05 a.m. Deputy Treasurer Welch, Executive Assistant Nancy O'Rourke, Ms. Lewis, Ms. Correa and Ms. Caruso left the room to allow the Board to deliberate.

Commissioner Wright made a motion to instruct the Administrator to send a letter to SEIU affirming the denial of the grievance filed on behalf of Joyce Lewis. Seconded by Chairman Pallotta.

Chairman Pallotta called the roll: Commissioner Wright-Yes. Commissioner Hanley-Yes. Chairman Pallotta-Yes.

At 10:15 a.m. Chairman Pallotta called the roll to enter back into open public session: Commissioner Wright-Yes. Commissioner Hanley-Yes. Chairman Pallotta-Yes.

At 10:15 a.m. the meeting adjourned.

#### **Documents and/or exhibits**

- Executive Session Minutes-July 25, 2019
- Local 888 SEIU Grievance Form-Step 1
- Local 888 SEIU Grievance Form-Step 2
- Email-County Administrator Frank Basler
- Meeting Notice & Agenda-July 1, 2019
- Copy-SEIU Contract-Articles 13-16
- Copy-Job Posting & Description-Data Entry Manager-Parking Dept.
- Resume-Joyce Lewis
- Reference Letters for Joyce Lewis
- Resume-Michelle Genduso
- Email-Deputy Treasurer Jeff Welch
- Letter-Clark, Balboni & Gildea-Step 1 Grievance Denial

Respectfully submitted,  
Nancy O'Rourke  
Executive Assistant