

**WARDEN'S RETURN of VOTES CAST**

**MUNICIPALITY: CITY OF EASTPORT -1 (1-1)**

11/8/2022

**LOCAL MUNICIPAL ELECTION**

**OFFICIAL MUNICIPAL BALLOT**

**REFERENDUM**

**"PROPOSED" CHARTER AMENDMNT(S)**



**Ballots Hand Counted as the Programmed USB did not Accept the Election Codes, per technician.**

**TOTAL BALLOTS CAST:** Record the total number of Municipal Ballots Cast (if no votes were cast, write "none or "0").

TOTAL NUMBER of BALLOTS CAST: 702

**To Add: 2.10 (d)**

Residents of the City of Eastport shall be permitted to request, by submitting such a request to the City Clerk, that the City Council place an item for consideration on the agenda of the next regularly scheduled City Council meeting and said item will be included on the agenda if:

YES: 546  
NO: 111  
BLANK: 45

1. Internal administrative remedies have been pursued, including, but not limited to, discussing the matter with the City Manager.
2. Consideration of the matter does not conflict with the City Charter or any other applicable laws or regulations.
3. The matter is not defamatory or otherwise unfit for public discourse.
4. The matter has not been brought before the City Council and acted upon by the City Council within the past 6 months.

Nothing in this section should be interpreted to limit the City Council's ability to place any item on the agenda.

**To Add: 2.05 (e)**

YES: 538  
NO: 123  
BLANK: 41

Residents of the City of Eastport shall be permitted to file a grievance or complaint against a City Councilor for actions taken in their capacity as such. Said grievance shall be submitted to the City Clerk and shall be addressed by the City Council within 60 days of submission. A summary of how the grievance was addressed shall be made available to the public within 14 days of when it was addressed, unless prohibited by applicable law. A resident is not entitled to file a second grievance against a City Councilor for the same instance of behavior that said resident has previously submitted a grievance.

**Section 3.04:**

YES: 442  
NO: 157  
BLANK: 103

**Strike the entirety of Subsection (2).**

**Add a subsection to Subsection 3 that reads:** *The foregoing notwithstanding, the City Manager shall delegate to the Chief of Police all operational duties and supervision of the Police Department and shall not interfere with such duties and supervision. The City Manager maintains administrative supervision of the Department and is the supervisor of the Chief of Police.*

**Section 4.01**

(Strike the entirety of the existing Section and replace it with the following):

*General Provisions*

a. *Creation of Departments:*

i. *The City Council may establish or dissolve city departments, offices, boards or committees, in addition to those created by this charter, and may prescribe the functions assigned by this charter to a particular department, office or agency. With the consent of the Council, the City Manager may serve as the head of one or more of such departments.*

b. *Audience with the City Council*

i. *If an officer/employee is dissatisfied with how an issue related to their employment has been handled and they have exhausted all internal remedies, including discussing the issue with their supervisor and the City Manager, said officer/employee may request an audience with the City Council and the Council shall not unreasonably deny such requests and shall take all steps necessary to schedule such an audience. It shall be considered reasonable for the City Council to deny requests for an audience on a matter that has already been addressed by the Council.*

c. *Hiring/Appointments:*

- i. *The City Council may appoint a hiring committee to review applications, including those for City Manager, at its discretion.*
- ii. *The following officers/employees shall be appointed by the City Council: City Manager, Sealer of Weights & Measures, Health Officer, City Treasurer, Tax Assessor, Code Enforcement Officer, Building Inspector, Collector of Taxes, Purchasing Agent and Public Access Officer.*
- iii. *The following officers/employees shall be appointed by the City Manager: Wastewater Supervisor, Director of Public Works, and all other officers/employees whose hiring is not prescribed in the following subsection. All department heads, including the Police Chief and Fire Chief, may recommend the hiring or appointment of employees and staff for their departments, but the hiring or appointment shall be made by the City Manager.*
- iv. *The Police Chief and the Fire Chief shall be appointed by the City Manager with the approval of the majority of the City Council. All police officers and firefighters, the Police Chief and the Fire Chief must live in a reasonable response time to the City.*

d. *Suspension/Removal:*

i. *Suspension:*

- 1. *The City Council, by majority vote, has the authority to immediately suspend, with pay, the City Manager, pursuant to the provisions of Article 3, Section 3.02 of this Charter.*
- 2. *The City Manager has the authority to immediately suspend, with pay, any officer/employee of the City.*

ii. *Removal:*

- 1. *The City Manager may be removed pursuant to the provisions of Article 3, Section 3.02 of this Charter.*
- 2. *All other officers/employees of the City may be removed by the power that named/hired them. If the hiring/appointment of an officer/employee required the approval of the City Council, then the City Council must approve of their removal.*
  - a. *The foregoing notwithstanding, any officer/employee who has successfully completed a probationary period shall only be removed for cause and after notice and hearing.*
    - i. *All such hearings shall be before the City Council and be held no more than 60 days after notice of the proposed termination is provided to the officer/employee.*

YES: 440  
 NO: 138  
 BLANK: 104

*Mankowski*

Warden's Signature

*Paula Bouchard*

Election Official's Signature

**THE WARDEN MUST IMMEDIATELY DELIVER THE COMPLETED AND SIGNED RETURN TO THE MUNICIPAL CLERK.**