

Mayor and Commissioner Work Session
September 20, 2016
Special Meeting
Town Hall Meeting Room

Commissioner Fox, Commissioner Ryan, Commissioner Ashby, Denise Breder; Town Administrator, Rachel Deaner; Director of Finance

Mayor Eberhardt by phone

Absent: Commissioner Linkey

Special Meeting Minutes

Commissioner Fox call meeting to order at 8:06pm.

I. **Ordinance 2016-19** – Budget Amendment (Introduction)

Commissioner Fox introduced Ordinance 2016-19. Ms. Deaner explained the budget amendments which are:

- o 17-19 Reduction of assigned funds to be used for little league design, assigned funds to be used for Police Project
- o 17-20 Assigned funds needed for Corporate Boundary Survey
- o 17-21 Funds needed to cover the cost of pension matching for Outreach employees who have signed up.

Ms. Deaner stated this was just talked about at the work session.

At 8:08pm Commissioner Fox stated let the record reflect that Mayor Eberhardt is attending and will be participating via speaker phone. Commissioner Fox made sure everyone in the room could hear Mayor Eberhardt and made sure Mayor Eberhardt could hear everyone in the room.

Commissioner Ryan made a motion that the Board waive the prohibition of section C4-1 of the Town charter against passing an ordinance at the meeting in which it is introduced so that the Board may vote on 2016-18 tonight as an emergency ordinance. Seconded by Commissioner Ashby.

Roll Call Vote:

Commissioner Ryan: Aye

Commissioner Ashby: Aye

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Mayor Eberhardt: Aye
Commissioner Fox: Aye
All in favor: Motion Carried

II. **Ordinance 2016-18 - Emergency Budget Amendment (motion needed)**

Commissioner Fox introduced Ordinance 2016-18 and Ms. Deaner explained the budget amendment.

Commissioner Ryan made a motion to adopt Ordinance 2016-18 and it was seconded by Commissioner Ashby.

Roll Call Vote:
Commissioner Ryan: Aye
Commissioner Ashby: Aye
Mayor Eberhardt: Aye
Commissioner Fox: Aye
All in Favor: Motion Carried

At 8:10 Mayor Eberhardt ended the remote call.

At 8:11pm Commissioner Ryan made a motion to adjourn Special Meeting and go into closed session to consult with counsel to obtain legal advice on a legal matter and it was seconded by Commissioner Ashby.

Respectfully Submitted:



Tara Dvorak
Office Clerk

TOWN OF PERRYVILLE
FORM OF STATEMENT FOR CLOSING A MEETING
 (FROM OPEN MEETINGS MANUAL - APPENDIX C)

Location: Townhall Meeting Room Date: 9/20/16 Time: 8:11pm

Motion By: Ryan Seconded By: Ashby

VOTE TO CLOSE SESSION:

	AYE	NAY	ABSTAIN	ABSENT
Mayor Eberhardt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Commissioner Ashby	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner Fox	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Commissioner Linkey	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Commissioner Ryan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

STATUTORY AUTHORITY TO CLOSE SESSION

General Provisions Article §3-305(b):

(1) To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; or any other personnel matter that affects one or more specific individuals;

(2) To protect the privacy or reputation of individuals concerning a matter not related to public business;

(3) To consider the acquisition of real property for a public purpose and matters directly related thereto;

(4) To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State;

(5) To consider the investment of public funds;

(6) To consider the marketing of public securities;

(7) To consult with counsel to obtain legal advice on a legal matter;

(8) To consult with staff, consultants, or other individuals about pending or potential litigation;

(9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations;

(10) To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans;

(11) To prepare, administer, or grade a scholastic, licensing, or qualifying examination;

(12) To conduct or discuss an investigative proceeding on actual or possible criminal conduct;

(13) To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter;

(14) Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

FOR EACH CITATION CHECKED ABOVE, THE REASON FOR CLOSING AND THE TOPICS TO BE DISCUSSED:

7- To consult with counsel to obtain legal advice on a legal matter.

Signature of Presiding Officer