

NOTICE: Agenda posted on the front door of City Hall and on the bulletin board in the lobby of City Hall at 5:00 P.M., Tuesday, October 8, 2018.

MINUTES

SPECIAL CALLED MEETING

BETHANY CITY COUNCIL

MONDAY, OCTOBER 12, 2018

10:00 A.M.

MEMBERS PRESENT: KP Westmoreland Mayor
Curtis Moore Council Member
Paul Todd Council Member
Arlita Harris Council Member
Steve Palmer Council Member
Jeff Knapp Council Member
John Herren Council Member
Robert McCutchen Council Member
Phill Shirey Council Member

MEMBERS ABSENT: NONE

Mayor Westmoreland called the Bethany City Council Special Meeting to order at 10:00 A.M.

The Interim City Attorney advised that the agenda items met the criteria for Executive Session under state law.

ITEM NO. 1 on the agenda was **PROPOSED EXECUTIVE SESSION: CONSIDERATION AND POSSIBLE ACTION TO ENTER INTO EXECUTIVE SESSION FOR CONFIDENTIAL COMMUNICATION WITH LEGAL COUNSEL REGARDING AN INVESTIGATION INTO: A) A COMPLAINT FILED BY THE CITY MANAGER AGAINST A MEMBER OF THE CITY COUNCIL; AND B) A COMPLAINT FILED BY AN EMPLOYEE AGAINST THE CITY MANAGER; BOTH ITEMS WITH THE ADVICE OF LEGAL COUNSEL THAT PUBLIC DISCLOSURE WOULD SERIOUSLY IMPAIR THE ABILITY OF THE CITY COUNCIL TO CONDUCT AN INVESTIGATION INTO THE COMPLAINTS IN THE PUBLIC INTEREST AS AUTHORIZED BY 25 O.S. SECTION 307(B)(4).**

ITEM NO. 2 on the agenda was **PROPOSED EXECUTIVE SESSION: CONSIDERATION AND POSSIBLE ACTION TO ENTER INTO EXECUTIVE SESSION FOR**

CONFIDENTIAL COMMUNICATIONS WITH LEGAL COUNSEL TO DISCUSS THE EMPLOYMENT, DISCIPLINE, TERMINATION, OR RESIGNATION OF THE CITY MANAGER, TO INCLUDE THE EMPLOYMENT AGREEMENT WITH THE CITY MANAGER, AS AMENDED, AND AS AUTHORIZED BY 25 O.S. SECTION 307(B)(1).

Motion was made at 10:03 a.m. by Council Member Shirey, seconded by Council Member Todd to enter executive session. Yes votes: Westmoreland, Todd, Moore, Harris, Palmer, Herren, McCutchen, Shirey, Knapp. Motion passed.

Recess taken at 11:15 a.m. - Reconvened at 11:28 a.m.

Recess taken at 12:28 p.m. - Reconvened at 1:13 p.m.

Recess taken at 2:25 p.m. - Reconvened at 2:32 p.m.

Convened Open Session at 2:35

ITEM NO. 3 on the agenda was **PROPOSED ACTION ITEMS FOR MATTERS DISCUSSED IN EXECUTIVE SESSION: CONSIDERATION AND POSSIBLE ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION INCLUDING: A) POSSIBLE ACTION TO ADDRESS THE COMPLAINTS FILED BY AND AGAINST THE CITY MANAGER AND THE RESULTS OF THE INDEPENDENT INVESTIGATION; B) TO TAKE ACTION ON THE CITY MANAGER'S EMPLOYMENT AND ON THE EMPLOYMENT AGREEMENT, AS AMENDED; AND/OR C) TO DIRECT LEGAL COUNSEL TO ADVISE THE CITY MANAGER AND HER ATTORNEY OF THE COUNCIL'S INTENT TO CONSIDER SUCH ACTION AND AUTHORIZE NEGOTIATIONS FOR SEPARATION OF EMPLOYMENT AS MAY BE DIRECTED BY THE COUNCIL.**

Motion was made by Council Member Knapp, seconded by Council Member McCutchen to authorize the Interim City Attorney to negotiate for resolution of the City Manager's contract in accordance with Council guidance. Yes Votes: Westmoreland, Todd, Harris, Herren, McCutchen, Shirey, Knapp. No votes: Moore. Abstain votes: Palmer. Motion passed.

Mayor Westmoreland adjourned the Bethany City Council Special Meeting at 2:37 P.M.

MAYOR

CITY CLERK