



City of Bowie

15901 Excalibur Road
Bowie, Maryland 20716

REGULAR CITY COUNCIL MEETING MINUTES

TUESDAY, SEPTEMBER 8, 2020

CALL MEETING TO ORDER:

The Regular Meeting of the Bowie City Council was held on Tuesday, September 8, 2020 virtually. Mayor Adams called the meeting to order at 8:00 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG:

Mayor Adams led the Pledge of Allegiance to the Flag.

QUORUM:

In attendance were Mayor Adams, Councilmembers Bofo, Esteve, Gardner, Harrison, Ndebmadu and Woolfley, City Manager Lott, Assistant City Manager Mears, City Attorney Levan, City Clerk Hernandez, and Staff.

AGENDA ADDITIONS/DELETIONS/AMENDMENTS:

Mayor Adams made a motion to move Item A "Comptroller Peter Franchot will address the State's fiscal and economic outlook in light of COVID-19," under Presentations to come before the Citizen Participation portion of the agenda. Councilmember Esteve seconded the motion. The motion passed unanimously.

Mayor Pro Tem Bofo made a motion to move Item K "Approval of Resolution R-68-20 In the Effort of Advancing Racial Equity"; and Item L "Introduction of Ordinance O-7-20 In Defense of Black Lives, Expressing a Commitment to Enacting Policies That Defend Black Lives and the Lives of People of Color and Aim to Undo the Effects of Systemic Racism Affecting People of Color in the City of Bowie, While Expressing the City Council's Gratitude Toward and Respect for the Administration of the City's Police Department and the Men and Women Who Serve the City in a Law Enforcement Capacity"; to New Business. Councilmember Woolfley seconded the motion. The motion passed unanimously.

Councilmember Woolfley made a motion to table Item F on the Consent Agenda "Approval of Resolution R-63-20 Accepting Amendments to the City Neighborhood Traffic Management Program" to the September 21st Council Meeting as there were questions from citizens that he would like staff to look at first before moving forward on that resolution. Councilmember Harrison seconded the motion. The motion passed unanimously.

PRESENTATIONS:

Comptroller Peter Franchot addressed the State's fiscal and economic outlook in light of COVID-19. Comptroller Franchot stated that there is a great divide between those who have technology and those who do not. He mentioned that the State of Maryland and the Country will face enormous challenges in the months ahead. He has asked the Governor recently to provide \$5,000,000 from the

State's rainy-day fund to provide much needed grants to Main Streets and municipalities. He would like the City's partnership on that. He stated that while the PPP loans have helped, the State commerce grants have been inadequate and were not particularly helpful in what they were designed for. He stated that it estimated that only half of the 1.1 million recently unemployed people will return to work. The State will have a lot of economic reconstruction to do. Comptroller Franchot also mentioned that he delayed for 90 days all taxes that are paid to the State of Maryland from April 15 to July 15. He did that administratively as a forbearance. They have also been the leading voices on helping small businesses being allowed to reopen under carefully controlled public safety restrictions. Comptroller Franchot thanked Council for allowing him to attend the meeting this evening.

CITIZEN PARTICIPATION:

1. Milly Hall – Comment attached.

COUNCIL ANNOUNCEMENTS:

Councilmember Harrison stated that the City of Bowie has an 83.3% response rate for the Census which puts the City within the 600 best performing cities and towns in the US. The final deadline is September 30, 2020. Every household not counted equates to approximately \$18,000 in lost funding over the next 10 years.

Councilmember Harrison received questions from residents regarding what workforce housing is, as they are going to be discussing that during the Sears redevelopment project. Councilmember Harrison stated that workforce housing is a subset of the housing market that is further segmented by various income levels and obtainable by workers of certain occupations and professions. Workforce housing policy focuses on providing attractive and affordable homes for middle income service workers such as police officers, teachers, nurses, close to where they work. The income level falls between \$75,600 to \$100,800.

Mayor Pro Tem Bofo thanked Ms. Mati Bazurto, Business Operations Manager, for her help with a recent theft issue from USPS mailboxes. The Bowie Postmaster is looking into the situation and Mayor Pro Tem Bofo and Ms. Bazurto will share information with residents as soon as they hear more.

CITY MANAGER ANNOUNCEMENTS:

The staff is continuing to focus on service delivery during COVID-19 and keeping the workforce safe and healthy while doing that. Staff greatly appreciates the support from the residents during this time.

CONSENT AGENDA:

Mayor Pro Tem Bofo made a motion to approve items A) Approval of May 18 Meeting Minutes; B) Approval of Resolution R-58-20 Accepting a Bid Proposal for the Senior Center Insulation Project; C) Approval of Resolution R-60-20 Approving Two Amendments to the Northern Array's Solar Power Purchase Agreement Between the City of Bowie and Tesla Energy Operations, Inc.; D) Approval of Resolution R-61-20 By Two-Thirds Vote Authorizing the Waiving of Bidding Requirements to Allow for the Purchase of a Grapple Truck by Piggybacking a Virginia Sheriff's Association Bid; E) Approval of Resolution R-62-20 Accepting Bid Proposal for Street Resurfacing and Cold Milling; G) Approval of Resolution R-64-20 Authorizing the City Manager to Enter Into an Agreement with James River Solutions for the Purchase of Ultra-Low Sulfur Diesel Fuel In Truck Transport and Tank Wagon Will Call Quantities; H) Approval of Resolution R-65-20 Awarding a Contract for Cabinet and Counter Replacement at the Bowie Senior Center; I) Approval of Resolution R-66-20 Accepting a Scope of

Work Proposal and Authorizing a Contract Award Not to Exceed \$64,040.00 to Lardner/Klein Landscape Architects for Consulting Services for a City Trails Inventory; J) Approval of Resolution R-67-20 Authorizing the Issuance of a Purchase Order(s) to Bay Land Consultants & Designs, Inc. for Task Order/RFP#3-07 in Accordance With the Master Contract Approved on October 31, 2018. Councilmember Woolfley seconded the motion. The motion passed unanimously.

OLD BUSINESS:

A. Bowie Town Center Basic Plan Amendment (#A-8589-04) – Mr. Frank Stevens, Senior Planner, presented that the Staff Report was given at the August 3rd Council Meeting and that they had stated the recommended conditions. There was a public hearing held at that time and it was closed on August 3rd. The staff recommendation is for approval with the conditions stated in the staff report.

Mr. Robert Antonetti, from the law firm of Shipley & Horne, P.A. on behalf of the applicant, Seritage Growth Properties doing business as Seritage SRC Finance, LLC, addressed Council. Mr. Robert Ursini of Seritage Growth Properties; Mr. Joe DiMarco, Bohler Engineering; and Mr. Mike Lenhart from Lenhart Traffic Consulting; also attended on behalf of the applicant. Mr. Antonetti stated that they made a presentation to Council at the August 3rd meeting about the proposed basic plan which will introduce a mix of uses to the Sears parcel at Bowie Town Center. He stated that they feel the proposal they have is a high-quality project, that they have spoken to their neighbors at the Bowie Town Center, that have heard the citizen comments, and have spoken to the Prince George's County Board of Education.

The applicant agrees with the staff recommendations and conditions except for the workforce housing condition where the City requested that 10% of the units be specifically for workforce housing; they are open to the discussion but feel it is a bit premature. They propose a consideration for the basic plan which states that they would identify an appropriate percentage at the next step in the process, the comprehensive design plan. In lieu of staff condition number 2, Mr. Antonetti proposed, "At the time of the comprehensive design plan, the applicant shall identify an appropriate percentage of new dwellings units to be constructed on lot six for individuals earning between 60% and 80% of the areas average median income." They look forward to working with the City on this very important project, something that everyone can be proud of and give a sense of place to reenergize the Bowie Town Center as a whole.

Mayor Pro Tem Bofo stated that this project is important to the Council as it will bring life back into the Bowie Town Center, however it is also important to look at some considerations as they move forward.

Councilmember Esteve stated that he has worked very assiduously to fight and successfully stop development projects that overly tax the City's infrastructure without providing adequate revenue to address those issues. Bowie has expanded services without raising taxes in the past eleven years. Councilmember Esteve stated that there is no "silver bullet" solution for schools or roads, but that what they can do with this project is ask the developer to reduce the number of units to be built.

Councilmember Woolfley addressed space making, green buildings and sustainability. Mr. Ursini stated that it is relatively early in the process to know exactly what the project will entail, but that they will be bringing the project up to the current stormwater management standards, which will be much higher than when the property was originally built.

Councilmember Ndebumadu stated that she has heard from a number of her residents, that Council has done a good job considering all their concerns and comments. She stated that they have to do something based on how Bowie Town Center is today.

Councilmember Harrison reiterated that she would like to see decreased number of units to 600, a fully integrated design, green space, and a multi mobility transportation plan, consideration for active adults and seniors, like first floor master suites, consideration for 10% of workforce housing, and higher end restaurants and retail.

Mayor Adams stated that for this Council in general it is difficult for them to look past development, but they also know that they need to move forward as a City to make sure it is a livable community. He stated they need to make sure they follow through with the request for workforce housing and to make it fully integrated. He asks the developers to keep all of those options open in good faith as the project moves forward.

Mayor Pro Tem Boafu made a motion to support the Bowie Town Center basic plan amendment with the following considerations: 1) workforce housing considered during the comprehensive design phase, 2) a reduction of units from 800 to 600, 3) a consideration for active adult housing during the comprehensive design phase, and 4) encouraging the developers to work proactively on a fully integrated design with smart design principals and place making. Councilmember Harrison seconded the motion.

Councilmember Esteve asked for an amendment to also incorporate the explicit desire of the council to see the maximum use of greenspace for the property and take into consideration the City's existing environmental standards with regards to use of local species and maximizing plant life as they are able.

Mayor Pro Tem Boafu accepted the amendment. The motion is to support the Bowie Town Center basic plan amendment with the following considerations: 1) workforce housing considered during the comprehensive design phase, 2) a reduction of units from 800 to 600, 3) a consideration for active adult housing during the comprehensive design phase, 4) encouraging the developers to work proactively on a fully integrated design with smart design principals and place making, and 5) incorporate the explicit desire of the council to see the maximum use of greenspace for the property and take into consideration the City's existing environmental standards with regards to use of local species and maximizing plant life as they are able. The motion passed 6-0 (Gardner as not present to vote)

B. Hall Station Annexation - Mr. Joseph Meinert, Planning Director, presented the staff report on the expenditure estimate for serving the annexation area at Council's request. The Hall Station Annexation was first discussed at the July 6th Council Meeting with an analysis presented by staff. The initial cost was based on the citywide average per household however they did additional research, including field investigation by Public Works on stormwater management and refuse pickup, and came up with specific cost numbers. The Finance Department came up with a projection of the fiscal impact for FY2022. There would be a revenue of \$198,000 if Hall Station was to be annexed into the City. Staff recommendation is to continue with the course of action as described on July 6th, which is to get back in touch with the petitioners and ask them to make a second effort to obtain additional signatures and then move forward with the annexation scenario identified in Figure 1.2 of the staff memorandum.

Councilmember Ndebumadu thanked Mr. Meinert for his time and hard work and stated that she has spoken to her colleagues and residents on this topic. She would like staff to set up a town hall with that community so we can hear directly from them and send a letter to all residents in Hall Station. From her prospective, she does not think they have heard from a lot of residents in Hall Station in terms of whether they agree or disagree. She wants them to be informed on what it means to be annexed into the City of Bowie and the benefits and negatives.

Council agreed with Councilmember Ndebumadu's suggestions so that everyone in that neighborhood is informed and knows what is going on. Councilmember Woolfley also wanted to make sure that expenditures do not start accruing until such time as they are annexed so that an annexation effective date is in concert with the fiscal year and best for the entire community.

C. Bowie Youth Council – Council will adopt Resolution R-69-20 forming a Bowie Youth Council. Councilmember Harrison stated this was discussed at a previous Council meeting and that she provided a draft of the resolution to Council and had gotten one comment back (raising GPA from a 2.3 to a 2.5) from Councilmember Ndebumadu which was incorporated. She stated that everyone was on board so Council can move forward with what they have. She thanked Tameeka Washington for her input and said she thinks it is a great initiative and looks forward to working together.

Councilmember Esteve had one suggestion to make regarding the requirement of a minimum of two representatives from each district. He has noticed across other boards and committees that it is often a challenge to find expeditiously people from all across the City for a number of reasons, so he suggests having that number go from two to one. He does not want to put the group in a situation where they cannot meet that requirement. Councilmember Harrison stated she is open to that.

Mayor Pro Tem Boafo made a motion to approve Resolution R-69-20 forming a Bowie Youth Council. Councilmember Harrison seconded the motion. Mayor Adams confirmed that the motion including the one change that Councilmember Esteve suggested, reducing the required district representatives from each district from two to one. The motion passed 7-0.

NEW BUSINESS:

A. Bowie and Vicinity Master Plan – The Maryland-National Capital Park and Planning Commission gave a presentation on current progress and outreach activities relating to the Bowie Master Plan update for informational purposes. Mr. Thomas Lester, Project Manager, Mr. Andrew McCray, Deputy Project Manager, and Mr. Scott Rowe, Project were present. Mr. Lester gave an overview of the project including the draft existing conditions report, noted opportunities and challenges, and discussed upcoming events and the schedule for the project. The public policy document incorporates the planning elements of economic prosperity; housing & neighborhoods; land use; transportation & mobility; community heritage, culture & design; healthy communities; public facilities; and the natural environment.

B. City Staff Overview of City Development Review Guidelines and Policies and City Council Annexation Policy – Mr. Joseph Meinert, Planning Director provided a briefing on City Council policies as those items will be discussed at the next three Council meetings. The Planning Department's objectives for this year are to review and update the annexation policy R-12-06, and review and update the Development Review policies and guidelines, they will be discussed over the next three Council meetings and have been in effect for decades.

Staff is looking for Council's guidance on how the City should conduct its annexations. They put Resolution R-12-06 into effect because the State of Maryland was emphasizing that jurisdictions should adopt a municipal growth element in their master plans. Since the City of Bowie does not have its own planning and zoning authority so they were under no obligation to do that, but they felt it was a wise thing to do. They analyzed a "future growth limits" boundary and had it as part of that resolution. The Planning Department would benefit from any feedback Council has on how the City thinks about annexing; any new parameters encouraging them to do anything that is not being done now, this would be the time to do so.

Council asked for the opportunity to thoroughly review the documents and give feedback at the

next Council meeting. They look forward to working with Mr. Meinert as they move through the process of review and updating the policies and guidelines.

C. Neighborhood Traffic Management - Jennings Mill Drive – George Stephanos, Public Works Director, gave the staff presentation. There was a request from the Collington Station Homeowners Association on November 7, 2019 for neighborhood traffic management for Jennings Mill Drive. At that time, staff explained to the HOA what the process was under the City's neighborhoods traffic management program and they scheduled the required study. They completed the traffic counts and other required investigations in February of 2020, the supervisor reviewed that study, and shared the results with HOA on March 20, 2020. The results of that study show that the street does not meet the requirements for any traffic calming measures or installations. At this point, no further action is planned.

Councilmember Ndebumadu asked that this item be placed on the agenda as residents in that neighborhood still feel like there is a significant amount of speeding going on there and that that type of driving behavior in that type of community could potentially lead to an accident. It is making them very uncomfortable. She wanted to make sure that they are having an adequate discussion as Council because while it did not meet the study requirements, they do have the ability to be able to decide to move in a different direction if that's what they felt. Councilmember Ndebumadu asked to table this item and place it on the next Council Meeting agenda to further discuss, obtain more information, and speak with the community. Councilmember Ndebumadu said that Council needs to listen to the community and find an alternate solution.

Mayor Adams stated that this, as his fellow Councilmember mentioned, is an issue throughout the City and that Council will make sure they come up with a comprehensive and holistic approach to address the issue and engage the citizens.

D. Mental Health Moments—Interfaith Events (Covid-19 Related) - Staff is seeking direction, budget guidance and approval of the City Council regarding these events and the use of City technology. Assistant City Manager Mears gave the staff report and stated that this item was added to the agenda after a series of community conversations this summer. They had events both in person and online that were requested by citizens and the City tried its best to accommodate those and provide opportunity for the community to speak out on social issues. After they had a series of discussions called "Growing Up in 2020" that was initiated by one of the residents, they had a follow up request to begin having sessions like that twice a week. That prompted this item to be on the agenda for Council to discuss. The memo provided outlined some of the time commitments that staff has incurred both through the Community Services, IT, and Communications departments to bring these events forward with a level of quality so they can be broadcast. The request for these additional services coming from residents is challenging from the City staff standpoint as they are also looking at additional needs that are coming internally from staff for getting work done in the new communication methods that they have and from the citizen boards. There is an effort underway between the Community Outreach and Diversity Committees to do a series of social injustice engagement projects which the staff will support in order to bring those conversations forward. Staff wants to find out from Council what their priorities are and the direction they would like staff to go in on supporting initiatives like these.

Councilmember Harrison and Councilmember Ndebumadu had a previous conversation and Councilmember Ndebumadu spoke on behalf of them both. She feels that residents who are looking to plan events should work with the different City committees to have these events. She also spoke on Councilmembers being able to leverage the City technology to hold events like town halls with their constituents. She spoke of an event she held recently with the City youth in regard to community policing. She wants to make sure there is a clear delineation on what is allowed, that the technology is being used for the benefit of the community and not for promotion of self-interests or campaigning,

fundraising, or running for office. Councilmember Ndebumadu also stated about saving residents money using technology that the City already owns while not overspending or having duplication going on. She also mentioned having Councilmembers managing their own programs so that staff are not taken away from the great efforts they are already working on. This is a great way to continue to bring the community together. Mayor Pro Tem Boafu agreed with Councilmember Ndebumadu's comments and approach.

Councilmember Woolfley stated that Council should get guidance from Counsel on this matter to ensure the appropriate usage and understanding. He also thinks that anytime City technology is used by residents that the public should be invited so it is a public event. He also stated they need to give staff the appropriate resources they need to proceed and a budget to work with so that they do not end up overspending on time, efforts, resources, or money.

Mayor Adams stated that they do need to allocate resources for this and that Councilmember Ndebumadu makes a good point about working with the established committees. He stated that they need to be flexible as situations arise but also have a fiscal responsibility of making sure the resources are allocated. Mayor Adams wanted to give thought to what the resources are and have a good idea of what this use might look like, the numbers, and the frequency of these efforts.

Councilmember Ndebumadu made a motion for residents who are looking to have city events or events that benefit the broader community, for them to work through the different committees that the City has, and to allow Council to leverage the existing City technology to have town halls. She also wants to have a clear policy that states that during these town halls, no councilmember is allowed to promote their campaigns, fundraisers, or running for offices, or anything that would be for personal gain. City Attorney Levan stated that it needs to be that the events being held and leveraging City resources are clearly related to City business, and that if they are not related to City business that they need to come before Council first.

Councilmember Woolfley requested to add that City staff work with legal counsel to draft an outline of what those policies might look like and to present it to Council.

Councilmember Harrison wanted to hear from City Manager Lott that this is what he was looking for. City Manager Lott stated that there has to be some limits on how much and how often so that staff are not overburdened more. He stated that the City primarily uses Zoom for these types of events and that there has to be some controls and advance notice so they can plan for this.

Councilmember Ndebumadu repeated her motion for residents who are looking to have city events or events that benefit the broader community, for them to work through the different committees that the City has, and to allow Council to leverage the existing City technology to have town halls. She also wants to have a clear policy that states that during these town halls, no councilmember is allowed to promote their campaigns, fundraisers, or running for offices, or anything that would be for personal gain. The events being held and leveraging City resources are clearly related to City business, and that if they are not related to City business that they need to come before Council first. Staff would draft policy for the use of technology. Mayor Pro Tem Boafu seconded the motion. The motion passed unanimously.

E. Bowie Interfaith Pantry Food Drive - Council discussion on assisting a coordinated food drive with Prince George's County Council Chair Todd Turner, District 23 Legislative Team, and the City. Mayor Adams stated that they were approached by the aforementioned individuals to use the Bowie Interfaith Pantry at the Kenhill Center as the location for a food drive. City Manager Lott stated that it is part of the City's mission to support these food drives and are prepared to do so. Councilmember Harrison stated that the proposed date is Sunday, October 12th from 9:00 am to 12:00

pm. Council stated that they are in full support of this effort, that it has been a very hard time for many Bowie families, and this event would be greatly beneficial.

F. Approval of Resolution R-68-20 In the Effort of Advancing Racial Equity and Introduction of Ordinance O-7-20 In Defense of Black Lives, Expressing a Commitment to Enacting Policies That Defend Black Lives and the Lives of People of Color and Aim to Undo the Effects of Systemic Racism Affecting People of Color in the City of Bowie, While Expressing the City Council's Gratitude Toward and Respect for the Administration of the City's Police Department and the Men and Women Who Serve the City in a Law Enforcement Capacity.

Mayor Pro Tem Boafu provided background information on the resolution to Council. He asked for Chief Nesky to speak and stated that afterwards he would like to table these two items, Resolution R-68-20 and Ordinance O-7-20, to the second Council Meeting in September in order to create a stronger ordinance that has elements of both topics.

Chief Nesky said that from a departmental standpoint, they are making sure to look at this as a holistic approach. They want to take this time to capture things accurately and continue to do things right. Chief Nesky stated that he will be before Council again on October 5th and that he is looking forward to answering any questions about policies and procedures, what they have done, and what they will do in the future. He stated that they are working on a Citizen Review Board and the plan is to have FY21 part of the planning process, and then implement in FY22. They want to make sure their policies, procedures, and training are in place and done thoroughly and correctly to give citizens the best change to be active in the process. The Public Safety Committee will be participating in this to give their feedback. Chief Nesky said they have one chance at this and want to make sure they give the right message and accurately state what they stand for not only as a City but as the police department as well. Mayor Pro Tem Boafu stated that he wants to take some time to make a stronger resolution that combines both the resolution and the ordinance and would like to bring it back before Council at the September 21st Council Meeting.

Mayor Adams commented that it was his hope that they would pass both the resolution and the ordinance at this meeting. He does not want to postpone the discussion to another meeting which is why these items were initially on the Consent Agenda. He also commented that it was not his intent to single out the Police Department but to show that they are renowned and held up on a national stage as being a model to other police departments.

Mayor Pro Tem Boafu stated that he does not believe that neither the resolution nor the ordinance go as far as they need to in a systemic way. This was in response to Mayor Adams stating that these ideas need to be viewed both symbolically and systematically in terms of change for the better.

Mayor Pro Tem Boafu made a motion to table Item K (Resolution R-68-20) and Item L (Ordinance O-7-20) from the agenda and ensure sure that before the end of September, Council has a special worksession to discuss Black Lives Matter and community rights ordinance. Councilmember Harrison seconded that motion. City Attorney Levan clarified when asked, that others can be brought into the worksession to give advice and provide input. Motion passed 6-1 (Adams)

ADJOURNMENT AND MOVE TO CLOSE SESSION:

Mayor Pro Tem Boafu motioned to adjourn the Regular City Council meeting and move to close session Statutory authority of the Md. Annotated Code, State Government Article, §3-305(b)(7): To consult with counsel to obtain legal advice. Councilmember Ndebumadu seconded the motion. Motion passed unanimously. The meeting adjourned at 11:30 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Awilda Hernandez". The signature is fluid and cursive, with a large initial "A" and a stylized "H".

Awilda Hernandez, MMC
City Clerk

Awilda Hernandez

From: Milly Hall <hallmilly@aol.com>
Sent: Tuesday, September 8, 2020 5:47 PM
To: Awilda Hernandez; Alfred Lott; Daniel Mears
Cc: Timothy Adams; Adrian Bofo; Dufour Woolfley; Rosann Ndebumadu; Michael Esteve; Ingrid Harrison; Henri Gardner
Subject: {EXTERNAL}: (Citizen Participation September 8, 2020) Brown wooden fences in Bowie District 3

Citizen Participation.

Good afternoon,

I hope you are staying healthy and safe during these times. I'm reaching out because I noticed the brown wooden fences have been broken for a while in multiple spots along Mt. Oak/Mitchellville Rd and leading up to Harbour Way at Bowie Gateway Center. This keeps getting worse and needs attention.

The City should look into repairs, and if this is the responsibility of the Center's property management I believe a notice should be sent immediately to them.

Thank you in advance for looking into this matter.

Thank you,

Milly Hall

**PRESIDING OFFICER'S WRITTEN STATEMENT FOR CLOSING A MEETING ("CLOSING STATEMENT")
UNDER THE OPEN MEETINGS ACT (General Provisions Article § 3-305)**

This form has two sides. *Complete items 1 – 4 before closing the meeting.*

1. **Recorded vote to close the meeting:** Date: 9-8-20; Time: _____; Location: Bowie City Hall;
Motion to close meeting made by: Deafo Seconded by Harrison;
Members in favor: Adam, Estevé, Gardner, Harrison, Deafo, Nick, [unclear] Opposed: _____;
Abstaining: _____; Absent: _____.

2. **Statutory authority to close session (check all provisions that apply).**
This meeting will be closed under General Provisions Art. § 3-305(b) only:

(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; 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"; (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." (15) ☐ "To discuss cybersecurity, if the public body determines that public discussion would constitute a risk to: (i) security assessments or deployments relating to information resources technology; (ii) network security information . . . or (iii) deployments or implementation of security personnel, critical infrastructure, or security devices."

Continued →

3. For each provision checked above, disclosure of the topic to be discussed and the public body's reason for discussing that topic in closed session.

Citation (insert # from above)	Topic	Reason for closed-session discussion of topic
§3-305(b) ☒ 7	Consult with Counsel to obtain legal advice	Concluding Financial obligations for Ice Plex
§3-305(b) ☐		
§3-305(b) ☐		
§3-305(b) ☐		
§3-305(b) ☐		

Samuel J. Al

4. This statement is made by _____, Presiding Officer.

WORKSHEET FOR OPTIONAL USE IN CLOSED SESSION: INFORMATION FOR SUMMARY TO BE DISCLOSED IN THE MINUTES OF THE NEXT OPEN MEETING. (See also template for summary.)

- For a meeting closed under the statutory authority cited above:

Time of closed session: 11:40

Place: Dowie City Hall

Purpose(s): 3-305(b) 7 Consult with Counsel to obtain legal advice

Members who voted to meet in closed session: Adams Gardner Harrison Esteve Woodley Bofo Nteburadu

Persons attending closed session: Adams Gardner Harrison Esteve Woodley Bofo Nteburadu Lott Levan Matthews Stephanos Means

Authority under § 3-305 for the closed session: 7

Topics actually discussed: Concluding Financial Obligation for Ice Plex

Actions taken: _____

Each recorded vote: _____

- For a meeting recessed to perform an administrative function (§ 3-104): Time: _____

Place: _____

Persons present: _____

Subjects discussed: _____