

# **MINUTES CITY COUNCIL EMERGENCY MEETING March 13, 2014**

The Emergency Session of the Glenpool City Council was called by the Mayor with notice and agenda posted at 4:40 p.m. on March 12, 2014, was called to order at 6:00 p.m., Thursday, March 13, 2014, Glenpool City Hall, 3<sup>rd</sup> Floor, 12205 S. Yukon Ave, Glenpool, Oklahoma. Councilors present were: Momodou Ceesay, Mayor; Alyce Korb, Vice-Mayor; Tim Fox, Councilor; and Patricia Agee, Councilor. Tommy Carner, Councilor was absent.

Staff present was: Lowell Peterson, City Attorney.

**A. Mayor Ceesay called the meeting to order.**

**B. Lowell Peterson, City Attorney called the roll. Mayor Ceesay declared a quorum present.**

**C. Scheduled Business:**

As authorized by Title 25 Oklahoma Statutes § 304(5), Open Meeting Act, the Council was called into Emergency Session for the purpose of dealing with an emergency, defined in this instance as a situation involving immediate financial loss when the time requirements for public notice of a special meeting would make the special meeting notice procedure impractical and increase the likelihood of immediate financial loss. Specifically, the meeting was called to consider, in executive session, certain matters that could potentially affect the candidacy of Roger Kolman for the position of City Manager. Given that the Council had, as of Monday, March 10, extended Mr. Kolman an offer of contract, the City Attorney advised that the situation rose to the level of an emergency in order to minimize the risk that Mr. Kolman might sign the contract, thereby accepting the offer and rendering it a binding contract, before the Council had this opportunity to consider whether to rescind the offer. Such an eventuality, if the City chose to renege on its offer at that time, would create the likelihood of immediate financial loss in that Mr. Kolman might elect either to sue the City for breach of contract or make a claim against its severance provisions.

**1. Possible action to adjourn Emergency Session and move into Executive Session.**

**MOTION:** Vice Mayor Korb moved, second by Councilor Fox to adjourn into Executive Session.

**FOR:** Councilor Fox; Councilor Agee; Vice-Mayor Korb; Mayor Ceesay

**AGAINST:** None

**ABSENT:** Councilor Carner

**Motion carried.**

**2. Executive Session for the purpose of discussing the prospective employment, hiring or appointment of a Glenpool City Manager, to include consideration of withdrawing offer of contract extended on Monday, March 10, 2014, pursuant to Title 25 Sec. 307(B)(1) of the Oklahoma Statutes (Open Meeting Act).**

**3. Possible action to reconvene in Emergency Session.**

**MOTION:** Councilor Agee moved, second by Vice Mayor Korb to reconvene in Emergency Session.

**FOR:** Councilor Agee; Councilor Fox; Vice-Mayor Korb; Mayor Ceesay

**AGAINST:** None

**ABSENT:** Councilor Carner

**Motion carried.**

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- 4. Discussion and possible action, to withdraw from consideration the offer of contract extended to Roger Kolman as of Monday, March 10, 2014, and to notify Mr. Kolman of such withdrawal.**

This item died for lack of a motion, thereby rendering the purpose of Emergency Session moot. However, that outcome could not be predicted until the meeting was held.

#### **D. Adjournment**

Meeting was adjourned at 6:42 p.m.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mayor

ATTEST:

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City Clerk