

Public Record of Closed Session

Motion: To close public meeting	Motion: To resume public meeting
Moved by: McGaughey Seconded by: Morgan	Moved by: Wells Seconded by: Morrissey
Yea: 7 Nay: 0 Abstain:	Yea: 7 Nay: 0 Abstain:

TIME: 6:30 p.m.

DATE: Tuesday, January 3rd, 2023

PLACE (IF OTHER THAN TOWN HALL): Zoom

PERSONS PRESENT: Biermann, Dubayah, Gathercole, Morrissey, Morgan, McGaughey, Wells, Sweet, Ferguson

AUTHORITY FOR CLOSING SESSION:

THE COUNCIL VOTED TO MEET IN CLOSED SESSION UNDER THE FOLLOWING PART(S) OF SECTION 10-508 TO:

- 1) DISCUSS (I) THE APPOINTMENT, EMPLOYMENT, ASSIGNMENT, PROMOTION, DISCIPLINE, DEMOTION, COMPENSATION, REMOVAL, RESIGNATION OR PERFORMANCE EVALUATIONS OF APPOINTEES, EMPLOYEES, OR OFFICIALS OVER WHOM IT HAS JURISDICTION; OR (II) ANY OTHER PERSONNEL MATTER THAT EFFECTS ONE OR MORE SPECIFIC INDIVIDUALS; OR
- 2) PROTECT THE PRIVACY OR REPUTATION OF INDIVIDUALS WITH RESPECT TO A MATTER NOT RELATED TO PUBLIC BUSINESS; OR
- 3) CONSIDER THE ACQUISITION OF REAL PROPERTY FOR A PUBLIC PURPOSE AND MATTERS DIRECTLY RELATED THERETO; OR
- 4) CONSIDER A MATTER THAT CONCERNS THE PROPOSAL FOR A BUSINESS OR INDUSTRIAL ORGANIZATIONS TO LOCATE, EXPAND OR REMAIN IN THE STATE; OR
- 5) CONSIDER THE INVESTMENT OF PUBLIC FUNDS; OR
- 6) CONSIDER THE MARKETING OF PUBLIC SECURITIES; OR
- 7) CONSULT WITH COUNSEL TO OBTAIN LEGAL ADVICE; OR
- 8) CONSULT WITH STAFF, CONSULTANTS, OR OTHER INDIVIDUALS ABOUT PENDING OR POTENTIAL LITIGATION; OR

- 9) CONDUCT COLLECTIVE BARGAINING NEGOTIATIONS OR CONSIDER MATTERS THAT RELATE TO NEGOTIATIONS; OR
- 10) DISCUSS PUBLIC SECURITY, IF THE PUBLIC BODY DETERMINES THAT PUBLIC DISCUSSION WOULD CONSTITUTE A RISK TO THE PUBLIC OR TO PUBLIC SECURITY, INCLUDING:
 - (i) DEPLOYMENT OF FIRE AND POLICE SERVICE AND STAFF; AND
 - (ii) THE DEVELOPMENT AND IMPLEMENTATION OF EMERGENCY PLANS;
- 11) PREPARE, ADMINISTER, OR GRADE A SCHOLASTIC, LICENSING, OR QUALIFYING EXAMINATION; OR
- 12) CONDUCT OR DISCUSS AN INVESTIGATIVE PROCEEDING ON ACTUAL OR POSSIBLE CRIMINAL CONDUCT; OR
- 13) COMPLY WITH A SPECIFIC CONSTITUTIONAL, STATUTORY, OR JUDICIALLY IMPOSED REQUIREMENT THAT PREVENTS PUBLIC DISCLOSURES ABOUT A PARTICULAR PROCEEDING OR MATTER; OR
- 14) BEFORE A CONTRACT IS AWARDED OR BIDS ARE OPENED, DISCUSS A MATTER DIRECTLY RELATED TO A NEGOTIATING STRATEGY OR DISCLOSURE WOULD ADVERSELY IMPACT THE ABILITY OF THE PUBLIC BODY TO PARTICIPATE IN THE COMPETITIVE BIDDING OR PROPOSAL PROCESS.
- 15) 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, INCLUDING INFORMATION THAT IS:
 - 1. RELATED TO PASSWORDS, PERSONAL IDENTIFICATION NUMBERS, ACCESS CODES, ENCRYPTION, OR OTHER COMPONENTS OF THE SECURITY SYSTEM OF A GOVERNMENTAL ENTITY;
 - 2. COLLECTED, ASSEMBLED, OR MAINTAINED BY OR FOR A GOVERNMENTAL ENTITY TO PREVENT, DETECT, OR INVESTIGATE CRIMINAL ACTIVITY; OR
 - 3. RELATED TO AN ASSESSMENT, MADE BY OR FOR A GOVERNMENTAL ENTITY OR MAINTAINED BY A GOVERNMENTAL ENTITY, OF THE VULNERABILITY OF A NETWORK TO CRIMINAL ACTIVITY; OR
 - (iii) DEPLOYMENTS OR IMPLEMENTATION OF SECURITY PERSONNEL, CRITICAL INFRASTRUCTURE, OR SECURITY DEVICES.

LIST OF TOPICS DISCUSSED: Appointment of a new town administrator.

ACTIONS TAKEN: Mayor Biermann nominated a former resident with a background in international development to the position of town administrator along with his rationale for the nomination. If the candidate withdrew or was otherwise unavailable, the Mayor submitted another nomination of a retired military officer with experience as a city manager in another state. Councilmembers disagreed with the nomination, and the Mayor agreed to withdraw his nominees.

MEETING ADJOURNED: Closed session ended at 7:41p.m. and returned to open session

SIGNED: //// Joel Biermann ///



**MEETING OF
UNIVERSITY PARK MAYOR AND COMMON COUNCIL
VIA VIDEO AND AUDIO CONFERENCE
7:30 p.m.
January 3, 2023
MINUTES**

1. CALL TO ORDER: *Mayor Biermann* at 7:41PM

Present: Mayor Biermann, Mr. Dubayah, Ms. Gathercole, Ms. Morrissey, Mr. Morgan, Mr. McGaughey, Ms. Wells and Mr. Sweet

Absent: None

2. APPROVAL OF THE AGENDA

Moved by:

Seconded by:

Yea:

Nay:

Abstain:

3. APPROVAL OF MINUTES: *December 19, 2022*

Moved by: Ms. Wells

Seconded by: Ms. Gathercole

Yea: 7

Nay: 0

Abstain:

4. PUBLIC COMMENT

- Mayor Biermann removed the Town Administrator motion from the agenda.
- Several residents spoke about the Town Administrator position and the hiring process.

5. MAYOR, COUNCIL, AND COMMITTEE COMMENTS AND REPORTS

Mayor Biermann withdrew his Town Administrator nominee.

Development Overview Committee – Ms. Wells

- The next meeting is January 19.
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Police, Traffic and Public Safety Committee - Ms. Gathercole

- At the December 14 meeting, the Chief discussed purchasing 12 multi-sensory security cameras that could be installed at 12 intersections in the town. He also discussed having four Code Blue Stations placed in Town Park along the path; the stations would contact 911 when the button is pushed. Chief Baker would like to install four to six lamps placed in the park for evening hours. All of this would be in a future budget.

- The Mayor stated that the town did not get the grant for the camera program.

Policy Rules of Municipal Structure Committee – Ms. Morrissey

- The next meeting is February 2.

Public Facilities and Services Committee – Mr. Morgan

- The next meeting is January 19.

The Sustainability Committee - Mr. Dubayah

- The next meeting is January 10.

The Transit Task Force Committee - Mr. McGaughey

- The next meeting is January 10.

6. NEW BUSINESS

APPOINTMENT OF TOWN ADMINISTRATOR

Mayor withdrew the motion.

Motion: To approve the appointment of a Town Administrator on a part-time basis from January 9, 2023 to December 31, 2023, pending favorable results from a criminal, financial, and driver’s history check, and to authorize the Mayor to negotiate and sign a contract with the nominee in substantially the form as the previous Town Administrator but without hotel and per diem expense reimbursements, subject to legal review by the Town Attorney.

Motion: To amend the agenda as presented tonight to remove item 6 from the agenda.

Moved by: Ms. Wells

Seconded by: Mr. Morgan

Yea: 7

Nay: 0

Abstain:

7. ADJOURNMENT at 8:01PM

Moved by: Ms. Wells

Seconded by: Mr. Morgan

Yea: 7

Nay: 0

Abstain: