



**CITY OF OAK PARK, MICHIGAN
SPECIAL COUNCIL MEETING OF THE
37th OAK PARK CITY COUNCIL
August 27, 2018
5:30 PM**

MINUTES

The Special Meeting was called to order at 5:30 PM by Mayor McClellan in the Executive Conference Room of City Hall located at 14000 Oak Park Boulevard, Oak Park, MI 48237. (248) 691-7544

PRESENT: Mayor McClellan, Mayor Pro Tem Radner Council Member Burns, Council Member Rich and Council Member Weiss

ABSENT: None

OTHERS

PRESENT: City Manager Tungate, City Clerk Norris, Assistant City Manager Yee, City Attorney Duff, Human Resources Director Brooks, City Attorney Fournier, City Attorney Gillooly

SPECIAL BUSINESS:

Labor Attorney Brandon Fournier summarized the City of Oak Park Deferred Retirement Option Program (DROP) and explained proposed amendments that would allow for the extension of the participation period to a maximum time of eight years.

SCM-08-281-18 MOTION TO APPROVE PROPOSED AMENDMENTS TO THE CITY'S DEFERRED RETIREMENT OPTION PROGRAM (DROP), ALLOWING THE CITY MANAGER TO EXTEND THE PARTICIPATION PERIOD TO A TOTAL MAXIMUM TIME OF EIGHT (8) YEARS, SHOULD THE CITY BE CONTRACTUALLY REQUIRED TO ALLOW FOR SUCH AN EXTENSION - APPROVED

Motion by Burns, seconded by Rich, CARRIED UNANIMOUSLY, to approve proposed amendments to the City's Deferred Retirement Option Program (DROP), allowing the City Manager to extend the participation period to a total maximum time of eight (8) years, should the City be contractually required to allow for such an extension.

Roll Call Vote: Yes: McClellan, Radner, Rich, Burns, Weiss
 No: None
 Absent: None

MOTION DECLARED ADOPTED

CLOSED SESSION

**SCM-08-282-18 MOTION TO CONVENE INTO A CLOSED SESSION TO DISCUSS
ATTORNEY CLIENT PRIVILEGED COMMUNICATION AND
PENDING LITIGATION REGARDING KISH VS. CITY OF OAK PARK
- APPROVED**

Motion by Weiss, Seconded by Rich, CARRIED UNANIMOUSLY, to convene into a Closed Session to discuss Attorney Client Privileged Communication and pending litigation regarding Kish vs. City of Oak Park.

Roll Call Vote: Yes: McClellan, Radner, Rich, Burns, Weiss
 No: None
 Absent: None

MOTION DECLARED ADOPTED

The Closed Session began at 5:39 PM. The Special Meeting reconvened at 6:20 PM.

**SCM-08-283-18 MOTION TO APPROVE A PROPOSED SETTLEMENT IN THE KISH
VS. CITY OF OAK PARK CLASS ACTION LITIGATION IN THE
AMOUNT OF \$2,850,000.00 BASED UPON THE PRESENTATION AND
LATER APPROVAL OF APPROPRIATE CLOSING DOCUMENTS TO
BE SUBMITTED TO CITY COUNCIL BY THE CITY ATTORNEYS
- APPROVED**

Motion by Burns, seconded by Rich, CARRIED UNANIMOUSLY, to approve a proposed settlement in the Kish vs. City of Oak Park class action litigation in the amount of \$2,850,000.00 based upon the presentation and later approval of appropriate closing documents to be submitted to City Council by the City Attorneys.

Roll Call Vote: Yes: McClellan, Radner, Rich, Burns, Weiss
 No: None
 Absent: None

MOTION DECLARED ADOPTED

SCM-08-284-18 CLOSED SESSION MINUTES - APPROVED

Motion by Weiss, seconded by Radner, CARRIED UNANIMOUSLY, to approve the minutes of the August 27, 2018 Closed Session.

Voice Vote: Yes: McClellan, Radner, Rich, Burns, Weiss
 No: None
 Absent: None

MOTION DECLARED ADOPTED

CALL TO THE AUDIENCE:

There were no members of the public wishing to speak.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor McClellan adjourned the special meeting at 6:25 P.M.

T. Edwin Norris, City Clerk

Marian McClellan, Mayor