

**CITY OF TAKOMA PARK, MARYLAND
CITY COUNCIL REGULAR MEETING**

WEDNESDAY, JULY 12, 2023

Closed Session Summary

The City Council convened at 6:00 PM in the Auditorium of the Takoma Park Community Center, 7500 Maple Avenue, to vote to convene in closed session to discuss matters related to collective bargaining negotiations and receive legal advice. The session was closed pursuant to Annotated Code of Maryland, General Provisions Article, §3-305(b)(7) and (9). Present: Mayor Searcy, Councilmembers Fulcher, Dyballa, Gibson, Honzak and Small.

Councilmember Small moved to convene in closed session. Councilmember Honzak seconded the motion. VOTING FOR: Mayor Searcy, Councilmembers Fulcher, Dyballa, Gibson, Honzak, and Small. ABSENT: Councilmember Seamens.

The City Council met in the Hydrangea Room for the closed session. Present: Mayor Searcy, Councilmembers Fulcher, Dyballa, Gibson, Seamens, Honzak, and Small; Acting City Manager Eubanks, Andrew Bolduc, Human Resources Director Cannon, Labor Attorney Wozniak, and City Clerk Carpenter.

The Council was briefed on the status of negotiations with the City's two unions, UFCW Local 400 and AFSCME. The Council provided direction.

The closed session was adjourned at 7:30 PM.

**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: July 12, 2023; Time: 6:00 pm

Location: Auditorium;

Name	Motion by	Second	In Favor	Opposed	Abstain	Absent
Searcy			✓			
Fulcher			✓			
Dyballa			✓			
Gibson			✓			
Seamens						✓
Honzak		✓	✓			
Small	✓		✓			

Motion to close meeting made by: Small Seconded by Honzak;
 Members in favor: _____; Opposed: _____;
 Abstaining: _____; Absent: Seamens

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.”

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)	Collective Bargaining with the City’s two unions	Closed to enable the Council to freely ask questions of the labor attorney and discuss any legal issues related to the negotiations.
§3-305 (b)(9)	Collective Bargaining with the City’s two unions.	Closed so discussions do not disadvantage the City in negotiations

4. This statement is made by  Presiding Officer.
Talisha Searcy, Mayor