

John Hamilton called the meeting to order at 5 p.m.

The clerk called **the roll** and the following Commissioners responded: John Hamilton, Diedre Cole, Keith Grohe, Jeff Smith, Julie Farrar and Pervis Brown.

Upon motion of Julie Farrar and second of Jeff Smith, the commission voted to excuse Wesley Poole. The President declared the motion passed.

City staff present: Don Icsman – Law Director, Nicole Ard - City Manager and Kelly Kresser – Commission Clerk.

Upon motion of Pervis Brown and second of Jeff Smith the commission voted to hold an executive session regarding city manager, personnel. Roll call on the motion: Yeas: John Hamilton, Keith Grohe, Jeff Smith, Julie Farrar and Pervis Brown, 5. Nays: Diedre Cole, 1. The President declared the motion passed.

The President announced a recess of the special session at 5:03 p.m. One executive session was held beginning at 5:04 p.m.

Upon motion of Diedre Cole and second of Keith Grohe, the commission voted to return to open session at 5:09 p.m. The President declared the motion passed.

Upon motion of Keith Grohe and second of Jeff Smith, the commission voted to accept the evaluation for Nicole Ard, city manager.

Discussion: Julie Farrar affirmed this vote is to approve the evaluation.

Roll call on the motion: Yeas: John Hamilton, Keith Grohe, Jeff Smith, Julie Farrar, Pervis Brown, 5. Nays: Diedre Cole, 1. The President declared the motion passed.

Upon motion of Julie Farrar and second of Jeff Smith, the commission voted to provide this evaluation to Don Icsman and direct him to forward it to Nicole Ard's counsel.

Discussion: Julie Farrar asked to explain again why the commission is voting on this evaluation when they did not publicly vote on the other charter officer's evaluations (Don Icsman, Hank Solowiej and Kelly Kresser). Don Icsman said the difference is that Nicole Ard has asked for this to be forwarded to her counsel before she comments so the commission has approved this as the final representation of their consensus. Normally what happens is the commissioners just sign the evaluation if the employee signs it and this is one difference. Don Icsman said he does not want to speak for her (Nicole), but this is not really going to happen. The second vote is because the commission indicated that absent getting something back during the comment period, which may or may not cause the commission to change their minds about something in this version; it is final as of this point. The process still requires or allows for Nicole Ard and/or her counsel to look at it and comment (or not). Don Icsman said normally, it is not anywhere in the law or in the contract about forwarding it or not giving it to her (Nicole) directly, and so the commission is voting that they agree this is all right. Keith Grohe will sign the evaluation today and Don Icsman will then provide it to Nicole Ard's counsel and these are the two differences he sees.

Roll call on the motion: Yeas: John Hamilton, Jeff Smith, Julie Farrar and Pervis Brown, 4. Nays: Diedre Cole and Keith Grohe, 2. The President declared the motion passed.

Upon motion of Julie Farrar and second of Keith Grohe, the commission voted to adjourn the meeting at 5:13 p.m. The President declared the motion passed.

Kelly L. Kresser, CMC
Clerk of the City Commission

John F. Hamilton
President of the City Commission