

SPECIAL CITY COUNCIL MEETING MINUTES

TUESDAY, JANUARY 25, 2022

CALL MEETING TO ORDER:

The Special Meeting of the Bowie City Council was held on Tuesday, January 25, 2022 in Council Chambers. Mayor Pro Tem Boafo called the meeting to order at 7:04 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG:

Mayor Pro Tem Boafo led the Pledge of Allegiance to the Flag.

QUORUM:

In attendance were Mayor Adams (logged in at 7:10 p.m.), Councilmembers Boafo, Esteve, Gardner, Harrison (logged in at 7:10 p.m.), Ndebumadu and Woolfley, City Manager Lott, Assistant City Manager Mears, City Attorney Levan, City Clerk Hernandez.

MOVE TO CLOSE SESSION:

Councilmember Esteve moved to adjourn to closed session under the statutory authority of the Md. Annotated Code, State Government Article §3- 305(b)(7): "To consult with counsel to obtain legal advice". Councilmember Woolfley second the motion. Motion passed 4-0 (Gardner did not vote). Open Session adjourned at 7:06 p.m.

RECONVENE TO OPEN SESSION:

A. Possible consideration of a resolution relating to a proposed settlement of the City's claims in certain federal multi-district litigation concerning the manufacture and distribution of opioid drugs with certain defendants,

Mayor Adams reconvened to Open Session at 7:51 p.m.

City Clerk Hernandez read for the record Resolution R-3-22 Authorizing the City Attorney to Execute National Settlement Agreements with Janssen (Johnson and Johnson) and Certain Opioid Distributors in the Connection with the City's Claims in Certain Multi-District Opioid Litigation.

Councilmember Esteve motioned to adopt Resolution R-3-22. Councilmember Gardner seconded the motion. Motion passed 4-0 (Boafo, Ndebumadu and Harrison did not vote).

ADJOURNMENT:

Councilmember Esteve moved to adjourn the Special City Council meeting. Councilmember Gardner second the motion. Motion passed 4-0 (Boafo, Ndebumadu and Harrison did not vote). The meeting adjourned at 7:56 p.m.

January 25, 2022

Respectfully submitted,

Awilda Hernandez, MMC
City Clerk

**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: 1-25-22; Time: 7:04; Location: City Hall;
Motion to close meeting made by: Esteve Seconded by Woolfley;
Members in favor: HG, ME, DW, AB, RN; Opposed: _____;
Abstaining: _____; Absent: TA, IH.

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."

Continued →

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) <input checked="" type="checkbox"/> 7	Opioid Litigation	Consult with Counsel to obtain legal advice
§3-305(b) <input type="checkbox"/>		
§3-305(b) <input type="checkbox"/>		
§3-305(b) <input type="checkbox"/>		
§3-305(b) <input type="checkbox"/>		

Jonathan J. Adams

4. This statement is made by _____, Presiding Officer.

WORKSHEET FOR OPTIONAL USE IN CLOSED SESSION: INFORMATION FOR SUMMARY TO BE DISCLOSED IN THE MINUTES OF THE NEXT OPEN MEETING. (See also template for summary.)

➤ For a meeting closed under the statutory authority cited above:

Time of closed session: 7:04
 Place: City Hall
 Purpose(s): (7) Consult with Counsel to obtain legal advice
 Members who voted to meet in closed session: HG, ME, DW, AB, RN
 Persons attending closed session: Adams, Gardner, Harrison, Esteve, Woolfley, Bonfo, Ndeburuadu, Levan, Lott, Mears
 Authority under § 3-305 for the closed session: (7)
 Topics actually discussed: Opioid Litigation
 Actions taken: _____
 Each recorded vote: _____

➤ For a meeting recessed to perform an administrative function (§ 3-104): Time: _____

Place: _____
 Persons present: _____
 Subjects discussed: _____