

Aiken City Council Minutes

SPECIAL CALLED MEETING

June 6, 2014

Present: Mayor Cavanaugh, Councilmembers Dewar, Diggs, Ebner, Homoki, Merry, and Price.

Others Present: Richard Pearce, Gary Smith, Sara Ridout, Stuart Bedenbaugh, Kim Abney, PSO Chad Cathcart, and Maayan Schechter and Tim O'Briant from the Aiken Standard, TV Channel 26, and 4 citizens.

Mayor Cavanaugh called the special called meeting to order at 3:02 P.M. He read the public notice which had been posted for the special called meeting.

"The Aiken City Council will hold a special meeting on Friday, June 6, 2014, at 3:00 P.M. to vote to go into executive session to discuss employment, appointment, compensation, promotion, demotion, discipline, or release of an employee regulated by City Council pursuant to Section 30-4-70(a)(1) of the South Carolina Code of Laws and to receive legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege or settlement of legal claims pursuant to Section 30-4-70(a)(2) of the South Carolina Code of Laws. Following the executive session, City Council may have a vote to approve an agreement that was discussed in executive session or to take other action that was discussed in executive session. The meeting is to be held in the Council Chamber at 214 park Avenue at 3:00 P.M."

Mayor Cavanaugh asked if there was a motion to go into executive session.

Councilwoman Price moved that Council go into executive session to discuss the matters indicated by the Mayor and that the executive session be Council only with Mr. Jim Holly and Gary Smith, City Attorney, present as well. The motion was seconded by Councilman Merry. The motion was unanimously approved.

Council went into executive session at 3:04 P.M.

After discussion Council returned to the Council Chambers. Mayor Cavanaugh stated Council had returned to the Council Chambers from the executive session.

Councilman Dewar moved that Council come out of executive session. The motion was seconded by Councilwoman Diggs and unanimously approved. Council came out of executive session at 3:20 P.M.

Mayor Cavanaugh read the following resolution.

"A resolution authorizing the City of Aiken to enter into a contractual arrangement with the City Manager and to accept the City Manager's resignation.

Whereas, Richard L. Pearce, City Manager of the City of Aiken, has voluntarily tendered his resignation as City Manager for the City of Aiken; and

Whereas, Aiken City Council has entered into an agreement with the City Manager to document the benefits to be received by the City Manager upon his resignation and a copy of this agreement is attached hereto and incorporated herein by reference as Exhibit A; and

Whereas the Council of the City of Aiken has concluded that entering into this agreement with the City Manager and accepting the voluntary resignation of the City Manager is

essential to the general health, safety, welfare, economic stability of the city, and is in the best interest of its citizens.

Now, therefore, be it resolved that the Council of the City of Aiken hereby authorizes the City of Aiken to enter into this agreement with the City Manager and the Council of the City of Aiken accepts the voluntary resignation of Richard L. Pearce as the City Manager for the City of Aiken.

Adopted by the City Council of the City of Aiken at a special meeting held this 6th day of June, 2014, at which a quorum was present and voting.”

Mayor Cavanaugh called for a motion to adopt the resolution.

Councilwoman Diggs moved, seconded by Councilman Merry, that Council approve the resolution read by Mayor Cavanaugh. The motion was unanimously approved.

Mayor Cavanaugh stated at this time Council will resume the executive session for the reasons previously read from the public notice. He called for a motion to go back into executive session.

Councilman Dewar moved, seconded by Councilman Ebner, that Council go back into executive session for the reasons previously noted. The motion was unanimously approved.

Council went into executive session at 3:22 P.M.

Mr. Richard Pearce left the Council Chambers at 3:23 P.M.

After discussion Council returned to the Council Chambers. Mayor Cavanaugh stated Council had returned to the Council Chambers from the executive session.

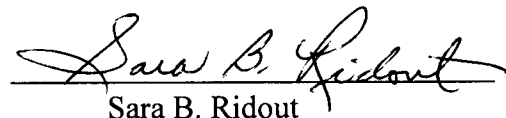
Councilman Dewar moved that Council come out of executive session. The motion was seconded by Councilwoman Price and unanimously approved. Council came out of executive session at 4:39 P.M.

Mayor Cavanaugh stated Council has an item of business to consider which is the appointment of Stuart Bedenbaugh, Assistant City Manager, as the Acting City Manager until further action of Council is taken.

Councilman Ebner moved, seconded by Councilwoman Diggs, that Council appoint Stuart Bedenbaugh as Acting City Manager until further action of Council is taken. The motion was unanimously approved.

ADJOURNMENT

There being no further business, the meeting adjourned at 4:41 P.M.


Sara B. Ridout
City Clerk