

**SPECIAL COUNCIL MEETING MINUTES
GREENVILLE CITY COUNCIL
THURSDAY, FEBRUARY 23, 2012**

I. CALL TO ORDER

Mayor Oliver called the February 23, 2012, special meeting to order at 5:04 p.m. Present were Councilmembers Perkins (arrived 5:18 p.m.), Perks, Dailey, Del Bosque-Hobdy, Herrin (arrived 5:12 p.m.) and Franklin. Also present were City Manager Steve Alexander, City Attorney Brent Money, and City Secretary Debra Newell.

II. NEW BUSINESS

III. EXECUTIVE SESSION

The Mayor announced the time as 5:04 p.m. and stated the Council would go into executive session under Section 551.071 (1) – L-3 Communications vs. City of Greenville.

IV. Take any action on any item discussed in Executive Session as needed.

Upon reconvening in open session at 6:45 p.m., the Councilmember Perkins moved, Councilmember Franklin seconded to adopt the resolution.

Councilmember Dailey made a motion to move this item to the February 28, 2012 agenda. Motion died for lack of a second.

Councilmember Perkins again moved and read into the record:

“RESOLUTION NO. 12-06”

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREENVILLE,
TEXAS, EXPRESSING THE CITY’S DESIRE TO SETTLE THE ACTIONS
AGAINST THE CITY OF GREENVILLE, TEXAS (CITY) BROUGHT BY L-3
COMMUNICATIONS INTEGRATED SYSTEMS, L.P. (L-3)**

WHEREAS, the Letter to the Editor by Councilmember Jeff Dailey that appeared in the *Herald Banner* on February 19, 2012, does not accurately reflect the intent or the deliberations of the City Council regarding the proposed settlement agreement to L-3; and

WHEREAS, the City councilmembers voting in favor of the ordinance are compelled to respond to councilmember Dailey’s letter; and

WHEREAS, on February 14, 2012, at a Regular City Council meeting, the City Council in a 6-1 vote approved an ordinance submitting a proposed settlement agreement to L-3, with Councilmember Dailey providing the dissenting vote; and

WHEREAS, the City Council desires to reaffirm to L-3 that the proposed settlement agreement is a sincere offer made in good faith with the hopes of settling every issue in the current dispute, and

WHEREAS, Councilmember Dailey told the councilmembers voting in favor of the ordinance that he agreed with the content of the proposed settlement agreement exactly as it was written; and

WHEREAS, during the February 14, 2012 meeting, Councilmember Dailey's only stated concern with the proposed settlement agreement was acting on it in open session; and

WHEREAS, Texas Open Meetings Act requires City Council to act in open session to make a formal settlement offer; and

WHEREAS, it is every councilmember's right to participate in open and honest debate and openly and honestly oppose any issue brought before Council.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENVILLE, TEXAS:

SECTION 1.

The City Council of the City of Greenville wishes to reiterate its sincere desire to resolve the current issues brought by L-3 against the City of Greenville and has submitted a proposed settlement agreement to L-3 with the hopes of bringing the current issues to a mutually acceptable resolution.

AND IT IS SO RESOLVED.

PASSED AND APPROVED, this 23rd day of February, 2012."

Councilmember Franklin seconded for its adoption. Motion carried by majority consent (6-1) with Councilmember Dailey voting "No".

V. ADJOURN

There being nothing further, the meeting was adjourned at 6:52 p.m.