



General Government Committee

April 9th, 2013

Summary and Motions

Chair Steve Kay called the meeting to order at 11:00am. Council Members present were Linda Gorton, Harry Clarke, Chris Ford, Diane Lawless, Julian Beard, Jennifer Scutchfield, and Ed Lane. Shevawn Akers and George Myers were absent. Kevin Stinnett attended as a non-voting member.

1. Approval of Summary

Motion by Gorton to approve the summary. Seconded by Lawless.

Motion by Gorton to amend the summary to list Diane Lawless as absent for the March 2013 meeting. Seconded by Lane. Amended motion passed without dissent.

2. Quorum

Glenda George from the Law Department came to the podium to present on the Quorum issue referred to committee by Gorton. George said that she received direction from Gorton to draft an amendment to the Council Rules and Procedures to revise Section 2.201. George said that she added the following language for standing committees:

If more than one councilmember who is not on the committee is present and councilmembers not on the committee are needed to constitute a quorum, the chair shall only recognize the number of councilmembers not on the committee as are deemed necessary to constitute a quorum. If a quorum is not present, the standing committee shall take one of the following procedural actions: 1) Take measures to obtain a quorum including recessing for a specified amount of time; 2) Fix the time which to adjourn; or 3) adjourn.

The committee members discussed the issue of how many non-committee members could be recognized as voting members to constitute a quorum. Gorton told the committee members that in the past, the chair recognized the first non-committee member who entered the meeting as voting if a quorum was not present. Gorton said that if a committee chair recognizes more voting members than is necessary, it can, and has, swayed votes on issues.

Stinnett suggested that they set a time limit to obtain a quorum. He recommended setting the time limit to 15 minutes and the committee members were agreeable.

Motion by Gorton to add to Section 2.201 of the Council Rules and Procedures that each standing committee has 15 minutes to obtain a quorum and will adjourn after 15 minutes if a quorum has not been obtained. Seconded by Scutchfield. Motion passed without dissent.

Motion by Clarke to forward the draft amendment of Section 2.201 to the full Council. Seconded by Lawless. Motion passed without dissent.

George said that she will provide a draft of the revision to Council Members prior to the Work Session where Kay will report out the summary from the General Government Committee.

3. Metro Employees Credit Union (MECU) Update

Chief Administrative Officer, Sally Hamilton, came to the podium to present the update. Hamilton said that she wanted to discuss the Memorandum of Agreement (MOA), not the lease. Hamilton said that David Barberie had drafted the MOA. Hamilton then called a meeting to discuss it. Piper Graham from the MECU had not seen a copy of the draft prior to that meeting, and asked Hamilton for time to review the draft with the MECU Board of Directors.

Lane asked about referring to employees as 'employees of Lexington' instead of 'employees of the LFUCG.' Barberie said legally it can be written either way but he prefers to use 'Lexington.'

Lane asked Hamilton about a commencement date. Hamilton said that since it is now April, they would make the MOA effective with the lease on July 1, 2013. Lane suggested that the MECU provide the Council a yearly financial report and documentation of accreditation.

Beard asked Graham to come to the podium. He asked her if the FDIC regularly examines the MECU. Graham said that they get a yearly examination by the Department of Financial Institutions. They also have an internal audit, done yearly, that the MECU pays for.

Stinnett asked Hamilton about the status of the lease with MECU. Hamilton said the draft 5-year lease has not yet been adopted by the General Government committee. The 5-year lease is acceptable to the MECU. Hamilton said that the MOA and the lease are not tied together.

Graham said that she thought the MOA would determine what the relationship between the LFUCG and MECU is. Graham said that she thinks the MOA and the lease are tied together.

Kay said that the MECU MOA and lease will be on the May 2013 agenda.

4. Items in Committee

Motion by Lawless to remove the *Franchise Agreements* from the referral list. Seconded by Clarke. Motion passed without dissent.

Kay told committee members that the *CAO Policy #3 Vehicle Use and Assignment / Fleet Right-Sizing* item will be on the May agenda.

Gorton said that the Commissioner of Planning, Derek Paulsen, will be ready to present on the *Restructuring Government to move the Divisions of Building Inspection and Code Enforcement to the Commissioner of Planning* item at the May meeting.

5. Adjournment

Motion by Lane to adjourn. Seconded by Gorton. Motion passed without dissent.

Submitted by Jenifer Benningfield, Council Administrative Specialist