



General Manager
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TRANSMITTAL MEMORANDUM

TO: The Honorable Mayor and City Council

FROM: Karl R. Amylon, General Manager

DATE: January 25, 2021

RE: **Request for Executive Session - *Bruce Hattrick v. City of Ketchikan et. al.***

The motion detailed below was prepared at the request of City Attorney Mitch Seaver, who asked that it be placed before the City Council for consideration at its meeting of February 4, 2021. If adopted, the motion provides for the City Council going into executive session to discuss pending litigation in *Bruce Hattrick v. City of Ketchikan et. al.* Attorney Seaver's transmittal memorandum is attached and requires no elaboration on the part of my office.

A motion has been prepared for City Council consideration.

RECOMMENDATION

It is recommended the City Council adopt the motion declaring that consistent with the City Attorney's request dated January 25, 2021 it is in the best interest of the City Council to discuss pending litigation in *Bruce Hattrick v. City of Ketchikan et. al.* alleging violation of his civil rights filed in the United States District Court for the State of Alaska and give direction to the City Attorney in handling that matter in executive session in accordance with KMC 2.04.025(a)(1), (a)(1)(B) and (a)(3) which includes the need to discuss subjects the immediate knowledge of which would clearly have an adverse impact on the finances of the City involving discussion of the pending lawsuit and to receive legal advice within the Attorney-Client privilege.

Recommended Motion: I move the City Council declare that consistent with the City Attorney's request dated January 25, 2021 it is in the best interest of the City Council to discuss pending litigation in *Bruce Hattrick v. City of Ketchikan et. al.* alleging violation of his civil rights filed in the United States District Court for the State of Alaska and give direction to the City Attorney in handling that matter in executive session in accordance with KMC 2.04.025(a)(1), (a)(1)(B) and (a)(3) which includes the need to discuss subjects the immediate knowledge of which would clearly have an adverse impact on the finances of the City involving discussion of the pending lawsuit and to receive legal advice within the Attorney-Client privilege.

Mitch Seaver
City Attorney

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City of Ketchikan, Alaska

MEMORANDUM

TO: Mayor Sivertsen
Members of the City Council
Karl Amylon, City Manager

FROM:  Mitch Seaver
City Attorney

DATE: January 25, 2021

SUBJECT: Request for Executive Session - *Bruce Hattrick v. City of Ketchikan et.al*

The purpose of this memo is to request an Executive Session to discuss the issues in the case and seek direction from the Council on handling the matter. A form of motion is set forth below.

Recommended Motion: I move that consistent with the City Attorney's request dated January 25, 2021 it is in the best interest of the City Council to discuss the pending litigation in *Bruce Hattrick v. City of Ketchikan et. al.* alleging violation of his civil rights filed in the United States District Court for the State of Alaska and give direction to the City Attorney in handling that matter in executive session in accordance with KMC 2.04.025(a)(1), (a)(1)(B) and (a)(3) which includes the need to discuss subjects the immediate knowledge of which would clearly have an adverse impact on the finances of the City involving discussion of the pending lawsuit and to receive legal advice within the Attorney-Client privilege.