



TRANSMITTAL MEMORANDUM

TO: The Honorable Mayor and City Council

FROM: Delilah A. Walsh, City Manager

DATE: October 12, 2022

RE: **Request for Executive Session – *Tanner Stack v. City of Ketchikan et al.***

City Attorney Mitch Seaver is requesting an executive session with the City Council following the regular course of business at its meeting on October 20, 2022. The purpose of this executive session is to discuss and receive direction in regard to pending litigation in *1 KE-21-68CI, Tanner Stack v. City of Ketchikan et al.*, pertaining to personal injury claims against City police offers.

A motion has been prepared for City Council consideration.

RECOMMENDATION

It is recommended that the City Council adopt the motion declaring that consistent with the City Attorney's request dated October 5, 2022, it is in the best interest of the City to discuss the pending litigation in *1 KE-21-68CI, Tanner Stack v. City of Ketchikan et al.*, and give direction to legal counsel in handling that matter in executive session in accordance with KMC 2.04.025(a)(1), and (a)(1)(B) and (a)(3) which includes the need to discuss subjects the knowledge of which could have an immediate adverse impact on the finances of the City 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 October 5, 2022, it is in the best interest of the City to discuss the pending litigation in *1 KE-21-68CI, Tanner Stack v. City of Ketchikan et al.*, and give direction to legal counsel in handling that matter in executive session in accordance with KMC 2.04.025(a)(1), and (a)(1)(B) and (a)(3) which includes the need to discuss subjects the knowledge of which could have an immediate adverse impact on the finances of the City and to receive legal advice within the Attorney-Client privilege.

City of Ketchikan, Alaska

MEMORANDUM

TO: Delilah Walsh, City Manager

FROM:  Mitch Seaver
City Attorney

DATE: October 5, 2022

SUBJECT: Request for Executive Session - *Tanner Stack 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 this matter which involves personal injury claims by Tanner Stack against the City and two of its police officers related to the officers' execution of a probation arrest warrant issued for Mr. Stack on March 22, 2019. A form of motion is set forth below.

Recommended Motion: I move that consistent with the City Attorney's request dated October 5, 2022 it is in the best interest of the City Council to discuss the pending litigation in *IKE-21-68CI, Tanner Stack v. City of Ketchikan et. al.*, and give direction to legal counsel 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 could have an immediate adverse impact on the finances of the City and to receive legal advice within the Attorney-Client privilege.