

EXECUTIVE COMMITTEE

June 30, 2020

A regular meeting of the committee was convened at 10:04 am on this date.

Members Present: Mayor Jacob Frey (Chair), Lisa Bender (Vice-Chair), Cam Gordon, Andrea Jenkins, and Andrew Johnson (Quorum - 4)

Pursuant to Minnesota Statutes Section 13D.021, the meeting was held by electronic means and Committee Members and staff participated remotely due to the local public health emergency (novel coronavirus pandemic) declared on March 16, 2020.

Matters listed below are hereby submitted with the following recommendations; to-wit:

1. Adoption of the agenda.

Frey moved to adopt. On roll call, the motion passed.

Aye: Frey, Bender, Gordon, Jenkins, and Johnson (5)

Nay: (0)

Abstain: (0)

Absent: (0)

2. Acceptance of minutes of [Jun 17, 2020](#).

Frey moved to accept. On roll call, the motion passed.

Aye: Frey, Bender, Gordon, Jenkins, and Johnson (5)

Nay: (0)

Abstain: (0)

Absent: (0)

3. Hiring freeze waiver report ([EX2020-00024](#))

Receiving and filing a report relating to hiring freeze waiver exemptions from Mar 31, 2020, through Jun 12, 2020.

The report was received and filed.

4. Consideration of allegations regarding the Director of Community Planning & Economic Development ([EX2020-00026](#))

Determining findings of fact, conclusions, and recommendations regarding potential discipline related to allegations regarding the Director of the Community Planning & Economic Development Department.

Staff presentation by Susan Trammell, Attorney's Office; and Bill Champa, Human Resources Department.

Bill Champa read stipulated facts into the record. David Frank stated his agreement with those facts.

Frey moved to adopt the findings of fact. On roll call, the motion passed.

Aye: Frey, Bender, Gordon, Jenkins, and Johnson (5)

Nay: (0)

Abstain: (0)

Absent: (0)

Susan Trammell read recommended conclusions into the record. David Frank stated his agreement with those conclusions.

Frey moved to adopt the conclusions and find that David Frank's stipulations to the conclusions is an admission of the allegations supported by the findings of fact. On roll call, the motion passed.

Aye: Frey, Bender, Gordon, Jenkins, and Johnson (5)

Nay: (0)

Abstain: (0)

Absent: (0)

The Chair afforded the courtesy of the floor to David Frank, who spoke to the allegations against him.

Frey moved to:

1. Impose a five-day suspension without pay, as provided pursuant to City Charter Section 8.4(b)(5), effective Jul 1, 2020.
2. Recommend to the City Council for its consideration and action that David Frank be removed from his office as provided pursuant to City Charter Section 8.4(b)(6).
3. Designate Andrea Brennan as the Interim Director of the Community Planning & Economic Development Department, effective Jul 1, 2020, pending final action by the City Council on the prior recommendation to remove David Frank from that position.

On roll call, the motion passed.

Aye: Frey, Bender, Gordon, Jenkins, and Johnson (5)

Nay: (0)

Abstain: (0)

Absent: (0)

Frey announced his intention to call a special meeting of the City Council on Monday, Jul 6, 2020, at 1:30 pm, for the purpose of receiving and acting upon the Executive Committee's recommendation with respect to the removal of David Frank.

With no further business to transact, the meeting adjourned at 10:40 am.

Reported by Ken Dahler, Council Committee Coordinator