



**Special Meeting Minutes of the
Montgomery County Veterans Service Commission
September 24, 2024, at 10:00 AM**

I. Call to Order

President Jerry Hays called the meeting to order at 10:00 a.m. at 627 Edwin C. Moses Boulevard, 4th Floor, East Medical Plaza, Dayton, Ohio 45417.

II. Roll Call

Stacy Schulte called the roll.

<u>Commissioners</u>	<u>Present</u>	<u>Excused</u>	<u>Absent</u>
Jerry Hays, President	X		
John Theobald, Vice President	X		
William Fried, Secretary	X		
James Dare, Commissioner	X		
Michael Howley, Commissioner	X		

Staff members present:

- Kim Frisco, Executive Director
- Bryan Suddith, Deputy Director
- Josh Shaw, Assistant County Prosecutor
- Nathaniel Peterson, Assistant County Prosecutor
- Stacy Schulte, Clerical Support Specialist

III. Pledge of Allegiance

Commission President Jerry Hays led the Pledge of Allegiance, and the Commission observed a moment of silence.

IV. Public Comments

There were no individuals present to deliver public comments.

V. Old Business

a.) Pending Litigation

Commissioner Fried moved to enter executive session for purposes outlined in ORC 121.22 G (3), to discuss pending litigation. Commissioner Theobald seconded the motion.

Discussion: Commissioner Howley proposed not to go into executive session prior to update/discussion with the Legal Counsel. Commissioner Howley expressed concern about any additional allegations of improper executive sessions and said he preferred a public meeting to avoid any complaints.

Assistant Prosecutor Peterson encouraged the Commission to consider going into executive session for the following reasons:

1. Legal advice is best discussed in executive session and could be admissible in court if discussed in an open meeting
2. Executive session under 121.22 G (3) is sound for discussing ongoing litigation

After a short discussion the Commission voted on the motion to enter into Executive Session as follows:

<u>Commissioners</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Jerry Hays, President	X		
John Theobald, Vice President	X		
William Fried, Secretary	X		
James Dare, Commissioner	X		
Michael Howley, Commissioner			X

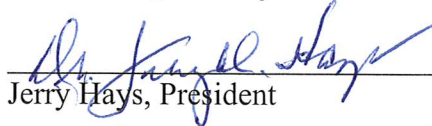
President Hays declared the motion approved. 4-0 with one abstention.

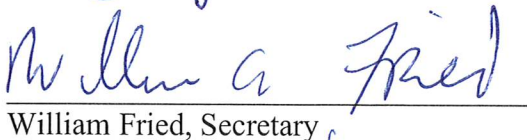
Commission entered executive session at 10:08 a.m.

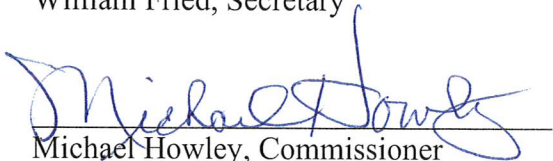
Commission exited executive session at 10:25 a.m.

VI. Adjournment

The meeting was adjourned at 10:27 a.m.


Jerry Hays, President


William Fried, Secretary


Michael Howley, Commissioner


John Theobald, Vice President


James Dare, Commissioner