

**St. Clair Township Board Meeting**  
107 Service Street, Swansea  
**Executive Session April 19, 2016**

Approved: May 24, 2016 Released: \_\_\_\_\_

At 7:46 p.m. Trustee Sturgis made a motion to move into Executive Session per the OMA under Section 2(c)1, a personnel matter and Section 2(c)2, union negotiations. Trustee Carroll seconded the motion. Roll call vote. Yes – Carroll, Sturgis, Barnes. No – Wells, Hipkind. Motion passed. Supervisor Barnes announced no action would be taken when the Board comes out of Executive Session.

At 7:49 p.m. Supervisor Barnes called the executive session to order to discuss Road Commissioner Kernan's request for payment for the prescription drug coverage of his health insurance premium.

Roll call found the following board members present: Supervisor Dave Barnes, Trustees Mary Carroll, Jaynie Wells, Keith Sturgis, and Greg Hipkind.

Clerk Brenda Reed and Attorney Terry Bruckert were also present.

Supervisor Barnes provided an email request from Mr. Kernan for payment of the prescription drug premium and the opinion of attorney Robert Seigel, Lowenbaum Law, on the payment. The amount would be \$650.00. Mr. Seigel's opinion was that Mr. Kernan is an elected official and not a party to the union contract so their receiving a payment does not require a payment to Mr. Kernan. Mr. Seigel also stated a payment to Mr. Kernan could be questioned in that it would change his salary during his term which is not allowed by law.

The board questioned whether the payment would be reportable income. Supervisor Barnes is going to ask the auditor if the payment would be reportable income. If it is reportable income, Attorney Bruckert was certain the payment cannot legally be made.

At 8:00 p.m. Supervisor Barnes made a motion to adjourn Executive Session and return to the regular meeting. Trustee Wells seconded the motion. Roll call vote. All in favor.

Respectfully submitted:

Brenda Reed  
St. Clair Township Clerk

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