

MINOT CITY COUNCIL – SPECIAL CITY COUNCIL MEETING – January 12, 2023 AT 3:30 P.M.

ROLL CALL

Members Present:

Burlingame, Evans, Jantzer, Pitner, Podrygula, Ross

Members Absent:

Olson

PLEDGE OF ALLEGIANCE

Council President Pitner led the City Council in the Pledge of Allegiance.

EXECUTIVE SESSION

Alderman Pitner stated the next item on the agenda is an executive session to discuss agenda items 3 and 4. These items concern pending litigation with Anneliese Roberts and 16th Crossing. The legal authority for closing these portions of the meeting is North Dakota Century Code section 44-04-19.1, and 44-04-19.2.

The topic or purpose of the executive session on all three agenda items is for the City to consult with its attorney, discuss negotiating strategy, and provide negotiating instructions to its attorneys and other negotiators. At this time, a motion would be in order to discuss agenda items 3 and 4 in executive session rather than in an open meeting.

Whereupon, Alderman Jantzer motioned the City Council move into an executive session. Motion seconded by Alderwoman Evans, and carried the following roll call vote: ayes: Burlingame, Evans, Jantzer, Pitner, Podrygula, Ross; nays: none.

The executive session will be recorded and all members of the governing body are reminded to limit their discussion during the executive session to the announced topic. Any collective decision, collective commitment, or other final action by the governing body will occur after it reconvenes in an open meeting, unless final action is specifically required by law to be taken during the executive session. The prohibition on taking final action during the executive session does not apply to providing guidance or instructions to our attorneys and other negotiators.

Alderman Pitner asked the members of the public attending the meeting to leave the room. He stated, the Council anticipated adjourning the executive session, and reconvening the open portion of the meeting at approximately 4:15 pm.

The executive session began at 3:32 pm and was attended by all members of the City Council, as well as the Mayor, City Clerk, City Attorney, City Manager, Finance Director, City Engineer, Public Works Director, Public Information Officer, and John Warcup.

At 3:43 pm, John Warcup and the Public Works Director left and Shawn Grinolds joined the executive session.

The minutes show the executive session was adjourned at 4:00 pm. The public was invited to return to the meeting room and we are now back in open session.

POTENTIAL ACTION FROM EXECUTIVE SESSION

Alderwoman Evans moved the City Council in the Minot vs Roberts litigation approve the settlement agreement to settle the matter for \$450,000.00 and include all other terms and conditions.

Motion seconded by Alderman Podrygula, and carried the following roll call vote: ayes: Burlingame, Evans, Jantzer, Pitner, Podrygula, Ross; nays: none.

ADJOURNMENT

There being no further business, Alderman Jantzer moved the City Council meeting be adjourned. Motion seconded by Mayor Ross and carried unanimously. The meeting adjourned at 4:02 pm.

ATTEST: Mikayla McWilliams
Mikayla McWilliams, City Clerk

APPROVED: Thomas Ross
Thomas Ross, Mayor