

On August 7, 2023, a Special Meeting of the Minot City Council was held in the Council Chambers at City Hall. Mayor Ross called the meeting to order at 5:00 pm.

ROLL CALL

Members Present:

Burlingame, Evans, Jantzer (via teams), Olson, Pitner, Podrygula, Ross

Members Absent:

None

PLEDGE OF ALLEGIANCE

Mayor Ross presiding and led the City Council in the Pledge of Allegiance.

EXECUTIVE SESSION: CITY OF MINOT VS DOKKEN (EMINENT DOMAIN) – PENDING LITIGATION

Mayor Ross stated the next item on the agenda is an executive session to discuss a pending eminent domain case with John and Susan Dokken. The legal authority for closing this portion of the meeting is North Dakota Century Code section 44-04-17.1, 44-04-19.1, and 44-04-19.2.

The topic or purpose of the executive session is to allow time for the City Council 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 item number 3 in executive session.

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

The executive session will be recorded and all members of the Council 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 Council will occur after it reconvenes in an open meeting, unless final action is specifically required by law to be taken during the executive session.

Since this executive session is being held to provide guidance and instructions to our attorney and other negotiators pursuant to N.D.C.C. § 44-04-19.1, the prohibition on taking final action during the executive session does not apply to providing negotiating instructions to the City's attorneys and other negotiators.

At this time the Council will relocate to the City Council conference room adjoining Council Chambers. During the executive session, members of the public attending the meeting are welcome remain in Council Chambers. We anticipate adjourning the executive session, and returning to the dais to reconvene the open portion of this meeting, at approximately 5:20 pm.

The executive session began at 5:04 pm and was attended by all members of the City Council, as well as the Mayor, City Clerk, City Attorney, City Manager, Finance Director, Public Information Officers, Public Works Director, NDR Program Manager and John Warcup.

At 5:17 pm, Alderwoman Olson moved the City Council adjourn the executive session and return to the regular City Council meeting. Motion seconded by Alderman Pitner, and carried the following roll call vote: ayes: Burlingame, Evans, Jantzer, Olson, Pitner, Podrygula, Ross; nays: none.

POTENTIAL ACTION FOLLOWING EXECUTIVE SESSION

Alderwoman Evans moved the City Council approve the purchase of the Dokken property at the appraised value of \$315,000 with the following terms:

1. The Dokkens will be allowed to retain ownership of for salvage cost and remove the shop structure and shed from the property. The salvage cost of the shop is \$4,500 and the shed is \$150.
2. The Dokkens will be responsible for the cost of moving the structures.
3. The Dokkens will waive any claim for recovery of attorney's fees or costs.
4. The Dokkens will continue to have full use and enjoyment of the property but will be fully responsible for repairs, maintenance, utilities, taxes, and insurance on the property until closing, which will be on or before August 9, 2024.

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

ADJOURNMENT

There being no further business, Alderman Pitner moved the City Council meeting be adjourned. Motion seconded by Alderwoman Olson and carried unanimously. The meeting adjourned at 5:27 pm.

ATTEST: Mikayla McWilliams
Mikayla McWilliams, City Clerk

APPROVED: Thomas Ross
Thomas Ross, Mayor