

November 7, 2022 Special City Council Meeting

MINOT CITY COUNCIL – SCHEDULED MEETING – November 7, 2022 AT 5:00 P.M.

ROLL CALL

Members Present:

Evans, Jantzer, Olson, Pitner, Podrygula, Ross, Streyle

Members Absent:

None

PLEDGE OF ALLEGIANCE

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

EXECUTIVE SESSION

Mayor Ross stated the next item on the agenda is an executive session to discuss agenda items 3, 4, and 5. These items concern pending litigation with Daniel Pfau, Trinity Hospital, and RMM Properties. 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 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, 4, and 5 in executive session rather than in an open meeting.

The Mayor stated, at this time, a motion would be needed in order to discuss the next topic in executive session rather than an open meeting.

Whereupon, Alderman Pitner moved the City Council move to an executive session. Motion seconded by Alderman Jantzer, and carried the following roll call vote: ayes: Evans, Jantzer, Olson, Pitner, Podrygula, Ross, Streyle; nays: none.

The Mayor then stated 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 must 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.

Mayor Ross 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 5:20 pm.

The executive session began at 5:03 pm and was attended by all members of the City Council, as well as the Mayor, City Clerk, Interim City Attorney, City Manager, Finance Director, Public Information Officer, and John Warcup.

At 5:29 pm, Alderman Pitner moved the City Council adjourn the executive session and return to the regular City Council meeting. Motion seconded by Alderman Jantzer, and carried the following roll call vote: ayes: Evans, Jantzer, Olson, Pitner, Podrygula, Ross, Streyle; nays: none.

POTENTIAL ACTION FROM EXECUTIVE SESSION

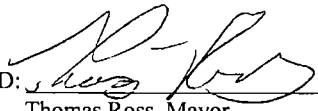
Alderwoman Evans moved the City Council authorize the Mayor and staff to sign the two settlement agreements in the RMM Properties, LLLP vs. Northern States Power Company and City of Minot case.

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

ADJOURNMENT

There being no further business, Alderman Pitner moved the City Council meeting be adjourned. Motion seconded by Aldermen Jantzer and carried unanimously. The meeting adjourned at 5:31 pm.

ATTEST: Mikayla McWilliams
Mikayla McWilliams, City Clerk

APPROVED: 
Thomas Ross, Mayor