

WOODLAND SPECIAL CITY COUNCIL MINUTES
THURSDAY, JUNE 30, 2005
2:30 P.M.

CALL TO ORDER:

Mayor Stark called the meeting to order at 2:30 p.m.

PRESENT: Jean Stark, Jim Doak, Mark Evenstad, Michael Jilek and Steve Hornig

STAFF: City Administrator Dana Young

OTHERS: Attorney Kim Kozar

APPROVE REVISED AGENDA

Councilmember Evenstad moved to approve the revised June 30, 2005 agenda.

Councilmember Jilek seconded. Motion carried 5-0.

EXECUTIVE CLOSED SESSION REGARDING NEWELL V. CITY OF WOODLAND LAWSUIT

Attorney Kim Kozar stated that according to State Statute 13D.05 Subd. 3 (b) the Council will go into closed executive session for attorney/client privileges to discuss settlement agreement and litigation strategy for Newell v. City of Woodland. Councilmember Jilek moved to adjourn to executive closed session. Councilmember Doak seconded. Motion carried 5-0.

Councilmember Hornig moved to adjourn the executive session at 4:25 p.m.

Councilmember Doak seconded. Motion carried 5-0.

Mayor Stark reconvened the Special Council meeting at 4:33 p.m.

APPROVE PROPOSAL FROM SUNDE LAND SURVEYING, LLC FOR SURVEY AND WETLAND DELINEATION WORK

Attorney Kim Kozar reviewed the proposal from Sunde Land Surveying, LLC for providing a survey and wetland delineation work in the amount of \$3,385.00 in order to confirm that Bartus's property was in compliance with Woodland Code requirements. Councilmember Hornig expressed his concern that in a letter from Matthew Anderson, Mr. Bartus's attorney, Mr. Anderson states that Mr. Bartus had made contact with Sunde Land Surveying. Councilmember Hornig asked City Attorney Kozar to instruct Sunde Land Surveying not to converse with Mr. Bartus and to find out the nature of the conversation between Mr. Bartus and Sunde Land Surveying.

Attorney Kim Kozar stated that she felt it highly unlikely that Sunde Land Survey would be influenced by a conversation with Mr. Bartus and stated that she can call Sunde Land Survey to reconfirm that their contract is with the City of Woodland not Mr. Bartus.

Councilmember Doak moved to authorize Sunde Land Survey, LLC to conduct a survey and wetland delineation work in the amount of \$3,385.00 subject to an agreement with Sunde Land Survey that they would agree to conduct a wetland delineation study within

the next six months if the City requests it at their stated price of \$1,120.00.
Councilmember Evenstad seconded. Motion carried 5-0.

ADJOURNMENT

Councilmember Doak moved to adjourn the meeting at 4:45 p.m. Councilmember Jilek seconded.

Respectfully submitted,

Dana H. Young, City Administrator