

KINDRED CITY COUNCIL SPECIAL MEETING MINUTES
Tuesday, October 10, 2023 | 7:30 pm | Kindred City Hall

Present: Mayor Darrell Kersting, CMs Adam Spelhaug (via phone), Julie Johnson, Shad Stoddard, and Ozzie Peraza.
Others present: Auditor Tabitha Arnaud, PWS Rich Schock, Brian Schmidt, Jordan Wahl

Mayor Kersting called the meeting to order at 7:31 pm.

EXECUTIVE SESSION – Sewer Improvement District 2019-1; Claim filed by KPH

Mayor Kersting stated the next item on the agenda is regarding a Claim filed by KPH related to Sewer Improvement District 2019-1. This item may be discussed in an executive session. The legal authority for closing this portion of the meeting is North Dakota Century Code section 44-04-19.1. The topic or purpose of this executive session is to consult with the city attorney regarding and in anticipation of reasonably predictable or pending civil or criminal litigation or adversarial administrative proceedings or to receive its attorney’s advice and guidance on the legal risks, strengths, and weaknesses of an action which, if held in public, would have an adverse fiscal effect on the City of Kindred. **MOTION, passed – To move into executive session. Stoddard moved; Peraza seconded. RCV (Roll Call Vote); MCU (Motion Carried Unanimously).** Mayor Kersting noted there were no members of the public in attendance. The meeting minutes will show that the executive session began at 7:32 pm. City Council met in executive session to discuss a Claim filed by KPH related to Sewer Improvement District 2019-1. Present were Mayor Darrell Kersting, CMs Adam Spelhaug, Julie Johnson, Shad Stoddard, and Ozzie Peraza. Also present were Attorney Brian Schmidt, NDIRF Claims Adjuster Jordan Wahl, PWS Rich Schock, and City Auditor Tabitha Arnaud. The meeting minutes will show that the executive session adjourned at 7:54 pm. The public was invited to return to the to the meeting room with the open meeting session resuming at 7:54 pm. **MOTION, passed – To approve the handwritten settlement agreement that was produced by the mediator after today’s mediation. Peraza moved; Stoddard seconded. RCV; MCU.** Mayor Kersting expressed thanks to all those present for their time and efforts on this matter.

MOTION, passed – To adjourn meeting at 7:57 pm. Peraza moved, Spelhaug seconded. RCV; MCU.

(Minutes subject to council approval.) (Agenda deadline is noon Wednesday the week before the meeting.)

Darrell Kersting, Mayor

Tabitha Arnaud, City Auditor

Date approved