

BEMIDJI CITY COUNCIL

Special Work Session Agenda

Monday, March 30, 2015

**City Hall
Conference Room
5:30 P.M.**



1. CALL TO ORDER / ROLL CALL

2. CLOSE THE MEETING

For the purpose of discussing with the City's Attorney threatened litigation by the City with regards to issues at the Sanford Center.

3. REOPEN THE MEETING

4. ADJOURN

NOTE: All cellular telephones, pagers and BlackBerry devices to be switched to a non-audible function during Council and Committee meetings.



City Attorney's Office

MEMORANDUM

TO: Mayor & City Council
FROM: Alan Felix, City Attorney
DATE: March 30, 2015
RE: Closed Meeting Procedure

Minnesota Statute Section 13D.05, Subd.3(b) provides that:

A public body may close a meeting if the closure is expressly authorized by statute or permitted by the attorney-client privilege. In particular, the attorney-client privilege allows the public body to discuss with its legal counsel threatened or pending litigation.

Consequently, in order to close a meeting, a councilmember should make a motion such as:

I move to close this meeting in accordance with Minnesota Statute Section 13D.05, Subd. 3(b) for the purpose of discussing with the City's Attorney threatened litigation by the City with regards to issues at the Sanford Center.

The Mayor would then call for a second, discussion and a vote as with any other motion. A written record of those in attendance must be taken. The meeting must also be tape recorded and the tape maintained for two years.

AF/km