

BEMIDJI CITY COUNCIL

Work Session Agenda

Monday, January 11, 2016

**City Hall
Conference Room
5:30 p.m.**



1. CALL TO ORDER / ROLL CALL

2. CLOSE THE MEETING

For the purpose of considering offers or counter-offers for the purchase or sale of real or personal property regarding the Rako Street Property.

3. REOPEN THE MEETING

4. ADJOURNMENT

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 & Council
FROM: Alan Felix, City Attorney
DATE: January 11, 2016
RE: Closed Meeting Procedure

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

A public body may close a meeting to review confidential or non-public appraisal data under §13.44, Subd. 3, and to develop or consider offers or counter-offers for the purchase or sale of real or personal property.

In order to do so, a Councilmember should make a motion, such as:

I move to close this meeting in accordance with Minnesota Statute Section 13D.05, Subd. 3 for the purpose of reviewing confidential or non-public appraisal data relating to the acquisition of real property, as well as to develop or consider offers or counter-offers for the purchase of said property.

The Mayor would then call for a second, discussion and a vote as with any other motion. Once approved, the Mayor should invite any public or media to leave.

The proceedings of the meeting must be tape-recorded and that tape maintained for a period of eight years. The tape must also be made available after all real or personal property discussed at the meeting has been purchased or sold or the Council has abandoned the purchase or sale. The real property that is the subject of the closed meeting must be specifically identified on the tape. A list of members and all other persons present at the closed meeting must be made available to the public after the closed meeting. Of course, an agreement that is reached that is based on an offer considered at a closed meeting is contingent on approval of the public body at an open meeting.

AF/km