Official Proceedings of the Stutsman County Commission

October 28, 2010

At 8:00 a.m., Chairman Klose called the special meeting of the Stutsman County Commission to order. Dennis Ova, Dale Marks, David Schwartz, Craig Neys and Mark T. Klose were present. The purpose of the meeting was to reconsider the settlement agreement between JSDC and Lunde Properties II regarding the sale of the Buffalo City Grille.

Chairman Klose explained that a member of the affirmative vote would need to make a motion to reconsider the issue and that any member could second the motion.

Commissioner Marks explained that he had received numerous calls concerning the provisions of the agreement and that people would like the provisions explained. The JSDC board meeting had reviewed the provisions and had approved it on October 18, 2010 and the Commission had approved the settlement agreement at the October 19, 2010 Commission meeting by a three to two vote. Marks made a motion to reconsider the Commission action on the agreement. The motion died for lack of a second.

Klose called for a motion to adjourn the special commission meeting.

John Grabinger asked if it was appropriate for the public to address the Commission on the issue. He was hoping that at least the Commission would reconsider the vote with more input from the public.

Schwartz stated that if this issue was opened back up it would set precedence where every vote of the Commission could be subject to later reconsideration. Ova stated that the County does not have any dollars involved in this project.

Connie Ova, CEO-JSDC, asked if the Lunde Property II request was on the Commission agenda published for the October 19, 2010 agenda. Auditor Johnson said that it had been published.

Dean Remboldt wondered if the public would even know what Lunde Properties II means on an agenda, if it had been advertised as Buffalo City Grille then the public would have known.

The appraised value of the condos above the Buffalo City Grille was questioned and what JSDC would do with the condos.

Motion to adjourn was made by Marks and seconded by Neys. Motion Carried.

At 8:14 a.m. the special meeting of the Stutsman County Commission was adjourned.

ATTEST:

Noel A. Johnson	Mark Klose
County COO (Auditor)	Commission Chairman