

**CITY OF KALAMA
CITY COUNCIL
SPECIAL MEETING
JUNE 25, 2008**

Mayor Pro Tem Adam Smee opened the meeting at 12.04 pm. Councilmembers present were Dominic Ciancibelli, Chuck Hutchinson, Don Purvis and Bud Gish. City staff present were Director of Public Works Carl McCrary, Assistant Director of Public Works Kelly Rasmussen and Clerk/Treasurer Coni McMaster. Members in the audience are listed on the sign in sheet. Mayor Pro Tem Smee led those present in the pledge of allegiance.

Mayor Pro Tem Smee announced the Council would be going into executive session for 30 minutes. They will be discussing a pending litigation issue. Mayor Pete Poulsen and City Attorney Paul Brachvogel will join the session via the telephone. The meeting resumed at 12:28 pm.

Councilmember Chuck Hutchinson made a motion the Council approve the mediated settlement with Landis and Landis regarding the street striping issue for \$50,000 plus the interest accumulated on the held retainage. Councilmember Bud Gish seconded. Director of Public Works Carl McCrary asked that the motion be restated so that it represented the mediator's notes. Councilmember Hutchinson withdrew the motion and Councilmember Gish seconded the withdrawal.

A 5 minute recess was taken to attempt to contact the City Attorney regarding the motion wording. The attorney could not be reached, but a draft motion was presented by staff based upon the mediator's notes.

Councilmember Don Purvis made a motion the Council agrees to release \$85,000 as full payment of the held retainage to Landis & Landis and retain the remaining funds plus the interest to correct the street striping issue and as final settlement of the legal issues. Councilmember Bud Gish seconded. The motion carried.

ADJOURNMENT

Mayor Pro Tem adjourned the meeting at 12:43 p.m. These minutes are not verbatim. A copy of the tape can be made available for listening.

Pete Poulsen - Mayor

Coni McMaster - Clerk/Treasurer