

MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

ADJOURNED SESSION OF THE REGULAR MEETING OF NOVEMBER 9, 2000, HELD

NOVEMBER 9, 2000

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Room 315 City Hall
Minneapolis, Minnesota
November 9, 2000 – 10:55 a.m.
President Cherryhomes in the Chair.

Present – Council Members Johnson, Thurber, Ostrow, Campbell, Biernat (Out at 11:06), Niland, Goodman, Colvin Roy, McDonald, Mead, Lane, Herron (Out at 11:50), Cherryhomes.

Campbell moved to close the meeting for the purpose of considering of the *City of Minneapolis, vs. Hollywood Theatre Company, et al.*; *Carter vs. Gallagher* and *Kick's Liquor Store, Inc. d/b/a Broadway Liquor Outlet vs. City of Minneapolis* lawsuits. Seconded.

Adopted upon a voice vote.

The *Carter, et al. vs. Gallagher, et al.* lawsuit was discussed from 10:55 to 11:03 a.m.

Also present – Jay Heffern, City Attorney; Burt Osborne, Assistant City Attorney; Rocco Forté, Fire Chief; Deputy Chief Rick Campbell; Ann Eilbracht, Human Resources Director; Merry Keefe, City Clerk; Pierre Willette, Mayor's Office; Pat Kelly, Council Assistant; Jan Hrncir, City Clerk's office.

The *City of Minneapolis vs. Hollywood Theatre Company, et al.* lawsuit was discussed from 11:03 to 11:34 a.m.

Also present – Jay Heffern; Fred Burnstein, Burnstein, Hertogs & McFarland Professional Association; Merry Keefe; Pierre Willette; Pat Kelly; Jan Hrncir.

The *Kick's Liquor Store, Inc. d/b/a Broadway Liquor Outlet vs. City of Minneapolis* lawsuit was discussed from 11:35 to 11:54 a.m.

Also present – Jay Heffern, Merry Keefe, Pierre Willette, Pat Kelly, Jan Hrncir.

The closed portion of the meeting was tape recorded with the tape on file in the office of the City Clerk.

At 11:54 a.m., Colvin Roy moved to open the meeting for the purpose of taking action on the *Carter, et al. vs. Gallagher, et al.* lawsuit. Seconded.

Adopted upon a voice vote.

Campbell moved that the City Attorney is authorized to settle the pending motion for contempt and sign a stipulation for dismissal with prejudice regarding the lawsuit entitled *Carter, et al. vs.*

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Gallagher, et al., Court file number 4-70 Civ. 399, and take such other actions, and execute such other documents as are necessary to effectuate such settlement; and, further, authorize payment of the settlement amount of \$20,000 payable from Fund/Org 6900 150 1500 2800. Seconded.

Adopted. Yeas, 11; Nays none.

Absent – Biernat, Herron.

Passed November 9, 2000.

Approved November 14, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

By unanimous consent, the meeting was adjourned at 11:57 a.m.

MERRY KEEFE,
City Clerk.

Created 11/14/00; Modified 11/16/00