



MEETING MINUTES

CITY COUNCIL EXECUTIVE SESSION

Monday, April 25, 2011, 2011
Lorraine H. Morton Civic Center
Aldermanic Library

Members Present: Alderman Wynne Alderman Rainey
Alderman Tendam Alderman Burrus
Alderman Grover Alderman Braithwaite
Alderman Wilson Alderman Fiske

Absent: Alderman Holmes

Guest: City Manager Bobkiewicz, City Attorney Grant Farrar,
Fire Chief Klaiber, HR Specialist Bob Gustafson

Presiding Member: Mayor Elizabeth B. Tisdahl

Personnel

Mayor Tisdahl called the meeting to order at 8:45 P.M. City Manager then stated we would start first with the Worker's Compensation update by Mr. Gustafson. Mr. Gustafson related the case with Mr. William Muno. Negotiations will begin at the lowest reasonable dollar amount and to settle for under, or as close to, \$33,302.47 as possible. The request for settlement authority of up to \$33,302.47 or 30% loss of the foot.

Concerns by Aldermen:

I. 1) Aldermen Burrus asked why are we sending a fire truck to the store, and how can we protect ourselves against litigation and workers comp filings.

Chief Klaiber stated he enacted an improved physical activity program with various training equipment on sight that can be used by the Firemen. He stated within the next year he will be implementing policy that will prevent future injuries for the employees.

2) Alderman Burrus stated a fire truck is driving up the center lane of Ridge holding up the lanes, not going fast so they are not going to a fire, so where are they going and no one can get around them. Answer; Chief Klaiber stated that Ridge is a narrow road and many vehicles can't get around because it is too dangerous.

3) Alderman Grover asked concerning the liability issues and if we owned the curb.

4) Alderman Wilson asked if we were following up with the general policies of similar claims, and are we being aggressive?

The final direction was given to authorization to proceed with the recommended settlement.

II. Mr. Farrar gave an update of the claims by Cedarberg and his claims. He stated the settlement agreement was nothing more than a plea bargain, and the crux of the matter the City

is not and was not party to the disability application of Don Cedarberg. The community and other members have expressed their disagreement, but the fact of the matter is: 1) there was total buy in by the Firefighter union, 2) they made no statement they would not represent him.

III. Chief Klaiber stated that he and Brian Scott drafted a joint statement that was sent to the department this week, and it was very favorable accepted but a couple were upset the way we handled it. With 110 to 2 it was well done by the general feeling of the department.

APPROVAL OF MEETING MINUTES

Alderman Grover had a question concerning the minutes as she stated they had a long discussion about amending the minutes of taking out words that were injurious to Sabina Mora and its all back in these minutes. It was sited again all the things we wanted taken out of the previous minutes. So Mr. Clerk is there a way of recording what happened in the last meeting to reflect the deletion of those items instead of mentioning what those items were? I don't want to say any of those words so they won't be reflected in tonight's record. The idea was not to let those words exist to perpetuity by simply deleting them from the previous minutes' notes.

Clerk Greene stated the recording stays correct. Answer: Yes. But the recordings can be destroyed after 18 months once the body approves. Once that happens than you will not have a recording that will be representative of what was discussed in the meeting. So if you destroy the recording then you do not have a recording but the written minutes that are not representative of what was discussed.

Attorney Farrar stated only after the written minutes are approved then the recorded minutes could be destroyed. City Manger stated if the written minutes are not approved or released then the recorded minutes will be maintained.

The final statement was suggested to hold the minutes since they were never going to be released anyway. It was unanimously agreed to hold the minutes. The Executive session ended at 8:45 pm.

Rodney Greene
City Clerk, City of Evanston