

MINUTES
SPECIAL CLOSED COUNCIL MEETING
CITY OF BIRCHWOOD VILLAGE
June 28, 2022
5:00pm

CALL TO ORDER:

Mayor Wingfield calls the meeting to order at 5:00pm

MEMBERS PRESENT: Mayor Mary Wingfield,
Councilmembers: Mark Foster, Justin McCarthy, Jon Fleck

STAFF PRESENT: City Administrator Rebecca Kellen

OTHERS PRESENT: City Attorney Alan Kantrud, LMC Attorney Paul Merwin

Mayor Wingfield closed the meeting declaring that the meeting was between the City of Birchwood Village as the Client and its Attorney, Paul Merwin¹, to have an "attorney-client" privileged conversation concerning the active litigation in the Nicklaus v. City of Birchwood matter and as such was closed to the public pursuant to Minnesota Statutes, 13D.05 Subd. 3(b), which provides for the closure of meetings that are subject to the, "attorney-client privilege."

A discussion was had between the attorney and client.

Mayor Wingfield opened the meeting and called for a Motion to Adjourn.

Motion by Jon Fleck, second by Justin McCarthy: Motion passed with all ayes.

MEETING ADJOURNED:


Mayor Wingfield adjourned the meeting at 6:18pm

ATTEST:



Mayor Mary Wingfield, Mayor

7/12/22
Date



Rebecca Kellen, City Administrator

7/12/22
Date

¹ Paul Merwin is a staff attorney at the League of Minnesota Cities Insurance Trust, the City's Insurer. The case was determined to be a "covered event" and as such assigned Mr. Merwin as the lead-counsel in representing/defending the City.