

July 11, 1996

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The City Council of Buffalo, IA, met in special session on Thursday, July 11, 1996, at 6:03 p.m. at City Hall with Mayor Pro-Tem Tom Harland, Jr. presiding. Present were Councilmembers Paula Anderson, Tom Harland, Jr., Dave Kinsinger, Kent Roe and Betty Walters.

Motion made by Kinsinger and seconded by Roe to go into closed session per Iowa Code 21.5(c). Harland questioned attorneys Robert Boeye and Gary Koos on the legality of going into closed session and was assured this was the proper code description to use. Voting to go into closed session were Anderson, Harland, Kinsinger, Roe and Walters. Motion carried. Council went into closed session at 6:13 p.m. This is to discuss strategy with council in matters that are presently in litigation or where litigation is imminent where its disclosure would likely.... Council returned to open session at 7:47 p.m. with Councilmembers Anderson, Harland, Kinsinger, Roe and Walters present. Mayor Hoover was absent.

Motion made by Kinsinger, (with some assistance from Mr. Boeye,) to go ahead and direct Mr. Boeye to follow thru in preparing a notice to Rick Fielder notifying him of certain acts of misconduct that are being investigated by the council and notifying him of the hearing to be heard on July 22, 1996, here at City Hall at 6:00 p.m. for the purpose of hearing his response to the charges, and to have Mr. Boeye and Mr. Koos to aid in that discussion. Motion seconded by Roe. Harland said this probably is the right way of following procedures, but thinks it got blown out of proportion and could have been settled by dealing with it on a one-to-one basis. After more discussion between council, voting yes were Anderson, Kinsinger, Roe and Walters. Voting no, Harland. Motion carried.

Motion made by Walters and Roe to adjourn the meeting at 7:53 p.m. All voted aye. Motion carried.

Signed: Thomas J. Harland Jr.
Tom C. Harland, Jr.,
Mayor Pro-Tem, Buffalo, IA

Attest: Carol A. Bernauer
Carol A. Bernauer,
City Clerk, Buffalo, IA