

Newberry Village Council  
Special Session  
May 7, 2018  
302 East McMillan Ave.  
5:30 p.m.

**Present:** President DeWitt, Trustees: Hardenbrook, Hendrickson, Hitts, Medelis.

**Absent:** Brown, Downey.

**Also Present:** Village Manager - James-Mesloh, Assistant Village Manager - Vallad, Clerk - Schummer, Lori Stokes, Eric Buckler, Bruce Lane, Daryl Boerigter, Tina Pipes, Charles Pipes, John Bergman, Rebecca Handa, Deb Singleton, Glenn Cook.

**Call to Order:** President DeWitt called the meeting to order at 5:30 p.m. at the Village of Newberry Administration Building. The Pledge of Allegiance was recited.

**Approval of Agenda:** Moved by Hardenbrook, support by Hendrickson, **CARRIED**, to approve the agenda. Ayes: All. Absent: Brown, Downey.

**Minutes:** tabled until the next regular session.

**Village President Announcements:** None.

**Public Comments on Agenda Items:** Comments heard from the following: Eric Buckler – Newberry.

**New Business:**

1. Confidential Memo from Jeff Jocks, Village Attorney.

**Adjourn to Closed Session:** Moved by Vincent, support by Hitts, **CARRIED**, to go into closed session to discuss possible litigation. Roll call vote – Ayes: DeWitt, Hardenbrook, Hendrickson, Hitts, Medelis. Nays: None. Absent: Brown, Downey. Council entered into closed session at 5:33 p.m.

**Reopen Regular Meeting:** Moved by Hardenbrook, support by Hitts, **CARRIED**, to reopen the regular session at 6:58 p.m. Roll call vote: Ayes: DeWitt, Hardenbrook, Hendrickson, Hitts, Medelis. Nays: None. Absent: Brown, Downey.

**Council Action:** Moved by Hardenbrook, support by Hitts, **CARRIED**, move that we authorize our attorney to file a motion to adjudicate disputes pursuant to the Final Order by Consent in the previous lawsuit between the Village and Pentland Township. And, that we also concurrently send a letter to Pentland Township asking them to appoint a team to negotiate a resolution of the disputes and a new contract. If there is no response from Pentland Township by 6 p.m. on May 21, 2018 where they agree to a meeting for the week of May 21<sup>st</sup>, then our attorney will notice the motion for hearing and move forward with the matter in court. If there is no substantial progress made by May 29, 2018, then our attorney will notice the motion for hearing and move forward with the matter in court. Ayes: DeWitt, Hardenbrook, Hitts, Medelis. Nays: Hendrickson. Absent: Brown, Downey.

**Public Comment:** Comment was heard from the following: Lori Stokes - 301 W. John, E. Buckler – Newberry.

**Comments by Council Members:** None.

**Adjourn Meeting:** Moved by Medelis, support by Hardenbrook, **CARRIED**, to adjourn the meeting at 7:07 p.m. Ayes: All. Absent: Brown, Downey.

These minutes are unofficial until voted on at the next meeting.

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Terese Schummer, Clerk

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John Dewitt, Village President