



City of Racine

City Hall
730 Washington Ave.
Racine, WI 53403
www.cityofracine.org

Meeting Minutes - Final Executive Committee

*Mayor John Dickert
Gregory Holding
Q.A. Shakoor, II
Sandy Weidner
Aron Wisneski
Ronald D. Hart*

Thursday, July 14, 2011

5:30 PM

City Hall, Mayor's Office

OPEN SESSION

PRESENT: 3 - Gregory Holding, Q.A. Shakoor, II and Ronald D. Hart

EXCUSED: 3 - John Dickert, Sandy Weidner and Aron Wisneski

Call To Order

Call to Order by President Holding – 5:35 pm

Present: President Greg Holding, Alderman Ron Hart, Alderman QA Shakoor II

Excused: Mayor John Dickert, Alderman Aaron Wisneski, Alderman Sandy Weidner

Alderman Michael Shields sat as a member of the Committer on behalf of Alderman Weidner

Alderman Jim Kaplan sat as a member of the Committee on behalf of Alderman Aaron Wisneski

Also in attendance: Alderman Terry McCarthy, Alderman Melissa Kaprelian-Becker, Alderman Keith Fair, City Administrator Tom Friedel, Attorney Scott Letteney

Approval of Minutes for the May 3, 2011 Meeting.

Move to Approve Minutes by Alderman Shakoor, Second by Alderman Hart

Unanimously approved.

CLOSED SESSION

Motion to Closed session called by Alderman Shakoor, Second by Alderman Kaplan

Roll Call vote: Aye: Hart, Shakoor, Shields, Kaplan, & Holding

Nay: None

It is intended that the Executive Committee will convene in closed session pursuant to Wisconsin Statutes 19.85(1)(g), to confer with legal counsel concerning strategy with respect to litigation in which the City of Racine is or is likely to become involved.

11-6664

Subject: (Direct Referral) Communication from the City Attorney wishing to convene in closed session to discuss, with the Executive Committee, strategy with respect to litigation in which the City of Racine is or is likely to become involved, specifically Bielefeldt v. Dickert v. Racine, and more specifically addressing Mayor Dickert's right to indemnification pursuant to sec. 895.46, Wis. Stats.

Recommendation:

- Authorize the Racine City Attorney's Office to provide for the legal defense for John Dickert, as Mayor of the City of Racine, in Racine County Circuit Court Case 11-CV-1078;
- Direct the Racine City Attorney's Office to respond to the Third-Party Complaint in such case by admitting that John Dickert was carrying out the duties as the Mayor of the City of Racine and acting within the scope of his employment for the City of Racine;
- Direct the Racine City Attorney's Office to respond to the Third-Party Complaint in such case by admitting that John Dickert, and Mayor of the City of Racine, is entitled to full indemnification, including the full cost of his defense, from the City of Racine.

Fiscal Note: Funds will be allocated from Judgment and Claims, account number 101.160.5910

City Administrator Friedel and Attorney Letteney presented information to the Executive Committee.

Move to open session by Alderman Hart, Second by Alderman Kaplan

Unanimously approved.

Recommended For Approval

OPEN SESSION

Motion by Alderman Hart, Second by Alderman Shakoor that the Executive Committee recommends that the Common Council:

- *Authorize the Racine City Attorney's Office to provide for the legal defense for John Dickert, as Mayor of the City of Racine, in Racine County Circuit Court Case 11*

-CV-1078;

- *Direct the Racine City Attorney's Office to respond to the Third-Party Complaint in such case by admitting that John Dickert was carrying out the duties as the Mayor of the City of Racine and acting within the scope of his employment for the City of Racine;*

- *Direct the Racine City Attorney's Office to respond to the Third-Party Complaint in such case by admitting that John Dickert, and Mayor of the City of Racine, is entitled to full indemnification, including the full cost of his defense, from the City of Racine.*

Roll Call vote: Aye: Hart, Shakoor, Kaplan, & Holding

Nay: Shields

It is intended that the Executive Committee will reconvene in open session in order to vote on a recommendation to the Common Council.

NOTICE OF COUNCIL MEMBER ATTENDANCE

Notice is hereby given that a majority of the members of the Common Council may be present at the meeting, and, although this may constitute a quorum of the Common Council, the Council will not take any action at this meeting.

Adjournment