

(Following the regular Council Meeting)

**CITY COUNCIL MEETING - EXECUTIVE SESSION
CITY HALL COUNCIL CHAMBERS
WEDNESDAY, FEBRUARY 20, 2008 7:33 P.M.**

City Attorney James Raymond gave a brief summary of the City's litigation to collect on the bond provided for the completion of infrastructure for the Westana subdivision. James briefly summarized and reviewed the history of the subdivision and of the litigation to date. James reviewed the true cost to complete the work Westana omitted to perform, had by bid through Smith Paving, and apprized the council that since the work by Smith was not accepted further litigation with Smith has resulted. James indicated that he had the previous Friday, after publication of the agenda, received a written offer to settle and compromise with Westana, and that whether to settle and for what were a matter for council to decide, and that under the schedule now existing the matter was due for trial in June but that negotiations would move that back. Council discussed their options with City Attorney James Raymond. **Motion made by Councilman Agrella, seconded by Councilman Lies, to authorize City Attorney James Raymond to continue negotiations within certain guidelines. Motion carried unanimously.**

Meeting was adjourned at 7:55 p.m.