

**SPECIAL MEETING OF THE DASSEL CITY COUNCIL
JANUARY 29, 2020 7:00 P.M.
DASSEL CITY HALL**

The special meeting of the Dassel City Council was called to order by Mayor Hungerford at 7:00 p.m. on January 29, 2020 at Dassel City Hall.

Present: Council members Hallquist, Hollaran, Weseloh and Mayor Hungerford (4)
Absent: Council member Carlson (1)

Also present at the meeting were: City Attorney Greenley; Jay Evjen; Julie Evjen; and AFSCME Council 65 Representative Rafael Espinosa.

Mayor Hungerford read the following statement:

Minnesota Statutes 13D, Sub. 2 (b): A public body shall close one or more meetings for preliminary consideration of allegations or charges against an individual subject to its authority.

If the members conclude that discipline of any nature may be warranted as a result of those specific charges or allegations, further meetings or hearings relating to those specific charges or allegations held after that conclusion is reached must be open.

At the January 21, 2020 meeting the Council decided that discipline of some nature against Mr. Evjen may be warranted as a result of the charges and allegations considered in the closed meetings and the Council called a Special Meeting for January 29, 2020 in accordance with Article 11 of the Collective Bargaining Agreement and the City Personnel Policy with the Notice Hearing being delivered to Mr. Evjen. Because the Motion that passed at the January 21 Council meeting determined that discipline may be warranted for those charges, under the statute this meeting "must be open".

Mayor Hungerford asked Mr. Evjen if he wanted the meeting to be closed. He responded no.

Mayor Hungerford asked Rafael Espinosa, AFSCME representative if he wanted to close the meeting for any reason in the union contract. He responded no.

City Attorney Greenley read the Notice of Hearing which was sent to Mr. Evjen.

Mr. Evjen spoke to the Council about the incident that had precipitated the hearing. He asked the Council to consider alternative solutions and informed the council he received a driver's license with restrictions.

Mr. Espinosa spoke to the Council in regard to Mr. Evjen's ability to do numerous tasks in the Public Works Department besides driving commercial vehicles.

The meeting was recessed for a break at 8:32 p.m. and reconvened at 8:38 p.m.

Motion by Hungerford, seconded by Hallquist to dismiss Public Works employee Jay Evjen on grounds of behavior in not keeping with city policies and inability to meet the qualifications of the job description requiring a commercial driver's license. Motion carried.

Mr. Evjen was directed to return all city equipment, clothing, keys or other items belonging to the City to City Hall as quickly as possible.

Motion by Hungerford, seconded by Weseloh to publishing notice of job opening, Public Works position with pay range of \$19-\$22/hour. Motion carried.

Motion by Weseloh, seconded by Hallquist to adjourn the meeting at 9:00 p.m. Motion carried.

ATTEST:

Ron Hungerford
Mayor

Terri Boese
Clerk/Treasurer