

**MINUTES OF THE EXECUTIVE SESSION OF THE COMMITTEE OF THE
WHOLE MEETING OF THE CITY COUNCIL OF THE CITY OF COLUMBIA,
ILLINOIS HELD MONDAY, FEBRUARY 25, 2013 IN THE COUNCIL ROOM
OF CITY HALL**

I. CALL TO ORDER

Chairman Gene Ebersohl called the Executive Session of the Committee of the Whole Meeting of the City Council of the City of Columbia, Illinois to order at 8:36 p.m.

Upon Roll Call, the following members were:

Present: Chairman Ebersohl and Aldermen Agne, Niemietz, Roessler, Huch, Mathews and Reis and Mayor Hutchinson.

Absent: None.

Quorum Present.

Administrative Staff Present: City Administrator Al Hudzik, City Engineer Ron Williams, City Attorney Terry Bruckert, Accounting Manager Linda Sharp and Accounting/Clerical Assistant Sandra Garmer.

Guests Present: None.

II. EXECUTIVE SESSION

Chairman Ebersohl stated the Executive Session was called to receive an update on litigation currently pending against the city.

Horner & Shifrin, Inc. v. City of Columbia (12-CV-1050-MJR-DGW)

City Attorney Terry Bruckert informed the Committee Members that he has received Horner & Shifrin's first "Set of Interrogatories" and "Request for the Production of Documents" directed to the city pertaining to above-referenced litigation – he is preparing responses, including a request for an extension of time to respond (to some of the items requiring more time to research and/or compile the documentation), since the responses are due by March 7, 2013. Bruckert stated he would keep the Committee updated on this litigation.

III. ADJOURNMENT

MOTION:

It was moved by Alderman Agne and seconded by Alderman Niemietz to adjourn the Executive Session of the Committee of the Whole Meeting of Monday, February 25,

2013 at 8:40 p.m. Upon Roll Call vote, Chairman Ebersohl and Aldermen Agne, Niemietz, Roessler, Huch, Mathews and Reis voted yea. **MOTION CARRIED.**

Gene Ebersohl

GENE EBERSOHL, Chairman
COMMITTEE OF THE WHOLE

Minutes Taken By:

Sandra Garner

SANDRA GARMER, Accounting/Clerical Assistant

Albert G. Hudzik

ALBERT G. HUDZIK, City Administrator