

JOURNAL OF COMMISSION SPECIAL WORK SESSION
April 5, 2016

City Commission Special Work Session
Civic Center, Gibson Room 212

Mayor Kelly presiding

CALL TO ORDER: 4:00 p.m.

City Commission members present: Bob Kelly, Tracy Houck, Bob Jones, Bill Bronson and Fred Burow.

STAFF PRESENT: City Manager Greg Doyon, Deputy City Manager Jennifer Reichelt, City Attorney Sara Sexe, Fire Chief Steve Hester, Police Chief Dave Bowen, IT Systems Administrator Tom Pike, Police Department Communications Supervisor Bill Hunter, City Clerk Lisa Kunz and Deputy City Clerk Darcy Dea.

GUEST PRESENT: Bob Griffin of Crowley Fleck PLLP.

1. LITIGATION STRATEGY – NEW WORLD SOFTWARE SYSTEMS.

City Manager Greg Doyon provided a brief history of software issues with New World. The purpose of this meeting is to update the Commission on the City's efforts to resolve performance issues with New World and then Tyler Technologies that bought out New World.

City Attorney Sara Sexe reported that this meeting is to discuss litigation strategy regarding the contracts with New World Software Systems and Tyler Technologies. She recommended the City Commission enter into an executive session pursuant to Mont. Code Ann. § 2-3-203(4)(a) because the meeting involves the discussion of litigation strategy and an open meeting would have a detrimental effect on the litigation position of the City.

Commissioner Burow moved, seconded by Commissioner Jones, that the City Commission close the meeting to discuss litigation strategy in executive session.

Motion carried 5-0.

At 4:06 p.m., public members were asked to leave the Gibson Room. The meeting continued in executive session with the City Commission, City Manager, Deputy City Manager, City Attorney, Fire Chief, Police Chief, IT Systems Administrator, Police Department Communications Supervisor, City Clerk, Deputy City Clerk, and retained attorney Bob Griffin, for the purpose of discussing litigation strategy regarding the City's contracts with New World Software Systems and Tyler Technologies.

-- EXECUTIVE SESSION --

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The meeting reconvened into an open meeting. Mayor Kelly called the regular meeting back to order at 5:17 p.m.

City Attorney Sexe reported that, after much discussion and advice of counsel, there has been discussion on how to proceed in terms of the issues with the software performance. The Commission's decision, based upon the advice of counsel, was to proceed to provide Tyler Technologies a 90-day notice.

Mayor Kelly asked if there was any further discussion amongst the Commissioners or staff or comments from the public. No one responded.

Mayor Kelly asked if there were any comments from the public on any other matter. No one responded.

ADJOURN

There being no further business to come before the Commission, Mayor Kelly adjourned the special work session of April 5, 2016, at 5:20 p.m.

Mayor Bob Kelly

City Clerk Lisa Kunz

Minutes Approved: April 19, 2016