

The Board of County Commissioners met in Special session on Wednesday, March 3, 2015 at 9:00 am.

Chairman Olson opened the meeting.

Chairman Olson took roll call and present were Commissioners Wakefield, Pedersen, Dahl, Steffen and Olson. Also present was State's Attorney Tenneson.

Chairman Olson opened the floor to Mediation with Construction Engineers. Motion by Wakefield to go into executive session, second by Pedersen and called three times for discussion with all ayes, no nays, and carried.

Chairman Olson opened the floor to discuss possible Conflict of Interest. State's Attorney Tenneson informed the Commission of their options. The Commission discussed the options that were given. Motion by Wakefield to continue with mediation if the other two parties are in agreement and if Mr. Grossman is excluded going forward, second by Steffen. Wakefield amended his motion by including the law firm (Myhre Law Office) and not just the individual, second by Steffen. There was continued discussion on the issue. Chairman Olson called three times for discussion with all ayes, no nays, and carried. State's Attorney Tenneson went to relay the information to the Mediator. Motion by Steffen to recess regular session and move into executive session, second by Pedersen and called three times for discussion with all ayes, no nays, and carried.

Chairman Olson reconvened the meeting. The Commission was presented with a Settlement Agreement that State's Attorney Tenneson redrafted for the Mediator. Motion by Wakefield to recess, second by Pedersen and called three times for discussion with all ayes, no nays, and carried.

Chairman Olson reconvened the meeting. Motion by Pedersen to approve the Settlement Agreement as presented, second by Steffen, and called three times for discussion with roll call vote: Wakefield-aye, Dahl-aye, Pedersen-aye, Steffen-aye, Olson-aye, and carried.

The Settlement Agreement was presented with the Building Authority signature. The Settlement Agreement is as follows:

Settlement Agreement

The parties agree that the matter entitled:

Construction Engineers v. Griggs County and Griggs County Building Authority

Is settled on the following basis:

- a. Griggs County and Griggs County Building Authority shall pay to Construction Engineers the sum of \$274,000 as soon as possible, however, in no event, no later than 30 days from the date of this Settlement Agreement. This payment will be made upon receipt of a minimum of \$172,000 to Griggs County from the Griggs County Building Authority.*
- b. This settlement is a full and complete resolution of all the issues between the parties in this action.*
- c. This settlement is a binding agreement between the parties. We understand that it may be necessary to have additional documents executed as part of this Settlement Agreement.*
- d. It is understood by the parties that the mediator has no duty to protect their interests or provide them with information about their legal rights. Further, that signing a mediated settlement agreement may adversely affect their legal rights and they should consult an attorney before signing a mediated settlement agreement if they are uncertain of their rights.*
- e. Checks should be made payable to: Construction Engineers.*
- f. The Plaintiff's tax ID#: [REDACTED]*

Dated this 3rd day of March, 2015.

John Eickhoff

Witness

Construction Engineers

Attorney of Construction Engineers

Troy Olson
Griggs County

Attorney for Griggs County

Ron Halvorson
Griggs County Building Authority

Attorney for Griggs County Building Authority

Samantha M Quast
Witness

Chairman Olson signed the agreement and Auditor Quast witnessed the signature. The Commission had discussion with the Mediator about Mr. Grossman being present through the Mediation. Construction Engineers joined the meeting to thank the Commission.

Motion by Steffen to adjourn meeting at 1:01 pm and meet again in regular session on Friday, February 6, 2015 at 1 pm and February 20, 2015 at 1 pm, second by Pedersen and called three times for discussion with all ayes, no nays and carried.

ATTEST: _____
Samantha Quast
Auditor

Troy Olson
Chairman