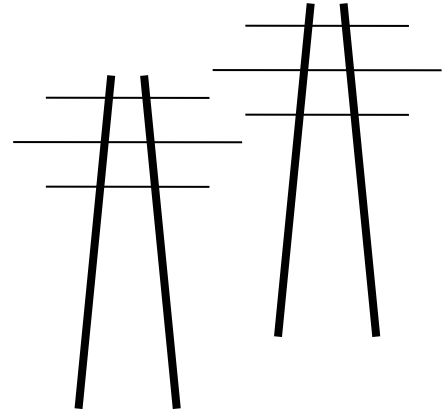


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August 30, 2023

Terri Swanson
City Clerk
City of Red Wing
315 West 4th Street
Red Wing, MN 55066

via email only: teri.swanson@ci.red-wing.mn.us

RE: Data Practices Act Request

“It’s called screenshots” and “there’s been data breach going on”

Dear Ms. Swanson:

I’d missed the August 14, 2023 meeting because a township I’m representing was finalizing an ordinance I’d drafted, and attendance 100 miles away at the same time was necessary! That was unfortunate, because a simple comparison of my Code of Conduct suggestions and those presented to the Council for approval would have rendered Mayor Wilson’s bizarre statement and “questions” about my involvement in drafting moot.

But here we go again... After attending this Monday’s meeting, and looking at the video, I confirmed Mayor Wilson’s statements, including one that clearly referred to me as he inferred violations of Open Meeting Law and/or the City’s Code of Conduct. In particular this statement:

A Commissioner who is a lawyer gives advice, opinion, and instruction, now becomes quite clear to all members of the political page where the officials stand on their topic and position and will eventually, will take on the matter.

Meeting video, 52:46 – 52:56 (see also general “comment at 50:54 – 54:50).

At 53:47, Mayor Wilson waved around a handful of pages, claiming he had screenshots, relying on them for support of his statement of improprieties and inferences of Open Meeting Law and/or Code of Conduct violations, coupled with a not-so-veiled threat:

They’re called screenshots, God only knows, we’ve got a ton of them, what goes on out there, so I’m just giving everyone a heads up on all of this stuff, pay attention from here on in.

Later, the purported screenshots were again waved, again referring to and relying on them to support his innuendos and inferences, and as if to refute Councilor Brown's statement that there was no quorum:

They're called screenshots, Evan...

Video at 54:28. At that point, I shouted from the back of the room, "Enter them into evidence then, show us what it is." Wilson refused to provide them to the Council.

Under the Data Practices Act, I'm seeking the following information:

- Documents – purported screenshots waved by Mayor Wilson at 53:47, referred to and relied on in his statements and argument to the Council regarding the Social Media Policy.



- Documents – purported screenshots waved by Mayor Wilson at 54:28, referred to and relied on before the Council after Councilor Brown's statement that there is no violation of Open Meeting Law, that there is no quorum discussing official business in that private group.



- Any and all of Mayor Wilson's documents and evidence of data breach as claimed by Wilson in statement to the Council at 53:24 in the video. If there is evidence, please provide it with redaction sufficient to avoid again breaching data protection laws.

If there are no such screenshots, please so state. If there is no evidence of data breaches, please so state.

City Attorney Mace advised that the City is interested in and would investigate reports of violations of Open Meeting Law, data breaches, and other violations.

If a file review would be more convenient, please let me know when!

Thanks for your consideration in this matter.

Very truly yours,



Carol A. Overland
Attorney at Law

cc: Amy Mace amy.mace@raswlaw.com