

**MINUTES  
SPECIAL TOWN BOARD MEETING  
JANUARY 4, 2016**

The meeting was called to order at 6:33 p.m.

Present: Supervisors: Kermes, Prudhon, Ruzek; Clerk: Short; Attorneys: Kelly and Lemmons; Planner: Riedesel; League of Minnesota Cities Insurance Trust: Paul Reuvers of Iverson, Reuvers Condon.

**APPROVAL OF AGENDA (Additions / Deletions):** Ruzek moved approval of the agenda as submitted. Prudhon seconded. Ayes all.

**MINNESOTA LEAGUE OF CITIES INSURANCE TRUST – Meet with League Attorney:**  
The Town Attorney reported that the purpose of the meeting is to meet and discuss the Stoddard's vs White Bear Township lawsuit with Paul Reuvers, an attorney chose by the League of Minnesota Cities insurance Trust who will be representing the Township in mediation.

Paul Reuvers introduced himself and reported that he has been retained to represent the Township in the mediation process and to discuss plans going forward. He stated that he wanted to meet with the Town Board to put faces with names. He reported that the Township has been sued and has been given an extension on the case. He reported that retired Judge, John Borg, has agreed to act as Mediator during the process. A mediation session has been set up for January 27, 2016 at 9:45 a.m. The location is 8300 Norman Center Drive, Bloomington, Minnesota. A work session will be held as part of the Town Board Executive Meeting on January 22, 2016 to determine how the Town wants to move forward. He stated that it is best to go to mediation with an open mind. The Stoddard's will be in another room. He stated that if there is anything that the Town does not want the Mediator to say, the request will be honored. In answer to a question if the Board will be in a position to compromise, Mr. Reuvers stated that they would be in a position to compromise if the compromise is reasonable. Mr. Reuvers stated that it would be good to engage the Planning Commission since it was involved with the development proposal. It was noted that Planning Commission Chair, Ronald Denn, has been involved as a citizen in development issues with the property and recused himself during the Planning Commission review. Vice Chair, Dave Kotilinek can be asked to serve as the Planning Commission representative. Mr. Reuvers noted that whatever is concluded, the matter

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would go through the Public Hearing process and having a Planning Commission representative present would be helpful. Kermes noted that Supervisor Ed Prudhon is liaison between the Town Board and the Planning Commission, has the background and understands the personalities of the group. The process will be transparent and comments will be a matter of public record. Kermes asked if it is anticipated that this will be a one session mediation. Mr. Reuvers stated that this case has the chance to go beyond one session because there are many moving parts. The Town Attorney noted that the purchase agreement has been extended to see what the results of the mediation will be. At the January 22, 2016 closed meeting the Town Board can determine what they can give up in a matter of compromise. It is all based on the number of units the developer wants to build. At that meeting options can be discussed and answers to questions provided.

**OPEN TIME:** No one appeared for the open portion of the meeting.

**RECEIPT OF AGENDA MATERIALS / SUPPLEMENTS:** Prudhon moved to receive all of the agenda materials and supplements for tonight's meeting. Ruzek seconded. Ayes all.

The meeting adjourned at 6:58 p.m.

Respectfully Submitted,

William F. Short  
Clerk-Treasurer

Approved as Official Meeting Minutes

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Town Board Supervisor

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Date