

Minutes
Minnetonka City Council
Special Meeting, Monday, Aug. 31, 2020

1. Call to Order

Mayor Brad Wiersum called the meeting to order at 7:22 p.m.

2. Roll Call

Council Members Rebecca Schack, Susan Carter, Deb Calvert, Bradley Schaeppi, Kissy Coakley, Brian Kirk and Brad Wiersum were present.

3. Closed session to discuss litigation threatened by Center for Biological Diversity

Wiersum announced that the purpose of the meeting was to hold a closed session to discuss litigation threatened by the Center for Biological Diversity.

City Attorney Corrine Heine stated that the Center for Biological Diversity (CBD) had threatened legal action against the city, related to the alleged impact of a proposed mountain bike trail upon a bee species located in Lone Lake Park. The city has retained outside legal counsel to advise the city. The attorney and staff have had settlement discussions with representatives of CBD. Staff recommends that the council meet with the attorney in closed session in order to discuss the threatened litigation and settlement negotiations. She stated that there is a need for absolute confidentiality so that the council could discuss strengths and weaknesses of the case and obtain direction regarding potential settlement.

Wiersum requested a motion to adjourn into closed session.

Schack moved, Carter seconded, a motion to convene in closed session for the purpose of discussing the litigation threated by the Center for Biological Diversity with the city's legal counsel, under Minnesota Statute 13D.05. A roll call was taken. All voted "yes." Motion carried.

The council reconvened in open session at 9:54 p.m.

4. **Adjournment**

Calvert moved, Kirk seconded, a motion to adjourn the meeting at 9:56 p.m. A roll call vote was taken. All voted "yes." Motion carried.

Respectfully submitted,

Becky Koosman
City Clerk

Schaeppi agreed the proposed process was the right way to move this project forward. He believed the proposed process was a fair manner in which to proceed. In addition, he supported the residents to the north being included in the planning process.

Wiersum stated he welcomed the proposed process and noted it was very open ended. He recommended staff extend the outreach area to the north. He commented further on how the council has worked to engage the public in the planning process for development projects. He explained if councilmembers would like to attend the planning meetings the members should attend as an observer.

No formal action required.

15. Appointments and Reappointments: None

16. Adjournment

Calvert moved, Kirk seconded a motion to adjourn the meeting at 7:59 pm. All voted "yes." Motion carried.

Respectfully submitted,



Becky Koosman
City Clerk