

**WILLMAR CITY COUNCIL PROCEEDINGS  
COUNCIL CHAMBERS  
WILLMAR MUNICIPAL UTILITIES BUILDING  
WILLMAR, MINNESOTA**

July 9, 2012  
4:30 p.m.

The special meeting of the Willmar City Council was called to order by the Honorable Mayor Frank Yanish. Members present on a roll call were Mayor Yanish, Council Members Ron Christianson, Bruce DeBlieck, Denis Anderson, Rick Fagerlie, Doug Reese, Tim Johnson and Jim Dokken; Present 8, Absent 1 -Steve Ahmann.

Others present included City Administrator Charlene Stevens, City Attorney Robert Scott, Special Counsel Paul Reuvers and Doug Gronli, League of Minnesota Cities Insurance Trust; and Municipal Utilities Commissioners Dave Baker, Steve Salzer, Matt Schrupp, Dan Holtz, Jerry Gesch, Carol Laumer and Dave Becker.

Mayor Yanish informed the City Council and Municipal Utilities Commission that the agenda item for this special meeting is to discuss pending litigation in the matter of Bruce J. Gomm vs. City of Willmar Municipal Utilities Commission, Court file number 34-CV-12-134. Mayor Yanish further stated this properly noticed special meeting of the City of Willmar City Council will be closed pursuant to Minnesota Statutes, section 13D.05, subdivision 3(b) under the attorney/client privilege exception to the Minnesota Open Meeting Law.

Council Member Anderson moved to close the meeting pursuant to Minnesota Statute 13D.05, Subdivision 3(a) for the purpose of discussing pending litigation in the matter of Bruce J. Gomm vs. City of Willmar Municipal Utilities Commission. Council Member DeBlieck seconded the motion, which carried at 4:37 p.m.

Council Member Reese moved to reopen the meeting, with Council Member DeBlieck seconding the motion, which carried at 5:17 p.m.

On a motion by Council Member DeBlieck, seconded by Council Member Reese, the Willmar City Council affirmed the decision of the Municipal Utilities Commission to accept the settlement agreement resulting from mediation with Mr. Bruce J. Gomm in the amount of \$200,000, with the League of Minnesota Cities Insurance Trust providing \$110,000 and the Municipal Utilities Commission responsible for \$90,000 and Mr. Gomm would withdraw his unemployment claim.

The there being no further business, Council Member DeBlieck moved to adjourn the meeting at 5:20 p.m. Council Member Christianson seconded the motion, which carried.

Attest:

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MAYOR

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CITY ADMINISTRATOR