

## 03-31-2021 Town Council Meeting Responses to Council Questions

### ITEM #1: Greene Tract Update

**Council Question:**

What is the thinking behind starting with a 2-year commitment in the ILA rather than 5 year?

**Staff Response:**

*The initial two-year period is proposed as an opportunity to resolve any issues early on. It is believed that once the initial two-year period is completed, changes and concerns will have been resolved allowing for a longer renewal period.*

**Council Question:**

What would be required at the Town level to withdraw from the agreement - majority vote of Council? 2/3rd vote?

**Staff Response:**

*Withdrawal from the agreement would require a majority vote by the Council, followed by 60 days' notice to the other parties.*

**Council Question:**

I appreciate the commitment to transparency in the draft MOU. Does the agreement to jointly conduct all public engagement and to not conduct individual public engagement regarding the property mean there will not be separate presentations to boards, community groups, or other interested parties outside of the shared engagement?

**Staff Response:**

*The three jurisdictions have agreed that public participation will occur jointly. Individual staff members may bring a joint presentation to an individual board, but the presentations shared will be jointly developed. Community meetings will be conducted with representatives from all three jurisdictions present.*

**Council Question:**

As regards the MOU for the Greene Tract, if I read the draft MOU correctly, if a resolution meeting and mediation fail to resolve a dispute among the partners, would the next step be litigation? Was binding arbitration ever considered?

**Staff Response:**

*If mediation fails, any of the parties could attempt litigation if they believe there is a justiciable*

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*dispute. Otherwise, each party has the option to withdraw from the agreement and/or sell or transfer their share of the asset as set forth in the agreement.*

#### **Council Question:**

As regards the school site with **public recreation**, what types of recreation are contemplated?

#### **Staff Response:**

*The types of recreation contemplated are primarily playing fields that would be shared between the school district and the Town. This shared use opportunity could be similar to Scroggs Elementary and Rashkis Elementary Schools.*