

BALDWIN TOWNSHIP

SHERBURNE COUNTY

RESOLUTION NO. 15-04

RESOLUTION AMENDING RESOLUTION 12-11

Whereas: Baldwin Township has formed a planning commission and appointed commissioners;

Whereas: Charles Nagle has provided opinions to the Baldwin Township planning commission which have sidetracked the planning commission and made it more difficult for it to accomplish its appointed tasks;

Whereas: Nagle confronted the Chair of the Baldwin Township Planning commission in a forceful and disrespectful manner demanding things be done Nagle's way;

Whereas: Nagle has repeatedly submitted unsolicited information to the planning commission;

Whereas: Nagle's submissions cannot be verified in a timely manner during a meeting or even at all;

Whereas: Nagle's submissions have promoted policies that do not exist in Baldwin Township;

Whereas: Nagle has previously disrupted Baldwin Town Board meetings as well as the work performed by Baldwin Township administrative staff;

Whereas: Post-meeting examinations of Nagle's offerings, by the Town Board, its attorneys, the Town Planner and staff, have concluded that such submissions have caused confusion, delayed public officials from completing their assigned duties, and have generally been a distraction to the planning commission and other boards and committees to which Nagle has made submissions;

Whereas: Nagle has accused the planning commission of violating the open meeting law and asked IPAD (Information Policy Analysis Division, Minnesota Department of Administration) for an opinion regarding such;

Whereas: IPAD found no basis to conclude that an open meeting law violation occurred;

Whereas: Nagle's submission to IPAD caused Baldwin to incur more legal fees in defense of Nagle's accusations;

Whereas: To date, legal fees incurred specifically dealing with Nagle are in excess of \$10,000;

Whereas: Acceptance of any further information from Nagle would, in the Board's opinion, continue to be of questionable value and likely cause more confusion and possible misrepresentation of Baldwin Township's actual position, policies and procedures, and will likely prevent the efficient operation of the Township;

Whereas: acceptance of any further information from Nagle will undoubtedly cost the Township additional expense in professional fees and or legal fees,

Whereas: Future planning efforts by the Township will include various committees sanctioned or appointed by the Town Board,

Whereas: The Baldwin Town Board has previously passed Resolution 12-11 pertaining to Mr. Nagle;

Whereas: The Baldwin Town Board now desires to amend Resolution 12-11;

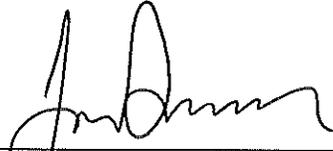
NOW, THEREFORE, THE BALDWIN TOWN BOARD RESOLVES:

1. This amendment to resolution 12-11 pertains to a one Charles W. Nagle.
2. Baldwin Township, its sanctioned committees and commissions and their respective members, will no longer accept information, opinion, proclaimed research or any other compilation/s of information, including but not limited to, written papers, electronic media, email, regular mail or any other such culminations from Mr. Nagle, except as set forth herein.
3. At any meeting of the Town Board, the Township planning commission, park commission, or any other committee or board, where such meeting is not a public hearing, any information, comments or questions Mr. Nagle wishes to make, ask or submit must be submitted to the Town Board Chair in writing at least five days prior to the meeting at which such information or comments are to be presented. All such submissions shall be sent via the US Postal Service, to the Baldwin Township Hall, addressed to the attention of the Chairman of the Baldwin Township Board. The Town Board Chair shall then review such information and determine whether such information is relevant to the issues before the board, commission or committee for which it is intended. If it is found to be relevant, the Town Board Chair shall direct the Town Clerk to disseminate such information to such board, commission or committee. If the Town Board Chair determines that such information is not relevant, and the information was not submitted for dissemination at a public hearing, the Town Board Chair shall deposit such information with the Town Clerk who shall then communicate to the appropriate board, commission or committee that such information has been submitted by Mr. Nagle, that it has been reviewed by the Town Board Chair and found to be irrelevant, but that the such information is available in the Clerk's office for review by such board, commission or committee members. If such information was submitted for dissemination at a public hearing, the Town Board Chair shall review such information and may provide written comments to accompany such information, but shall direct the Town Clerk to disseminate such information to the board, commission or committee members who will be holding the public hearing.
4. At duly required public hearings, Mr. Nagle shall be allowed to speak, subject to the discretion of the presiding officer at such public hearing who shall retain the ability to limit comments from any member of the public as deemed necessary.
5. Mr. Nagle will be allowed on Township property no more than 10 minutes prior to the convening of any meeting and will be allowed to remain on the premises no longer than 10 minutes after the adjournment of any meeting. Township premises include the Town hall

building, the fire hall, the parking lot and all of the grounds surrounding those structures. Mr. Nagle shall also be permitted on the Township premises as necessary to file as a candidate for a Town Board Supervisor position or to vote in any election at which ballots are cast at the Town Hall.

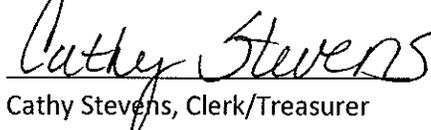
6. The terms of Baldwin Township Resolution 12-11 shall remain in full force and effect to the extent they do not conflict with the terms of this resolution.

Dated: 2-24, 2015



Jay Swanson, Town Board Chairman
Baldwin Township

ATTEST:



Cathy Stevens, Clerk/Treasurer
Baldwin Township