MINUTES OF THE SPECIAL TOWN COUNCIL MEETING HELD ON FEBRUARY 22, 2000

I. CALL TO ORDER AND ROLL CALL

The Special Town Council Meeting was called to order by President Jack McDonald at 5:02 p.m. in the Town Council Chambers. On roll call the following Elected Officials were found to be in attendance: Mayor Lesly Smith, President Jack McDonald, President Pro-Tem Samuel McLendon, Councilman Norman Goldblum, and Councilman William Brooks. Councilman Allen Wyett was absent from the meeting. Others present for all or a portion of the meeting included: Town Manager Robert Doney, Town Attorney John Randolph, Finance Director Jane Skittone, Planning, Zoning & Building Director Robert Moore, Assistant Planning, Zoning & Building Director Veronica Close, Zoning Administrator Paul Castro, Police Chief Frank Croft, Risk Coordinator Karen Temme, and Deputy Town Clerk Susan Eichhorn.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

Deputy Town Clerk Eichhorn gave the invocation. President McDonald led the Pledge of Allegiance.

III. PROOF OF PUBLICATION

Proof of publication was confirmed by Deputy Town Clerk Eichhorn.

IV. APPROVAL OF AGENDA

The Agenda was approved as printed.

V. PROCEDURES FOR COMMENTS BY GENERAL PUBLIC

President McDonald announced that all public comments, if any, would be heard after the second reading of Ordinance No. 1-00.

VI. SECOND READING AND ADOPTION OF ORDINANCE NO. 1-00, ZONING AMENDMENTS, MODIFICATIONS AND ADDITIONS

Town Attorney Randolph read Ordinance 1-00 by title: (second reading)

AN ORDINANCE OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 134, ZONING, OF THE CODE OF ORDINANCES OF THE TOWN OF PALM

BEACH BY AMENDING SECTION 134-622 TO ALLOW IN THE PUD-A DISTRICT THE SAME USES AS ALLOWED IN THE R-D(2) ZONING DISTRICT; BY AMENDING SECTIONS 134-1119, 134-1169, 134-1218, 134-1267 AND 134-1313 TO ALLOW TOWERS AS ONLY ARCHITECTURAL FEATURES IN THE COMMERCIAL ZONING DISTRICTS; BY AMENDING SECTION 134-1207, PERMITTED USES, IN THE C-OPI ZONING DISTRICT TO CONDITIONALLY ALLOW YACHT BROKERAGE IN SAID DISTRICT; BY AMENDING SECTION 134-1666, 134-1667, 134-1669, 134-1670 AND 134-1671, GARDEN WALLS AND FENCES, TO ELIMINATE THE REFERENCES TO "GARDEN", CLARIFY REQUIREMENTS FOR WALLS AND FENCES IN STREET SIDE AND REAR YARD SETBACKS AND CREATE REGULATIONS FOR RETAINING WALLS; BY AMENDING SECTION 134-1728, AIR CONDITIONING EQUIPMENT, TO CONDITIONALLY ALLOW AN EXCEPTION FOR MORE THAN ONE AIR CONDITIONING UNIT IN A STREET SIDE OR REAR YARD SETBACK ON A LOT THAT FRONTS ON TWO OR MORE STREETS; BY AMENDING SECTION 134-129, GENERATORS AND SWIMMING POOL EQUIPMENT, TO CONDITIONALLY ALLOW AN EXCEPTION FOR POOL EQUIPMENT IN A STREET SIDE OR REAR YARD SETBACK ON A LOT THAT FRONTS ON TWO OR MORE STREETS; BY AMENDING SECTION 134-1756, SUPPLEMENTAL AND INCIDENTAL TO PRINCIPAL USE; LOCATION, BY CREATING A NEW PROVISION TO ALLOW ACCESSORY STRUCTURES FOR SINGLE-FAMILY USES TO BE ON A LOT DIRECTLY ACROSS A STREET OR PUBLIC WAY OR ABUTTING THE LOT ON WHICH THE PRINCIPAL STRUCTURE IS LOCATED; BY AMENDING SECTION 134-2175, NUMBER OF PARKING SPACES REQUIRED-GENERALLY, BY EXEMPTING LANDMARK COMMERCIAL STRUCTURES FROM PROVIDING ADDITIONAL REQUIRED PARKING FOR INTERIOR IMPROVEMENTS; BY AMENDING SECTION 134-2176 SAME-GENERALLY BY INCREASING THE PARKING REQUIREMENT FOR HOUSES OF WORSHIP FROM ONE SPACE PER SEVEN TO ONE SPACE PER THREE PERMANENT SEATS; PROVIDING FOR A PENALTY FOR A VIOLATION HEREOF; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREOF; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

President McDonald invited any public comment. There was none.

President Pro-Tem McLendon moved approval of Ordinance No. 1-00, on second reading. The motion was seconded by Councilman Brooks. On roll call the motion carried 4/0, as Councilman Wyett was not present at the meeting.

VII. CONSIDERATION OF PROPOSAL FOR SETTLEMENT IN JEAN ZORIC AND GEORGE ZORIC VS. TOWN OF PALM BEACH AND BRIAN J. COHAN, AS AGENT FOR THE TOWN OF PALM BEACH, AND INDIVIDUALLY, CASE #CL 99-9738 AE

Town Attorney Randolph reported that, after mediation, the plaintiff in the case of Zoric v. Town of Palm Beach, et al, had agreed to accept $80,000.00 in full settlement of all claims related to this case, and an agreement to execute a release to Brian Cohan and the Town, its officers, employees, agents and representatives.

Councilman Goldblum moved approval of full settlement in the amount of $80,000.00 in the case of Zoric v. Town of Palm Beach, et al. The motion was seconded by President Pro-Tem McLendon. On roll call the motion carried 4/0, as Councilman Wyett was not present at the meeting.

VIII. ANY OTHER ITEMS

Town Manager Doney reminded all of the Special Town Council Meeting on Thursday, March 2, 2000 at 9:30 a.m. wherein information would be presented regarding orientation of new Town Council members; all department heads and the Town Attorney would be present.

IX. ADJOURNMENT

The meeting was adjourned at 5:10 p.m.

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Mary A. Pollitt
Town Clerk

Town

Prepared by:\
Susan Eichhorn
Deputy Town Clerk