

TOWN OF PALM BEACH

Office of The Town Clerk

MINUTES OF THE SPECIAL TOWN COUNCIL MEETING HELD ON TUESDAY, FEBRUARY 9, 2010

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I. CALL TO ORDER AND ROLL CALL

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3 The Special Town Council Meeting was called to order on Tuesday, February 9, 2010, at 4:46
4 p.m., at 355 S. County Road, Palm Beach, Florida 33480, in the Central Fire Station, in the
5 Emergency Operations Center (EOC). On roll call, all elected officials were found to be present.

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II. APPROVAL OF AGENDA

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8 **Motion to approve the Agenda as printed was made by Council President Pro Tem**
9 **Coniglio and seconded by Council Member Diamond.**

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III. TOWN OF PALM BEACH VS THE UNITED STATES OF AMERICA, CIVIL ACTION NO. 09-64 L, IN THE UNITED STATES COURT OF FEDERAL CLAIMS

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F.S. 286.011(8) Allows the Mayor, Town Council, and the Town Manager to Meet in a
Closed-Door Attorney/Client Session for the Purpose of Discussing Strategy Related to
Litigation.

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Town Council President Rosow announced:

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- a.) The Attorney/Client Closed-Door Session
- b.) The estimated time is thirty minutes
- c.) The names of the persons attending:
 - Jack McDonald, Mayor
 - Gail Coniglio, Town Council Member
 - William J. Diamond, Town Council Member
 - Richard M. Kleid, Town Council Member
 - David A. Rosow, Town Council Member
 - Robert N. Wildrick, Town Council Member
 - Jerry Stouck, Attorney (Via Telephone)
 - John C. Randolph, Town Attorney
 - Peter B. Elwell, Town Manager
 - Ley and Marsaa, Court Reporters

d.) Persons attending the meeting (listed above) relocate from the Emergency Operations Center to the Administrative Conference Room.

At 4:47 p.m., the attendees relocated into the Administrative Conference Room.

IV. RECONVENE SPECIAL TOWN COUNCIL MEETING IN THE EMERGENCY OPERATIONS CENTER

A.) Call to Order

The Special Town Council meeting was reconvened at 5:22 p.m., in the Town Council Chambers.

B.) Town Council President to Announce the Termination of the Attorney/Client Session.

Council President Rosow announced the termination of the Attorney/Client Session. He stated that the Town Council spoke with the Attorney and received information from him. The Town Council provided further direction to the Attorney.

Council President Rosow mentioned one other item. It was related to the sand transfer plant and the expense of having a lobbyist. The Town is trying to figure out a way to save money, and it currently has two lobbyists.

Council President Pro Tem Coniglio stated that the Town has received credible work from Marlowe out of Washington, D.C., the Town also has a good relationship with Greenberg Traug and their work on the Town's behalf.

Motion to hire Greenberg Traug with same parameters as Marlowe with a thirty day notification in the event the contract would need to be altered, and notify Marlowe, while pleased with their work, it was a money saving decision made by Council President Pro Tem Coniglio, and seconded by Council Member Diamond.

Town Manager Elwell explained the cost savings to the Town Council. He was directed to retain Greenberg Traug, and also exercising the thirty day notice to terminate the contract with Marlowe.

On roll call, the motion carried unanimously.

V. ANY OTHER MATTERS

There were none.

VI. ADJOURNMENT

There being no further business, the Special Town Council meeting of Tuesday, February 09, 2010 was adjourned at 5:24 p.m.

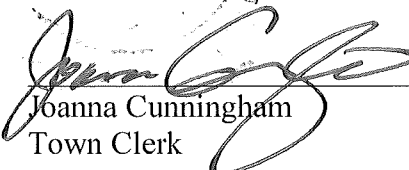
APPROVED:



David A. Rosow
Town Council President



ATTEST:



Joanna Cunningham
Town Clerk