

TOWN OF PALM BEACH

Office of The Town Clerk

MINUTES OF THE SPECIAL TOWN COUNCIL MEETING HELD ON JULY 8, 2008

I. CALL TO ORDER AND ROLL CALL

The Special Town Council Meeting was called to order at 6:00 p.m., on Tuesday, July 8, 2008, in the Town Council Chambers. On roll call, the following elected officials were found to be present: Mayor Jack McDonald, President Richard M. Kleid, President Pro Tem Gail Coniglio, Council Member Denis P. Coleman, Council Member Susan Markin, and Council Member David A. Rosow. Also present were Town Manager Peter B. Elwell, Town Attorney John C. Randolph, and Town Clerk Susan Eichhorn.

II. APPROVAL OF AGENDA

The Agenda was approved as printed.

III. SURFRIDER FOUNDATION, INC., SNOOK FOUNDATION, INC., CAPTAIN DANNY BARROW, TOM WARNKE AND HERBERT TERRY GIBSON, PETITIONERS, VS TOWN OF PALM BEACH, DEPARTMENT OF ENVIRONMENTAL PROTECTION, AND BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND, RESPONDENTS, STATE OF FLORIDA DIVISION OF ADMINISTRATIVE HEARINGS, DOAH CASE NO. 08-1511

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.

The Town Council President Shall Announce:

- a.) The Attorney/Client Closed-Door Session
- b.) The estimated time is thirty minutes
- c.) The names of the persons attending:
 - Jack McDonald, Mayor
 - Richard M. Kleid, Town Council President
 - Gail Coniglio, Town Council President Pro Tem
 - Denis P. Coleman, Town Council Member

7-8-08 STC (Closed Door)

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Susan Markin, Town Council Member
David A. Rosow, Town Council Member
John C. Randolph, Town Attorney
Reginald Bouthillier, Attorney
Peter B. Elwell, Town Manager
Ley and Marsaa, Court Reporters

- d.) Persons attending the meeting (listed above) relocate from Town Hall Council Chambers to the immediately adjacent conference room.

IV. RECONVENE SPECIAL TOWN COUNCIL MEETING IN THE TOWN COUNCIL CHAMBERS

- A.) Call to Order

The Special Town Council Meeting was reconvened at 6:50 p.m., in the Town Council Chambers.

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

President Kleid announced the termination of the Attorney/Client Session.

Town Manager Elwell recommended that the total of \$2 million be appropriated in two separate pieces. The first to authorize the expenditure of up to \$1 million from the existing Coastal Management Capital funds; secondly, approval in the FY09 budget of the transfer from the General Fund balance to the Coastal Capital fund. The first \$1 million would be available immediately, and the second \$1 million would become available as of October 1, 2008.

Motion made by Council Member Rosow to approve the appropriation of \$2 million, as described by the Town Manager, in order to defend the Reach 8 permit against the actions by Surfrider Foundation, Inc., and the Snook Foundation, Inc., as described by the Town Manager for legal expenses and the Town's experts. Motion seconded by Council Member Markin. On roll call, the motion carried unanimously.

V. ANY OTHER MATTERS

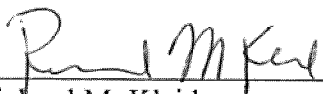
There were none.

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VI. ADJOURNMENT

There being no further business, the Special Town Council meeting of July 8, 2008, was adjourned at 6:54 p.m.

APPROVED:


Richard M. Kleid
Town Council President

ATTEST:

Susan A. Eichhorn
Town Clerk

