

TOWN OF PALM BEACH

Office of the Town Clerk

MINUTES OF THE SPECIAL TOWN COUNCIL MEETING HELD ON WEDNESDAY, SEPTEMBER 17, 2014

I. CALL TO ORDER AND ROLL CALL

The Special Town Council meeting was called to order on Wednesday, September 17, 2014, at 5:01 p.m., in the Town Council Chambers. On roll call, all of the elected officials were found to be present, with the exception of Council President Wildrick and Council Member Pucillo. Council President Pro Tem Diamond assumed the position of Council President for these proceedings.

II. PLEDGE OF ALLEGIANCE

Council President Pro Tem Diamond led the Pledge of Allegiance.

III. APPROVAL OF AGENDA

The following changes were made to the Agenda:

ADDED: Item No. V., Jason Weeks versus the Town of Palm Beach Litigation, was added to the Agenda and placed under Any Other Matters as Item No. V.A.

ADDED: Item No. V., Mayor's Item, was added to the Agenda and placed under Any Other Matters as Item No. V.B.

Motion was made by Council Member Kleid, and seconded by Council Member Townsend, to approve the Agenda, as amended above. On roll call, the motion carried 3-0, with Council President Wildrick and Council Member Pucillo absent.

IV. PUBLIC HEARING ON FINAL MILLAGE RATE AND FY15 BUDGET

A. Proof of Publication

Town Clerk Owens confirmed that the Town had received the proof of publication notice for this meeting.

1 B. Announcement of Proposed Operating Millage Rate

2
3 Council President Pro Tem Diamond read into the record the required legal
4 verbiage.
5

6 C. Reasons for Proposed Operating Millage Rate Increase from the Rolled-Back
7 Millage Rate
8

9 Town Manager Elwell read into the record the required legal verbiage.
10

11 D. Comments and Questions from Public
12

13 E. RESOLUTION NO. 152-2014 A Resolution of the Town Council of the Town of
14 Palm Beach, Palm Beach County, Florida, Adopting the Final Millage Rate and
15 Levying Ad Valorem Taxes for the Fiscal Year Beginning October 1, 2014, and
16 Ending September 30, 2015; Setting Forth Certain Information Regarding the
17 Rolled-Back Millage Rate; Directing the Town Manager or the Finance Director
18 to Adjust the Adopted Millage Rate in the Event of Changes in the Assessment
19 Roll and Taxable Value; Providing an Effective Date.
20

21 **Motion was made by Council Member Kleid, and seconded by Council Member**
22 **Townsend, to approve Resolution No. 152-2014. On roll call, the motion carried 3-0,**
23 **with Council President Wildrick and Council Member Pucillo absent.**
24

25 F. RESOLUTION NO. 153-2014 A Resolution of the Town Council of the Town of
26 Palm Beach, Palm Beach County, Florida, Adopting a Final Budget and
27 Appropriating Funds for the Fiscal Year Beginning October 1, 2014, and Ending
28 September 30, 2015; Providing for an Effective Date.
29

30 **Motion was made by Council Member Kleid, and seconded by Council Member**
31 **Townsend, to approve Resolution No. 153-2014. On roll call, the motion carried 3-0,**
32 **with Council President Wildrick and Council Member Pucillo absent.**
33

34 V. ANY OTHER MATTERS
35

36 A. Jason Weeks versus the Town of Palm Beach Litigation
37

38 Town Manager Elwell stated that the Town's proposal of settlement was accepted
39 by Jason Weeks. He said that the total amount to be paid would be \$300,000, by
40 the insurance company who provides the insurance coverage for the Town for this
41 type of claim. That is the total amount to be paid related to any and all potential
42 claims made or could have been made in the matter, as well as, any attorney's
43 fees. He read a statement into the record stating the Town's position that was
44 provided to the Palm Beach Daily News.
45

Discussion ensued regarding the Town having a strong case and should go to trial, and the settlement being a good business decision versus going to trial.

Motion was made by Council Member Townsend, and seconded by Council President Pro Tem Diamond, to accept Staff's recommendation to settle with Jason Weeks in the amount of \$300,000. On roll call, the motion carried 2-1, with Council President Wildrick and Council Member Pucillo absent, and Council Member Kleid dissenting.

B. Mayor's Item

Mayor Coniglio thanked the Town Council for the allocation an additional \$50,000 for the Landmarks Preservation program.

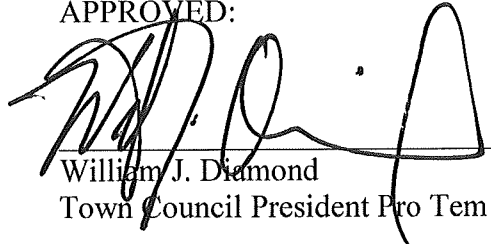
Mayor Coniglio requested \$2,500 from the General Contingency Fund for holiday decorations for the Bradley Park tree.

Motion was made by Council Member Kleid, and seconded by Council Member Townsend, to approve allocation of \$2,500 out of the General Contingency Fund for the purchase, installation, and removal of a decorated holiday tree for Bradley Park. On roll call, the motion carried 3-0, with Council President Wildrick and Council Member Pucillo absent.

VI. ADJOURNMENT

There being no further business, the September 17, 2014, Special Town Council meeting was adjourned at 5:16 p.m.

APPROVED:


William J. Diamond
Town Council President Pro Tem

ATTEST:


~~Susan A. Owens, MPA, MMC~~ Cheryl A. Somers
Acting Town Clerk

10/14/14
Date

