

MINUTES OF THE SPECIAL TOWN COUNCIL MEETING PURSUANT TO SECTION 286.011(8) FLORIDA STATUTES HELD ON MONDAY, MARCH 24, 1997

I. CALL TO ORDER AND ROLL CALL (IN TOWN COUNCIL CHAMBERS)

The meeting was called to order by President Lesly Smith at 10:05 a.m. The following Elected Officials were found to be in attendance: Mayor Paul R. Ilyinsky; President Lesly S. Smith; President Pro-Tem Leslie A. Shaw; Councilmen Jack McDonald; Samuel C. McLendon; and Allen S. Wyett. Also attending the meeting were: Town Manager Robert J. Doney; Attorney John C. Randolph, Attorney Scott G. Hawkins; Town Clerk Mary A. Pollitt; and Court Reporter Jane Pastore.

II. INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by the Town Clerk and the Pledge of Allegiance was led by President Smith.

III. APPROVAL OF AGENDA

Town Clerk Pollitt requested that four charitable event permit applications be considered under "Any Other Matters". Mrs. Pollitt explained the events requested in those applications would take place before the regularly scheduled April 8, 1997, Town Council meeting.

Mr. Wyett made a motion to consider the four applications under "Any Other Matters". The motion was seconded by Mr. Shaw. On roll call, the motion carried unanimously.

Mr. Wyett made a motion to approve the agenda, as amended. Mr. McLendon seconded the motion. On roll call, the motion carried unanimously.

IV. COUNCIL PRESIDENT SMITH ANNOUNCES:

Mrs. Smith made the following announcement:

- A. PURSUANT TO SECTION 286.011(8), FLORIDA STATUTES, THE TOWN COUNCIL IS ADJOURNING AND COMMENCING A CLOSED DOOR ATTORNEY CLIENT SESSION FOR THE PURPOSE OF DISCUSSING SETTLEMENT NEGOTIATIONS AND/OR STRATEGY RELATING TO LITIGATION EXPENSES IN THE CASE OF TOWN OF PALM BEACH VS. CITY OF WEST PALM BEACH AND STATE OF FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS, STATE OF FLORIDA DIVISION OF ADMINISTRATIVE HEARINGS, CASE NO. 96-0873 GM

Mrs. Smith announced the next two items:

- B. THE ESTIMATED LENGTH OF THE SESSION IS APPROXIMATELY TWO HOURS
- C. THOSE PERSONS ATTENDING THE SESSION ARE: MAYOR PAUL R. ILYINSKY, PRESIDENT LESLY S. SMITH, PRESIDENT PRO-TEM LESLIE A. SHAW, COUNCILMEN JACK MCDONALD, SAMUEL C. MCLENDON, AND ALLEN S. WYETT, TOWN MANAGER ROBERT J. DONEY, TOWN ATTORNEY JOHN C. RANDOLPH, ATTORNEY SCOTT G. HAWKINS, AND COURT REPORTER FROM LEY & MARSAA COURT REPORTERS, INC. (JANE PASTORE)
- D. ATTENDEES RETIRE TO CONFERENCE ROOM

The attendees retired to the Conference Room at 10:12 a.m.

V. RECONVENE COUNCIL MEETING

The Special Town Council meeting was terminated at 11:35 a.m.

The Mayor and Town Council reconvened in the Town Council chambers at 11:40 a.m.

VI. ANY OTHER MATTERS

Consideration of the Charitable Event Permit Applications for:

No. 363-97	School of the Arts Foundation
No. 386-97	Palm Beach Round Table, Inc.
No. 417-97	The Black Rhino Expedition, Ltd.
No. 423-97	U. S. Committee for UNICEF

Mrs. Pollitt referred to her March 20, 1997, memorandum recommending the approval of the four charitable event permit applications. Mrs. Pollitt said the School of the Arts Foundation, No.363-97, is having an event at the Breakers on April 18, and the Foundation was not able to submit sufficient financial information, as required by the Ordinance, to allow the Finance Department to approve the application. Mrs. Pollitt reported the Finance Department has received enough information to conditionally approve the application with the Town Manager's approval. No waiver for the advertising required two weeks prior to the event was needed.

Mrs. Smith suggested each application be addressed separately.

Mr. Wyett made a motion to approve the application for the Palm Beach Round Table. The motion was seconded by Mr. McLendon. On roll call, the motion carried unanimously.

Mr. McLendon asked if any of the organizations had given reasons for the late filings of the applications?

Mrs. Pollitt replied that, with the exception of the School of the Arts Foundation, the applicants were not aware of either the need for a permit or the time required for obtaining one. The School of the Arts Foundation applied on time but were not able to pull together the required accounting information.

Mr. Shaw said he understood the UNICEF concert at Mar-a-Lago was a scheduled event and, at the last minute, it was decided to turn it into a fundraiser.

Mrs. Smith ascertained that all of the applicants had submitted the proper forms to the Town of Palm Beach.

Mr. Shaw said the present Charitable Event Ordinance required either a review compilation or an audit at the organization's discretion. Mr. Shaw suggested the federal I-990 form be accepted in lieu of the compilation or audit. Mr. Shaw said the I-990 form must be filed by every charity and shows the financial condition and the activities. Internal financial statements may also be included in the submittal. Mr. Shaw said many of the organizations do not want to spend the money to do an audit, and that was the situation at the School of the Arts.

Mr. McDonald asked if this item would be on the April 8, 1997, Town Council agenda?

Mr. Doney reported that the Town Council, at the March 11, 1997, meeting directed that the issues related to the Charitable Solicitation Ordinance, potential amendments, and the day to day administration problems go to the Ordinances, Rules, and Standards Committee.

Mrs. Smith noted that Mr. McLendon is chair of that committee and will call a meeting at the appropriate time.

After discussion, Mr. McLendon made a motion to approve the applications from the School of the Arts Foundation, the Black Rhino Expedition, Ltd., and the U. S. Committee for UNICEF. The motion was seconded by Mr. McDonald. On roll call, the motion carried unanimously.

There were no other matters.

VII. ADJOURNMENT

The meeting was adjourned at 11:50 a.m.

Mary A. Pollitt
Town Clerk