



CITY OF ANNA MARIA

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MINUTES CITY COMMISSION EMERGENCY MEETING DECEMBER 8, 2015 – 8:30 A.M.

Pledge of Conduct: We may disagree, but we will be respectful of one another. We will direct all comments to the issues. We will avoid personal attacks.

CALL TO ORDER

Chair Copeland called the meeting to order at 8:35 a.m.

PLEDGE TO THE FLAG

ROLL CALL

Present: Mayor Dan Murphy, Commissioner Dale Woodland, Chair Doug Copeland, and Commissioner Carol Carter.

Absent: Vice-Chair Nancy Yetter and Commissioner Chuck Webb.

Also present: City Clerk Diane Percycoe, Finance Director/Deputy Clerk Maggie Martinez, and City Attorney Becky Vose (via phone).

Press: Islander and Sun.

1. Pending Settlement Offer – Iafolla, et al vs. City of Anna Maria

City Attorney Vose announced the Judge planned to have a hearing on the case either that morning at 8:30 a.m. or the next day at 8:30 a.m. The previous week she had filed a new motion to rid the injunction. After speaking to the Plaintiff's Attorney Kevin Hennessy, he had discussed a settlement asking the City pay his costs at approximately \$10,000.

After further discussion with Mr. Hennessy, the proposed settlement provides for dismissal without prejudice meaning they can file another lawsuit. However, they would be able to file another lawsuit with prejudice. Explanation followed. The settlement dissolves the temporary injunction and each party bares their own attorney fees and costs. She noted the City's costs are minimal.

City Attorney Vose recommended the Commission approve the settlement agreement as presented.

Public Comment – None.

Motion: Move that the City of Anna Maria accept the Settlement Offer relating to Iafolla, et al vs. City of Anna Maria as presented.

Action: Approved. Moved by Commissioner Dale Woodland, Seconded by Commissioner Carol Carter.

On Roll Call Vote, the motion carried unanimously.

Chair Copeland thanked Mayor Murphy, Commissioner Carter, and City Attorney Vose for all the work they did throughout the mediation on the case.

Press Comment – None.

Adjournment

The meeting adjourned at 8:39 a.m. on motion made by Commissioner Carol Carter and seconded by Commissioner Woodland.


Diana L. Percycoe, CMC, City Clerk

Minutes approved: 1/28/16