

**MINUTES  
LONGBOAT KEY TOWN COMMISSION  
SPECIAL MEETING  
ATTORNEY-CLIENT SESSION  
JULY 6, 2015 - 6:00 P.M.**

**Present:** Mayor Jack Duncan, Vice Mayor Terry Gans, Commrs. Lynn Larson, Irwin Pastor, Phill Younger, Pat Zunz,

**Also:** Town Manager Dave Bullock, Town Attorney Maggie Mooney-Portale  
**Present:** Town Clerk Trish Granger

**Not Present:** Commr. Jack Daly

**CALL TO ORDER**

**Mayor Duncan called the Special Meeting to order at 6:00 p.m., in the Town Commission Chamber, 501 Bay Isles Road, Longboat Key, Florida.**

**1. Litigation**

The Commission will consider the request of the Town's Legal Counsels' to hold an Attorney-Client Meeting relating to pending litigation in the matter of *Oil Spill by the Oil Rig "Deepwater Horizon" in the Gulf of Mexico, on April 20, 2010, Case No. 2MDL NO. 2179, Section J*, currently pending in the United States District Court of the Eastern District of Louisiana.

Town Attorney Maggie Mooney-Portale introduced participants in the Attorney-Client session, provided an overview of the limitations on the issues to be discussed and addressed and the scope of the meeting.

**Following comments, Commr. Zunz moved to approve the request to hold an Attorney-Client Session. The motion, seconded by Commr. Younger, carried by a 6-0 roll call vote, as follows: Zunz, aye; Younger, aye; Larson, aye; Pastor, aye; Gans, aye; Duncan, aye.**

Mayor Duncan noted the session would be limited to discussion of the item referenced by the Town Attorney and would be approximately one hour long, and advised that the following individuals would be in attendance:

Jack Duncan, Mayor  
Terry Gans, Vice Mayor  
Lynn Larson, Commissioner  
Irwin Pastor, Commissioner  
Phill Younger, Commissioner  
Pat Zunz, Commissioner  
Dave Bullock, Town Manager  
Maggie Mooney-Portale, Town Attorney  
Robert Turffs, Esquire, Special Litigation Counsel  
Kevin Dean, Esquire, Special Litigation Counsel (Motley Rice LLC)  
Certified Court Reporter (Note: A transcript of the meeting will be made and will become available as a public record upon conclusion of the litigation.)

1. Litigation - Continued

**Mayor Duncan recessed the Special Meeting at 6:04 p.m.**

**RECESS:** 6:04 p.m. - 6:53 p.m.

**Mayor Duncan reconvened the Special Meeting at 6:53 p.m.**

Town Attorney Mooney-Portale commented on the settlement offer of \$1,232,726.00 for full and final settlement of the BP litigation and noted the necessary Commission action in accordance with the Settlement agreement and Court requirements.

**Commr. Larson moved to authorize the acceptance of the recommended settlement amount associated with the BP litigation in the amount of \$1,232,726.00. The motion, seconded by Commr. Younger, carried by a 6-0 roll call vote, as follows: Larson, aye; Younger, aye; Gans, aye; Duncan, aye; Pastor, aye; Zunz, aye.**

**Commr. Younger moved to authorize execution of the proposed Release associated with the BP litigation. The motion, seconded by Commr. Larson, carried by a 6-0 roll call vote, as follows: Younger, aye; Larson, aye; Zunz, aye; Pastor, aye; Duncan, aye; Gans, aye.**

Town Attorney Mooney-Portale advised that Resolution 2015-21 had been drafted to memorialize the Town's acceptance of the settlement offer in the matter.

**Following comments, Vice Mayor Gans moved to pass Resolution 2015-21, that memorializes the Town's acceptance of a full and final settlement of all claims in the BP litigation as part of the settlement terms. The motion, seconded by Commr. Larson, carried by a 6-0 roll call vote, as follows: Gans, aye; Larson, aye; Pastor, aye; Younger, aye; Zunz, aye; Duncan, aye.**

**Commr. Younger moved to provide full authority to Town Attorney Mooney-Portale and Town Manager Dave Bullock to take any further actions on the Town's behalf that are necessary and consistent with the above settlement terms to finalize the settlement of the litigation with BP. The motion, seconded by Commr. Larson, carried by a 6-0 roll call vote, as follows: Younger, aye; Larson, aye; Duncan, aye; Gans, aye; Pastor, aye; Zunz, aye.**

**ADJOURNMENT**

**Mayor Duncan adjourned the July 6, 2015, Special Meeting at 6:58 p.m.**

Minutes approved: 09-09-2015