

**MINUTES
SPECIAL COUNCIL MEETING
CITY OF HOLLY HILL, FLORIDA
DECEMBER 18, 1995**

1. CALL TO ORDER

Mayor Virginia Wine called the meeting to order in Council Chambers at City Hall, 1065 Ridgewood Avenue at 7:30 p.m. Mrs. Wine announced Council would be meeting out of the "sunshine" to discuss settlement of a lawsuit.

City Manager Lusk informed Council the meeting will take place in the City Manager's Conference Room and that a court reporter will be present.

City Attorney Simpson said he and the attorneys representing the City need advice concerning the settlement of litigation that is pending before the City against the City and Officer Klein. The plaintiff is Lawrence Duggan and the City of Holly Hill is named as a defendant in the case. The date of the incident giving rise to this case was February 29, 1992.

SPECIAL MEETING

Mayor Virginia Wine called the meeting to order in Council Chambers at City Hall, 1065 Ridgewood Avenue at 8:20 p.m.

Answering roll call were Mayor Wine, Councilman Arthur Byrnes, Councilman J. D. Mellette, Councilman Shirley Heyman and Councilman Jim Elliott.

Also attending were City Manager Donald Lusk, City Attorney Edward Simpson, Chief of Police Pat Finn and Deputy City Clerk Sue W. Blackwell.

1. DISCUSSION/ACTION ON A POSSIBLE SETTLEMENT OF A LAWSUIT

Mayor Wine asked Mr. Simpson to explain what has been happening.

Mr. Simpson said the closed meeting to discuss the claim of Lawrence Duggan vs The City of Holly Hill Florida and Officer Klein has been terminated. It is now appropriate for Council to direct staff to proceed with respect to the settlement as Council determines is in the best interest of the City.

Councilman Mellette moved to NOT settle the suit being seconded by Councilman Heyman. The motion CARRIED 4-1 on the following roll call:

Mellette, yes; Heyman, yes; Byrnes, yes; Elliott, yes; Wine, no.

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2. PURCHASE OF EQUIPMENT FOR THE FIRE DEPARTMENT (AIR BOTTLES)

Mayor Wine explained this purchase is being made at this time because the price will go up 5% on January 1, 1996.

City Manager Lusk explained there was approximately \$23,000 budgeted to purchase a Cascade System and air packs. Only the air packs are scheduled to increase in price. The City is going to "piggy-back" on another governmental entity's bid so the bid process has been met. The proposed purchase price is \$15,150.

Councilman Mellette moved to APPROVE the purchase not to exceed \$15,150 being seconded by Councilman Heyman. The motion CARRIED 5-0 on roll call.

3. ADJOURNMENT

There was no further business to come before the Council so the meeting was adjourned at approximately 8:24 p.m.

Mayor

ATTEST:

City Clerk-Manager