



# City of North Port

4970 CITY HALL BLVD  
NORTH PORT, FL 34286

## Meeting Minutes - Final City Commission Special Meeting

### *CITY COMMISSIONERS*

*Linda M. Yates, Mayor*  
*Vanessa Carusone, Vice-Mayor*  
*Christopher B. Hanks, Commissioner*  
*Debbie McDowell, Commissioner*

### *APPOINTED OFFICIALS*

*Peter Lear, Interim City Manager*  
*Mark Moriarty, City Attorney*  
*Patsy Adkins, City Clerk*  
*Kathryn Peto, Deputy City Clerk*

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Monday, April 10, 2017

10:00 AM

CITY COMMISSION CHAMBERS

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### and Executive Session

## **MINUTES APPROVED AT THE 05-10-2017 MEETING.**

### **CALL TO ORDER/ROLL CALL**

The North Port City Commission Special Meeting and Executive Session was called to order at 10:01 a.m. in the City Chambers by Mayor Yates.

Present: Mayor Yates; Vice-Mayor Carusone; Commissioners Hanks and McDowell; Interim City Manager Lear; City Attorney Moriarty; Assistant City Attorney Slayton; City Clerk Adkins; Deputy City Clerk Peto; and Police Captain Morales

### **The Pledge of Allegiance was led by the Commission.**

Mayor Yates stated #3 on the Agenda was a Scribner's error, there are only two items on the Agenda.

***A motion was made by Vice-Mayor Carusone, seconded by Commissioner McDowell, to approve the corrected agenda. The motion carried by the following vote:***

**Yes:** 4 - Mayor Yates, Commissioner Carusone, Commissioner Hanks and Commissioner McDowell

### **1. PUBLIC COMMENT:**

There was no public comment.

### **2. City of North Port v. Crystal Neuman, et. al. Case No. 2015 CA 001167 NC in the Circuit Court of the Twelfth Judicial Circuit in and for Sarasota County, Florida**

Discussion ensued: (1) following a question, City Clerk Adkins confirmed that the backup material regarding this Agenda Item from the 03-28-2017 Commission Regular Meeting could be added to this Agenda after the meeting.

***There was a consensus to add the backup material from the 03-28-2017***

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*Commission Regular Meeting to this agenda.*

[17-0995](#)

Additional Backup

The executive session is being requested to discuss pending litigation to which the entity is presently a party before a court or administrative agency

**a) Statement by City Attorney Mark Moriarty:**

i. Commission, I desire advice concerning litigation pursuant to Fl.Stat 286.011(8). The subject matter of the meeting shall be confined to settlement negotiations or strategy sessions related to litigation expenditures. The entire session shall be recorded by a certified court reporter. The reporter shall record the times of commencement and termination of the session, all discussion and proceedings, the names of all persons present at any time, and the names of all persons speaking. No portion of the session shall be off the record. The court reporter's notes shall be fully transcribed and filed with the entity's clerk within a reasonable time after the meeting. The transcript shall be made part of the public record upon conclusion of the litigation.

**b) Statement by Mayor Linda Yates**

i. The estimated time of the Attorney Client Session is one hour.

ii In attendance at the Executive Session will be: Mayor Linda Yates; Vice-Mayor Vanessa Carusone, Commissioners Debbie McDowell, and Christopher Hanks; Interim City Manager Peter Lear; City Attorney Mark Moriarty, Assistant City Attorney Amber Slayton and a Court Reporter from Guardian Reporting Inc.

iii At the conclusion of the Attorney Client Session, the City Commission shall return to the Commission Chambers, the meeting shall be reopened, and I shall announce the termination of the session.

**c) Recess of Special Meeting to an Executive Session to Address: City of North Port v. Crystal Neuman, et. al. Case No. 2015 CA 001167 NC in the Circuit Court of the Twelfth Judicial Circuit in and for Sarasota County, Florida**

The meeting went into recess at 10:06 a.m.

**d) Reconvene into the Special Meeting to announce termination of session.**

The meeting reconvened at 11:24 a.m.

Assistant Chief Pelfrey has taken the place of Captain Morales.

***A motion was made by Vice-Mayor Carusone, seconded by Commissioner McDowell, to reject the letter from Mr. Russell with an offer for settlement dated 03-16-2017. The motion carried with the following vote:***

**Yes:** 4 - Mayor Yates, Commissioner Carusone, Commissioner Hanks and Commissioner McDowell

Discussion ensued: (1) it was confirmed that the Executive Session has been terminated; (2) The City Clerk requested a consensus to add the City-Wide Fee

Schedule to the already scheduled 05-17-2017 meeting and change the time to 9:00 a.m.; (3) The City Clerk communicated that she is looking to schedule a meeting for 5-22-2017 at 1:00 p.m. with the consultant regarding the pool as he will be traveling from Texas.

***There was a consensus to add the City-Wide Fee Schedule to the already scheduled meeting on 05-17-2017 and to change the start time to 9:00 a.m. from 1:30 p.m.***

#### **4. ADJOURNMENT:**

Mayor Yates adjourned the North Port City Commission Special Meeting and Executive Session at 11:33 a.m.

City of North Port, Florida

By: \_\_\_\_\_  
Linda M. Yates, Mayor

Attest: \_\_\_\_\_  
Patsy C. Adkins, MMC, City Clerk

Minutes approved at the City Commission Regular Meeting this \_\_\_\_ day of \_\_\_\_\_, 2017.