



**ISLAMORADA, VILLAGE OF ISLANDS  
SPECIAL CALL VILLAGE COUNCIL MEETING**

**EXECUTIVE SESSION  
CASE NO. 2006-CA-43-P**

**Administrative Center and Public Safety Headquarters  
86800 Overseas Hwy, 3<sup>rd</sup> Floor Conference Room  
Islamorada, Florida 33036**

**Thursday, September 26, 2013  
4:00 PM**

Mayor Ken Philipson called the meeting to order at 4:06 p.m. The following Council members were present on roll call: Mayor Philipson, Vice Mayor Ted Blackburn; Councilman Mike Forster, Councilwoman Deb Gillis and Councilman Dave Purdo. Also in attendance were Village Attorneys Nina L. Boniske and Michael Popok, Village Manager Edward Koconis, Court Report Kathi Fegers, and Village Clerk Ariana S. Lawson.

Mayor Philipson made a request to the Village Attorney for advice on the following matter:

**INTERCOASTAL CONTRACTING CORPORATION,  
A FLORIDA CORPORATION,  
Plaintiff**

**v.**

**THE VILLAGE OF ISLAMORADA, A POLITICAL ENTITY,  
BROWN & DEMANDT, PA., A FLORIDA PROFESSIONAL ASSOCIATION,  
ROBERT BROWN,  
AND  
DONALD HODGETTS,  
Defendants**

**Case No. 2006-CA-43-P**

**IN THE CIRCUIT COURT FOR THE 16<sup>TH</sup> JUDICIAL CIRCUIT  
IN AND FOR MONROE COUNTY, FLORIDA**

*Minutes of  
Special Call Village Council Meeting  
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Mayor Philipson called for public comment; there was none. Mayor Philipson closed the open meeting at 4:05 p.m. and advised all those present that the Council was moving forward with a closed attorney/client session in accordance with Florida Statute 286.011. He estimated that the session would last approximately one hour, with the following people in attendance:

- a. Mayor Ken Philipson, Vice Mayor Ted Blackburn and Council members Mike Forster, Deb Gillis and Dave Purdo;
- b. Village Attorneys Nina L. Boniske and Michael Popok; and
- c. Village Manager Edward Koconis.

Mayor Philipson stated that the proceedings would be recorded by certified court reporter Kathi Fegers, RPR, and at the conclusion of all litigation discussed the transcript would be made part of the public record. Mayor Philipson requested all individuals not named above leave the room and the attorney/client session commenced.

The attorney/client session concluded at 4:15 p.m., at which time Mayor Philipson reopened the public meeting and invited members of the general public back into the meeting room.

Nina Boniske requested, based on closed meeting discussions, that Council direct the Village Attorneys to prepare a partial settlement offer in the amount of \$135,000 for approval at a public hearing. Council voted all in favor and directed staff accordingly.

Councilman Purdo offered a motion to adjourn; Councilman Forster seconded the motion. The meeting adjourned at 4:16 p.m.

  
Synthia Lankford  
Village Clerk

Approved by the Village Council this 9<sup>th</sup> day of January, 2014.

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