

SPECIAL MEETING OF CITY COUNCIL
CITY OF BONITA SPRINGS
WEDNESDAY, OCTOBER 23, 2019

9:00 A.M.

CITY HALL
9101 BONITA BEACH ROAD
BONITA SPRINGS, FLORIDA 34135
MINUTES

I. CALL TO ORDER

Mayor Peter Simmons called the Special Meeting to order at 9:00 A.M. At the request of Mayor Simmons, Council Member Mike Gibson led in the Pledge of Allegiance.

II. ROLL CALL

Mayor Simmons and all council members were in attendance, with Council Member Fred Forbes to participate via telephone.

Council Member Greg DeWitt entered a motion finding extraordinary conditions exist, to allow Council Member Forbes to participate via phone; Council Member Peter O'Flinn seconded; and the motion carried unanimously.

III. DISCUSSION OF WCI COMMUNITIES, LLC, AND WCI COMMUNITIES, INC. V. CITY OF BONITA SPRINGS, FLORIDA, LEE COUNTY CIRCUIT COURT CASE NUMBER 17-CA-3966 AND DIRECTION TO STAFF.

9:02:33 AM City Attorney Derek Rooney furnished an update on the case, informing Council that the proposed settlement offer to WCI has been rejected yesterday, and that there were some additional conditions that were outside of the original discussions and settlement authority Council granted him. He is hopeful that they can continue discussions and work towards a resolution with WCI.

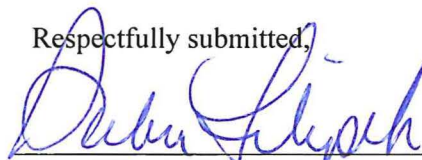
9:03:16 AM He continued that they were ordered into mandatory arbitration, as there has been an arbitration decision made, and the City has 10 days from that decision to choose whether to challenge that decision. He has conferred with outside counsel David Theriaque and they recommend that Council does not challenge that determination at this time. That would provide more opportunity to continue to work towards a solution with WCI without rushing into decisions.

Council Member Laura Carr motioned to accept the arbitration; Council Member DeWitt seconded; and the motion carried unanimously.

IV. ADJOURNMENT:


There being no further items to address, the meeting adjourned at 9:04 A.M.

Respectfully submitted,


Debra Filipek, City Clerk

APPROVED:
CITY COUNCIL

Date: NOVEMBER 12, 2019
AUTHENTICATED:


Peter Simmons, Mayor