



**TOWN OF LOXAHATCHEE GROVES
TOWN COUNCIL MINUTES OF ATTORNEY-CLIENT CLOSED DOOR SESSION
FEBRUARY 11, 2022**

Meeting audio available in Town Clerk's Office

CALL TO ORDER

Mayor Shorr called meeting to order at 8:34 a.m.

PLEDGE OF ALLEGIANCE

Mayor Shorr led the Pledge of Allegiance.

MOMENT OF SILENCE

Mayor Shorr led the Moment of Silence.

ROLL CALL

Mayor Robert Shorr, Vice Mayor Laura Danowski, Councilmembers Margaret Herzog, Phillis Maniglia, and Marianne Miles, Town Manager James Titcomb, Town Attorney Elizabeth Lenihan, Outside Counsel Michael Burke and Town Clerk Lakisha Burch.

Town Attorney Elizabeth Lenihan read the below caption:

Attorney-Client Session

Friday, February 11, 2022, 8:30 a.m.

Attorney-Client Closed Door Session

Pursuant to section 286.011(8), Florida Statutes, the Town Attorney announced her desire for advice from the Town Council concerning pending litigation, specifically regarding settlement negotiations and strategy related to litigation expenditures in the case of 444 B Road, LLC and 556 B Road, LLC v. Town of Loxahatchee Groves, Florida, Case No. 2020-CA-000436 and the case of Elaine Smiley, Seth Brier, Country Corner General Store "LLC", and 556 B Road, LLC v. Town of Loxahatchee Groves, William F. Underwood, II, and Underwood Management Services Group, LLC, Case No. 2018-CA-002087(AF), both in the circuit court of the 15th Judicial Circuit, in and for Palm Beach County, Florida and she requested an attorney-client session to be scheduled for

February 11, 2022, at 8:30 a.m.

The Town Attorney made this request at the Town Council's public meeting held on February 1, 2022. The session will be attended by the members of the Town Council Mayor Robert Shorr; Vice Mayor Laura Danowski; Council Members Phillis Maniglia, Marge Herzog, and Marianne Miles; Town Manager Jamie Titcomb; Town Attorney, Elizabeth Lenihan; and outside counsel Michael Burke. A certified court reporter will be present to ensure that the session is fully

transcribed, and the transcript will be made public upon the conclusion of the above-cited, ongoing litigation. The estimated length of the attorney-client session will be approximately 60 minutes.

RECESS

Motion was made by Vice Mayor Danowski seconded by Councilmember Herzog to enter into Attorney-Client session and recess of meeting at 8:37 a.m. it was voted as follows: Aye: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

RECONVENE

Town Attorney Lenihan stated that the Attorney-Client Session that was held on February 11, 2022 444 B Road, LLC and 556 B Road, LLC v. Town of Loxahatchee Groves, Florida, Case No. 2020-CA-000436 and the case of Elaine Smiley, Seth Brier, Country Corner General Store “LLC”, and 556 B Road, LLC v. Town of Loxahatchee Groves, William F. Underwood, II, and Underwood Management Services Group, LLC, Case No. 2018-CA-002087(AF), both in the circuit court of the 15th Judicial Circuit, in and for Palm Beach County, Florida has concluded at 9:39a.m.

Motion was made by Vice Mayor Danowski seconded by Councilmember Maniglia to reconvene the meeting at 9:39 a.m. it was voted as follows: Ayes: Mayor Shorr, Vice Mayor Danowski, Councilmembers Herzog, Maniglia, and Miles. Motion passed unanimously.

Councilmember Maniglia asked could she bring something up? Councilmember Maniglia asked about the tortoises at Solar Sport. Town Attorney Lenihan responded by saying that this is a noticed public meeting and that it could be asked as her comment. She stated she would like to approach the applicant to see if there is a program for them to do what is needed but ask if the tortoises could stay in Loxahatchee Groves. There was discussion among Town Council and staff.

Town Clerk mentioned that on Monday, February 14th at the Manager’s Monday Meeting the discussion will be on the referendum questions that will be on the upcoming ballot for the March 7th election.

ADJOURNMENT

There being no further business the meeting was adjourned at 9:44 a.m.

**TOWN OF LOXAHATCHEE GROVES,
FLORIDA**

ATTEST:

Lakisha Q. Burch, Town Clerk

Mayor Robert Shorr

Vice Mayor Laura Danowski

Councilmember Marge Herzog

Council Member Marianne Miles

Council Member Phillis Maniglia