

**MALABAR TOWN COUNCIL SPECIAL MEETING**

**January 18, 2011**

**7:30 PM**

This meeting of the Malabar Town Council was held at Town Hall at 2725 Malabar Road.

**A. CALL TO ORDER, PRAYER AND PLEDGE**

**B. ROLL CALL**

Town Attorney:	Karl W. Bohne, Jr.
Town Administrator:	Bonilyn Wilbanks
Mayor/Chair:	Thomas M. Eschenberg
Council Vice-Chair:	Marisa Acquaviva
Council Member:	Carl Beatty
Council Member:	David White
Council Member:	Steven Rivet
Council Member:	Jeffrey McKnight
Town Clerk/Treasurer	Debby K. Franklin
Certified Court Reporter:	King Reporting Service

**C. RECESS FOR CLOSED ATTORNEY-CLIENT SESSION**

Pursuant to Florida Statute 286.011(8), the Town Council will hold a private attorney-client session, **which will not be open to the public**, with the Town Attorney, Karl W. Bohne to discuss pending litigation in Town of Malabar v. City of Palm Bay, Case No. [05-2009-CA-049231](#), filed in the Circuit Court of the Eighteenth Judicial Circuit, in and for Brevard County, Florida. The following persons will be present at said meeting:

Town Attorney:	Karl W. Bohne, Jr.
Town Administrator:	Bonilyn Wilbanks
Mayor/Chair:	Thomas M. Eschenberg
Council Vice-Chair:	Marisa Acquaviva
Council Member:	Carl Beatty
Council Member:	David White
Council Member:	Steven Rivet
Council Member:	Jeffrey McKnight
Certified Court Reporter:	King Reporting Service

A verbatim transcript of this meeting shall be transcribed by King Reporting. The transcript will be filed with the Town Clerk and open to the public for inspection **after** the conclusion of the litigation.

**Reopen and announce termination of Closed Session**

**D. ADJOURNMENT**

There being no further business to discuss, **MOTION: Rivet / McKnight to adjourn this meeting. VOTE: All Ayes.** The meeting adjourned at 9:00 PM.

BY: Thomas M. Eschenberg

Mayor Thomas M. Eschenberg, Chair

ATTEST BY:

Debby K. Franklin

Debby K. Franklin

Town Clerk/Treasurer

Date Approved: 02/07/11