

**TOWN OF APPLE VALLEY
TOWN COUNCIL/SUCCESSOR AGENCY**

SPECIAL MEETING

MINUTES – March 7, 2017

CALL TO ORDER:

Mayor Pro Tem Bishop called to order the Special Meeting of the Apple Valley Town Council and the Successor Agency at 6:30 p.m.

Prior to Roll Call, Mayor Pro Tem Bishop announced that Mayor Nassif would be participating via telephone from the following location: Orlando World Center Marriott – North Tower, Grand Cayman Room, 8701 World Center Drive, Orlando, Florida 32821.

Roll call was taken with the following members present:

Roll Call

Present: Council Members Cusack; Emick; Stanton; Mayor Pro Tem Bishop; Mayor Nassif

Absent: None.

OPENING CEREMONIES

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was led by Council Member Emick

PUBLIC COMMENTS

None.

CLOSED SESSION

Mayor Pro Tem Bishop stated that if needed, Council Member Cusack would be abstaining from one (1) or more of the Closed Session items as it pertains to Liberty Utilities Company due to a potential conflict of interest, as his company does business with the above company.

Mayor Pro Tem Bishop adjourned the meeting of the Apple Valley Town Council to Closed Sessions at 6:35 p.m. to discuss the following:

1. Closed Session

- A. Conference with Legal Counsel – Anticipated Litigation – Significant exposure to litigation pursuant to Paragraph (2) of subdivision (d) of Section 54956.9: one or more potential cases.
- B. Conference with Real Property Negotiators – Pursuant to Government Code Section 54956.8. Property: Apple Valley Ranchos Water Company (now Liberty

Utilities (Apple Valley Ranchos Water) Corp.); Authority Negotiator: Town Manager; Negotiating Parties: Liberty Utilities Co., Liberty WWH, Inc., Algonquin Power & Utilities Corp., Park Water Company, Western Water Holdings LLC, Tony Penna, General Manager, Apple Valley Ranchos Water Company; Under Negotiation: Price and Terms of Payment.

- C. Conference with Legal Counsel – Existing Litigation – Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9, Case No.: CIVDS1517935 - Apple Valley Ranchos Water Company vs. Town of Apple Valley Et Al.
- D. Conference with Legal Counsel – Existing Litigation – Pursuant to Paragraph (1) of subdivision (d) of Government Code Section 54956.9, Case No.: CIVDS1600180 – Town of Apple Valley vs. Apple Valley Ranchos Water Company Et Al.

COUNCIL MEMBER CUSACK WAS EXCUSED FROM CLOSED SESSION AT 7:07 P.M.

Upon returning from closed session at 8:50 p.m., Mayor Pro Tem Bishop announced that there was no reportable action taken.

ADJOURNMENT

Motion by Council Member Emick, seconded by Council Member Stanton, and unanimously carried, to adjourn the meeting of the Apple Valley Town Council at 8:51 p.m.

Art Bishop, Mayor Pro Tem

Debra Thomas, Deputy Town Clerk