



**FERNANDINA BEACH CITY COMMISSION
SPECIAL MEETING AND
EXECUTIVE SESSION
CITY HALL CONFERENCE ROOM
204 ASH STREET
FERNANDINA BEACH, FL 32034
CONDUCTED PURSUANT TO FLORIDA STATUTE SECTION 286.011(8)
APRIL 4, 2023
5:00 PM**

- 1. CALL TO ORDER**
- 2. SPECIAL MEETING ANNOUNCEMENTS - CITY ATTORNEY**
 - 2.1 PURSUANT TO SECTION 286.011(8), FLORIDA STATUTES -** THE CITY COMMISSION OF THE CITY OF FERNANDINA BEACH, FLORIDA, WILL OPEN A SPECIAL (PUBLIC) MEETING AND THEN MEET IN AN ATTORNEY/CLIENT (CLOSED) EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION IN THE FOLLOWING CASES: CITY OF FERNANDINA BEACH, FLORIDA V. OCEAN HIGHWAY AND PORT AUTHORITY OF NASSAU COUNTY, CASE NUMBER 2020-CA-284; AND MAIN BEACH SOJOURN LLLP AND COMPASS GROUP, INC V. CITY OF FERNANDINA BEACH, CASE NUMBER 2022-CA-414.
 - 2.2 PURSUANT TO 286.011(8) FLORIDA STATUTES -** THIS CITY COMMISSION SPECIAL MEETING AND EXECUTIVE SESSION WAS PUBLICLY NOTICED ON MARCH 21, 2023, AT THE CITY COMMISSION REGULAR MEETING.
 - 2.3 PURSUANT TO SECTION 286.011(8) FLORIDA STATUTES -** THE EXECUTIVE SESSION PORTION OF THIS MEETING IS EXEMPT FROM THE SUNSHINE LAW.
- 3. EXECUTIVE SESSION ANNOUNCEMENTS - CITY ATTORNEY**
 - 3.1 DURATION -** THE EXECUTIVE SESSION WILL LAST APPROXIMATELY ONE HOUR.
 - 3.2 ATTENDEES -** THE PERSONS WHO MAY ATTEND THE EXECUTIVE SESSION ARE: MAYOR BRADLEY BEAN, VICE MAYOR DAVID STURGES, COMMISSIONERS RONALD "CHIP" ROSS, JAMES ANTUN, AND DARRON AYSCUE; INTERIM CITY MANAGER MARK FOXWORTH; CITY ATTORNEY TAMMI BACH; LITIGATION COUNSEL ELLIE NEIBERGER; AND A COURT REPORTER FROM CERTIFIED COURT REPORTERS.
- 4. ROLL CALL**
- 5. CLOSE SPECIAL MEETING**
 - 5.1** CONSIDER MOTION TO CLOSE SPECIAL MEETING
- 6. EXECUTIVE SESSION**
 - 6.1** CONSIDER MOTION TO OPEN EXECUTIVE SESSION

- 6.2 **REQUEST FOR DIRECTION - CASE NUMBER 2020-CA-284** CITY OF FERNANDINA BEACH, FLORIDA V. OCEAN HIGHWAY PORT AUTHORITY OF NASSAU COUNTY, IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT IN AND FOR NASSAU COUNTY, FLORIDA, CASE NUMBER 2020-CA-284. *City Attorney Tammi E. Bach seeks City Commission direction regarding Case Number 2020-284.*
- 6.3 **REQUEST FOR DIRECTION - CASE NUMBER 2022-CA-414** MAIN BEACH SOJOURN, LLLP AND COMPASS GROUP, INC V. CITY OF FERNANDINA BEACH IN THE CIRCUIT COURT OF THE FOURTH JUDICIAL CIRCUIT IN AND FOR NASSAU COUNTY, FLORIDA, CASE NUMBER 2022-CA-414. *City Attorney Tammi E. Bach seeks City Commission direction regarding Case Number 2022-CA-414.*

7. REOPEN SPECIAL MEETING

- 7.1 CONSIDER MOTION TO CONCLUDE EXECUTIVE SESSION

8. ADJOURNMENT

NOTE: THIS IS A CLOSED SESSION REGARDING LITIGATION IN ACCORDANCE WITH FLORIDA STATUTES 286.011(8). AT THE DISCRETION OF THE MAYOR, A RECESS MAY BE SCHEDULED EVERY NINETY MINUTES.