



Emeryville City Hall
1333 Park Avenue
Emeryville, CA 94608

CITY OF EMERYVILLE **AGENDA**

(510) 596-4300 phone
(510) 450-7831 fax

www.emeryville.org

City Council Special Closed Session

Members:

Scott Donahue Mayor
John J. Bauters Vice Mayor
Dianne Martinez Council Member
Ally Medina Council Member
Christian R. Patz Council Member

AMENDED

Tuesday, April 4, 2017

5:00 PM

Council Chambers

Any person who desires to speak on any item listed on the Closed Session Agenda may do so during that portion of the Agenda called Public Comment. The speaker's time is limited to 3 minutes and can only be extended upon approval of the Presiding Officer.

In compliance with the Americans with Disabilities Act, a person requiring an accommodation, auxiliary aid, or service to participate in this meeting should contact the City Clerk's Office at (510) 450-7800, or ADA Coordinator, as far in advance as possible but no later than 72 hours before the scheduled event. The best effort to fulfill the request will be made. Assistive listening devices are available for anyone with hearing difficulty from the City Clerk prior to the meeting, and must be returned to the City Clerk at the end of the meeting.

No animals shall be allowed at or brought in to a public meeting by any person except (i) as to members of the public or City staff utilizing the assistance of a service animal, which is defined as a guide dog, signal dog, or other animal individually trained to provide assistance to an individual with a disability, or (ii) as to police officers utilizing the assistance of a dog(s) in law enforcement duties.

CLOSED SESSION: The Mayor may convene the City Council into Closed Session at the close of the meeting to consider matters of pending or threatened litigation, personnel matters, real property negotiations, or labor negotiations, pursuant to Government Code Sections 54956.9, 54957, 54956.8, or 54957.6.

The AGENDA for this special meeting is as follows:

1. CALL TO ORDER, ROLL CALL
2. PUBLIC COMMENT (on Closed Session Items)
3. EX PARTE COMMUNICATIONS
4. CLOSED SESSION - CITY OF EMERYVILLE

**4.1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION,
Pursuant to Government Code Section 54956.9(a):**

- 4.1.1. [ID-2017-195](#) I.A. and C.S., the minor children of Yvette Henderson, et al. v. City of Emeryville, et al., U.S.D.C. Case No. 4:15-CV-04973-DMR.
- 4.1.2. [ID-2017-209](#) California Restaurant Association v. City of Emeryville, U.S.D.C. Case No. 3:16-CV-0666660-JST.

**4.2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR, pursuant to
Government Code Section 54956.8**

- 4.2.1. [ID-2017-196](#) **Property:** 3706 San Pablo/1025 West MacArthur Blvd (APN's 012-0951-011, 049-0951-004-02, 049-0951-005-01, 049-0951-006-01)
Agency Negotiators: Carolyn Lehr, City Manager; Michael Guina, City Attorney.
Negotiating Parties: City of Emeryville, EAH
Under Negotiations: Direction regarding price and terms of real estate negotiations.
- 4.2.2. [ID-2017-210](#) **Property:** Union Pacific Railroad Milepost 3.93 (Martinez Subdivision)
Agency Negotiators: Carolyn Lehr, City Manager; Michael Guina, City Attorney
Negotiating Parties: City of Emeryville, Union Pacific Railroad
Under Negotiations: Direction regarding price and terms of acquisition of property
- 4.2.3. [ID-2017-208](#) **Property:** PG&E Buildings "A" and "G" (APN 49-1032-14; 49-1032-013);
Agency Negotiator: Carolyn Lehr, City Manager; Michael Guina, City Attorney
Negotiating Parties: Pacific Gas & Electric, City of Emeryville
Under Negotiation: Direction regarding price and terms for real estate negotiations.

5. REPORTING OUT OF CLOSED SESSION

6. ADJOURNMENT