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CITY OF EMERYVILLE

ACTION MINUTES

Emeryville City Council / Management of Emeryville Services Authority Closed Session Meeting

Members:

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

Tuesday, March 7, 2017

5:00 PM

Council Chambers

1. CALL TO ORDER, ROLL CALL

The meeting was called to order at 5:00 p.m.

Council Member Martinez arrived to the meeting at 5:10 p.m.

Present 5 - Mayor Scott Donahue, Vice Mayor John Bauters, Council Member Dianne Martinez, Council Member Ally Medina, and Council Member Christian R. Patz

2. PUBLIC COMMENT (on Closed Session Items)

There were no comments made.

3. EX PARTE COMMUNICATIONS

No ex parte communications were reported.

4. CLOSED SESSION - CITY OF EMERYVILLE

At 6:21 p.m., City Attorney Michael Guina reported that the Closed Session was in recess and that the Council would return to Closed Session following Adjournment of the Regular Meeting. The Closed Session meeting reconvened at 9:32 p.m.

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

- 4.1.1. [ID-2017-128](#) **Property:** 3600, 3610 & 3620 San Pablo Avenue, Emeryville, CA (APN 049-950-1; 049-950-6-1; 049-950-8-1)
Agency Negotiators: Carolyn Lehr, City Manager; Michael Guina, City Attorney.
Negotiating Parties: City of Emeryville, Adlai Karim
Under Negotiations: Direction regarding price and terms of acquisition of property.

An update was provided.

- 4.1.2. [ID-2017-130](#) **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.

An update was provided and direction given to staff.

- 4.1.3. [ID-2017-133](#) **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
Under Negotiations: Direction regarding price and terms for real estate negotiations

An update was provided and direction given to staff.

4.2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: Government Code Section 54956.9

- 4.2.1. [ID-2017-155](#) Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: One Potential Case.

An update was provided.

5. CLOSED SESSION - MANAGEMENT OF EMERYVILLE SERVICES AUTHORITY

5.1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION, pursuant to Government Code Section 54957:

5.1.1. [ID-2017-154](#) Title: City Manager

Direction was given to staff.

6. REPORTING OUT OF CLOSED SESSION

City Attorney Guina reported out of Closed Session as shown above.

7. ADJOURNMENT

The meeting adjourned at 10:21 p.m.

DRAFT