



Emeryville City Hall
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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

Amended

Tuesday, July 25, 2017

5:15 PM

Council Chambers

1. CALL TO ORDER, ROLL CALL

The meeting was called to order at 5:15 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

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

- 4.1.1. [ID-2017-511](#) 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.

4.2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: PENDING CLAIMS - Government Code Section 54956.9(b)(3)(c).

- 4.2.1. [ID-2017-520](#) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Government Code Section 54956.9: One Potential Case.

The action, defendants and other particulars, once formally commenced, shall be disclosed upon inquiry, unless to do so would jeopardize the Agency's ability to effectuate service and process on one or more unserved parties.

A motion was made by Council Member Martinez, seconded by Council Member Patz, to authorize initiation of litigation. The motion carried by the following vote:

Ayes: 5 - Mayor Donahue, Vice Mayor Bauters, Council Member Martinez, Council Member Medina, and Council Member Patz

5. CLOSED SESSION - MANAGEMENT OF EMERYVILLE SERVICES AUTHORITY

5.1. CONFERENCE WITH LABOR NEGOTIATORS, pursuant to Government Code Section 54957.6:

- 5.1.1. ID-2017-512 **Agency Designated Representatives:** Carolyn Lehr, City Manager; Lisa Lopez, Human Resources Director; Michael Guina, City Attorney; Darrell Murray, IEDA
Employee Organization: Emeryville Police Officers Association (EPOA)

An update was provided.

6. REPORTING OUT OF CLOSED SESSION

City Attorney Michael Guina reported out of closed session as shown above.

7. ADJOURNMENT

The meeting adjourned at 6:14 p.m.

I HEREBY CERTIFY that the foregoing minutes were duly and regularly adopted at a regular meeting of the Emeryville City Council

/Sheri Hartz/
Sheri Hartz, City Clerk