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CITY OF EMERYVILLE

ACTION MINUTES

Special Closed Session

Members:

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

City Council / Management of Emeryville Services Authority

Tuesday, November 17, 2020

5:45 PM

Teleconference

1. CALL TO ORDER

The meeting convened via teleconference at 5:45 p.m. The Mayor read aloud a statement announcing that the meeting was being conducted by teleconference pursuant to the Brown Act waivers provided for under the Governor's Executive Order in response to the COVID-19 State of Emergency.

2. ROLL CALL

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

3. EX PARTE COMMUNICATIONS

No ex parte communications were reported.

4. PUBLIC COMMENT (on Closed Session Items)

There were no comments made.

5. CLOSED SESSION - CITY OF EMERYVILLE / MANAGEMENT OF EMERYVILLE SERVICES AUTHORITY

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

- 5.1.1. [ID-2020-528](#) **Agency Designated Representatives:** Christine Daniel, City Manager; Trish Raver, Human Resources Director; Michael Guina, City Attorney;
Employee Organization: Service Employees International Union (SEIU), Local 1021

Direction was given to staff.

6. CLOSED SESSION - CITY OF EMERYVILLE

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

- 6.1.1. [ID-2020-541](#) AT&T Services, Inc. v. Federal Communications, et al. (and related cases)**, D.C. Circuit Court of Appeals, Case Nos. 18-1294 (consolidated w/ 18-1305, 18-1325 and 18-1330), 18-1305, 18-1326, 18-1330

A motion was made by Council Member Bauters, seconded by Mayor Patz, not to pursue litigation in this matter. The motion carried by the following vote:

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

7. REPORTING OUT OF CLOSED SESSION

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

8. ADJOURNMENT

The meeting adjourned at 6:09 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