



Emeryville City Hall  
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## CITY OF EMERYVILLE

### ACTION MINUTES

#### Special Closed Session

Members:

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

City Council / Management of Emeryville Services Authority

--AMENDED--

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Tuesday, April 6, 2021

6:00 PM

Teleconference

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#### 1. CALL TO ORDER

The meeting convened via teleconference at 6:01 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 Dianne Martinez  
Vice Mayor Scott Donahue  
Council Member John J. Bauters  
Council Member Ally Medina  
Council Member Christian R. Patz

#### 3. EX PARTE COMMUNICATIONS

Mayor Martinez disclosed having had contact with Assistant City Attorney Visveshwara regarding Item 6.1. Council Member Bauters reported that he and Vice Mayor Donahue had communicated with Orton Development regarding Item 5.1.1.

#### 4. PUBLIC COMMENT (on Closed Session Items)

There were no comments made.

#### 5. CLOSED SESSION - CITY OF EMERYVILLE

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

5.1.1. [ID-2021-144](#) **Property:** 1001 46th Street, #219 (APN: 049-1553-021)

**Agency Negotiators:** Christine Daniel, City Manager; Michael Guina, City Attorney.

**Negotiating Parties:** City of Emeryville and Sandra Wood

**Under Negotiations:** Direction regarding price and terms of real estate negotiations.

**A motion was made by Mayor Martinez, seconded by Vice Mayor Donahue, to provide direction to staff. The motion carried by the following vote:**

**Ayes** 3 - Mayor Martinez, Vice Mayor Donahue, and Council Member Medina

**Noes** 2 - Council Member Bauters, and Council Member Patz

**5.1.2. [ID-2021-141](#)**

**Property:** 4060 Hollis Street (APN 049-0618-004-00)

City Hall Parking Lot (APNs 049-0618-002-02, 049-0618-003-00, 049-0618-029-00)

City Hall Parcel (APN 049-618-001, 049-618-002)

**Agency Negotiators:** Christine Daniel, City Manager; Michael Guina, City Attorney.

**Negotiating Parties:** City of Emeryville and Orton Development, Inc.

**Under Negotiations:** Direction regarding price and terms of real estate negotiations.

An update was provided and direction given.

**5.1.3. [ID-2021-153](#)**

**Property:** 5959 Horton Street, Emeryville CA; Portion of 59th Street as Shown on Survey No. 1168 in Book 17 of Records of Surveys at Page 73 of Official Records of Alameda County; Parcel 3 as shown on Map No. 7258 in Book 236 of Maps at Page 43, of Official Records of Alameda County, Emeryville, CA

**Agency Negotiators:** Christine Daniel, City Manager; Michael Guina, City Attorney.

**Negotiating Parties:** City of Emeryville, Emery Station West, LLC

**Under Negotiations:** Direction regarding price and terms of real estate negotiations.

An update was provided and direction given.

**6. CLOSED SESSION - CITY OF EMERYVILLE / MANAGEMENT OF EMERYVILLE SERVICES AUTHORITY**

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

**6.1.1. [ID-2021-143](#)**

**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  
An update was provided.

**6.2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION, EMPLOYMENT, Pursuant to Government Code Section 54957:**

- 6.2.1. [ID-2021-163](#) Title: City Attorney  
An update was provided and direction given.

**6.3. PUBLIC EMPLOYEE APPOINTMENT (pursuant to Government Code § 54957):**

- 6.3.1. [ID-2021-142](#) Title: City Attorney  
There was no reportable action.

**7. REPORTING OUT OF CLOSED SESSION**

City Attorney Guina reported out on Closed Session as shown above, with the exception of Item 6.3 which was reported out by Mayor Martinez.

**8. ADJOURNMENT**

The meeting adjourned at 7:45 p.m.

**I HEREBY CERTIFY that the foregoing minutes were duly and regularly adopted at a regular meeting of the Management of Emeryville Services Authority**

/Sheri Hartz/  
Sheri Hartz, Secretary