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CITY OF EMERYVILLE
ACTION MINUTES
Special Closed Session

Members:

Mayor John J. Bauters
Vice Mayor Ally Medina
Council Member Scott Donahue
Council Member Dianne Martinez
Council Member Courtney Welch

--AMENDED--

City Council / Successor Agency

Tuesday, May 3, 2022

6:15 PM

Teleconference

1. CALL TO ORDER

The meeting convened via teleconference at 6:15 p.m. and the Mayor read aloud a statement announcing that the meeting was being conducted by teleconference pursuant to the extension of Brown Act waivers provided for under Assembly Bill 361, as would subsequent meetings so long as the City Council could make findings that it was necessary in order to protect public safety and the Governor's declared emergency remained in effect.

2. ROLL CALL

Present: 5 - Mayor John J. Bauters
Vice Mayor Ally Medina
Council Member Scott Donahue
Council Member Dianne Martinez
Council Member Courtney Welch

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

5.1. CONFERENCE WITH LEGAL COUNSEL - PENDING CLAIMS, Pursuant to Government Code Section 54956.9(e)(3):

5.1.1. [ID-2022-222](#) Claim of Michael Addy - EM2022-03

Attachments: [City of Emeryville Claim Form - Michael Addy](#)
[Claim for Damages - Michael Addy](#)

A motion was made by Council Member Donahue, seconded by

Council Member Martinez, to deny the claim and tender the City's defense to the East Bay United Soccer Club's insurer. The motion carried by the following vote:

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

6. CLOSED SESSION - CITY OF EMERYVILLE / CITY OF EMERYVILLE AS SUCCESSOR AGENCY TO THE EMERYVILLE REDEVELOPMENT AGENCY

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

- 6.1.1. [ID-2022-148](#)** The Successor Agency to the Former Emeryville Redevelopment Agency and the City of Emeryville v. Swagelok Company, et. al., U.S.D.C., Case No. 17-CV-00308-WHO
No reportable action was taken.

7. REPORTING OUT OF CLOSED SESSION

City Attorney John Kennedy reported out of Closed Session as shown above.

8. ADJOURNMENT

The meeting adjourned at 6:40 p.m., and Mayor Bauters called for a five minute break with the special City Council meeting to convene at 6:45 p.m.

I HEREBY CERTIFY that the foregoing minutes were duly and regularly adopted at a regular meeting of the Emeryville City Council / City of Emeryville as Successor Agency to the Emeryville Redevelopment Agency.

/s/ Lorrayne Leong
Deputy City Clerk / Deputy Secretary