

SPECIAL MEETING OF THE CITY COUNCIL

Mayor's Closed Session Announcement

DATE OF CLOSED SESSION: June 4, 2019
CONVENE TIME: 6:00 p.m.
ADJOURNMENT: 6:46 p.m.

PRE-MEETING ANNOUNCEMENT

LEGISLATIVE BODY: CITY COUNCIL

SUBJECT OF CLOSED SESSION:

CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code Section 54956.8)

PROPERTY: 751 W. Ranger Avenue, Alameda, CA 94501

CITY NEGOTIATORS: Eric Levitt, City Manager and Debbie Potter, Community Development Director

POTENTIAL BUYER: UrbanMix Development, LLC

ISSUE UNDER NEGOTIATION: Price and Terms of Payment

POST-MEETING ANNOUNCEMENT

The City Council met in Closed Session to discuss:

- Staff provided information to Council.
- Council provided feedback.

VOTE: No vote taken
AYE NO ABSENT ABSTAIN

Mayor Marilyn Ezzy Ashcraft

Vice Mayor John Knox White

Councilmember Vella

Councilmember Daysog

Councilmember Oddie

SPECIAL MEETING OF THE CITY COUNCIL
Mayor's Closed Session Announcement

DATE OF CLOSED SESSION: June 4, 2019

CONVENE TIME:

ADJOURNMENT:

6:46 pm.
6:49 pm.

PRE-MEETING ANNOUNCEMENT

LEGISLATIVE BODY: CITY COUNCIL

SUBJECT OF CLOSED SESSION:

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (3) of subdivision (e) of Government Code Section 54956.9

POST-MEETING ANNOUNCEMENT

The City Council met in Closed Session to discuss:

- Staff provided information
- See report out

VOTE:

ROLL CALL

Mayor Marilyn Ezzy Ashcraft
Vice Mayor John Knox White
Councilmember Vella
Councilmember Daysog
Councilmember Oddie

AYE	NO	ABSENT	ABSTAIN
<u>X</u>			
<u>X</u>			
<u>X</u>			
<u>X</u>			
<u>X</u>			

Closed Session Report Out

3-B 2019-6956 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) and paragraph (3) of subdivision (e) of Government Code Section 54956.9 Number of cases: One (As Defendant - City Exposure to Legal Action)

This case involves a legal challenge raised by Developer Carmel Partners against the City's imposition of development impact fees ("DIF") to the North Housing Admiral's Cove Project. Carmel previously paid approximately \$2,116,050 in DIF under protest. The Council authorized the City Attorney to settle this matter by refunding \$1,473,300 in previously paid DIF, while retaining the remaining \$642,750. In exchange, Carmel has agreed to forgo all challenges against the current DIF or any future amendments to the DIF ordinance and any related nexus study (a) so long as the City does not seek to apply any such future amended DIF to this Project and (b) the future DIF is adopted no later than December 31, 2020.

SPECIAL MEETING OF THE CITY COUNCIL

Mayor's Closed Session Announcement

DATE OF CLOSED SESSION: June 4, 2019

CONVENE TIME:

6:48 pm.

ADJOURNMENT:

7:00 pm -

PRE-MEETING ANNOUNCEMENT

LEGISLATIVE BODY: CITY COUNCIL

SUBJECT OF CLOSED SESSION:

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Pursuant to Government Code § 54956.9)

CASE NAME: Boatworks v City of Alameda, et al.

COURT: Superior Court of the State of California, County of Alameda

CASE NUMBER: RG14746654

COURT: First District Court of Appeal

CASE NUMBERS: A151063, A151919

POST-MEETING ANNOUNCEMENT

The City Council met in Closed Session to discuss:

- Staff provided information to Council.
- Council ~~and~~ provided ~~as~~ direction to staff.

VOTE:

No vote taken

AYE

NO

ABSENT

ABSTAIN

Mayor Marilyn Ezzy Ashcraft

Vice Mayor John Knox White

Councilmember Vella

Councilmember Daysog

Councilmember Oddie