

**MINUTES
BERKELEY CITY COUNCIL
SPECIAL MEETING**

TUESDAY, DECEMBER 3, 2019

4:00 P.M.

School District Board Room – 1231 Addison Street, Berkeley, CA

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI
DISTRICT 2 – CHERYL DAVILA
DISTRICT 3 – BEN BARTLETT
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN
DISTRICT 6 – SUSAN WENGRAF
DISTRICT 7 – RIGEL ROBINSON
DISTRICT 8 – LORI DROSTE

Preliminary Matters

Roll Call: 4:03 p.m.

Present: Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin

Absent: Kesarwani, Davila, Harrison

Councilmember Davila present at 4:10 p.m.

Public Comment - Limited to items on this agenda only – 0 speakers

CLOSED SESSION:

The City Council will convene in closed session to meet concerning the following:

1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2):

- a. Claim (AIMS # 0196) submitted by The California Jazz Conservatory regarding a sewer backup incident on October 17, 2019.

Action: No action taken.

2. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1)

- a. Guzman, Richard vs. City Of Berkeley, WCAB Case Numbers: ADJ11422355; ADJ10835887; ADJ11758093; ADJ11657337; ADJ113628

Action: M/S/C (Wengraf/Droste) to provide direction to outside counsel and approve a stipulated settlement up to 54% (\$87,942.50) or else by compromise and release settlement up to \$250,000, as to workers compensation matter entitled Guzman, Richard vs. City Of Berkeley, WCAB Case Numbers: ADJ11422355; ADJ10835887; ADJ11758093; ADJ11657337; ADJ113628

Vote: Ayes – Davila, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Kesarwani, Harrison.

OPEN SESSION:

Action: M/S/C (Wengraf/Droste) to provide direction to outside counsel and approve a stipulated settlement up to 54% (\$87,942.50) or else by compromise and release settlement up to \$250,000, as to workers compensation matter entitled Guzman, Richard vs. City Of Berkeley, WCAB Case Numbers: ADJ11422355; ADJ10835887; ADJ11758093; ADJ11657337; ADJ113628

Vote: Ayes – Davila, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Kesarwani, Harrison.

Adjournment

Action: M/S/C (Robinson/Hahn) to adjourn the meeting.

Vote: Ayes – Davila, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Kesarwani, Harrison.

Adjourned at 5:03 p.m.

I hereby certify that the foregoing is a true and correct record of the Closed Session meeting held on December 3, 2019.



Mark Numainville
City Clerk