

# BERKELEY CITY COUNCIL SPECIAL MEETING MINUTES

TUESDAY, NOVEMBER 15, 2016

5:00 P.M.

Council Chambers – 2134 Martin Luther King, Jr. Way, Berkeley, CA

TOM BATES, MAYOR

Councilmembers:

DISTRICT 1 – LINDA MAIO  
DISTRICT 2 – DARRYL MOORE  
DISTRICT 3 – MAX ANDERSON  
DISTRICT 4 – JESSE ARREGUIN

DISTRICT 5 – LAURIE CAPITELLI  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – KRISS WORTHINGTON  
DISTRICT 8 – LORI DROSTE

## Preliminary Matters

**Roll Call:** 5:02 p.m.

**Present:** Councilmembers Arreguin, Capitelli, Wengraf, Worthington and Mayor Bates.

**Absent:** Councilmembers Anderson, Droste, Maio and Moore.

Councilmember Maio present at 5:03 p.m. Councilmember Droste present at 5:10 p.m.

**Public Comment - Limited to items on this agenda only – 2 speakers.**

## CLOSED SESSION:

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

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

*OPHCA, LLC, et al. v. City of Berkeley*  
U.S. District Court Case Civ. No C16-03046 CRB

**Action:** The Council declined the settlement proposal.

## OPEN SESSION:

Public Reports of actions taken pursuant to Government Code section 54957.1.

The Council declined the settlement proposal.

## Adjournment

**Action:** M/S/C (Bates/Maio) to adjourn the meeting

**Vote:** Ayes – Maio, Capitelli, Wengraf, Worthington, Bates; Noes – None; Abstain – None; Absent – Moore, Anderson, Arreguin, Droste.

Adjourned at 5:35 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the special closed session meeting of November 15, 2016.

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Mark Numainville, City Clerk