

**MINUTES
BERKELEY CITY COUNCIL
SPECIAL MEETING**

TUESDAY, OCTOBER 22, 2019

4:30 P.M.

**School District Board Room – 1231 Addison Street, Berkeley, CA 94702
Teleconference Location – 2911 Lorina Street, Berkeley, CA 94705**

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: 4:37 p.m.

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

Absent: Harrison

Public Comment - Limited to items on this agenda only – 1 speaker

CLOSED SESSION:

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

1. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTIONS 54956.9(a) and 54956.9(d)(1)

a. *1444 Fifth Street LLC v. City of Berkeley*, Alameda County Superior Court Case No. 19032434

Action: No reportable action taken.

b. *Gilmore v. City of Berkeley*, Alameda County Superior Court Case No. RG18925180

Action: M/S/C (Arreguin/Hahn) to approve the staff recommendation to authorize the City Attorney to enter into a settlement agreement with a provision to remove resale restrictions, to resolve *Gilmore v. City of Berkeley*, Case No. RG18925180.

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

Councilmember Davila absent 6:37 p.m. – 6:42 p.m.

OPEN SESSION:

The City Council met in closed session and authorized the City Attorney to enter into a settlement agreement with a provision to remove resale restrictions, to resolve Gilmore v. City of Berkeley, Case No. RG18925180.

Adjournment

Action: M/S/C (Wengraf/Droste) to adjourn the meeting.

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

Adjourned at 6:42 p.m.

I hereby certify that the foregoing is a true and correct record of the Closed Session meeting held on October 22, 2019.



Mark Numainville
City Clerk