

**MINUTES
SPECIAL MEETING
CARMEL-BY-THE-SEA**

Monday, August 07, 2017

CALL TO ORDER AND ROLL CALL

Mayor Dallas called the meeting to order at 3:00 p.m.

Present: Councilmembers Hardy, Reimers, Richards, Theis and Mayor Dallas

Absent: None

Staff: Chip Rerig, City Administrator
Don Freeman, City Attorney
Glen Mozingo, City Attorney
Leslie Fenton, Executive Assistant

PUBLIC APPEARANCES - None

CLOSED SESSION

Mayor Dallas announced the Closed Session items.

A. LABOR NEGOTIATIONS

Pursuant to Government Code Section 54957.6(a)
Agency Designated Representatives: Zutler
Employee Organization: Ambulance

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(D)(1)
Name of Case: Chilone Payton vs. City of Carmel-by-the-Sea, CA
Monterey Superior Court Case No. 16CV003820

Pursuant to Government Code Section 54956.9(D)(1)
Name of Case: City of Carmel-by-the-Sea, California, a municipal corporation, Plaintiff v. Pacific Harvest Seafoods, Inc. and Does 1 through 20, Defendants, Santa Clara County Case No. 16CV296492

Pursuant to Government Code Section 54956.9(D)(1)
Name of Case: Jacqueline Simonelli, Antonio C. Simonelli, Petitioners/Plaintiffs v. City of Carmel-by-the-Sea, California, Christopher Tescher, Dennis Levett, Pot D'Oro, LLC, and Doe 1 through Doe 100, inclusive, Respondents/Defendants Monterey County Superior Court Case No. M123079

Pursuant to Government Code Section 54956.9(D)(1)
Name of Case: Gerit Sand; Cobblestone Bakery, a sole proprietorship, Plaintiff v. City of Carmel-by-the-Sea, Defendant - Monterey County Superior Court Case No. M130393

Pursuant to Government Code Section 54956.9(D)(1)

Name of Case: State Farm General Insurance Company, Plaintiff v. City of Carmel-by-the-Sea, and Does I through 10, Defendant - Monterey County Superior Court Case No. 16CV002381

Pursuant to Government Code Section 54956.9(D)(1)

Name of Case: City of Carmel-by-the-Sea v. Josef Wagelaar.

Pursuant to Government Code Section 54956.9(D)(1)

Name of Case: Stacy Lininger v. Ronald Pfleger, City of Carmel-by-the-Sea, et. al.

United States District Court, Northern District of California Court Case No. C17-3385SVK

C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9(d)(2): 1 case

D. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

PROPERTY: Sunset Center located on San Carlos Street between Eighth Avenue and Tenth Avenue, Carmel-by-the-Sea, California

Negotiating Parties:

City: City Administrator, Chip Rerig, Mayor Pro Tem Carrie Theis, and Councilmember Carolyn Hardy
Sunset Cultural Center, Inc.: Director Christine Sandin Et Al.

Under Negotiation: Lease Agreement/Price and Terms Of Payment

Council Member Reimers stated that she would be recusing herself from Item D due to proximity of property to location.

E. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

PROPERTY: Forest Theater located at Santa Rita Street and Mountain View Avenue, Carmel-by-the-Sea, California

Negotiating Parties:

City: City Administrator, Chip Rerig Mayor Pro Tem Carrie Theis, and Councilmember Carolyn Hardy
Sunset Cultural Center, Inc.: Director Christine Sandin Et Al.

Under Negotiation: Lease Agreement/Price and Terms Of Payment

Council Member Hardy stated that she would be recusing herself from Item E due to proximity of residence to the location.

Public Comments - None

Council adjourned to Closed Session at 3:05 p.m.

ADJOURNMENT

There being no further business and no announcements for the public, Mayor Dallas adjourned the meeting at approximately 6:16 p.m.

APPROVED:

ATTEST:


Steve G. Dallas, Mayor
Leslie Fenton, Executive Assistant