

TRACY CITY COUNCIL - SPECIAL MEETING MINUTES

November 1, 2011, 6:00 p.m.

Council Chambers, 333 Civic Center Plaza, Tracy

1. CALL TO ORDER – Mayor Ives called the meeting to order at 6:00 p.m. for the purpose of a closed session to discuss the items outlined below.
2. ROLL CALL – Roll call found Council Members Abercrombie, Elliott, Rickman, Mayor Pro Tem Maciel and Mayor Ives present.
3. ITEMS FROM THE AUDIENCE – Paul Miles, 1397 Mansfield Street, thanked Mayor Ives for reading a statement into the record at the October 4, 2011, City Council meeting. The statement retracted a previous statement which indicated Mr. Miles' complaints were unfounded, that was read into the record by the Mayor at the Council meeting held on October 5, 2010.

Mr. Miles read into the record a letter dated November 1, 2011, addressed to the City Council, which summarized a series of alleged actions by the City Attorney which Mr. Miles believes are negligent and dishonest.

4. CLOSED SESSION -

A. Personnel Matter (Gov. Code, section 54957)

- Public Employee Appointment, Employment, Evaluation of Performance, Discipline, or Dismissal

Position Title: City Attorney

B. Labor Negotiations (Gov. Code, section 54957.6)

- Unrepresented Employee: City Attorney

City's designated representative(s): An individual City Council Member or a subcommittee of the City Council

C. Pending Litigation (Gov. Code, section 54956.9(b))

- Anderson v. City of Tracy, et al
(San Joaquin County Superior Court Case Nos. 39-2009-00223976-CU-WM-STK and 39-2011-00268360-CU-WT-STK, Workers' Compensation Appeals Board Case No. STK 213757)

5. MOTION TO RECESS TO CLOSED SESSION – Council Member Abercrombie motioned to recess the meeting to closed session at 6:07 p.m. Council Member Elliott seconded the motion. Voice vote found all in favor; passed and so ordered.

6. RECONVENE TO OPEN SESSION – Mayor Ives reconvened the meeting into open session at 6:58 p.m.
7. REPORT OF FINAL ACTION – None
8. ADJOURNMENT – Mayor Ives adjourned the meeting at 6:58 p.m.

The agenda was posted at City Hall on October 27, 2011. The above are action minutes.

Mayor

ATTEST:

City Clerk