

TRACY CITY COUNCIL - SPECIAL MEETING MINUTES

November 15, 2011, 5:00 p.m.

Council Chambers, 333 Civic Center Plaza, Tracy

1. CALL TO ORDER – Mayor Ives called the meeting to order at 5:00 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 – None
4. CLOSED SESSION -
 - A. Personnel Matter (Gov. Code, section 54957)
 - Public Employee Appointment, Employment, Evaluation of Performance, Discipline, or DismissalPosition Title: City Attorney
 - B. Labor Negotiations (Gov. Code, section 54957.6)
 - Unrepresented Employee: City AttorneyCity's designated representative(s): An individual City Council Member or a subcommittee of the City Council
 - Employee Organizations:
Tracy Firefighters' Association
Teamsters Local 439, IBT
Tracy Mid-Managers' Bargaining Unit
Confidential Management Unit
Technical and Support Services UnitCity's designated representatives: R. Leon Churchill Jr., City Manager; Maria Olvera, Director of Human Resources; and Jack Hughes, Liebert Cassidy Whitmore
5. MOTION TO RECESS TO CLOSED SESSION – Council Member Abercrombie motioned to recess the meeting to closed session at 5:00 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 6:37 p.m.

7. REPORT OF FINAL ACTION – In the case of TRAQC v. City of Tracy, San Joaquin Superior Court Case No. 39-2009-00201854-CU-WM-STK, Council Member Abercrombie moved to authorize the City to appeal the trial court ruling of October 31, 2011. This case involves a challenge to the Environmental Impact Report and related land use approvals for the Ellis project. Mayor Pro Tem Maciel seconded the motion. Voice vote found Council Members Abercrombie and Rickman, Mayor Pro Tem Maciel and Mayor Ives in favor; Council Member Elliott opposed. Motion carried 4:1.
8. ADJOURNMENT – It was moved by Council Member Abercrombie and seconded by Council Member Rickman to adjourn. Voice vote found all in favor; passed and so ordered. Time: 6:38 p.m.

The agenda was posted at City Hall on November 10, 2011. The above are action minutes.

Mayor

ATTEST:

City Clerk