

TRACY CITY COUNCIL - SPECIAL MEETING MINUTES

June 5, 2012, 5:30 p.m.

Council Chambers, 333 Civic Center Plaza, Tracy

1. CALL TO ORDER – Mayor Ives called the meeting to order at 5:30 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. Labor Negotiations (Gov. Code, section 54957.6)
 - Employee:

Tracy Firefighters' Association
Teamsters Local 439, IBT
Tracy Mid-Managers' Bargaining Unit
Confidential Management Unit
Technical and Support Services Unit
Tracy Police Officers Association
Tracy Police Management Association
Police Chief
Department Heads
Limited Service Employees

City's designated representative: R. Leon Churchill Jr., City Manager
 - Employees:

City Attorney
City Manager

City's designated representative: An individual City Council Member or a subcommittee of the City Council
 - B. Pending Litigation (Govt. Code section 54956.9(b))
 - *Bosch v. City*
(San Joaquin Superior Court Case No. 39-2010-00252419-CU-OE-STK)
(Workers' Compensation Case No. FR120137)

- *Miles v. City of Tracy, et al.*
(San Joaquin Superior Court Case No. 39-2012-00279070-CU-WM-STK)
 - *TRAQC v. City, et al.*
(San Joaquin Superior Court Case No. 39-2009-00201854-CU-WM-STK
(3rd District Court of Appeal Case No. CO69741))
- C. Initiation of Litigation (Gov. Code, section 54956.9(c))
- One potential case
5. MOTION TO RECESS TO CLOSED SESSION – Council Member Abercrombie motioned to recess the meeting to closed session at 6:00 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 6:56 p.m.
7. REPORT OF FINAL ACTION – In the matter of *Miles v. City of Tracy, et al.*, (San Joaquin Superior Court Case No. 39-2012-00279070-CU-WM-STK), it was moved by Council Member Abercrombie to authorize the City to defend the named employees, subject to a reservation of rights. Council Member Elliott seconded the motion. Voice vote found all in favor; passed and so ordered.
8. ADJOURNMENT – It was moved by Council Member Abercrombie and seconded by Council Member Elliott to adjourn. Voice vote found all in favor; passed and so ordered. Time: 6:57 p.m.

The agenda was posted at City Hall on May 31, 2012. The above are action minutes.

Mayor Ives

ATTEST:

City Clerk