

**August 20, 2013, 6:15 p.m.**

City Council Chamber, 333 Civic Center Plaza

Web Site: [www.ci.tracy.ca.us](http://www.ci.tracy.ca.us)

1. CALL TO ORDER - Mayor Ives called the meeting to order at 6:15 p.m. for the purpose of a closed session to discuss the items outlined below.
2. ROLL CALL - Roll call found Council Members Manne, Rickman, Young, Mayor Pro Tem Maciel and Mayor Ives present.
3. ITEMS FROM THE AUDIENCE – None.
4. REQUEST TO CONDUCT CLOSED SESSION -
  - I. Real Property Negotiations (Gov. Code, § 54956.8)
    - Property Location: City-owned Schulte Road Property (Two adjoining parcels located on the south side of West Schulte Road, approximately 1 mile west of Lammers Road; comprised of: APN #209-230-03; and APN #209-230-29)
      - Negotiator(s) for City: Leon Churchill, Jr., City Manager; Maria Hurtado, Assistant City Manager; and Andrew Malik, Development Services Director
      - Negotiating Parties: Representatives of Surland Communities, LLC
      - Under negotiation: Price and terms of payment for sale or lease.
    - Property Location: Property on the north side of Eleventh Street west of MacArthur Drive (APN#s: 233-070-03, 233-070-04, 233-070-05, and 233-070-06)
      - Negotiators for City: Kul Sharma, Assistant Director of Development Services; Criseldo Mina, Senior Civil Engineer
      - Negotiating Parties: Earl and Carole Breitstein, Trustees of the Breitstein Family Living Trust
      - Under Negotiation: Price and terms of payment for the purchase of the property or a part of the property

- II. Pending Litigation (Gov. Code, § 54956.9(d)(1))
  - *Perez v. City of Tracy*  
(Workers' Compensation Case No. FR130301)
- III. Initiation of Litigation (Gov. Code, § 54956.9(d)(4))
  - One case
- 5. MOTION TO RECESS TO CLOSED SESSION – Mayor Pro Tem Maciel motioned to recess the meeting to closed session at 6:16 p.m. It was seconded by Council Member Manne. Voice vote found all in favor; passed and so ordered.
- 6. RECONVENE TO OPEN SESSION – Mayor Ives reconvened the meeting into open session at 7:04 p.m.
- 7. REPORT OF FINAL ACTION – It was motioned by Council Member Rickman and seconded by Council Member Manne to authorize initiation of litigation. Voice vote found all in favor; passed and so ordered.
- 8. ADJOURNMENT – It was moved by Mayor Pro Tem Maciel and seconded by Council Member Manne to adjourn the meeting. Voice vote found all in favor; passed and so ordered. Time: 7:05 p.m.

The above agenda was posted at City Hall on August 15, 2013. The above are action minutes.

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Mayor

ATTEST:

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City Clerk