

September 3, 2013, 6:15 p.m.

City Council Chamber, 333 Civic Center Plaza

Web Site: 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 along W. Eleventh Street needed for the Eleventh Street – East Tracy Overhead Bridge Project (APN#s: 250-020-12, and 250-260-16)
 - Negotiators for City: Kul Sharma, Assistant Director of Development Services; Zabih Zaca, Senior Civil Engineer
 - Negotiating Parties: Representatives of the Westside Irrigation District
 - 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))

- *Allred & McFarland v. City of Tracy, et al.*
(San Joaquin County Superior Court Case No. 39-2009-00215510-CU-WT-STK)
 - *Hemmingson vs. City of Tracy*
(Workers' Compensation Case No. FR130366)
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 Rickman. Voice vote found all in favor; passed and so ordered.
 6. RECONVENE TO OPEN SESSION – Mayor Ives reconvened the meeting into open session at 6:44 p.m.
 7. REPORT OF FINAL ACTION – In the matter of real property owned by the Westside Irrigation District (APN#s 250-020-12 and 250-260-16) it was motioned by Council Member Manne and seconded by Mayor Pro Tem Maciel to authorize staff to make a purchase offer in an amount disclosed in closed session. 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: 6:46 p.m.

The above agenda was posted at City Hall on August 29, 2013. The above are action minutes.

Mayor

ATTEST:

City Clerk