



MEMORANDUM
Office of the City Attorney

Date: July 12, 2017
To: Mayor and Members of City Council
Cc: Bryan Montgomery, City Manager
From: Derek P. Cole, City Attorney
Subject: Closed Session Report-Out Memo

FOR CONSIDERATION AT THE CITY COUNCIL MEETING OF AUGUST 8, 2017

Background and Analysis

The City Council considered three closed session items at its meeting held July 11, 2017: (1) a conference with legal counsel regarding existing litigation pursuant to Government Code Section 54956.9(d)(1), *City of Oakley v. Shea Homes, a limited partnership*, Contra Costa Superior Court Case No. MSC16-00439, and (2) a conference with legal counsel regarding existing litigation pursuant to Government Code Section 54956.9(d)(1), *Michael Rasooly v. The City of Oakley*, Contra Costa Superior Court Case No. MSN16-1462 and (3) a conference with legal counsel regarding potential litigation-significant exposure to litigation involving one potential case.

There is no reportable action with regard to the first two items.

With regard to the third item, the City Council approved an "Agreement Settling Disputes Regarding Land Use Rights Affecting the Use of Real Property" with Tim Hulsey and Angel Pena regarding 5740 Main Street. The motion to approve the settlement was made by Mayor Higgins, seconded by Vice Mayor Pope, and was approved unanimously.

Fiscal Impact

None.

Recommendation

Receive and file this report.

Attachments

None.