



**BRISBANE CITY COUNCIL**

**ACTION MINUTES**

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**BRISBANE CITY COUNCIL CLOSED SESSION MEETING**

**THURSDAY, OCTOBER 6, 2022**

*VIRTUAL MEETING*

**6:30 P.M. CLOSED SESSION**

**A. Approval of the Closed Session Agenda**

**B. Public Comment.** Members of the public may address the Councilmembers on any item on the closed session agenda

**C. Adjournment into Closed Session**

**D. CONFERENCE WITH LEGAL COUNSEL—PENDING LITIGATION**

**Government Code, Section 54956.9 (d) (1).**

**Number of Cases: Two**

- City of Brisbane v. CA High-Speed Rail Authority (Superior Court of Sacramento County, Case No. 80004010)
- BRE SH Brisbane Owner, LLC. v. City of Brisbane (Superior Court of San Mateo County, Case No. 22-CIV-01112)

**E. Liability Claim: Claimant Agredano, pursuant to Government Code, section 54956.95**

**2. ADJOURNMENT**

Mayor Mackin called the meeting to order at 6:32 P.M.  
No member of the public wished to make public comment.

Councilmember Cunningham made a motion, seconded by Councilmember O'Connell to approve the amended the agenda and discuss Item E Liability Claim prior to the Pending litigation cases. The motion was carried unanimously by all present.

Ayes: Councilmembers Cunningham, Davis, O'Connell and Mayor Mackin

Noes: None

Absent: Councilmember Lentz

Abstain: None

Mayor Mackin adjourned the meeting into Closed Session.

**REPORT OUT CLOSED SESSION**

City Attorney McMorrow reported that updates were provided to Council, direction was given to staff and no action was taken at Closed Session regarding the two cases in Closed Session Item D. Liability Claim Item E was rejected by Council and agreed to settle the claim for the claimant's out of pocket expense in exchange for a signed release of all claims.

**ADJOURNMENT**

The meeting was adjourned at 7:15 P.M.

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Ingrid Padilla, City Clerk