

City of Manhattan Beach

*1400 Highland Avenue
Manhattan Beach, CA 90266*



Meeting Minutes - Draft

Friday, September 9, 2016

11:30 AM

Call and Notice of Closed Session

City Council Chambers

City Council Special Meeting

*Mayor Tony D'Errico
Mayor Pro Tem David J. Lesser
Councilmember Amy Howorth
Councilmember Wayne Powell
Councilmember Mark Burton*

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A. CALL MEETING TO ORDER

At 11:30 AM, Mayor D'Errico called the meeting to order.

B. PLEDGE TO THE FLAG

Mayor Pro Tem Lesser led the Pledge of Allegiance.

C. ROLL CALL

Present: 5 - Mayor D'Errico, Mayor Pro Tem Lesser, Councilmember Howorth, Councilmember Powell, and Councilmember Burton

D. CERTIFICATION OF MEETING NOTICE AND AGENDA POSTING

City Clerk Liza Tamura confirmed that the meeting was properly posted.

E. PUBLIC COMMENTS (3 MINUTES PER PERSON)

None.

F. ANNOUNCEMENT IN OPEN SESSION OF ITEMS TO BE DISCUSSED IN CLOSED SESSION

At 11:32 AM, City Attorney Quinn Barrow announced the following Closed Session:

**CONFERENCE WITH LEGAL COUNSEL (EXISTING LITIGATION)
(Government Code Section 54956.9 (d)(1))****Name of Cases:**

**Sensible Citizens of Manhattan Beach v. City of Manhattan Beach
Los Angeles County Superior Court
RREEF AMERICA REIT CORP. BBB II
Case Numbers. BC 570884 and BS 152854**

The Sensible Citizens of Manhattan Beach filed two lawsuits challenging the City Council's approval of the Mall renovation project, and the parties have engaged in settlement discussions. Trial is scheduled for November 2, 2016.

G. RECESS INTO CLOSED SESSION

At 11:33 PM, Mayor D'Errico announced that City Council would recess into Closed Session.

H. RECONVENE INTO OPEN SESSION

At 11:57 AM, the City Council reconvened into Open Session with all Councilmembers present.

I. CLOSED SESSION ANNOUNCEMENT IN OPEN SESSION

City Attorney Quinn Barrow announced that City Council by a unanimous vote appointed a sub-committees of two Councilmembers strictly for settlement purposes to try to settle the case before the trial. The two Councilmembers are Mayor Pro Tem Lesser and Councilmember Burton. There was no reportable action taken.

J. ADJOURNMENT

At 11:58 AM Mayor D'Errico adjourned the meeting.

Martha Alvarez
Recording Secretary

Tony D'Errico
Mayor

ATTEST:

Liza Tamura
City Clerk