



**City Council
Special Meeting Agenda
January 31, 2017
5:00 p.m. – Closed Session
6:00 p.m. – City Council Workshop**

Pursuant to Section 54956 of the California Government Code,
a special meeting of the City Council is hereby called for:
January 31, 2017, at 5:00 p.m. or as soon thereafter as possible.

CALL TO ORDER & ROLL CALL – 150 City Park Way, Council Chambers

PUBLIC COMMENTS At this time the public is permitted to address the City Council on items that are on the Closed Session portion of the agenda or items not on the agenda. Persons addressing the City Council are required to limit their remarks to five (5) minutes unless an extension of time is granted by the Mayor subject to approval of the Council. Please file your name with the City Clerk on the form provided. Speakers desiring answers to questions should direct them to the Council and, if relevant, the Council may direct them to the appropriate staff member.

ADJOURN TO CLOSED SESSION – 150 City Park Way, Closed Session Room, Brentwood, CA 94513

**A. CONFERENCE WITH LEGAL COUNSEL – EXISTING
LITIGATION/ADMINISTRATIVE HEARING**

[Gov't. Code § 54956.9(d)(1)]

Name of Matter: Hearing in the Matter of the California Department of Water Resources and United States Bureau of Reclamation Request for a Change in Point of Diversion for California WaterFix ("California WaterFix")

B. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code Section 54956.9(d)(4)
One Potential Case.

RECONVENE IN OPEN SESSION – 150 City Park Way, Council Chambers

REPORT ON CLOSED SESSION (If any)

WORKSHOP – 6:00 P.M. - Workshop on Priority Area 1 Specific Plan

ADJOURN CITY COUNCIL

NOTICE

In compliance with the Americans with Disabilities Act, the meeting room is wheelchair accessible and disabled parking is available at the Police Department parking lot. If you are a person with a disability and you need disability-related modifications or accommodations to participate in this meeting, please contact the City Clerk's Office at (925) 516-5440 or fax (925) 516-5441. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. {28 CFR 35.102-35, 104 ADA Title II}

POSTING STATEMENT

On January 30, 2017, a true and correct copy of this notice was posted on the City Hall Bulletin Board, outside City Hall, 150 City Park Way, Brentwood, CA 94513 and at our website www.brentwoodca.gov

**MEMORANDUM FROM THE CITY ATTORNEY
CONCERNING A CLOSED SESSION BEFORE
THE CITY COUNCIL OF THE CITY OF BRENTWOOD**

TO: Honorable Mayor and Members of the City Council

FROM: Damien Brower, City Attorney

SUBJECT: Closed Session

CONFERENCE WITH LEGAL COUNSEL – EXISTING
LITIGATION/ADMINISTRATIVE HEARING
[Gov't. Code § 54956.9(d)(1)]

Name of Matter: Hearing in the Matter of the California Department of Water Resources and United States Bureau of Reclamation Request for a Change in Point of Diversion for California WaterFix ("California Waterfix")

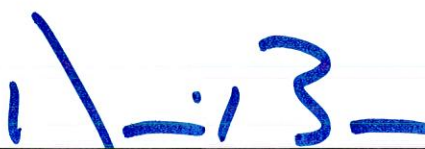
A closed session will be held on January 31, 2017, for the purpose of conferring with and/or receiving advice from your legal counsel concerning a matter presently pending before the California State Water Resources Control Board, the administrative agency of the State of California with authority over water rights.

If the City Council authorizes the City Attorney to defend, or seek or refrain from seeking appellate review or relief, this determination shall be disclosed immediately following this closed session. If the City Council authorizes initiation or intervention, such authorization shall be disclosed immediately following this closed session and the public advised that the action, defendants and other particulars may be disclosed upon request after the action is formally commenced. *[Gov't. Code §54957.1(a)(2)].*

If the City Council accepts a settlement offer signed by the opposing party, the substance of the settlement shall be disclosed immediately following this closed session. *[Gov't. Code §54957.1(a)(3)(A)].*

Any disclosures shall include the vote or abstention of each member.

Dated: January 27, 2017.



Damien Brower
City Attorney

**MEMORANDUM FROM THE CITY ATTORNEY
CONCERNING A CLOSED SESSION BEFORE
THE CITY COUNCIL OF THE CITY OF BRENTWOOD**

TO: Honorable Mayor and Members of the City Council
FROM: Damien Brower, City Attorney
SUBJECT: Closed Session

CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4)
One Potential Case.


A closed session will be held on January 31, 2017, for the purpose of conferring with and/or receiving advice from your legal counsel concerning anticipated litigation. Based on existing facts and circumstances and the advice of its legal counsel, the City Council has decided to initiate or is deciding whether to initiate litigation. *[Gov't. Code §54956.9(d)(4)]*.

If the City Council authorizes the City Attorney to defend, or seek or refrain from seeking appellate review or relief, this determination shall be disclosed immediately following this closed session. If the City Council authorizes initiation or intervention, such authorization shall be disclosed immediately following this closed session and the public advised that the action, defendants and other particulars may be disclosed upon request after the action is formally commenced. *[Gov't. Code §54957.1(a)(2)]*.

If the City Council accepts a settlement offer signed by the opposing party, the substance of the settlement shall be disclosed immediately following this closed session. *[Gov't. Code §54957.1(a)(3)(A)]*.

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Dated: January 27, 2017.



Damien Brower
City Attorney