

**MINUTES  
BERKELEY CITY COUNCIL  
SPECIAL MEETING MINUTES**

**TUESDAY, SEPTEMBER 17, 2019**

**4:30 P.M.**

**School District Board Room – 1231 Addison Street, Berkeley, CA**

JESSE ARREGUIN, MAYOR

Councilmembers:

DISTRICT 1 – RASHI KESARWANI  
DISTRICT 2 – CHERYL DAVILA  
DISTRICT 3 – BEN BARTLETT  
DISTRICT 4 – KATE HARRISON

DISTRICT 5 – SOPHIE HAHN  
DISTRICT 6 – SUSAN WENGRAF  
DISTRICT 7 – RIGEL ROBINSON  
DISTRICT 8 – LORI DROSTE

**Preliminary Matters**

**Roll Call:** 4:40 p.m.

**Present:** Kesarwani, Davila, Hahn, Wengraf, Robinson, Droste

**Absent:** Bartlett, Harrison, Arreguin

Mayor Arreguin present at 4:54 p.m.

Councilmember Bartlett present at 5:02 p.m.

**Public Comment - Limited to items on this agenda only – 0 speakers**

**CLOSED SESSION:**

The City Council will convene in closed session to meet concerning the following:

**1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2):**

**Anticipated Litigation: One case**

**Action:** M/S/C (Wengraf/Hahn) to direct the City Manager to approve a settlement agreement as to a workers' compensation excess insurance contract dispute with Continental Casualty Insurance Company (CNA) whereby the City would accept \$650,000.00 in resolution of workers' compensation excess insurance reimbursement claims.

**Vote:** Ayes – Kesarwani, Davila, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Harrison.

**2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8**

Property address: 742 Grayson Street  
Agency Negotiators: Dee Williams-Ridley, City Manager  
Negotiating parties: City of Berkeley and 742 GRAYSON OWNER LLC  
Property owner: City of Berkeley  
Under negotiation: Price and terms

**Action:** No reportable action.

**OPEN SESSION:**

City Council met in closed session Pursuant to Government Code Section 54956.9(d)(2) and provided direction to approve a settlement agreement as to a workers' compensation excess insurance contract dispute with Continental Casualty Insurance Company (CNA) whereby the City would accept \$650,000.00 in resolution of workers' compensation excess insurance reimbursement claims.

**Adjournment**

**Action:** M/S/C (Droste\Wengraf) to adjourn the meeting.

**Vote:** Ayes – Kesarwani, Davila, Bartlett, Hahn, Wengraf, Robinson, Droste, Arreguin; Noes – None; Abstain – None; Absent – Harrison.

Adjourned at 5:36 p.m.

I hereby certify that the foregoing is a true and correct record of the special closed meeting of September 17, 2019 as approved by the City Council.

  
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Mark Numainville, City Clerk