

TRACY CITY COUNCIL - SPECIAL MEETING MINUTES

March 4, 2025, 5:00 p.m.

Tracy City Hall, 333 Civic Center Plaza, Tracy, CA.

1. Mayor Arriola called the meeting to order at 5:01 p.m.
2. There were no actions taken pursuant to AB 2449.
3. Roll Call and Declaration of Conflicts – Council Members Evans, Nygard, Mayor Pro Tem Abercrombie, and Mayor Arriola present. City Council had no declarations of conflict. Council Member Bedolla was absent from roll call.
4. ITEMS FROM THE AUDIENCE – None.
5. Request to Conduct Closed Session: Time: 5:04 p.m.

5.A Conference with Legal Counsel – Anticipated Litigation (Gov. Code Section 54956.9(d)(2), (e)(3))

A point has been reached where, in the opinion of the City Council on the advice of its legal counsel, based on the below-described existing facts and circumstances, there is a significant exposure to litigation against the City. Receipt of Claim pursuant to Tort Claims Act or other written communication threatening litigation (copy available for public inspection in City Clerk's office).

(Gov. Code § 54956.9(e)(3)) Claimant: Tad Neave, Workers Compensation Claim NO.FR250137 and Workers Compensation Appeals Board Case #ADJ19742525

5.B. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION (Gov. Code Section 54956.9(d)(1))

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the City in the litigation. Case Name: *Patrick Vargas v. City of Tracy, et al.*

USDC Case No. 2:22-cv-01454-WBS-KJN

5.C CONFERENCE WITH LEGAL COUNSEL —EXISTING LITIGATION (Gov. Code Section 54956.9, (d)(1))

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the City in the litigation. Case Name: *City of Tracy v. Surland Communities, LLC.*, San Joaquin County Superior Court, Case No. STK-CV-UBC-2024-0002338

There was no public comment on item 5.A.

ACTION: Motion was made by Mayor Pro Tem Abercrombie and seconded by Council Member Evans to recess to closed session. Time: 5:04 p.m. Roll call found all in favor; passed and so ordered.

Council Member Bedolla arrived at 5:04 p.m.

6. Reconvene to Open Session – Time: 6:43 p.m.
7. Report of Final Action – No report of final action.
8. Council Items and Comments – None.
9. Adjournment: Time: 6:43 p.m.

ACTION: Motion was made by Mayor Pro Tem Abercrombie and seconded by Council Member Evans to adjourn. Roll call found all in favor; passed and so ordered.

The above agenda was posted at the Tracy City Hall on February 27, 2025. The above are action minutes. A recording is available at the office of the City Clerk.

ATTEST:

Mayor

City Clerk