

**SPECIAL BERKELEY CITY COUNCIL MEETING
TUESDAY, DECEMBER 5, 2000, 5:30 P.M.
1900 ADDISON STREET
THIRD FLOOR CONFERENCE ROOM**

AGENDA

ROLL CALL: 5:30 P.M.

PUBLIC COMMENT: *(Ten minute maximum)*

CLOSED SESSION: *(The Council will recess into Closed Session immediately after Public Comment or immediately after Roll Call if there are no public speakers)*

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(c):

Initiation of litigation

The Berkeley City Council will consider whether to initiate litigation challenging the approval by the Regents of the University of California of two components of the Underhill Area Projects (UAP), as described in the Notice of Determination dated November 16, 2000, as well as the Final Environmental Impact Report prepared thereon and certified by the Regents. The two components of the UAP that have been approved are the Central Dining and Office Facility and the College/Durant Student Housing, which require elimination of parking, removal of modular buildings containing offices, and relocation of the Fox Cottage to a site north of 2547 Channing Way that is currently used for surface parking.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a):

MacMillan, Clifford v. City, et al.
Superior Court No. 707426-4

City of Berkeley v. Reza Valiyee, et al.
Superior Court No. 737686-3

City of Berkeley v. Reza Valiyee, et al.
Superior Court No. 738903-8

City of Berkeley v. Reza Valiyee, et al.
Superior Court No. 748526-4

Iversen, John v. City of Berkeley
U.S. Department of HUD, #099511608

Alpha Epsilon Phi, Tau Chapter Housing Association v. City of Berkeley and City of Berkeley Rent Stabilization Board

Superior Court No. 763562-5

Odom, Jacquelyn v. City

Superior Court No. 769731-5

Hanna, Mary B. v. City of Berkeley, Landmark Preservation, ZAB

Superior Court No. 795419-9

Burkhardt, Alfred v. City of Berkeley, Augusto Tan

Superior Court No. 799428-1

A.C. Transit v. CalTrans

Superior Court No. 810522-0

Moore, Debbie/Kent, Marty v. City of Berkeley, et al.

USDC No. C98 3579 CW

Schneider, Eugene v. City of Berkeley

Superior Court Nos. 2918151 and 29181862

Lesser, Wayne v. IKON Office Solutions, Inc.

Superior Court (SF) No. 92793

People v. Arcadia Machine & Tool, Inc., et al.

Superior Court (SF) No. 303753

Evans, Eugene, et al. v. City of Berkeley, et al.

Superior Court No. 809180-4

Hillside Drilling, Inc. v. City of Berkeley, et al.

USDC No. C99 4646 MCC

Fields, Philip A. v. U.S. Dept. of HUD; BHA

USDC No. C 99 4626 CRB

Adams, Phillip M. v. Intel Corporation, et al.

Superior Court No. (SF) 999978

National Shooting Sports Foundation, et al. v. Mayor Shirley Dean, et al.

USDC/No. Dist. Atlanta, No. 1 00-CV-1063

City of Berkeley v. Urban Parking Corporation; Robert Power, et al.

ACSC No. 826850-1

Elaine Kelley v. City of Berkeley; Ron Brown
Superior Court/Fresno Co. No. 640546-8
IOTA Building Corp. v. City of Berkeley; Housing; Rent Board
ACSC No. 822845-3

LaTanja Chambers v. City; Daniels; Reynoso; Battle; Albuquerque
ACSC No. 832143-1

LaTanja Chambers v. City; Daniels; Reynoso; Battle; Albuquerque
USDC No. C 00 3845 SI

RUI One Corp., a Washington Corporation v. City of Berkeley
USDC No. C 99 3868 SI

CLD Construction, Inc. v. City of Berkeley
ASCS No. 2000 093975 (Berkeley)

CSK, Inc., dba Kragen Auto Parts v. City; ZAB; Council
ACSC No. 833044-6

AMICUS CASES:

East Bay Asian Local Development Corporation v. State of California
Sacramento Superior Court No. 95AS02560

Howard Jarvis Taxpayers Assn. v. City of La Habra
Orange County Superior Court No. 76-15-12

City of Alameda v. Port of Oakland; Berkeley Keep Jets Over the Bay
Superior Court Nos. 793056-0; 793028-7; 793033-9; 793046-3

City of San Jose v. High Voltage Wire Works
Ct. of Appeals No. H018407

Lim v. City of Long Beach
Ct. of Appeals, 9th Cir. No. 90-55915

Alameda Books, Inc. v. City of Los Angeles
Ct. of Appeals, 9th Cir. No. 98 56200

Barner v. Leeds
Cal. Supreme Ct. No. (not given)

Long, Bernard, et al. v. City of Rialto
USCA, 4th Dist., No. 022019

Saia v. City of Capitola
USCA, 6th Dist., No. H019076

Circle K Ranch v. Board of Supv. of Santa Barbara County
USCA, 2nd Dist., Div. 6, No. B124996

Haggis, Paul v. City of Los Angeles
Cal. Supreme Ct. No.

Vallejo Ridgecrest HOA v. City of Vallejo
USCA, 1st Appl Dist., No. A085723

Tahoe-Sierra Preservation Council v. Tahoe Regional Planning Agency
USCA, 9th Cir., No. 99-15641

Connerly v. State Personnel Board, et al.
USCA, 3rd Dist., No. C032042

Kajima/Ray Wilson v. L.A. County Met. Trans. Authority
Cal. Supreme Ct. No. S077461

Kathleen R. v. City of Livermore
Cal. Ct. of App., 1st Dist., Div. 4

Griffith v. Santa Cruz, et al.

Hamilton v. Accu-Tek
USCA 2nd Cir.

Treweek v. City of Napa
USCA 1st AppDist., Div. 2 No. A087820

Zelig v. County of Los Angeles
Cal. Supreme Ct. No. S081791

Great Western Shows v. County of Los Angeles
USDC No. CV 9 09661 RAP

Amelco Electric v. City of thousand Oaks
2nd App. Dist. Ct. No. B129406

Howard Jarvis Taxpayers Association v. City of La Habra
Cal. Supreme Ct. No. S082591

United States of America v. Lakireddy Bali Reddy
USDC No. 4-00-0004 WDE

Apartment Owners Association of Los Angeles v. City of Los Angeles
Cal. Supreme Ct. No. S082645

G&G Fire Sprinklers, Inc. v. Bradshaw (00-C.D.O.S.); DeBoer v. Pennington (00-C.D.O.S.)

USCA 9th Cir. No. CV 95-01402 WLD

U.C.S.F.; Hastings v. City and County of San Francisco
USCA, 1st Dist., No. 89183

Nordyke, et al. v. King, et al.

USDC No. C 99-4389 MJJ

Associated Homebuilders of No. California v. City of Napa
USCA No. A 090437

Associated Homebuilders of No. Cal. V. City of Napa
USCA No. A 090437

County of Sonoma v. California Department of Finance
USCA Dist. 1, No. A 089524

Bonanno v. Central Contra Costa Transit Authority
USCA Dist. 1, No. A 087846

G&G Fire Sprinklers, Inc. v. Bradshaw
No. _____

Cornette v. Department of Transportation
Cal. Supreme Ct. No. S089010

Eastman Kodak v. City and Co. of San Francisco; General Motors v. City and Co. SF
Cal.Ct. App. Nos. A091910 and A091914

ADJOURNMENT: *(The Council may adjourn this meeting to the City Council Chambers, 2134 Martin Luther King Jr. Way, and reconvene into Open Session at 7:00 p.m. to make a report, if any such report is required by law.)*

SHIRLEY DEAN
Mayor

SHERRY M. KELLY
City Clerk