



**PROCLAMATION
CALLING A SPECIAL MEETING OF THE
BERKELEY CITY COUNCIL**

In accordance with the authority in me vested, I do hereby call the Berkeley City Council in special session as follows:

MONDAY, JANUARY 7, 2008

5:00 P.M.

**2180 Milvia Street, 6th Floor, Redwood Conference Room
Teleconference Locations: 1636 Channing Way, Berkeley, CA**

Citizens please note: In order to participate in the Public Comment portion of this meeting, you must arrive in the building prior to 5:00 p.m. Entrance to this building closes at 5:00 p.m.

AGENDA

Roll Call

Public Comment - Limited to items on this agenda only

Closed Sessions:

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

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

Initiation of litigation—two cases:

- a. The Berkeley City Council will consider whether to initiate litigation against Art Maxwell with respect to his ongoing interactions with users of the Becky Temko Tot Lot
- b. The Berkeley City Council will consider whether to join the litigation filed by San Francisco concerning recovery of costs relating to the Cosco Busan oil spill; titled City and County of San Francisco, et al. v. Regal Stone, Ltd. et al; San Francisco County Superior Court Case No. CGC-07-469876.

**2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a):**

City of Berkeley v. University of California et.al.
Alameda County Superior Court No. RG. 06302934

Adjournment

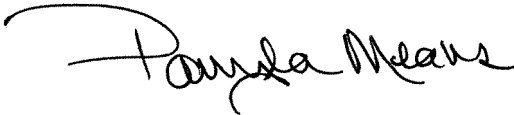
I hereby request that the City Clerk of the City of Berkeley cause personal notice to be given to each member of the Berkeley City Council on the time and place of said meeting, forthwith.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the official seal of the City of Berkeley to be affixed on this day of , 2007.

Tom Bates , Mayor

Public Notice – this Proclamation serves as the official agenda for this meeting.

ATTEST:



Pamyla Means, MMC, City Clerk

Date: _____
Time: _____

TOM BATES, MAYOR
Councilmembers:

DISTRICT 1 – LINDA MAIO
DISTRICT 2 – DARRYL MOORE
DISTRICT 3 – MAX ANDERSON
DISTRICT 4 – DONA SPRING

DISTRICT 5 – LAURIE CAPITELLI
DISTRICT 6 – BETTY OLDS
DISTRICT 7 – KRISS WORTHINGTON
DISTRICT 8 – GORDON WOZNAK

This meeting will be conducted in accordance with the Brown Act, Government Code Section 54953, and Teleconferencing. Any member of the public may attend this meeting at either the Council Chambers or at the teleconference location Questions regarding this matter may be addressed to Pamyla Means, City Clerk, 981-6900

NOTICE CONCERNING YOUR LEGAL RIGHTS: *If you object to a decision by the City Council to approve or deny a use permit or variance for a project the following requirements and restrictions apply: 1) No lawsuit challenging a City decision to deny (Code Civ. Proc., 1094.6(b)) or approve (Gov. Code 65009(c)(5)) a use permit or variance may be filed more than 90 days after the date the Notice of Decision of the action of the City Council is mailed. Any lawsuit not filed within that 90-day period will be barred. 2) In any lawsuit that may be filed against a City Council decision to approve or deny a use permit or variance, the issues and evidence will be limited to those raised by you or someone else, orally or in writing, at a public hearing or prior to the close of the last public hearing on the project.*

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Agendas and agenda reports may be accessed via the Internet at <http://www.ci.berkeley.ca.us/citycouncil> and may be read at reference desks at the following locations:

City Clerk Department
2180 Milvia Street
Tel: 510-981-6900
TDD: 510-981-6903

Libraries:
Main - 2090 Kittredge Street
Claremont Branch – 2940 Benvenue
West Branch – 1125 University

Fax: 510-981-6901
Email: clerk@ci.berkeley.ca.us

North Branch – 1170 The Alameda
South Branch – 1901 Russell

COMMUNICATION ACCESS INFORMATION:

This meeting is being held in a wheelchair accessible location.

To request a disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact the Disability Services specialist at 981-6346(V) or 981-7075 (TDD) at least three business days before the meeting date.

Please refrain from wearing scented products to this meeting.



Captioning services are provided at the meeting, on B-TV, and on the Internet. In addition, assisted listening devices for the hearing impaired are available from the City Clerk prior to the meeting, and are to be returned before the end of the meeting.