

MINUTES OF A SPECIAL MEETING  
OF THE BUENA PARK CITY COUNCIL AND  
SUCCESSOR AGENCY TO THE COMMUNITY REDEVELOPMENT AGENCY  
HELD JANUARY 14, 2020

Vol. 51 Pg. 71

CALL TO ORDER

The City Council met in a special meeting on Tuesday, January 14, 2020, at 3:30 p.m., in the Council Chamber of the Civic Center, 6650 Beach Boulevard, Buena Park, California, Mayor Smith presiding.

ROLL CALL

PRESENT: Brown, Park, Swift, Traut, Smith

ABSENT: None

Also present were: Jim Vanderpool, City Manager; Chris Cardinale, City Attorney; and Adria M. Jimenez, MMC, City Clerk.

ORAL COMMUNICATIONS

Mayor Smith announced the public may at this time address the members of the City Council on any matters within the jurisdiction of the City Council. There being none, Mayor Smith closed oral communications.

ADDED ITEM

City Attorney Cardinale advised the City Council that a Subsequent Need Item (Conference with Legal Counsel – Anticipated Litigation; Government Code Section 54956.9 (d)(2), must be added to the agenda. The item was brought to the City's attention after the agenda was posted.

MOTION CARRIED to add Item No. 6 to the agenda.

MOTION: Swift

SECOND: Park

AYES: Swift, Park, Brown, Traut, Smith

NOES: None

CLOSED SESSION (1 - 6) (Adjourn to Conference Room)

Mayor Smith stated the need for a closed session as scheduled and ordered the meeting into closed session in the City Council Conference Room.

1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Pursuant to Gov. Code Section 54956.9(d)(2)

A point has been reached where, in the opinion of the City Council on the advice of its City Attorney based on existing facts and circumstances, there is a significant exposure to litigation against the City.

Number of potential cases: One

2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Name of Case: City of Buena Park vs. Butterfly Pavilion, LLC

Case No.: 30-2019-01059680-CU-BC-CJC

SUCCESSOR AGENCY

3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Gov. Code Section 54956.9(d)(1)

Name of Case: Buena Park Successor Agency and City of Buena Park vs BA Hotel & Resort, LLC

Case No.: 30-2019-01114045-CU-OR-CJC

4. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Pursuant to Gov. Code Section 54956.9(d)(2)

A point has been reached where, in the opinion of the City Council on the advice of its City Attorney based on existing facts and circumstances, there is a significant exposure to litigation against the City.

Number of potential cases: One

5. CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Gov. Code Section 54956.8

Property: Hilton Hotel 6986 Beach Blvd

Negotiating Parties: Jim Vanderpool, City Manager and M&D Properties

Council Member Swift recused herself from discussion on Item No. 6 due to a conflict of interest.

6. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Gov. Code Section 54956.9 (d)(2)

A point has been reached where, in the opinion of the City Council on the advice of its City Attorney based on existing facts and circumstances, there is a significant exposure to litigation against the City.

Number of potential cases: One

Mayor Smith reconvened the meeting in open session and it was announced that no reportable action was taken for Item Nos. 1, 3, 5 and 6. Item Nos. 2 and 4 were tabled to a future meeting.

ADJOURNMENT

There being no further business, Mayor Smith adjourned the meeting at 5:02 p.m.

  
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Mayor

ATTEST:

  
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City Clerk