

**CITY OF SOUTH GATE
SPECIAL CITY COUNCIL MEETING MINUTES**

Tuesday, August 13, 2019

8/13/2019 - Minutes

I. Call To Order/Roll Call

CALL TO ORDER Mayor Jorge Morales called a Special City Council meeting to order at 5:32 p.m.

ROLL CALL Carmen Avalos, City Clerk

II. City Officials

PRESENT Mayor Jorge Morales, Vice Mayor Denise Diaz, Council Member Al Rios; City Manager Mike Flad, City Attorney Raul F. Salinas

ABSENT Council Member Maria Davila and City Treasurer Greg Martinez

LATE Council Member María Belén Bernal arrived at 6:06 p.m.

III. Meeting Compensation Disclosure

IV. Closed Session: (ATTY)

The Council Members recessed into Closed Session at 5:34 p.m. and reconvened at 6:36 p.m. with four (4) Members of Council present. City Attorney Salinas reported the following:

1. CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION

Pursuant to Government Code Section 54956.9(a), 54954.9(b)(3)(C)

- a. Thomas Taylor v. City of South Gate (WCAB)
- b. Abelino Montanez v. City of South Gate (WCAB)
- c. City of South Gate v. Jah Healing Kemetic Temple of the Divine Church, Inc.

Item 1a the City Council received a proposed settlement in order to resolve the workers' compensation case. Upon completion of the discussion, the City Council provided guidance to move forward with settlement discussion to resolve that matter. The motion to approve the proposed settlement was made by Mayor Morales and seconded by Council Member Rios. The vote was 3 to 0.

Item 1b is another workers' compensation case. The City Council received a report by the City Manager concerning a proposed settlement. Upon completion of that report, a motion was made by Vice Mayor Diaz and seconded by Council Member Rios. The vote was 3 to 0 to approve that proposed settlement. Council Member Bernal was not present for this vote and was excused from that vote.

For Item 1c the City Council received a report from the City Attorney. This is actual litigation that was instigated by the City of South Gate against a medicinal marijuana dispensary operating within the City of South Gate claiming to operate as a church. The City Council ratified the action of the City initiation litigation. The litigation is on-going and the motion to ratify this action was made by Council Member Rios and seconded by Vice Mayor Diaz. The vote was 3 to 0.

Council Member Bernal arrived in Closed Session at 6:06 p.m. and participated in the discussion and vote of Item No. 2.

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9(c)

Two (2) - Potential Cases

For this item there was a presentation made by the City Attorney and the City Manager about the initiation of litigation relating to water issues. Guidance was given to move forward with the litigation along with several other Cities. A motion was made by Council Member Rios and seconded by Council Member Bernal. The vote was 4 to 0.

V. Special Meeting Adjournment

Mayor Morales adjourned the meeting at 6:38 p.m. by motion of Council Member Bernal and seconded by Council Member Rios.

PASSED and **APPROVED** this 27th day of August, 2019.

For a signed copy of the minutes for this meeting please contact the City Clerk's Office:
8650 California Avenue, South Gate, California 90280
(323) 563-9510 * fax (323) 563-5411 * www.cityofsouthgate.org