

**MINUTES**  
**SPECIAL JOINT MEETING OF THE**  
**BERKELEY CITY COUNCIL AND BOARD OF LIBRARY TRUSTEES**  
**TUESDAY, JANUARY 29, 2013, 6:00 P.M.**

CITY COUNCIL CHAMBERS – 2134 Martin Luther King, Jr. Way

**I. PRELIMINARY MATTERS**

*A copy of the agenda packet is accessible at*  
[http://www.berkeleypubliclibrary.org/about\\_the\\_library/bolt/bolt.php](http://www.berkeleypubliclibrary.org/about_the_library/bolt/bolt.php)

**Call to Order: 6:00 p.m.**

**Present:** Councilmembers Capitelli, Maio, Moore, Wengraf, Worthington, Wozniak and Mayor Bates.

Trustees Holcomb, Moore (Councilmember) and Novosel.

Donna Corbeil, Director of Library Services

**Absent:** Councilmembers Anderson, Arreguin.

Trustee Burton & Franklin

Councilmember Anderson present at 6:01 p.m. Councilmember Arreguin present at 6:09 p.m.

**Public Comments:** Limited to items on this agenda only: 0 speakers.

**II. CLOSED SESSION**

**Joint session with Board of Library Trustees and City Council**

**1. Conference With Legal Counsel – Existing Litigation Pursuant To Government Code Section 54956.9(a):**

- a. Rollie French v Arntz Builders, City of Berkeley, et al. (Alameda County Superior Court No. 2002-043461)

consolidated with:

- i. Helix Electric v. Arntz Builders, et al. (Alameda County Superior Court No. 2002-061480);
- ii. Thyssenkrupp Elevator Corp. v. Arntz Builders, et al. (Alameda County Superior Court No.2002-071479);
- iii. F.W. Spencer & Son, Inc. v. Arntz Builders, et al. (Alameda County Superior Court No. RG03082302);
- iv. Bay Systems Integrators, Inc. v. Helix Electric, Inc., et al. (Alameda County Superior Court No. RG03089440); and
- v. Arntz Builders, Inc. v. City of Berkeley, et al. (Alameda County Superior Court No. RG 03095394.)

**Action:** M/S/C (Bates/Moore) to seek a rehearing in the Court of Appeal and then seek review in the Supreme Court if necessary.

**Vote:** All Ayes.

**MINUTES**

**Special Joint Meeting of the Berkeley City Council and Board of Library Trustees**

**III. OPEN SESSION**

Public Reports of actions taken pursuant to Government Code section 54957.1.

**IV. ADJOURNMENT**

Adjourn: Joint Meeting with City Council and Board of Library Trustees – 6:57 p.m.

This is to certify that the foregoing is a true and correct copy of the minutes of the special closed meeting of January 29, 2013.

//s//\_\_\_\_\_

Donna Corbeil, Director of Library Services, serving as Secretary to BOLT

**COMMUNICATIONS**

None.

**SUPPLEMENTAL COMMUNICATIONS AND REPORTS**

None.