

MEMORANDUM

TO: Mayor and Councilmembers

FROM: Michele Beal Bagneris, City Attorney/City Prosecutor

DATE: April 22, 2021

RE: April 26 Anticipated Litigation: Required Document Disclosure

As it did on March 15, 2021, the City Council will continue to consider anticipated litigation during closed session at its April 26, 2021 meeting. Under recent Brown Act case law, public agencies must disclose documents supporting threats of litigation in certain instances prior to discussing them in closed session.

The inclusion of the attached document in this agenda packet related to a threat of litigation regarding the project at 417-419 N. Madison satisfies the required disclosure.

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Jomsky, Mark

From: Casey, Ed <Ed.Casey@alston.com>
Sent: Monday, March 1, 2021 2:51 PM
To: Fuentes, Theresa
Subject: Madison
Attachments: Pasadena Project_ Complaint for Inverse Condemnation Estoppel Declaratory Relief_3.pdf

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Theresa, when you and I last spoke on this matter, I informed you that my client authorized me to proceed with drafting a Complaint against the City. Attached is a draft of such a Complaint. (It has not been filed yet.) What time on Tuesday or Wednesday can we discuss?

Ed Casey
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