

**MEMORANDUM FROM THE CITY ATTORNEY
CONCERNING A CLOSED SESSION BEFORE
THE CITY COUNCIL OF THE CITY OF BRENTWOOD**

TO: Honorable Mayor and Members of the City Council
FROM: Katherine Wisinski, City Attorney
SUBJECT: Closed Session

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

[Gov't. Code § 54956.9(d)(1)]

Name of Case: *Discovery Builders, Inc., et al. v. City of Brentwood, et al.*
Contra Costa County Superior Court Case No.: N22-1738

A closed session will be held on August 13, 2024, for the purpose of conferring with and/or receiving advice from your legal counsel concerning existing litigation.

If the City Council authorizes the City Attorney to defend, or seek or refrain from seeking appellate review or relief, this determination shall be disclosed immediately following this closed session. If the City Council authorizes initiation or intervention, such authorization shall be disclosed immediately following this closed session and the public advised that the action, defendants and other particulars may be disclosed upon request after the action is formally commenced. *[Gov't. Code §54957.1(a)(2)].*

If the City Council accepts a settlement offer signed by the opposing party, the substance of the settlement shall be disclosed immediately following this closed session. *[Gov't. Code §54957.1(a)(3)(A)].*

Any disclosures shall include the vote or abstention of each member.

Dated: August 7, 2024.



Katherine Wisinski
City Attorney