



Regina O'Connell <roconnell@cityofplacerville.org>

April 11th Closed Session Items

Ruth Michelson <ruthmichelson@sbcglobal.net>

Mon, Apr 10, 2023 at 9:13 AM

To: Regina O'Connell <roconnell@cityofplacerville.org>, Cleve Morris <cmorris@cityofplacerville.org>, Terry Zeller <tzeller@cityofplacerville.org>

Dear Regina O'Connell- I will be unable to attend the City Council meeting prior to the closed session to make a comment, so I am writing my comment instead. Could you please forward this to the five City Council members? Thank you. - Ruth Michelson

Dear Council Members-

Regarding closed session items on the agenda 4/11/2023;

Item 1: Conference with Legal Counsel—Anticipated Litigation, Pursuant to Gov. Code sec. 54956.9(d)(2) (One case) The receipt of an email from Julie Robinson alleging a Brown Act violation, a copy of the email which is available for public inspection (Gov. Code sec. 54956.9(e)(2)

Item 2: Conference with Legal Counsel – Anticipated Litigation: Significant exposure to litigation pursuant to §§ 54956.9(e)(2), 54956.9(e)(5): (One case) [Guest column written by Mike Owen in Mountain Democrat alleging breach of contract by City in Farm Trails contract].

I'd like to say that with a "Cure and Correct" letter, you could just choose to correct the problem that has allegedly been created. The "cure and correct" suggests you put this Farmer's Market item back onto the agenda, and add the Moony Lot as an option. That would be the simplest solution.

I'm not sure why, unless it's a formality, to assume "anticipated litigation." Most of us in the community are not litigious; we just want good governance. (On this issue, I am not speaking for Mike Owen, I don't know his position.)

The fact that the Moody lot option came up AFTER public comment when this was heard before City Council is another procedural problem. None in the audience even had a chance to comment on the Moony lot.

Maybe attorneys are paid to anticipate the worst possible outcomes and legal actions, but truly, please just put this item of the Moony lot onto the agenda, so that the public is noticed ahead of time. Then retailers in the area, farmers, Farm Trails management, and residents have an opportunity to discuss it.

Thank you,

Ruth Michelson
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