



CITY OF SALINAS COUNCIL STAFF REPORT

DATE: January 8, 2019

DEPARTMENT: OFFICE OF THE CITY ATTORNEY

FROM: CHRISTOPHER A. CALLIHAN, CITY ATTORNEY
MICHAEL MUTALIPASSI, ASST. CITY ATTORNEY

TITLE: RESOLUTION DIRECTING CITY MANAGER TO EXECUTE
MEDIATION DISCLOSURE AND ACKNOWLEDGMENT

RECOMMENDED MOTION:

It is recommended that the City Council approve a resolution directing the City Manager to execute the attached Mediation Disclosure and Acknowledgment.

DISCUSSION:

From time to time, when appropriate, the City should engage in resolution of legal disputes by means other than litigation. One such form of alternative dispute resolution that the City wishes to participate in, from time to time, is mediation of legal disputes. A recent change in California law requires all attorneys, including those attorneys representing municipalities to make certain disclosures regarding the confidentiality of mediation and to obtain a signed acknowledgment of those disclosures. The disclosures and acknowledgment are attached to this report.

CEQA CONSIDERATION:

Not a Project. The City of Salinas has determined that the proposed action is not a project as defined by the California Environmental Quality Act (CEQA) (CEQA Guidelines Section 15378).

STRATEGIC PLAN INITIATIVE:

Continuing to participate in methods of alternative dispute resolution, including mediation, will further the Council's goal of creating an effective, sustainable government.

DEPARTMENTAL COORDINATION:

The City Attorney's Office did not coordinate with other departments in preparing this report. The report, the resolution, and the attachments are the result of a result change in State law which requires the City Council to take action.

FISCAL AND SUSTAINABILITY IMPACT:

The resolution will not result in any cost to the City. Continued participation in alternative dispute resolution strategies, including mediation will tend to save the City substantial costs associated with litigation.

ATTACHMENTS:

Resolution
Mediation Disclosure and Acknowledgment