



OFFICE OF COUNTY COUNSEL
INTER-DEPARTMENT MEMORANDUM

TO: Clerk of the Planning Commission
DATE: April 23, 2021
FROM: Bre Moebius, Deputy County Counsel BMM
RE: Closed Session – Legistar No. 21-0718

On April 22, 2021 during the Planning Commission hearing on Legistar No. 21-0556, I advised the Planning Commission to add a closed session item to the agenda pursuant to Government Code section 54954.2(b)(2). The basis for the closed session was two phone calls I received during the lunch break of that hearing informing me that Embarc Meyers LLC intended to sue the County based on the manner in which the hearing was being conducted. One phone call was from the attorney for that applicant and the other was from a representative of that applicant. I provided this information in a contemporaneous statement to the Planning Commission when advising that the Planning Commission add a closed session item to the agenda and am providing this written record of the threatened litigation for public inspection.