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Robert B. Hodil  
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February 26, 2019

**VIA E-MAIL AND U.S. MAIL**

Bryan W. Wenter, AICP  
Miller Starr Regalia  
1331 N. California Blvd.  
Fifth Floor  
Walnut Creek, CA 94596

Re: Conflict of Interest Issues Regarding City Councilmember Susan Candell with Respect to the Terraces of Lafayette Apartment Project

Dear Mr. Wenter:

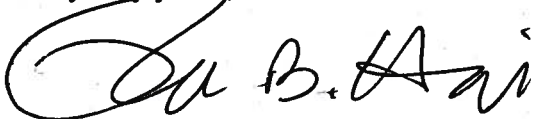
On behalf of our client, the City of Lafayette, this letter responds to the four letters from your firm dated November 30, 2018, December 5, 2018, January 22, 2019, and February 13, 2019, and your email dated January 24, 2019, on behalf of O'Brien Land Company, LLC and Anna Maria Dettmer requesting that Councilmember Susan Candell recuse herself from consideration of the Terraces of Lafayette Project due to a common law conflict of interest.

The City and Councilmember Candell have carefully examined the allegations in your correspondence, and considered your request.

Councilmember Candell has decided to recuse herself from participating in the City's decision making regarding the Terraces of Lafayette Project. Although she does not have a financial conflict of interest, she has agreed to abide by the California Fair Political Practices Commission's regulations governing the conduct of a public official who recuses himself or herself due to a financial conflict of interest.

Although Councilmember Candell has agreed to recuse herself due to her past opposition to the Terraces of Lafayette project, we have not seen any evidence to support the claim in your correspondence that Councilmember Candell "holds material animosity to your clients."

Very truly yours,



Robert B. Hodil

Coblentz  
Patch Duffy  
& Bass LLP

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cc: Honorable Mayor Cameron Burks, Vice Mayor Mike Anderson, and City Councilmembers  
Niroop Srivatsa, Interim City Manager  
Greg Wolff, Acting Planning Director  
Jonathan R. Bass, Esq.  
Allan Moore, Esq.  
Arthur F. Coon, Esq.