

**CITY COUNCIL OF THE CITY OF SAN DIEGO
CLOSED SESSION AGENDA
FOR
TUESDAY, MARCH 20, 2018, AT 11:00 AM
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 "C" STREET
SAN DIEGO, CA 92101**

NOTE: In accordance with the San Diego City Council Permanent Rules for Noticing and Conduct of Closed Session Meetings, adopted by Resolution No. R-310153 on December 8, 2015, a portion of the regular open meeting agenda of the City Council has been reserved for City Attorney comment, public comment, and City Council discussion of the content of this Closed Session Docket. **Public testimony for this Closed Session Agenda will be taken today during the 10:00 a.m. Council meeting.**

Conference with Legal Counsel – Existing Litigation, pursuant to California Government Code Section 54956.9(d)(1):

CS-1 *James Gleboff, et al. v. City of San Diego, et al.*

San Diego Superior Court Case No. 37-2017-00001188-CU-PA-CTL
Risk Management Department Claim File No. 13502

DCA Assigned: P. Chalk

This case arises from a motor vehicle accident that occurred on June 29, 2016, near the 5600 block of La Jolla Boulevard. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-2 *Regents of the University of California, et al. v. Department of Homeland Security, et al.*

No. 18-15068 (9th Cir. Jan. 19, 2018), (consolidated case no(s). 18-15069, 18-15070, 18-15071, 18-15072, 18-15128, 18-15133, 18-15134), No. 3:17-cv-05211 (N.D. Cal.) (Sept. 8, 2017)

ACA Assigned: G. Schaefer

The Regents of the University of California, on its own behalf and on behalf of its students, and Janet Napolitano, in her official capacity as President of the University, filed an action for declaratory and injunctive relief against Defendants U.S. Department of Homeland Security (DHS), and Kirstjen Nielsen, in her official capacity as Secretary of DHS, to enjoin the rescission of the Deferred Action for Childhood Arrivals (DACA). This lead case was originally filed in the U.S. District Court for the Northern District of California and consolidated with four related non-class lawsuits. The combined cases are presently before the United States Court of Appeals for the Ninth Circuit. The City Attorney's Office will advise the Mayor and City Council on possible participation in this litigation as amicus curiae in support of the plaintiffs.

**Conference with Labor Negotiators, pursuant to California Government Code
Section 54957.6:**

CS-3 City Designated Management Team Representatives:

Timothy Davis, Burke, Williams, & Sorensen LLP, Labor Negotiation
Consultant
Kris Michell, Chief Operating Officer
Rolando Charvel, Chief Financial Officer
Stacey LoMedico, Assistant Chief Operating Officer
Ronald H. Villa, Deputy Chief Operating Officer
Judy von Kalinowski, Director, Human Resources Department
Abby Jarl-Veltz, Deputy Director, Human Resources Department
Colin Brazile, Senior Human Resources Officer, Human Resources
Department
David Garcia, Senior Human Resources Officer, Human Resources
Department
Erik Hanson, Senior Human Resources Officer, Human Resources
Department
Louis Merlin, Senior Human Resources Officer, Human Resources
Department
Julio Canizal, Director, Risk Management Department
Estella Montoya, Deputy Director, Risk Management Department
Quennelle Allen, Employee Benefits Manager, Risk Management Department
Tracy McCraner, Director, Financial Management Department
Matthew Vespi, Deputy Director, Financial Management Department
Jose Galvan, Budget Coordinator, Financial Management Department
Brian Fennessy, Fire Chief, Fire-Rescue Department
Kevin Ester, Assistant Fire Chief, Fire-Rescue Department
Christopher Webber, Assistant Fire Chief, Fire-Rescue Department
David Nisleit, Police Chief, Police Department
Sandra Albrektsen, Assistant Police Chief, Police Department
Tanya Tomlinson, Deputy Director, City Attorney's Office, solely for
negotiations with the Deputy City Attorneys Association.

Designated as representatives within the meaning of California Government Code
Section 54957.6(a):

Andrea Tevlin, Independent Budget Analyst
Jeff Kawar, Deputy Director, Office of the Independent Budget Analyst
Lisa Byrne, Fiscal and Policy Analyst, Office of the Independent Budget
Analyst
Chris Olsen, Fiscal and Policy Analyst, Office of the Independent Budget
Analyst

Designated as representatives within the meaning of California Government Code Section 54957.6(a):

Mary Nuesca, Assistant City Attorney, City Attorney's Office
Sanna Singer, Assistant City Attorney, City Attorney's Office
Prescilla Dugard, Senior Chief Deputy City Attorney, City Attorney's Office
Thomas Brady, Deputy City Attorney, City Attorney's Office
Joan Dawson, Deputy City Attorney, City Attorney's Office
William Gersten, Deputy City Attorney, City Attorney's Office

Employee organizations:

American Federation of State, County and Municipal Employees,
Local 127 (AFSCME Local 127)
Deputy City Attorneys Association (DCAA)
San Diego City Firefighters, International Association of Fire Fighters,
Local 145
San Diego Municipal Employees' Association (MEA)
San Diego Police Officers Association (SDPOA)
Teamsters, Local 911 (Teamsters)

DCA Assigned: Not assigned

The purpose of this closed session meeting is to review the City of San Diego's position and instruct the City's designated representatives on continued meet and confer on a proposed local ordinance related to public disclosure of documents, communications, and other writings in light of the *City of San Jose v. Superior Court (Smith)* decision.

CS-4 City Designated Management Team Representatives:

Timothy Davis, Burke, Williams, & Sorensen LLP, Labor Negotiation
Consultant
Kris Michell, Chief Operating Officer
Rolando Charvel, Chief Financial Officer
Stacey LoMedico, Assistant Chief Operating Officer
Ronald H. Villa, Deputy Chief Operating Officer
Judy von Kalinowski, Director, Human Resources Department
Abby Jarl-Veltz, Deputy Director, Human Resources Department
Colin Brazile, Senior Human Resources Officer, Human Resources
Department
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Jeff Kavar, Deputy Director, Office of the Independent Budget Analyst
Lisa Byrne, Fiscal and Policy Analyst, Office of the Independent Budget Analyst
Chris Olsen, Fiscal and Policy Analyst, Office of the Independent Budget Analyst

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Prescilla Dugard, Senior Chief Deputy City Attorney, City Attorney's Office
Thomas Brady, Deputy City Attorney, City Attorney's Office
Joan Dawson, Deputy City Attorney, City Attorney's Office
William Gersten, Deputy City Attorney, City Attorney's Office

Employee organizations:

San Diego City Firefighters, International Association of Fire Fighters,
Local 145

DCA Assigned: Not assigned.

The purpose of this closed session meeting is to review the City of San Diego's position and instruct the City's designated representatives in accordance with the reopener on annual leave balances set forth in Article 28 of the City's Memorandum of Understanding with Local 145.

CS-5 City Designated Management Team Representatives:

Timothy Davis, Burke, Williams, & Sorensen LLP, Labor Negotiation Consultant
Kris Michell, Chief Operating Officer
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Chris Olsen, Fiscal and Policy Analyst, Office of the Independent Budget Analyst

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Joan Dawson, Deputy City Attorney, City Attorney's Office
William Gersten, Deputy City Attorney, City Attorney's Office

Employee organizations:

American Federation of State, County and Municipal Employees,
Local 127 (AFSCME Local 127)
San Diego Municipal Employees' Association (MEA)

DCA Assigned: Not assigned.

The purpose of this closed session meeting is to review the City of San Diego's position and instruct the City's designated representatives as to meet and confer on implementation of proposed special salary adjustments.