



**OFFICE OF COUNCIL PRESIDENT SHERRI LIGHTNER
CITY OF SAN DIEGO**

M E M O R A N D U M

DATE: Friday, July 15, 2016
TO: Honorable City Councilmembers
FROM: Council President Sherri Lightner 
SUBJECT: Special Meeting of the City Council for purposes of Closed Session

The City Council will convene for a Special City Council meeting and Closed Session meeting on Tuesday, July 19, 2016 at 8:30 a.m. The public will have an opportunity to comment on the closed session agenda prior to the Council adjourning into Closed Session. The regular 9 a.m. Closed Session will be adjourned in order to accommodate the earlier start time for further comment and deliberation by the Council.

The meeting will be held in the Committee Room on the 12th floor of the City Administration Building, 202 C Street, San Diego, CA.

The agenda for the Closed Session is the following:

Conference with Legal Counsel – existing litigation, pursuant to California Government Code section 54956.9(d)(1):

CS-1 *San Diegans for Open Government v. City of San Diego*
San Diego Superior Court Case No. 37-2012-00088065-CU-MC-CTL

DCA Assigned: J. Goldsmith

This case arises from San Diegans for Open Government's challenge to the renewal of the City of San Diego's tourism marketing district. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-2 *San Diego Navy Broadway Complex Coalition v. California Coastal Commission, et al.*
San Diego Superior Court Case No. 37-2013-00077213-CU-TT-CTL
Consolidated with San Diego Superior Court Case No. 37-2014-00006987-CU-TT-CTL
Risk Management Department Claim File No. 9355

DCA Assigned: J. Goldsmith

This case arises from a challenge to the California Coastal Commission's certification of a Port Master Plan Amendment related to the proposed expansion of the San Diego Convention Center. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-3 *Brigette Browning, et al. v. City of San Diego, et al.*

San Diego Superior Court Case No. 37-2012-00094831-CU-MC-CTL, consolidated with Case Nos. 37-2012-00097148-CU-MC-CTL and 37-2012-00100333-CU-TT-CTL

DCA Assigned: T. Phelps

This case relates to litigation concerning the validity of the Convention Center Facilities District formation, landowner election, and special tax to facilitate funding of the expansion of the San Diego Convention Center. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-4 *San Diegans for Open Government v. Jan Goldsmith, et al.*

San Diego Superior Court Case No. SDSC 37-2014-00000217-CU-MC-CTL

DCA Assigned: D. Karlin

This case arises from San Diegans for Open Government's demand for "[a]ny and all e-mails sent to or from jgsandiego@yahoo.com (regardless of the number or identity of other recipients) between January 1, 2008 and December 31, 2013, and that pertain in any way to the official business of the City of San Diego." Representatives from the City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-5 *Stacy McKenzie v. Robert Filner*

San Diego Superior Court Case No. 37-2013-00079445-CU-OE-CTL

DCA Assigned: G. Schaefer

This case arises from sexual harassment claims failed against the City of San Diego and former Mayor Robert Filner. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek post-trial direction.

CS-6 *Henry Gonzales, et al. v. City of San Diego*

United States District Court Case No. 15cv1033 L RBB
Risk Management Department Claim File No. 12282

DCA Assigned: S. Plotkin-Wolff

This case arises from a City of San Diego Police Department officer-involved shooting. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-7 *Derrick Marable v. Carole Rukstelis, et al.*

San Diego Superior Court Case No. 37-2015-00010325-CU-PO-CTL

DCA Assigned: B. Roxas

This case arises from a park ranger accidentally driving over a sleeping patron in Balboa Park. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-8 *Lateasha Johnson v. City of San Diego*

San Diego Superior Court Case No. 37-2014-00008537-CU-PO-CTL

DCA Assigned: K. Steinman

This case involves a trip and fall in front of the Plaintiff's residence. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

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

CS-9 City Designated Management Team Representatives:

Timothy Davis, Burke, Williams, & Sorensen LLP, Labor Negotiation Consultant
Scott Chadwick, Chief Operating Officer
Mary Lewis, Chief Financial Officer
Stacey LoMedico, Assistant Chief Operating Officer
David Graham, Deputy Chief Operating Officer
Paz Gomez, Deputy Chief Operating Officer
Ronald H. Villa, Deputy Chief Operating Officer
Almis Udrys, Performance and Analytics Director, Office of the Mayor
Judy von Kalinowski, Director, Human Resources Department
Karen DeCrescenzo, Deputy Director, Human Resources Department
Abby Jarl-Veltz, Labor Relations Manager
Darrin Schwabe, Senior Human Resources Officer
Colin Brazile, Human Resources Officer
David Garcia, Human Resources Officer
Erik Hanson, Human Resources Officer
Julio Canizal, Director, Risk Management Department
Estella Montoya, Deputy Director, Risk Management Department
Nancy Stadille, Employee Benefits Manager, Risk Management Department
Elena Perez, Deputy Director, Office of the City Comptroller
Tracy McCraner, Director, Financial Management Department
Matthew Vespi, Deputy Director, Financial Management Department
Quennelle Allen, Budget Coordinator, Financial Management Department
Brian Fennessy, Fire Chief, Fire-Rescue Department
Kenneth Barnes, Assistant Fire Chief, Fire-Rescue Department
Colin Stowell, Assistant Fire Chief, Fire-Rescue Department
Rick Wurts, Lifeguard Chief, Fire-Rescue Department
Shelley Zimmerman, Police Chief, Police Department
Sarah Creighton, 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 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

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

Paul Cooper, Executive Assistant City Attorney, City Attorney's Office
Mary Nuesca, Assistant City Attorney, City Attorney's Office
Carrie Gleeson Townsley, Chief Deputy City Attorney, City Attorney's Office
Joan Dawson, Deputy City Attorney, City Attorney's Office
Roxanne Story Parks, Deputy City Attorney, City Attorney's Office
William Gersten, Deputy City Attorney, City Attorney's Office
Greg Halsey, Deputy City Attorney, City Attorney's Office

Employee organization:

San Diego Police Officers Association (SDPOA)

DCA Assigned: Not assigned

The purpose of this Closed Session matter is to review the City of San Diego's position and instruct the City's labor negotiators regarding negotiations with the San Diego Police Officers Association on Fiscal Year 2017 Recruitment and Retention funds.

Public Employment – Performance Evaluation, pursuant to California Government Code section 54957(b)(1):

CS-10 Title: Independent Budget Analyst

cc: Honorable Mayor Kevin Faulconer
Honorable City Attorney Jan Goldsmith
Andrea Tevlin, Independent Budget Analyst
Liz Maland, City Clerk