

REVISED
CITY COUNCIL OF THE CITY OF SAN DIEGO
CLOSED SESSION AGENDA
FOR
TUESDAY, SEPTEMBER 10, 2019, 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 Agenda. **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 *Donald Sevrems v. City of San Diego, et al.*

United States District Court Case No. 19cv923 BEN (WVG)
Risk Management Department Claim File No. 22597

SCDCA Assigned: C. Richardson

This lawsuit was filed by a board member of a community planning group against the board and the City for an alleged violation of his First Amendment rights. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-2 *Dana Hoover v. City of San Diego*

San Diego Superior Court Case No. 37-2014-00013755-CU-OE-CTL
Risk Management Department Claim File No. 8891

DCA Assigned: M. McGowan

This case arises from a lawsuit alleging retaliation, failure to prevent retaliation, and Peace Officer Bill of Rights violations by plaintiff, an employee of the San Diego Police Department. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-3 *Alina Cadena v. City of San Diego, et al.*

San Diego Superior Court Case No. 37-2019-00032076-CU-MC-CTL

Risk Management Department Claim File No. 20371

DCA Assigned: M. Wharton

In this putative class action lawsuit, Plaintiffs allege that the City of San Diego intentionally exposed employees working in the Executive Complex Building to asbestos and other toxic materials and then fraudulently concealed the extent of the exposure. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-4 *Associated General Contractors of America, et al. v. City of San Diego, et al.*

San Diego Superior Court Case No. 37-2019-00026631-CU-WM-CTL

Risk Management Department Claim File No. 22593

DCA Assigned: M. McGowan

This case arises from a challenge to the North City Pure Water Facility project, a City of San Diego construction project. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.