

**CITY COUNCIL OF THE CITY OF SAN DIEGO
CLOSED SESSION AGENDA
FOR
MONDAY, NOVEMBER 03, 2025, AT 10:00 AM
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

Virtual Participation: <https://sandiego.gov/councilmtg>

To join by telephone: Dial 1-669 254 5252 + input Webinar ID: 160 238 7663

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.** Court records about existing litigation are available to the public on the San Diego Superior Court’s Website <http://www.sdcourt.ca.gov> and Register of Actions <http://odyroa.sdcourt.ca.gov>.

CONSENT ITEMS

Staff presentations on Consent items will be waived unless a request is made by any Councilmember for a specific item to be heard during the Discussion portion of the Closed Session agenda. Requests may be made by notifying the Mayor or presiding officer.

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

CS-1 *Gerald Toombs v. City of San Diego*

San Diego Superior Court Case No. 37-2023-00019667-CU-PO-CTL
Risk Management Department Claim File No. 30006

DCA Assigned: H. R. Whitehead

This case arises from a slip and fall which occurred on January 22, 2022, in a grassy area in Pacific Beach near Diamond Street and Ocean Boulevard. The City Attorney’s Office will update the Mayor and City Council on the status of the litigation.

DISCUSSION ITEMS

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

CS-2 *Jennifer Gregory v. City of San Diego*

San Diego Superior Court Case No. 37-2022-00041240-CU-OE-CTL
Risk Management Department Claim File No. 30811

DCA Assigned: P. H. James

This case arises from a San Diego Police Department employee's allegations of employment discrimination, harassment, and retaliation. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-3 *Save Our Access v. City of San Diego*

San Diego Superior Court Case No. 37-2022-00035094-CU-TT-CTL

Court of Appeal Case No. D084132

Risk Management Department Claim File No. 30716

SDCA Assigned: B. P. Syz

This item involves litigation related to Measure C, a November 2022 ballot measure to exclude the Midway-Pacific Highway Community Plan Area from the 30-foot height limit in the Coastal Zone. Save Our Access seeks a writ of mandate to invalidate Measure C's enabling ordinance due to the City's alleged failure to comply with the California Environmental Quality Act (CEQA). The City Attorney's Office will update the Mayor and City Council on the status of litigation and seek direction.

CS-4 *Lachanae Alexis McAfee v. City of San Diego*

San Diego Superior Court Case No. 24CU006846C

Risk Management Department Claim File No. 38395

DCA Assigned: D. M. Florence

This employment law action arises from Plaintiff's claims for gender and race discrimination, hostile work environment harassment, retaliation, and failure to prevent discrimination, harassment, or retaliation. Plaintiff, an African American woman, is a former Assistant Center Director in the Park & Recreation Department. The City Attorney's Office will update the Mayor and City Council on the status of the conditional settlement and seek approval.