

**CITY COUNCIL OF THE CITY OF SAN DIEGO
CLOSED SESSION AGENDA
FOR
TUESDAY, SEPTEMBER 15, 2020, AT 9:00 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 9:00 a.m. Council meeting.**

Conference with Legal Counsel – Significant Exposure to Litigation, pursuant to California Government Code Section 54956.9(d)(2):

CS-1 Resolution of Claim filed by Joey Vaiasuso DBA Jett Gallery

Risk Management Department Claim File No. 17108

DCA Assigned: D. Abad

This is a claim asserted by Joey Vaiasuso, doing business as Jett Gallery, for reimbursement of property damages allegedly caused by a flood due to a break in the City of San Diego's water main in Little Italy. The City Attorney's Office will update the Mayor and City Council on the status of the matter and seek direction.

CS-2 Resolution of Claim filed by Cynthia Colis Fakier

Risk Management Department Claim File No. 17108

DCA Assigned: D. Abad

This is a claim asserted by Cynthia Colis Fakier for reimbursement of property damages allegedly caused by a flood due to a break in the City of San Diego's water main in Little Italy. The City Attorney's Office will update the Mayor and City Council on the status of the matter and seek direction.

CS-3 Resolution of Claim filed by William McGuigan

Risk Management Department Claim File No. 20167

DCA Assigned: C. Shitabata

This matter arises from a claim by William McGuigan alleging that a break in a City of San Diego water pipe caused a mudslide which occurred at 3436

Larga Circle, San Diego. The City Attorney's Office will update the Mayor and City Council on the status of the claim and seek direction.

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

CS-4 *Union of Medical Marijuana Patients, Inc. v. City of San Diego*

San Diego Superior Court Case No. 37-2014-00013481-CU-TT-CTL

Risk Management Department Claim File No. 9455

CDCA Assigned: M. T. Phelps

This case arises from a challenge to the City's determination that the medical marijuana ordinance was not a project requiring California Environmental Quality Act approval. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-5 *Gregory McNally v. Daniel Riis*

United States District Court Case No. 18cv1150 JLS (AGS)

Risk Management Department Claim File No. 14629

CDCA Assigned: C. Sweda

Plaintiff Gregory McNally asserts a civil rights violation claim against a San Diego Police Officer arising from a police encounter on July 8, 2016. He alleges the officer used unreasonable force against him and unlawfully arrested him. The City Attorney's Office will update the Mayor and City Council on the status of the litigation and seek direction.