

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, MARCH 4 AND 5, 2013
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

REPORTING THE RESULTS OF THE CLOSED SESSION MEETING

Only items that can be disclosed are reported out in the Open Session of the regular City Council meeting. Public comment on Closed Session items are taken in Open Session. Please refer to the City Clerk’s minutes for Open Session for more information. Assistant City Attorney Mary Jo Lanzafame reports the results of the Closed Session meeting of March 5, 2013, as follows:

CLOSED SESSION MEETING FOR MONDAY, MARCH 4, 2013

(Closed Session Items were heard on Tuesday, March 5, 2013.)

CLOSED SESSION MEETING FOR TUESDAY, MARCH 5, 2013, AT 9:00 A.M.

(NOTE: The Closed Session Meeting was held at 9:00 a.m. and continued to 2:00 p.m.)

ROLL CALL:

Present: Mayor Filner was present for the afternoon session (2:00-3:00 p.m.), Council President Gloria, Council President Pro Tem Lightner, and Councilmembers Kersey, Zapf, Sherman, and Alvarez.

Absent: Mayor Filner was absent for the morning session (9:00-10:00 a.m.)
Councilmember Faulconer, Council District 2, absent for the meeting.
Councilmember Emerald, Council District 9, absent for the meeting.

CLOSED SESSION ITEMS:

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

CS-1 *San Diego Tourism Marketing Corporation v. Robert Earl Filner, City of San Diego*
San Diego Superior Court Case No. 37-2013-00036019-CU-WM-CTL

DCA Assigned: K. Steinman

Report: Nothing to report.

NOTE: This item was heard during the second session on Tuesday, March 5, 2013, at 2:00 p.m.

CS-2 *Melvin Shapiro v. COSD, et al.*

San Diegans for Open Government v. COSD, et al.

San Diego Superior Court Case No. 37-2012-00087765-CU-MC-CTL

DCA Assigned: K. Steinman

Report: Nothing to report out.

NOTE: This item was heard during the second session on Tuesday, March 5, 2013, at 2:00 p.m.

CS-3 *Coastal Environmental Rights Foundation, Inc. v. City of San Diego*

San Diego Superior Court Case No. 37-2010-00095062-CU-TT-CTL

Coastal Environmental Rights Foundation, Inc. v. City of San Diego

San Diego Superior Court Case No. 37-2010-00102574-CU-TT-CTL

Coastal Environmental Rights Foundation v. City of San Diego

San Diego Superior Court Case No. 37-2011-00092008-CU-TT-CTL

Coastal Environmental Rights Foundation v. City of San Diego

San Diego Superior Court Case No. 37-2011-00102639-CU-TT-CTL

Assigned: G. Spitzer

Report: Nothing to report.

CS-4 *Nathaniel Duchein v. City of San Diego and Lawrence David Orso*

San Diego Superior Court Case No. 37-2011-0010278-CU-PA-CTL

DCA Assigned: S. Plotkin-Wolff

Report: Nothing to report.

Conference with Legal Counsel - anticipated litigation - initiation of litigation, pursuant to California Government Code section 54956.9(d)(4):

CS-5 Number of Cases: One

DCA Assigned: D. Worley

Report: Nothing to report.

NOTE: This item was heard during the second session on Tuesday, March 5, 2013, at 2:00 p.m.

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

CS-6 *San Diego Municipal Employees' Association v. City of San Diego*
California Public Employment Relations Board Case No. LA-CE-746-M

DCA Assigned: D. Worley

Report: Nothing to report.

REPORTED BY: /s/ Mary Jo Lanzafame
Mary Jo Lanzafame
Assistant City Attorney