

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, JUNE 9 AND 10, 2014
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. Executive Assistant City Attorney Paul E. Cooper reports the results of the Closed Session meeting of June 9 and 10, 2014, as follows:

CLOSED SESSION MEETING FOR MONDAY, JUNE 9, 2014

(Closed Session Items were heard on Tuesday, June 10, 2014.)

CLOSED SESSION MEETING FOR TUESDAY, JUNE 10, 2014, AT 9:00 A.M.

ROLL CALL:

Present: Council President Pro Tem Lightner, and Councilmembers Harris, Cole, Kersey, Zapf, Sherman, and Emerald.

Absent: Mayor Faulconer, absent for the meeting
Council President Gloria, absent for the meeting
Councilmember Alvarez, Council District 8, absent for the meeting
Councilmember Emerald, Council District 9, absent for CS-1, CS-2, and CS-3.

CLOSED SESSION ITEMS:

Conference with Legal Counsel – significant exposure to litigation, pursuant to California Government Code section 54956.9(d)(2):

CS-1 *Richard Mursinna v. City of San Diego*
Risk Management Claim File No. 8905

DCA Assigned: S. Plotkin-Wolff

Report: Nothing to report.

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

CS-2 *Tsehainesh Kahsay v. City of San Diego*

San Diego Superior Court Case No. 37-2013-00031271-CU-PA-CTL

Risk Management Claim File No. 6581

DCA Assigned: S. Plotkin-Wolff

Report: Nothing to report.

CS-3 *City of San Diego v. San Diego Auto Connection, Inc.*

San Diego Superior Court Case No. 37-2011-00090135-CU-BC-CTL

Risk Management Claim File No. 5200

DCA Assigned: C. Welch and M. Hoot

Report: Nothing to report.

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

CS-4 Number of Cases: One

DCA Assigned: J. Taylor

Motion: Initiate litigation

Moved: Councilmember Kersey, District 5

Seconded: Councilmember Sherman, District 7

Vote: Passed 7 to 0 with Council President Gloria and Councilmember Alvarez absent.

Report: This item was reported out by Assistant City Attorney Mary Nuesca on Tuesday, June 10, 2014, at 2:25 p.m.

Today, in Closed Session, the City Council voted on Closed Session Item Number Four to initiate litigation. Once litigation is formally commenced, the action, the defendants, and other particulars will be disclosed to any person upon inquiry unless to do so would jeopardize effective service of process or settlement negotiations.

REPORTED BY: /s/ Paul E. Cooper
Paul E. Cooper
Executive Assistant City Attorney