

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE SPECIAL CLOSED SESSION MEETING REPORT
FOR TUESDAY, AUGUST 26, 2014
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 ‘C’ STREET
SAN DIEGO, CA 92101**

REPORTING THE RESULTS OF THE SPECIAL 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 Special 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 Cooper reports the results of the Special Closed Session meeting of August 26, 2014, as follows:

SPECIAL CLOSED SESSION MEETING FOR TUESDAY, AUGUST 26, 2014, AT 2:30 P.M.

ROLL CALL:

Present: Mayor Faulconer, Council President Gloria, Council President Pro Tem Lightner, and Councilmembers Zapf, Sherman, and Alvarez.

Absent: Councilmember Harris, Council District 2, absent for the meeting.
Councilmember Cole, Council District 4, absent for the meeting.

SPECIAL CLOSED SESSION ITEMS:

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

SCS-1 City of San Diego v. Melvin Shapiro, et al.

Fourth District Court of Appeal Case No. D063997

San Diego Superior Court Case No. 37-2012-00097148-CU-MC-CTL

DCA Assigned: M. Phelps; and Michael C. Weed, Orrick Herrington & Sutcliffe LLP

Motion: To not seek appellate review

Moved: Councilmember Alvarez, District 8

Seconded: Councilmember Sherman, District 7

Vote: Passed 7 to 0 with Councilmembers Harris and Cole absent.

Report: This item was reported out by Executive Assistant City Attorney Paul Cooper on Tuesday, August 26, 2014, at 3:05 p.m.

Today, in a Special Closed Session meeting, the City Council took the following action:

The City Council voted on Special Closed Session Item Number 1, *City of San Diego v. Melvin Shapiro, et al.*, Fourth District Court of Appeal Case No. D063997, San Diego Superior Court Case No. 37-2012-00097148-CU-MC-CTL, to not seek appellate review.

This closed session item relates to litigation concerning the validity of the Convention Center Facilities District formation, landowner election, and special tax to facilitate funding of the expansion of the convention center.

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