

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, DECEMBER 15 AND 16, 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 December 15 and 16, 2014, as follows:

CLOSED SESSION MEETING FOR MONDAY, DECEMBER 15, 2014

(Closed Session Items were heard on Tuesday, December 16, 2014.)

CLOSED SESSION MEETING FOR TUESDAY, DECEMBER 16, 2014, AT 9:00 A.M.

ROLL CALL:

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

Absent: Council President Pro Tem Emerald, Council District 9, was absent for CS-3 and CS-5.

CLOSED SESSION ITEMS:

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

CS-1 *Regional Water Quality Control Board Cleanup and Abatement Order*
Order No. R9-2012-0024

City of San Diego v. National Steel and Shipbuilding Co., et al.
United States District Court Case No. 09-CV-0275 AJB (BGS)
Risk Management Department Claim No. EX09-0533-1301

DCA Assigned: F. Ortlieb

Report: Nothing to report.

CS-2 *Border Business Park, Inc. v. City of San Diego*
San Diego Superior Court Case No. GIC692794

National Enterprises, Inc. v. City of San Diego
San Diego Superior Court Case No. GIC73001

Otay Acquisitions, LLC v. City of San Diego
San Diego Superior Court Case No. GIC753247

Otay Truck Parking, LP v. City of San Diego
San Diego Superior Court Case No. 37-2009-00095661-CU-EI-CTL

Border Business Park, Inc. v. City of San Diego
San Diego Superior Court Case No. 37-2011-00090494-CU-EU-CTL

DCA Assigned: D. Karlin
Christopher Garrett, Robert Howard and Jake Ryan, Latham & Watkins
Cecilia O'Connell Miller, Procopio, Cory, Hargreaves & Savitch LLP

Report: Nothing to report.

CS-3 *Alison N. Terry, v. City of San Diego*
USDC Case No. 06-cv-1459 MMA (KSC)

DCA Assigned: K. Zlotnik

Report: Nothing to report.

Conference with Labor Negotiators pursuant to California Government Code section 54957.6:

CS-4 City Designated Management Team Representatives

DCA Assigned: Not assigned

Report: Nothing to report.

CS-5 City Designated Management Team Representatives

DCA Assigned: Not assigned

Report: Nothing to report.

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