

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR TUESDAY, FEBRUARY 2, 2016
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 Tuesday, February 2, 2016, as follows:

CLOSED SESSION MEETING FOR TUESDAY, FEBRUARY 2, 2016, AT 9:00 A.M.

ROLL CALL:

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

Absent: None; all present.

CLOSED SESSION ITEMS:

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

CS-1 *Tri-Group Construction v. City of San Diego*

San Diego Superior Court Case No. 37-2015-00023487-CU-CO-CTL

DCA Assigned: J. Taylor

Report: Nothing to report.

CS-2 *Benelia Santos-Hunter v. City of San Diego, et al.*

San Diego Superior Court Case No. 37-2014-00027634-CU-OE-CTL

Risk Management Department Claim File No. 8781

DCA Assigned: G. Schaefer

Motion: To accept a signed settlement offer

Moved: Council President Lightner, District 1

Seconded: Council President Pro Tem Emerald, District 9

Vote: Passed unanimously 9 to 0.

Report: This item was reported out by Assistant City Attorney Mary Nuesca on Tuesday, February 2, 2016, at 10:02 a.m.

The City Council voted on Closed Session Item Number Two, *Benelia Santos-Hunter versus City of San Diego, et al.*, San Diego Superior Court Case Number 37-2015-00023487-CU-CO-CTL, to accept a signed settlement offer. This case involves a claim by Benelia Santos-Hunter against former Mayor Bob Filner for sexual harassment in the workplace and related claims.

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

CS-3 Number of Cases: One

DCA Assigned: J. Will

Motion: To initiate litigation

Moved: Councilmember Cole, District 4

Seconded: Council President Lightner, District 1

Vote: Passed unanimously 9 to 0.

Report: This item was reported out by Assistant City Attorney Mary Nuesca on Tuesday, February 2, 2016, at 3:01 p.m.

The City Council voted on Closed Session Item Number Three 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