

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR TUESDAY, APRIL 19, 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 April 19, 2016, as follows:

CLOSED SESSION MEETING FOR TUESDAY, APRIL 19, 2016, AT 9:00 A.M.

ROLL CALL:

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

Absent: Mayor Faulconer, absent for the meeting.
Councilmember Alvarez, Council District 8, absent for the meeting.

CLOSED SESSION ITEMS:

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

CS-1 City Designated Management Team Representatives

DCA Assigned: Not assigned

Report: Nothing to report.

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

CS-2 *625BWS9 Owner, LLC v. WSA Entertainment, LLC*

San Diego Superior Court Case No. 37-2015-00030492-CL-UD-CTL

DCA Assigned: J. Goodman

Motion: To participate in an amicus filing

Moved: Council President Pro Tem Emerald, District 9

Seconded: Councilmember Cate, District 6

Vote: Passed 8 to 0 with Councilmember Alvarez absent.

Report: This item was reported out by Assistant City Attorney Mary Nuesca on Tuesday, April 19, 2016, at 2:53 p.m.

The City Council voted on Closed Session Item Number Two, *625BWSD9 Owner, LLC v. WSA Entertainment, LLC*, San Diego Superior Court Case Number 37-2015-00030492-CL-UD-CTL, to participate in an amicus filing. Two private parties are involved in civil litigation involving the applicability of a City of San Diego ordinance.

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: P. Prather

Motion: To initiate litigation

Moved: Council President Pro Tem Emerald, District 9

Seconded: Councilmember Cate, District 6

Vote: Passed 8 to 0 with Councilmember Alvarez absent.

Report: This item was reported out by Assistant City Attorney Mary Nuesca on Tuesday, April 19, 2016, at 2:53 p.m.

The City Council also 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