

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

CLOSED SESSION MEETING FOR TUESDAY, JULY 19, 2016, AT 8:30 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 *San Diegans for Open Government v. City of San Diego*

San Diego Superior Court Case No. 37-2012-00088065-CU-MC-CTL

DCA Assigned: J. Goldsmith

Report: Nothing to report out.

CS-2 *San Diego Navy Broadway Complex Coalition v. California Coastal Commission, et al.*

San Diego Superior Court Case No. 37-2013-00077213-CU-TT-CTL

Consolidated with San Diego Superior Court Case No. 37-2014-00006987-CU-TT-CTL
Risk Management Department Claim File No. 9355

DCA Assigned: J. Goldsmith

Report: Nothing to report out.

CS-3 *Brigette Browning, et al. v. City of San Diego, et al.*

San Diego Superior Court Case No. 37-2012-00094831-CU-MC-CTL, consolidated with
Case Nos. 37-2012-00097148-CU-MC-CTL and 37-2012-00100333-CU-TT-CTL

DCA Assigned: T. Phelps

Report: Nothing to report out.

CS-4 *San Diegans for Open Government v. Jan Goldsmith, et al.*

San Diego Superior Court Case No. SDSC 37-2014-00000217-CU-MC-CTL

DCA Assigned: D. Karlin

Report: Nothing to report out.

CS-5 *Stacy McKenzie v. Robert Filner*

San Diego Superior Court Case No. 37-2013-00079445-CU-OE-CTL

DCA Assigned: G. Schaefer

Motion: To refrain from seeking appellate review

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 Chief Deputy City Attorney Prescilla Dugard
on Tuesday, July 19, 2016, at 4:20 p.m.

The City Council voted on Closed Session Item Number Five, *Stacy McKenzie versus Robert Filner*, San Diego Superior Court Case Number 37-2013-00079445-CU-OE-CTL, to refrain from seeking appellate review. This issue arises from a decision over a denial of a cost award demand in a case involving sexual harassment claims filed against the City of San Diego and former Mayor Robert Filner.

CS-6 *Henry Gonzales, et al. v. City of San Diego*

United States District Court Case No. 15cv1033 L RBB

Risk Management Department Claim File No. 12282

DCA Assigned: S. Plotkin-Wolff

Report: Nothing to report out.

CS-7 *Derrick Marable v. Carole Rukstelis, et al.*

San Diego Superior Court Case No. 37-2015-00010325-CU-PO-CTL

DCA Assigned: B. Roxas

Report: Nothing to report out.

CS-8 *Lateasha Johnson v. City of San Diego*

San Diego Superior Court Case No. 37-2014-00008537-CU-PO-CTL

DCA Assigned: K. Steinman

Report: Nothing to report out.

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

CS-9 City Designated Management Team Representatives:

Timothy Davis, Burke, Williams, & Sorensen LLP, Labor Negotiation Consultant
Scott Chadwick, Chief Operating Officer
Mary Lewis, Chief Financial Officer
Stacey LoMedico, Assistant Chief Operating Officer
David Graham, Deputy Chief Operating Officer
Paz Gomez, Deputy Chief Operating Officer
Ronald H. Villa, Deputy Chief Operating Officer
Almis Udrys, Performance and Analytics Director, Office of the Mayor
Judy von Kalinowski, Director, Human Resources Department
Karen DeCrescenzo, Deputy Director, Human Resources Department
Abby Jarl-Veltz, Labor Relations Manager
Darrin Schwabe, Senior Human Resources Officer
Colin Brazile, Human Resources Officer
David Garcia, Human Resources Officer
Erik Hanson, Human Resources Officer
Julio Canizal, Director, Risk Management Department
Estella Montoya, Deputy Director, Risk Management Department
Nancy Stadille, Employee Benefits Manager, Risk Management Department
Elena Perez, Deputy Director, Office of the City Comptroller
Tracy McCraner, Director, Financial Management Department
Matthew Vespi, Deputy Director, Financial Management Department
Quennelle Allen, Budget Coordinator, Financial Management Department
Brian Fennessy, Fire Chief, Fire-Rescue Department
Kenneth Barnes, Assistant Fire Chief, Fire-Rescue Department
Colin Stowell, Assistant Fire Chief, Fire-Rescue Department
Rick Wurts, Lifeguard Chief, Fire-Rescue Department
Shelley Zimmerman, Police Chief, Police Department
Sarah Creighton, Assistant Police Chief, Police Department
Tanya Tomlinson, Deputy Director, City Attorney's Office, solely for negotiations with the Deputy City Attorneys Association.

Designated as representatives within the meaning of California Government Code section 54957.6(a):

Andrea Tevlin, Independent Budget Analyst
Jeff Kawar, Deputy Director, Office of the Independent Budget Analyst
Lisa Byrne, Fiscal and Policy Analyst, Office of the Independent Budget Analyst
Chris Olsen, Fiscal and Policy Analyst, Office of the Independent Budget Analyst

Designated as representatives within the meaning of California Government Code section 54957.6(a):

Paul Cooper, Executive Assistant City Attorney, City Attorney's Office
Mary Nuesca, Assistant City Attorney, City Attorney's Office
Carrie Gleeson Townsley, Chief Deputy City Attorney, City Attorney's Office
Joan Dawson, Deputy City Attorney, City Attorney's Office
Roxanne Story Parks, Deputy City Attorney, City Attorney's Office
William Gersten, Deputy City Attorney, City Attorney's Office
Greg Halsey, Deputy City Attorney, City Attorney's Office

Employee organization:

San Diego Police Officers Association (SDPOA)

DCA Assigned: Not assigned

Report: Nothing to report out.

Public Employment – Performance Evaluation, pursuant to California Government Code section 54957(b)(1):

CS-10 Title: Independent Budget Analyst

Report: Nothing to report out.

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