

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR TUESDAY, MAY 16, 2017
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. Mary Nuesca, Assistant City Attorney for Special Projects, reports the results of the Closed Session meeting of May 16, 2017, as follows:

CLOSED SESSION MEETING FOR TUESDAY, MAY 16, 2017, AT 11:00 A.M.

ROLL CALL:

Present: Mayor Faulconer, Council President Cole, Council President Pro Tem Kersey, and Councilmembers Bry, Zapf, Ward, Cate, Sherman, Alvarez, and Gomez.

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, et al.*

San Diego Superior Court Case No. 37-2012-00088065-CU-MC-CTL
Risk Management Department Claim File No. 7418

DCA Assigned: C. Brock

Motion: To seek appellate review

Moved: Councilmember Sherman, District 7

Seconded: Councilmember Cate, District 6

Vote: Passed unanimously 9 to 0.

Report: This item was reported out by Chief Deputy City Attorney Prescilla Dugard on Tuesday, May 16, 2017, at 4:35 p.m.

The City Council voted on Closed Session Item Number One, *San Diegans for Open Government versus City of San Diego, et al.*, San Diego Superior Court Case Number 37-2012-00088065-CU-MC-CTL, Risk Management Department Claim File Number 7418, to seek appellate review. This case arises from San Diegans for Open Government's challenge to the renewal of the City of San Diego's tourism marketing district in 2012.

REPORTED BY: /s/ Mary T. Nuesca
Mary T. Nuesca
Assistant City Attorney for Special
Projects