

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR TUESDAY, MARCH 6, 2018
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 March 6, 2018, as follows:

CLOSED SESSION MEETING FOR TUESDAY, MARCH 6, 2018, AT 11:00 A.M.

ROLL CALL:

Present: Mayor Faulconer, Council President Cole, Council President Pro Tem Bry, and Councilmembers Zapf, Ward, Kersey, 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 *Tri-Group Construction v. City of San Diego*

San Diego Superior Court Case No. 37-2015-00023487-CU-CO-CTL
Risk Management Department Claim File No. 10514

DCA Assigned: J. Taylor

Motion: To seek appellate review

Moved: Councilmember Sherman, District 7

Seconded: Councilmember Kersey, District 5

Vote: Passed unanimously 9 to 0

Report: This item was reported out by Senior Chief Deputy City Attorney Leslie FitzGerald on Tuesday, March 6, 2018, at 3:40 p.m.

The City Council voted on Closed Session Item Number One, *Tri-Group Construction vs. City of San Diego*, San Diego Superior Court Case No. 37-2015-00023487-CU-CO-CTL, Risk Management Department Claim File No. 10514, to seek appellate review. This case involves a construction contract claim by Tri-Group related to the Talbot Street Slope Repair project.

