

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
FOR TUESDAY, OCTOBER 22, 2019  
CITY ADMINISTRATION BUILDING  
COMMITTEE ROOM – 12<sup>TH</sup> 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. Prescilla Dugard, Senior Chief Deputy City Attorney, reports the results of the Closed Session meeting of October 22, 2019, as follows:

**CLOSED SESSION MEETING FOR TUESDAY, OCTOBER 22, 2019, AT 11:00 A.M.**

**ROLL CALL:**

Present: Council President Gomez, and Councilmembers Bry, Campbell, Ward, Montgomery, Kersey, Cate, Sherman, and Moreno.

Absent: Mayor Faulconer, absent for the meeting.

**CLOSED SESSION ITEMS:**

**Conference with Legal Counsel – Anticipated Litigation – Initiation of Litigation, pursuant to California Government Code section 54956.9(d)(4):**

**CS-1 Number of Cases: Two**

DCA Assigned: J. Taylor

Motion: To initiate litigation or intervene

Moved: Councilmember Sherman, District 7

Seconded: Councilmember Cate, District 6

Vote: Passed unanimously 9 to 0.

Report: This item was reported out by Senior Chief Deputy City Attorney Prescilla Dugard on Tuesday, October 22, 2019, at 3:32 p.m.


Today, in Closed Session, the City Council voted on Closed Session Item Number One 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.

**Conference with Legal Counsel – Existing Litigation, pursuant to California Government Code section 54956.9(d)(1):**

**CS-2** *Associated General Contractors of America, et al. v. City of San Diego, et al.*  
San Diego Superior Court Case No. 37-2019-00026631-CU-WM-CTL  
Risk Management Department Claim File No. 22593

DCA Assigned: M. McGowan

Report: Nothing to report.

REPORTED BY:   
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Prescilla Dugard  
Senior Chief Deputy City Attorney –  
Advisory Operations