

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
FOR TUESDAY, DECEMBER 10, 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, Civil Advisory Operations, reports the results of the Closed Session meeting of December 10, 2019, as follows:

**CLOSED SESSION MEETING FOR TUESDAY, DECEMBER 10, 2019, AT 11:00 A.M.**

**ROLL CALL:**

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

Absent: Mayor Faulconer, absent for CS-1, CS-2 and CS-3.  
Councilmember Sherman, Council District 7, absent for CS-1, CS-2, and CS-3.  
Councilmember Moreno, Council District 8, absent for CS-2, and CS-3.

**CLOSED SESSION ITEMS:**

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

**CS-1 *Brandon Duncan, et al. v. City of San Diego, et al.***  
United States District Court Case No. 17cv0052 BTM (MDD)  
Risk Management Department Claim File No. 14413

DCA Assigned: S. Plotkin-Wolff

Report: Nothing to report.

**CS-2 *City of San Diego v. Lindshield Ranches and Development, Inc.***  
San Diego Superior Court Case No. 37-2017-00022885-CU-BC-NC

DCA Assigned: T. Krentz

Report: Nothing to report.

**Conference with Legal Counsel - significant exposure to litigation, pursuant to California Government Code section 54956.9:**

**CS-3 Claim filed by Vincent Benstead**

Risk Management Department Claim File No. 21676

DCA Assigned: E. Atkins

Report: Nothing to report.

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

**CS-4 *Boling, et al. v. Public Employment Relations Board (City of San Diego)***

California Supreme Court Case No. S242034

Consolidated Court of Appeal Case Nos. D069626 and D069630

Public Employment Relations Board Dec. No. 2464-M

Risk Management Department Claim File No. 6215

ACA Assigned: J. McNeill

Report: Nothing to report.

**CS-5 *The People of the State of California ex rel. San Diego Municipal Employee3s Association, San Diego City Firefighters Local 145, IAFF, AFL-CIO, AFSCME Local 127, AFL-CIO and Deputy City Attorneys Association of San Diego v. City of San Diego and its City Council***

San Diego Superior Court Case No. 37-2019-00051308-CU-MC-CTL

Risk Management Department Claim File No. 6215

ACA Assigned: J. McNeill

Report: Nothing to report.

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

**CS-6 City Designated Management Team Representatives**

ACA Assigned: J. McNeill

Report: The City Council reviewed the City of San Diego's position and instructed the City's designated representatives regarding meet and confer under the Meyers-Milias-Brown Act related to the terms and conditions of successor Memoranda of Understanding with the City's six recognized employee organizations.

REPORTED BY:           /s/ Prescilla Dugard            
Prescilla Dugard  
Senior Chief Deputy City Attorney  
Civil Advisory Operations