

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE SPECIAL CLOSED SESSION MEETING REPORT
FOR TUESDAY, APRIL 7, 2020
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 ‘C’ STREET
SAN DIEGO, CA 92101**

REPORTING THE RESULTS OF THE SPECIAL CLOSED SESSION MEETING

Only items that can be disclosed are reported out in the Special Open Session of the City Council meeting. Public comment on Special Closed Session items are taken in Open Session. Please refer to the City Clerk’s minutes for Special Open Session for more information. Prescilla Dugard, Senior Chief Deputy City Attorney, reports the results of the Special Closed Session meeting of April 7, 2020, as follows:

SPECIAL CLOSED SESSION MEETING FOR TUESDAY, APRIL 7, 2020, AT 11:00 A.M.

ROLL CALL:

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

Absent: None; all present.

SPECIAL CLOSED SESSION ITEMS:

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

SCS-1 *Estate of Kevin Brown v. Michael Lambert, et al.*

United States District Court Case No. 15cv1583 DMS (WVG)

Risk Management Department Claim No. 10495

SCDCA: C. Richardson

Motion: To seek appellate review

Moved: Councilmember Sherman, District 7

Seconded: Councilmember Campbell, District 2

Vote: Passed 7 to 2, with Councilmember Sherman voting “no” and Councilmembers Kersey and Cate absent.

Report: This item was reported out by Assistant City Attorney Sanna Singer on Tuesday, April 7, 2020, at 3:40 p.m.

The City Council voted on Special Closed Session Item Number One, *Estate of Kevin Brown vs. Michael Lambert, et al.*, United States District Court Case No. 15cv1583 DMS (WVG), Risk Management Department Claim File Number 10495, to authorize an

appeal, if necessary, after conclusion of post-trial motions. This civil rights case arises from a search warrant that was served on plaintiffs Kevin and Rebecca Brown.

SCS-2 *Scripps Health d.b.a. Scripps Green Hospital v. City of San Diego*
San Diego Superior Court Case No. 37-2019-00064591-CU-CI-CTL
Risk Management Department Claim File No. 18263

DCA Assigned: S. Tejura

Report: Nothing to report.

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

SCS-3 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.

SCS-4 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 proposed Independent Commission on Police Practices ballot item

SCS-5 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 issues presented by the Municipal Employees Association's grievance dated April 4, 2020.

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