

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
FOR TUESDAY, SEPTEMBER 12, 2017  
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. Mary Nuesca, Assistant City Attorney for Special Projects, reports the results of the Closed Session meeting of September 12, 2017, as follows:

**CLOSED SESSION MEETING FOR TUESDAY, SEPTEMBER 12, 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: Councilmember Zapf, Council District 2, absent for Items CS-6 and CS-7.  
Councilmember Sherman, Council District 7, absent for Items CS-6 and CS-7.

**CLOSED SESSION ITEMS:**

**Conference with Legal Counsel – significant exposure to litigation, pursuant to California Government Code section 54956.9(d)(2):**

**CS-1 *Claim of Marc Paskin***

Risk Management Department Claim File No. 12581

DCA Assigned: C. Richardson

Motion: To accept a signed settlement offer

Moved: Councilmember Bry, District 1

Seconded: Councilmember Zapf, District 2

Vote: Passed unanimously 9 to 0.

Report: This item was reported out by Assistant City Attorney Sanna Singer on Tuesday, September 12, 2017, at 3:42 p.m.

This matter arises from the alleged failure of a City of San Diego-owned storm drain which damaged a homeowner’s property.

**CS-2 *Claim of Guide One Insurance ASO Clairemont Evangelical Lutheran Church***  
Risk Management Department Claim File No. 12911

DCA Assigned: E. Kilcoyne

Motion: To accept a signed settlement agreement

Moved: Councilmember Cate, District 6

Seconded: Councilmember Alvarez, District 8

Vote: Passed unanimously 9 to 0.

Report: This item was reported out by Assistant City Attorney Sanna Singer on  
Tuesday, September 12, 2017, at 3:42 p.m.

This matter arises from a City of San Diego-owned storm drain that allegedly damaged a  
real property.

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

**CS-3 *Deborah Louise Wolf, et al. v. City of San Diego***  
San Diego Superior Court Case No. 37-2016-00011434-CU-PA-CTL  
Risk Management Department Claim File No. 11434

DCA Assigned: E. Kilcoyne

Motion: To seek appellate review

Moved: Councilmember Sherman, District 7

Seconded: Councilmember Alvarez, District 8

Vote: Passed unanimously 9 to 0.

Report: This item was reported out by Assistant City Attorney Sanna Singer on  
Tuesday, September 12, 2017, at 3:42 p.m.

This case arises from a motor vehicle accident involving a San Diego Police Officer.

**CS-4 *Natalie Stone v. City of San Diego***  
San Diego Superior Court Case No. 37-2015-00031609-CU-OE-CTL  
Risk Management Department Claim File No. 11808

DCA Assigned: K. McGeehan

Report: Nothing to report.

**CS-5 *College Area Students, Tenants, & Landlords Association v. City of San Diego***  
San Diego Superior Court Case No. 37-2017-00009715-CU-MC-CTL  
Risk Management Department Claim File No. 15919

DCA Assigned: C. Brock

Report: Nothing to report.

**CS-6** *San Diego County Office Education, et al. v. City of San Diego, et al.*  
San Diego Superior Court Case No. 37-2017-00019775-CU-WM-CTL

*City of Chula Vista, et al. v. Sandoval*  
Sacramento Superior Court Case No. 34-2014-80001723-CU-WM-GDS

CDCA Assigned: M. Wharton

Report: Nothing to report.

**CS-7** *John Doe #1, et al. v. City of San Diego*  
United States District Court, Case No. 17cv1581 BTM (WVG)  
Risk Management Department Claim File No. 10827

DCA Assigned: D. Karlin

Report: Nothing to report.

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