

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, OCTOBER 22 AND 23, 2012
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. Assistant City Attorney Mary Jo Lanzafame reports the results of the Closed Session Meeting of October 22 - 23, 2012, as follows:

CLOSED SESSION MEETING FOR MONDAY, OCTOBER 22, 2012

(Closed Session Items were heard on Tuesday, October 23, 2012, at 9:00 a.m.)

CLOSED SESSION MEETING FOR TUESDAY, OCTOBER 23, 2012

ROLL CALL:

Present: Council President Young, Council President Pro Tem Faulconer, and Councilmembers Lightner, Gloria, DeMaio, Zapf, and Emerald

Absent: Mayor Sanders (Absent for the meeting.)
Councilmember Alvarez – Dist. 8 (Absent for Items CS-2 and CS-3.)

CLOSED SESSION ITEMS:

Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):

CS-1 *Indian Harbor Insurance v. The City of San Diego*

United States District Court of New York Case No. 12cv5787 (JGK-KNF)

Indian Harbor Insurance v. The City of San Diego

Supreme Court of the State of New York Index No. 157014-2012

City of San Diego v. Indian Harbor Insurance Company

San Diego Superior Court Case No. 37-2012-00104382-CU-BC-CTL

Grande North at Santa Fe Place HOA v. Bosa Development, et al.

San Diego Superior Court Case No. 37-2009-00098057-CU-CD-CTL

DCA Assigned: C. Leone

Report: Nothing to report.

Conference with Legal Counsel - anticipated litigation - initiation of litigation, pursuant to California Government Code section 54956.9 (c):

CS-2 Number of Cases: One

Motion: Initiate litigation.

Moved: Councilmember Emerald – Dist. 7

Seconded: Councilmember DeMaio – Dist. 5

Vote: Passed 7 to 0 with Councilmember Alvarez absent.

Report: This item was reported out by Assistant City Attorney Mary Jo Lanzafame on Tuesday, October 23, 2012, at 3:12 p.m.

Today, in Closed Session, the Council voted on Closed Session Item No. 2, 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.

The motion passed 7 to 0, with Councilmember Alvarez absent.

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

CS-3 Management Team Members:

Timothy Davis, Esq., Burke, Williams & Sorensen LLP

Jay Goldstone, Chief Operating Officer

Wally Hill, Assistant Chief Operating Officer

Scott Chadwick, Director, Human Resources Department

Jennifer Carbuccia, Deputy Director, Office of Labor Relations

Karen DeCrescenzo, Labor Relations Officer
Rimah Khouri, Labor Relations Officer
John O'Neill, Labor Relations Officer
Lourdes Silva, Labor Relations Officer
Greg Bych, Risk Management Director
Valerie VanDeweghe, Deputy Director, Risk Management Department
Marcelle Rossman, Financial Operations Manager, Office of the City Comptroller
Javier Mainar, Fire Chief
Brian Fennessy, Assistant Fire Chief
Rick Wurts, Lifeguard Chief
William Lansdowne, Police Chief
Shelley Zimmerman, Assistant Police Chief
Jan Goldsmith, City Attorney
Joan Dawson, Deputy City Attorney
William Gersten, Deputy City Attorney
Roxanne Story Parks, Deputy City Attorney
Lori Thacker, Deputy City Attorney
Paul Cooper, Deputy City Attorney
Tanya Tomlinson, Deputy Director, Office of the City Attorney
Marcus Wu, Esq., Hanson Bridgett, LLP

Designated as representatives within the meaning of California Government Code section 54957.6(a):

Andrea Tevlin, Independent Budget Analyst
Jeff Sturak, Deputy Director, Office of the Independent Budget Analyst
Lisa Byrne, Fiscal and Budget Analyst, Office of the Independent Budget Analyst

Employee organizations:

American Federation of State, County and Municipal Employees,
Local 127 (AFSCME Local 127)
Deputy City Attorneys Association (DCAA)
San Diego City Firefighters, International Association of Fire Fighters, Local 145
San Diego Municipal Employees' Association (MEA)
San Diego Police Officers Association (SDPOA)
Teamsters, Local 911 (Teamsters)

Report: Nothing to report.

REPORTED BY: /s/ Mary Jo Lanzafame
Mary Jo Lanzafame
Assistant City Attorney