

**CITY COUNCIL OF THE CITY OF SAN DIEGO
CLOSED SESSION DOCKET
FOR
MONDAY, FEBRUARY 2, 2015
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

NOTE: In accordance with the San Diego City Council Permanent Rules for Noticing and Conduct of Closed Session Meetings, adopted on February 28, 2005, a portion of the regular open meeting agenda of the City Council has been reserved for City Attorney comment, public comment, and City Council discussion of the content of this Closed Session Docket. **Public testimony for this Closed Session Agenda will be taken today during the 2:00 p.m. Council meeting**

Conference with Legal Counsel - existing litigation, pursuant to California Government Code Section 54956.9(d)(1):

CS-1 *Bernate Ticino Trust, et al. v. City of San Diego*

San Diego Superior Court Case No. 37-2013-00075491-CU-WM-CTL

DCA Assigned: C. Brock

This case arises from a San Diego City Council action granting two appeals challenging the use of a California Environmental Quality Act categorical exemption for a Process 2 Coastal Development Permit. The City Attorney’s Office will update the Mayor and City Council on the status of the litigation and seek direction.

CS-2 *City of San Diego v. Matosantos, et al.*

Sacramento Superior Court Case No. 34-2013-80001454

DCA Assigned: M. Wharton

The pending litigation involves a dispute between the City and Successor Agency and the Department of Finance (DOF) arising from the portion of the DOF’s Housing Funds DDR final determination requiring the City to return the amount of the LaFornara Parcel to the Successor Agency for distribution to the Taxing Entities. The City Attorney’s Office will update the Mayor and City Council on the status of the recent court decision and seek direction.

This item will be discussed with the San Diego City Council in its capacity as: (i) the legislative body of the City of San Diego, and (ii) the board of the local redevelopment successor agency, officially known as the City of San Diego, solely in its capacity as the designated successor agency to the Redevelopment Agency of the City of San Diego, a former public body, corporate and politic (Successor Agency).

CS-3 *City of San Diego, etc. v. Matosantos, et al.*
Sacramento Superior Court Case No. 34-2013-80001364

DCA Assigned: M. Wharton

The pending litigation involves a dispute between the City and Successor Agency and the Department of Finance (DOF) arising from the DOF's rejection of the Ballpark Cooperation Agreement as an Enforceable Obligation in the DOF's final determination on the Successor Agency's Recognized Obligation Payment Schedule for the time period January 1, 2013 to June 30, 2013. The City Attorney's Office will update the Mayor and City Council on the status of the recent court decision and seek direction.

This item will be discussed with the San Diego City Council in its capacity as: (i) the legislative body of the City of San Diego, and (ii) the board of the local redevelopment successor agency, officially known as the City of San Diego, solely in its capacity as the designated successor agency to the Redevelopment Agency of the City of San Diego, a former public body, corporate and politic (Successor Agency).

Conference with Legal Counsel - anticipated litigation - initiation of litigation, pursuant to California Government Code Section 54956.9(d)(4):

CS-4 **Number of Cases:** Two

DCA Assigned: K. Reisch

The City Attorney will discuss the potential to initiate litigation and seek direction.

This item will be discussed with the San Diego City Council in its capacity as: (i) the legislative body of the City of San Diego, and (ii) the board of the local redevelopment successor agency, officially known as the City of San Diego, solely in its capacity as the designated successor agency to the Redevelopment Agency of the City of San Diego, a former public body, corporate and politic (Successor Agency).

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

CS-5 City Designated Management Team Representatives:

Timothy Davis, Burke, Williams, & Sorensen LLP, Labor Negotiation Consultant
Scott Chadwick, Chief Operating Officer
Mary Lewis, Chief Financial Officer
Stacey LoMedico, Assistant Chief Operating Officer
David Graham, Deputy Chief Operating Officer
Tony Heinrichs, Deputy Chief Operating Officer
Ron Villa, Deputy Chief Operating Officer
Jaymie Bradford, Deputy Chief of Staff, Office of the Mayor
Mike Hansen, Director of Land Use and Environmental Policy, Office of the Mayor
Almis Udrys, Performance & Analytics Department Director
Barbara Lamb, Program Manager
Judy von Kalinowski, Human Resources Director
Joy Freeman, Human Resources Deputy Director
Karen DeCrescenzo, Senior Human Resources Officer
Abby Jarl, Labor Relations Manager
Gina Conrad, Human Resources Officer
Darrin Schwabe, Human Resources Officer
Anthony Austin, Human Resources Officer
Victoria Davidson, Human Resources Officer
Greg Bych, Risk Management Director
Estella Montoya, Risk Management Deputy Director
Nancy Stadille, Employee Benefits Manager, Risk Management
Elena Perez, Deputy Director, Office of the City Comptroller
Javier Mainar, Fire Chief, Fire-Rescue Department
Kenneth Barnes, Assistant Fire Chief, Fire-Rescue Department
Brian Fennessy, Assistant Fire Chief, Fire-Rescue Department
Rick Wurts, Lifeguard Chief, Fire-Rescue Department
Shelley Zimmerman, Police Chief, Police Department
Sarah Creighton, Assistant Police Chief
Tanya Tomlinson, Deputy Director, City Attorney's Office, solely for negotiations with the Deputy City Attorneys Association

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

Andrea Tevlin, Independent Budget Analyst
Jeff Kawar, Deputy Director, Office of the Independent Budget Analyst
Lisa Byrne, Fiscal and Policy Analyst, Office of the Independent Budget Analyst
Chris Olsen, Fiscal and Policy Analyst, Office of the Independent Budget Analyst

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

Paul Cooper, Executive Assistant City Attorney, City Attorney's Office
Mary Nuesca, Assistant City Attorney, City Attorney's Office
John Hemmerling, Chief Deputy City Attorney, City Attorney's Office
Joan Dawson, Deputy City Attorney, City Attorney's Office
Roxanne Story Parks, Deputy City Attorney, City Attorney's Office
William Gersten, Deputy City Attorney, City Attorney's Office
Greg Halsey, Deputy City Attorney, City Attorney's Office

Employee organization:

San Diego Police Officers Association

DCA Assigned: Not assigned

The purpose of this Closed Session matter is to review the City of San Diego's position and instruct the City's labor negotiators regarding negotiations with the San Diego Police Officers Association.