CITY COUNCIL OF THE CITY OF SAN DIEGO THE CLOSED SESSION MEETING REPORT FOR TUESDAY, JUNE 12, 2018 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. Mary Nuesca, Assistant City Attorney for Special Projects, reports the results of the Closed Session meeting of June 12, 2018, as follows:

CLOSED SESSION MEETING FOR TUESDAY, JUNE 12, 2018, AT 11:00 A.M.

ROLL CALL:

- Present: Mayor Faulconer, Council President Cole, Council President Pro Tem Bry, and Councilmembers Zapf, Ward, Kersey, Cate, Sherman, Alvarez, and Gomez.
- Absent: Councilmember Zapf, Council District 2, absent for CS-5. Councilmember Kersey, Council District 5, absent for CS-5. Councilmember Cate, Council District 6, absent for CS-5.

CLOSED SESSION ITEMS:

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

CS-1 Donald F. Hildre v. Grant Hubbard, et al. San Diego Superior Court Case No. 37-2017-00004795-CU-PO-CTL Risk Management Department Claim File No. 14553

DCA Assigned: C. Mougin

Report: Nothing to report.

CS-2 Eric Arundel, et al. v. City of San Diego, et al.

United States District Court Case No. 17cv1433 BEN (BLM) Risk Management Department Claim File No. 17351

DCA Assigned: K. Steinman

Report: Nothing to report.

CS-3 Michael Bloom v. City of San Diego

United States District Court Case No. 17cv2324 (AJB) NLS Risk Management Department Claim File No. 18372

DCA Assigned: K. Steinman

Report: Nothing to report.

CS-4 *The Isaiah Project, Inc. v. City of San Diego* United States District Court Case No. 09-cv-2699 BTM (WVG) Risk Management Department Claim File No. 1400

DCA Assigned: K. Steinman

Report: Nothing to report.

CS-5 National Association for the Advancement of Colored People, et al. v. United States Department of Homeland Security, et al. United States District Court Case No. 1:18-cv-00239-MJG (D. Md.) (Jan. 24, 2018)

Amado de Jesus Moreno, et al. v. Kirstjen Nielsen, et al. Case No. 18-cv-01135-RRM (E.D.N.Y.) (Feb. 22, 2018)

Centro Presente, et al. v. Donald J. Trump, et al. Case No. 1:18-cv-10340-DJC (D. Mass.) (Feb. 22, 2018)

Crista Ramos, et al. v. Kirstjen Nielsen, et al. Case No. 3:18-cv-1554-EMC (N.D. Cal.) (Mar. 12, 2018)

Patrick Saget v. Donald J. Trump, et al. Case No. 1:18-cv-01599-WFK (E.D.N.Y.) (Mar. 15, 2018)

Casa de Maryland v. Donald J. Trump, et al. Case No. 8:18-cv-00845-GJH (D. Md.) (Mar. 23, 2018)

DCA Assigned: M. Ankcorn

- Motion: To participate in an amicus filing
- Moved: Councilmember Ward, District 3
- Seconded: Council President Cole, District 4
- Vote: Passed 5 to 1 with Councilmember Sherman voting "no" and Councilmembers Zapf, Kersey, and Cate absent.
- Report: This item was reported out by Assistant City Attorney Sanna Singer on Tuesday, June 12, 2018, at 4:57 p.m.

The City Council voted on Closed Session Item No. Five. National Association for the Advancement of Colored People, et al. vs. United States Department of Homeland Security, et al, Case No. 1:18-cy-00239-MJG (D. Mar.) (Jan. 24, 2018); Amado de Jesus Moreno, et al. vs. Kirstjen Nielsen, et al., Case No. 18-cv-01135-RRM (E.D.N.Y.) (Feb. 22, 2018); Centro Presente, et al. vs. Donald J. Trump, et al., Case No. 1:18-cv-10340-DJC (D. Mass.) (Feb. 22, 2018); Crista Ramos, et al. vs. Kirstjen Nielsen, et al., Case No. 3:18-cv-1554-EMC (N.D. Cal.) (Mar. 12, 2018); Patrick Saget vs. Donald J. Trump, et al., Case No. 1:18-cv-01599-WFK (E.D.N.Y.) (Mar. 15, 2018); and Casa de Maryland vs. Donald J. Trump, et al., Case No. 8:18-cv-00845-GJH (D. Mar.) (Mar. 23, 2018), to seek amicus participation. In January 2018, the federal government announced that it was ending special protections for immigrants from El Salvador under the Temporary Protected Status program. The TPS program protects immigrants from specific countries from deportation or removal and grants them employment authorization, based on the finding that due to war, epidemic, or natural disaster, those immigrants are unable to return safely to their home country. Haiti, Honduras, Nepal, and other countries were also recently removed from TPS designation. The City of San Diego has been asked to join a series of amicus briefs in the lawsuits challenging the decision to terminate the TPS program.

REPORTED BY: <u>/s/ Mary T. Nuesca</u>

Mary T. Nuesca Mary T. Nuesca

Assistant City Attorney for Special Projects