

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR TUESDAY, JULY 24, 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 July 24, 2018, as follows:

CLOSED SESSION MEETING FOR TUESDAY, JULY 24, 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: None; all present.

CLOSED SESSION ITEMS:

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

**CS-1 *City of San Diego, et al. v. Elizabeth Maland, et al.* (SDSU West)
San Diego Superior Court Case No. 37-2018-00023290-CU-WM-CTL**

CDCA Assigned: T. Phelps

Motion: To seek review in the Court of Appeal

Moved: Councilmember Alvarez, District 8

Seconded: Council President Cole, District 4

Vote: Passed 5 to 3, with Council Districts 2, 5, and 6 voting “No” and Council District 7 absent.

Report: This item was reported out by Senior Chief Deputy City Attorney Leslie FitzGerald on Tuesday, July 24, 2018, at 5:08 p.m.

The City Council voted on Closed Session Item No. One, *City of San Diego, et al. vs. Elizabeth Maland, et al.*, San Diego Superior Court Case No. 37-2018-00023290-CU-WM-CTL, to seek review in the Court of Appeal. This case involves a pre-election challenge to a proposed initiative measure titled SDSU West Campus Research Center, Stadium and River Park Initiative.

The motion passed 5 to 3.

