

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR TUESDAY, OCTOBER 9, 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 October 9, 2018, as follows:

CLOSED SESSION MEETING FOR TUESDAY, OCTOBER 9, 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 *Catherine A. Boling, et al. v. Public Employment Relations Board (City of San Diego)*

California Supreme Court Case No. S242034, consolidated with Court of Appeal Case Nos. D069626 and D069630

Public Employment Relations Board Dec. No. 2464-M

Risk Management Department Claim File No. 6215

CDCA Assigned: T. Phelps

Motion: To seek appellate review

Moved: Councilmember Cate, District 6

Seconded: Councilmember Sherman, District 7

Vote: Passed 8 to 1 with Councilmember Ward voting “no.”

Report: This item was reported out by Senior Chief Deputy City Attorney Leslie FitzGerald on Tuesday, October 9, 2018, at 3:35 p.m.

The City Council voted on Closed Session Item Number One, *Catherine A. Boling, et al. v. Public Employment Relations Board*, California Supreme Court Case Number S242034, consolidated with Court of Appeal Case Numbers D069626 and D069630, Public Employment Relations Board Decision Number 2464-M, Risk Management

