

HOUSING AUTHORITY OF

THE CITY OF SAN DIEGO

RESOLUTION NUMBER HA- 2033

DATE OF FINAL PASSAGE March 18, 2025

A RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF SAN DIEGO APPROVING THE SETTLEMENT AGREEMENT BETWEEN PLAINTIFFS, PATRICE BAKER, GLORIA COOPER, LESLIE DUDLEY, LETITIA FLYNN, KATHLEEN MACLEOD, EILEEN OSBORNE, AND KHALADA SALAAM-ALAJI, AND THE CITY OF SAN DIEGO AND HOUSING AUTHORITY OF THE CITY OF SAN DIEGO

RECITALS

The Housing Authority of the City of San Diego (Housing Authority) adopts this Resolution based on the following:

A. Plaintiffs filed a lawsuit on May 30, 2019, against the City of San Diego (City) and the Housing Authority alleging claims under the federal Fair Housing Act and the state Fair Employment and Housing Act entitled *Patrice Baker, et al. v. City of San Diego, et al.*, United States District Court Case No. 3:19-cv-1013-JO (DEB) (Litigation). Plaintiffs alleged the City's policy of designating residential densities in the community plan update process disproportionately increased the multifamily housing densities, capacity and zoning in specified communities identified in the Third Amended Complaint. Plaintiffs sought a moratorium on multifamily housing developments in those communities.

B. The City and the Housing Authority deny their housing policies violate the fair housing laws and are instead focused on providing more housing opportunities for all citizens including increasing housing supply in a state suffering a significant housing crisis, meeting the

City's Regional Housing Needs Allocation obligations, furthering the City's Climate Action Plan goals, and affirmatively furthering fair housing.

C. The Council of the City of San Diego (Council) considered the proposed settlement in closed sessions on December 16, 2024, January 13, 2025, and January 27, 2025. On January 27, 2025, the Council, by the following votes: Yeas, Districts 1, 2, 3, 5, 6, 7, and 9; Nays, District 4; and Absent, District 8, authorized an offer to Plaintiffs consistent with the monetary terms set forth below and additional terms more fully set forth in the Settlement Agreement.

D. The Settlement Agreement involves several action items that the City's Planning Department and Economic Development Department will undertake and calls for the City to pay Plaintiffs' counsel the total sum of \$650,000.00 for Plaintiffs' litigation expenses which includes court costs, experts' fees, and attorneys' fees of any kind incurred in the Litigation. The Housing Authority has no action items and is not required to pay any monies under the terms of the Settlement Agreement.

E. City staff determined this activity is not a project as defined by the California Environmental Quality Act (CEQA) section 21065 and CEQA Guidelines sections 15378(b)(4) and 15378(b)(5) and processing under the National Environmental Policy Act (NEPA) is not required as no federal funds are involved in this action.

ACTION ITEMS


Be it resolved by the Housing Authority of the City of San Diego:

The Housing Authority approves the Settlement Agreement and authorizes the Executive

Director of the Housing Authority to sign and deliver the Settlement Agreement on the Housing Authority's behalf.

APPROVED: HEATHER FERBERT, General Counsel

By



Jenny K. Goodman
Lead Deputy General Counsel

JKG:HRM:nja

02/25/2025

Or. Dept: SDHC

Doc. No. 3972551

Passed and adopted by the Housing Authority of the City of San Diego on March 18, 2025, by the following vote:

	Yeas	Nays	Excused	Not Present
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry Foster III	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

[seal]

Lisa Jones

Executive Director of the Housing Authority
of the City of San Diego, California

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of
RESOLUTION NO. **2033** passed and adopted by the Housing Authority of the City of San Diego,
California on March 18, 2025.

By:



Scott Marshall

Deputy Secretary of the Housing Authority
of the City of San Diego, California