CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR TUESDAY, NOVEMBER 15, 2005
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 "C" STREET
SAN DIEGO, CA 92101

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ROLL CALL:

Present: Councilmembers Peters, Atkins, Young, Maienschein, Frye, and Madaffer

Absent:

Vacant: Mayor
             Councilmember District 2
             Councilmember District 8

REPORTING RESULTS OF CLOSED SESSION MEETING

Only items that can be disclosed are reported out in the Open Session of the regular City Council Meeting. Assistant City Attorney Karen Heumann reports the results of the Closed Session Meeting of November 15, 2005, as follows:

CLOSED SESSION ITEMS:

Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):

CS-1 *City of San Diego v. Cal Southwest Construction, Inc., et al.*
        San Diego Superior Court No. GIC835418

        DCA assigned: P. Fusco

        Nothing to report

CS-2   *Border Business Park v. City of San Diego*
       Appellate Case No. D039225; SDSC Case No. GIC 692794
       Otay Acquisitions v. City of San Diego
       SDSC Case No. GIC 753247
       National Enterprises, Inc. v. City of San Diego
       SDSC Case Nos. GIC 791407; GIC 805465

       ACA assigned: D. McGrath

       Nothing to report

CS-3   *San Diego Police Officers Association* **v.** *Michael Aguirre, et al.*
       United States District Court No. 05 CV 1581

       ACA assigned: D. McGrath

       Nothing to report

Conference with Legal Counsel – anticipated litigation – initiation of litigation, pursuant to California Government Code section 54956.9(c):

CS-4   Transient Occupancy Tax

       DCA assigned: D. Shanahan

Motion:	Initiate Litigation to recover transient occupancy tax owed to the City
Moved:	Councilmember Peters – Dist. 1
Seconded:	Councilmember Madaffer – Dist. 7
Vote:	6/0 [Passed]
Absent:	
Vacant:	Mayor
	Councilmember District 2
	Councilmember District 8

       Reported out in Open Session: Join in the Los Angeles class action lawsuit to recover Transient Occupancy Tax owed to the City of San Diego.

                              REPORTED BY:_____
                                             Karen Heumann
                                             Assistant City Attorney