

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
FOR MONDAY and TUESDAY  
FEBRUARY 27 AND 28, 2006  
CITY ADMINISTRATION BUILDING  
COMMITTEE ROOM – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

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**REPORTING RESULTS OF THE CLOSED SESSION MEETINGS**

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. Assistant City Attorney Karen Heumann reports the results of the Closed Session Meetings of February 27 and 28, 2006, as follows:

**CLOSED SESSION MEETING FOR MONDAY, FEBRUARY 27, 2006**

Closed Session Items were heard on Tuesday, February 28 2006.

**CLOSED SESSION MEETING OF TUESDAY, FEBRUARY 28, 2006:**

**ROLL CALL:**

Present: Mayor Jerry Sanders, Council President Peters, Council President Pro Tem Young, and Councilmembers Faulconer, Atkins, Frye, and Madaffer

Absent: Councilmember Maienschein - Dist. 5 (Absent for the meeting)  
Councilmember Hueso – Dist. 8 (Absent for Item CS-1 only)

**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. Barratt American, Inc., Lee Living Trust, et al.*  
San Diego Superior Court Case No: GIC771344-1  
Court of Appeal Docket No. D044079**

DCA assigned: L. FitzGerald

Motion: Approve and adopt settlement offer of \$99,000 (plus interest) paid from State Route 56 project funds (\$103,305.00)  
Moved: Councilmember Madaffer – Dist. 7  
Seconded: Council President Peters – Dist. 1  
Vote: 6/0 [Passed]  
Absent: Councilmember Maienschein – Dist. 5  
Councilmember Hueso – Dist. 8

Reported out in Open Session on February 28, 2006, by Karen Heumann, Assistant City Attorney: Approve and adopt settlement offer of \$103,305.00 paid from State Route 56 funds.

**Conference with Labor Negotiator, pursuant to Government Code section 54957.6:**

**CS-2 Agency negotiator:** Scott Chadwick, Rod Betts, Julie Dubick, Lisa Briggs, Jay Goldstone, Rich Snapper, Scott Chadwick, Val VanDeweghe, Joseph Sanchez, William Gersten, Jessica Michelli, Keri Katz

**Employee organizations:** Municipal Employees Association, Local 145 International Association of Firefighters AFL-CIO, San Diego Police Officers Association, Deputy City Attorney Association, AFSCME Local 127

DCA assigned: J. Sanchez

Nothing to report

REPORTED BY: \_\_\_\_\_

Karen Heumann  
Assistant City Attorney