

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
FOR MONDAY AND TUESDAY, NOVEMBER 13 AND 14, 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 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 November 13 and 14, 2006, as follows:

**CLOSED SESSION MEETING FOR MONDAY, NOVEMBER 13, 2006**

Closed Session Items were heard on Tuesday, November 14, 2006.

**CLOSED SESSION MEETING FOR TUESDAY, NOVEMBER 14, 2006**

**ROLL CALL:**

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

Absent: All Present

**CLOSED SESSION ITEMS:**

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

**CS-1 *Border Business Park v. City of San Diego*  
Appellate Case No. D039225; San Diego Superior Court Case No. GIC 692794  
*Otay Acquisitions v. City of San Diego*  
San Diego Superior Court Case No. GIC 753247  
*National Enterprises, Inc. v. City of San Diego*  
San Diego Superior Court Case Nos. GIC 791407; GIC 805465**

EACA assigned: D. McGrath

Nothing to report

**CS-2 *William J. McGuigan v. City of San Diego*  
San Diego Superior Court Case No. GIC849883**

EACA assigned: D. McGrath

Nothing to report

**CS-3 *San Diego Police Officers Association v. Aguirre, et al.* [SDPOA#1]  
United States District Court No. 05 CV 1581**

EACA assigned: D. McGrath

Nothing to report

**CS-4 *Aaron, et al. v. Aguirre, City of San Diego, et al.*, [SDPOA#3]  
United States District Court Case No. 06 CV 1451**

EACA assigned: D. McGrath

Nothing to report

**CS-5 *Steven A. Sloan, et al. v. City of San Diego*  
San Diego Superior Court Case No. GIC 848641**

DCA assigned: Stiffler

Nothing to report

**CS-6 *Joseph A. Lopez, et. al. v. City of San Diego*  
San Diego Superior Court Case No. GIC 869054**

DCA assigned: M. Stiffler

Nothing to report

**CS-7 *Citizens for Responsible Equitable Environmental Development v. City of San Diego*  
San Diego Superior Court Case No. GIC871259**

DCA assigned: M. Dickenson

Nothing to report

**CS-8 *Michael Shames v. City of San Diego*  
San Diego Superior Court Case No. GIC 831539**

DCA assigned: J. Riley

Nothing to report

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

**CS-9 Agency negotiator:** Scott Chadwick, J. Rod Betts, Lisa Briggs, Rich Snapper, Jessica Falk Michelli William Gersten, Joe Harris, Rick Reynolds

**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: W. Gersten

Nothing to report

**\*\*\*\*\*FOLLOW UP REPORT OUT FOR ITEM CS-5 FROM THE OCTOBER 14, 2006,  
CLOSED SESSION MEETING LISTED BELOW:**

**CS-5 *In the matter of City of San Diego Bond Offerings, the United States Securities and Exchange Commission No. LA-2842 Investigation into City Bond and Disclosure Practices***

Reported out in Open Session of November 14. by Michael Aguirre, City Attorney:

***In the matter of City of San Diego Bond Offerings, the United States Securities and Exchange Commission No. LA-2842 Investigation into City Bond and Disclosure Practices.***

In the Closed Session Meeting of October 24, 2006, the City Council voted unanimously (8-0) to approve the settlement in ***the matter of City of San Diego Bond Offerings, the United States Securities and Exchange Commission No. LA-2842 Investigation into City Bond and Disclosure Practices.*** The motion was made by Councilmember Madaffer with a second by Councilmember Hueso.

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

Karen Heumann  
Assistant City Attorney