

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
MONDAY AND TUESDAY, SEPTEMBER 10 and 11, 2007  
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 September 10 and 11, 2007, as follows:

**CLOSED SESSION MEETING FOR MONDAY, SEPTEMBER 10, 2007**

Closed Session Items were heard on Tuesday, September 11, 2007.

**CLOSED SESSION MEETING FOR TUESDAY, SEPTEMBER 11, 2007**

**ROLL CALL:**

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

Absent: Council President Peters – Dist. 1 (Absent for the meeting.)  
Councilmember Maienschein - Dist. 5 (Absent for the meeting.)

**CLOSED SESSION ITEMS:**

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

**CS-1 Adam C. Lewis v. City of San Diego, et al.  
San Diego Superior Court Case No. GIC 877604**

DCA Assigned: B. Hsu

Motion: Authorize settlement in the amount of \$150,000.  
Moved: Councilmember Atkins - Dist. 3  
Seconded: Councilmember Madaffer - Dist. 7  
Vote: 6/0 [Passed]  
Absent: Council President Peters - Dist. 1  
Councilmember Maienschein - Dist. 5

**Reported out in Open Session on September 11, 2007, at 10:20 a.m. by  
Karen Heumann, Assistant City Attorney:**

Today, the City Council voted in Closed Session on Item CS-1, Adam C. Lewis v. City of San Diego, et al., San Diego Superior Court Case No. GIC 877604, to authorize settlement in the amount of \$150,000 with a motion by Councilmember Atkins - second by Councilmember Madaffer. The motion passed 6 to 0 with Council President Peters and Councilmember Maienschein absent.

**CS-2 *People of the State of California v. Willkie Farr and Gallagher, LLP*  
San Diego Superior Court Case No. 37-2007-00072585-CU-BT-CTL**

EACA Assigned: D. McGrath

**Reported out in Open Session on September 11, 2007, at 10:20 a.m. by  
Karen Heumann, Assistant City Attorney:**

On CS-2, *People of the State of California v. Willkie Farr and Gallagher, LLP*, the item was pulled off the Closed Session agenda and was not discussed as part of the Closed Session agenda today.

**CS-3 *City of San Diego v. Willkie Farr and Gallagher, LLP*  
San Diego Superior Court Case No. 37-2007-00072584-CU-BT-CTL**

EACA Assigned: D. McGrath

Nothing to report

**CS-4** *City of San Diego v. Sunroad Enterprises et al.*  
**San Diego Superior Court Case No. GIC 877054**

DCA Assigned: C. Brock

Nothing to report

**CS-5** *La Jolla Alta Master Council v. City of San Diego*  
**San Diego Superior Court Case No. GIC 822281**

DCA Assigned: J. Boardman

Nothing to report

**CS-6** *Harvey Furgatch v. San Diego Unified Port District, et al.*  
**San Diego Superior Court Case No. GIC 775242**

CDCA Assigned: H. Carlyle and DCA Assigned: J. Riley

Nothing to report

REPORTED BY: \_\_\_\_\_  
Karen Heumann  
Assistant City Attorney