

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, NOVEMBER 8 AND 9, 2010
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

REPORTING THE RESULTS OF THE CLOSED SESSION MEETING

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 Mary Jo Lanzafame reports the results of the Closed Session Meeting of November 8 and 9, 2010, as follows:

CLOSED SESSION MEETING FOR MONDAY, NOVEMBER 8, 2010

(Closed Session Items were heard on Tuesday, November 9, 2010.)

CLOSED SESSION MEETING FOR TUESDAY, NOVEMBER 9, 2010

ROLL CALL:

Present: Mayor Sanders, Council President Pro Tem Faulconer, and Councilmembers Lightner, Gloria, Young (arrived @9:00 a.m.), DeMaio, and Frye

Absent: Council President Hueso - Dist. 8 (Absent for the Meeting.)
Councilmember Emerald - Dist. 7 (Absent for the Meeting.)

CLOSED SESSION ITEMS:

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

**CS-1 *Save Our Heritage Organisation (SOHO) v. City of San Diego, et al.*
San Diego Superior Court Case No. 37-2010-00101101-CU-TT-CTL**

DCA Assigned: H. Stroud

Report: Nothing to report.

CS-2 *Academy of Our Lady of Peace v. City of San Diego, City Council of San Diego*
U.S. District Court Case No. 09cv962-WQH-AJB.

DCA Assigned: J. Garmo

Report: Nothing to report.

CS-3 *John Ghiotto, et al. v. City of San Diego, et al.*
San Diego Superior Court Case No. 37-2007-00073878-CU-CR-CTL
4th Dist. Court of Appeal Case No. D055029

DCA Assigned: K. Zlotnik

Motion: Authorize City Attorney to petition review by California Supreme Court
and reject settlement offer.

Moved: Councilmember Frye - Dist 6

Seconded: Council President Pro Tem Faulconer - Dist. 2

Vote: 6/2 [Passed] with Council President Hueso and Councilmember Emerald
absent

Report: This item was reported out by Assistant City Attorney Mary Jo Lanzafame
on Tuesday, November 9, 2010, @2:47 p.m.

Today, in Closed Session, the City Council voted on Closed Session Item No. 3,
John Ghiotto, et al. v. City of San Diego, et al., San Diego Superior Court Case
No. 37-2007-00073878-CU-CR-CTL, 4th Dist. Court of Appeal Case No. D055029,
authorizing the City Attorney to petition review by the California Supreme Court. This
matter involves a sexual harassment and violation of right to freedom of speech lawsuit
against the City and San Diego Fire-Rescue Dept.

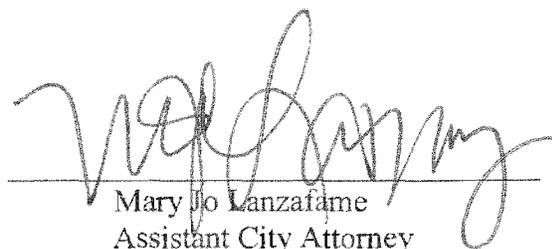
The motion passed 6 to 0 with Council President Hueso and Councilmember Emerald
absent.

CS-4 *William E. Globe, Jr. v. City of San Diego*
San Diego Superior Court Case No. 37-2010-00084090-CU-WT-CTL

DCA Assigned: K. Zlotnik

Report: Nothing to report.

REPORTED BY:



Mary Jo Lanzafame
Assistant City Attorney