

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, MARCH 7 AND 8, 2005
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

ROLL CALL:

Present (Monday): Mayor Dick Murphy, Councilmembers Peters, Zucchet, Atkins, Maienschein, Frye, and Inzunza

Absent (Monday): Councilmember Young – Dist. 4 (Not present for the meeting)
Councilmember Madaffer – Dist. 7 (Absent for Items CS-3, 4, and 7)

REPORTING RESULTS OF CLOSED SESSION MEETING

The following are the results of the Closed Session Meetings of March 7 and 8, 2005, as reported by Assistant City Attorney Les Girard:

CLOSED SESSION MEETING OF MONDAY, MARCH 7, 2005:

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

**CS-1 *City of San Diego v. Horton*
San Diego Superior Court No. GIC 777603
Fourth District Court of Appeal No. D043425**

DCA assigned: Silva

Nothing to report

**CS-2 *Jimenez, et al. v. City of San Diego, et al.*
United States District Court Case No. 03cv0094 DMS (WMc)**

ACA assigned: Gordon

Nothing to report

**CS-3 *County of San Diego County Taxpayers Association v. City of San Diego*
San Diego Superior Court No. GIC 841487**

DCA assigned: McGrath

Nothing to report

**CS-4 *SDCERS v. San Diego City Attorney, et al.*
San Diego Superior Court No. GIC 841845**

DCA assigned: McGrath

Nothing to report

**CS-5 (a) *United States of America v. City of San Diego,*
U.S. District Court No. 03-CV-1349-K
(b) *San Diego BayKeeper/Surfrider Foundation v. City of San Diego,*
U.S. District Court No. 01-CV-0550-B**

DCA assigned: Bromfield

NOTE: Councilmember Frye recused herself from any part of the discussion and voting for this item.

Nothing to report

Conference with Real Property Negotiator, pursuant to California Government Code section 54956.8:

C-6	Property:	Approximately 1.15 acres of city owned land located at the northwest corner of North Torrey Pines Road and Genesee Avenue adjacent to APN 342-490-06, 09, 10
	Agency Negotiator:	William T. Griffith, Real Estate Assets Director
	Negotiating Parties:	Ted Eldridge and Perry M. Dealy, Manchester Business Park
	Under Negotiation:	Terms and conditions of potential disposition of the property

DCA assigned: Matthews

ITEM HEARD TUESDAY, MARCH 8, 2005

Conference with Legal Counsel - anticipated litigation - significant exposure to litigation, pursuant to California Government Code section 54956.9(b):

CS-7 In the matter of City of San Diego Bond Offerings, Securities & Exchange Commission No. LA-2842, and United States Attorney's Office Investigation into certain City of San Diego Financial Disclosure Matters.

CA assigned: Aguirre

Nothing to report

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

CS-8 Agency negotiators: Lamont Ewell, Cathy Lexin, Mike McGhee

Employee organizations: Municipal Employees Association, Local 127
AFSME, AFL-CIO, Local 145 International Association of
Firefighters AFL-CIO, San Diego Police Officers
Association

Off-calendar

Public employment, pursuant to California Government Code section 54957(b)(1):

CS-9 Title: City Manager

Off-calendar

CLOSED SESSION MEETING OF TUESDAY, MARCH 8, 2005:

ROLL CALL:

Present (Tuesday): Mayor Dick Murphy, Councilmembers Peters, Zucchet, Atkins, Maienschein, Frye, Madaffer, and Inzunza

Absent (Tuesday): Councilmember Young – Dist. 4 (Not present for meeting)

CLOSED SESSION MEETING ITEM:

Conference with Real Property Negotiator, pursuant to California Government Code section 54956.8:

C-6	Property:	Approximately 1.15 acres of city owned land located at the northwest corner of North Torrey Pines Road and Genesee Avenue adjacent to APN 342-490-06, 09, 10
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	Under Negotiation:	Terms and conditions of potential disposition of the property

DCA assigned: Matthews

Nothing to report