

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
FOR MONDAY AND TUESDAY, AUGUST 7 AND 8, 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 August 7 and 8, 2006, as follows:

**CLOSED SESSION MEETING FOR MONDAY, AUGUST 7, 2006**

Closed Session Items were heard on Tuesday, August 8, 2006.

**CLOSED SESSION MEETING FOR TUESDAY, AUGUST 8, 2006**

**ROLL CALL:**

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

Absent: Councilmember Maienschein – Dist. 5 (Absent for the meeting.)  
Councilmember Frye – Dist. 6 (Absent for Item CS-4 only.)

**CLOSED SESSION ITEMS:**

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

**CS-1 *Mia Bonavita v. City of San Diego*  
San Diego Superior Court Case No. GIC 852174**

DCA assigned: M. Severson

Nothing to report

**CS-2 *Patricia Bryan v. City of San Diego, et al.***  
**San Diego Superior Court Case No. GIC 843975**

DCA assigned: M. Severson

Nothing to report

**CS-3 *William J. McGuigan v. City of San Diego***  
**San Diego Superior Court Case No. GIC849883**

CA: M. Aguirre/D. McGrath

Nothing to report on August 8, 2006.

Reported out in Open Session on September 26, 2006, at 2:00 p.m. by Karen Heumann, Assistant City Attorney: On August 7, 2006, the City Council approved the settlement of the lawsuit entitled *William J. McGuigan v City of San Diego*. The action relates to claims stemming from the City's under funding of the pension system on behalf of all beneficiaries of the San Diego City Employees' Retirement System. The settlement provides for a payment of \$173 million by the City to the pension system, and that \$100 million of the payment is secured by specified City real property, a description of which is listed in the attachments to the settlement agreement.

Notice is further provided of a public hearing on October 16, 2006 at 9 a.m., before the Honorable Richard E.L. Strauss, Department 75, San Diego Superior Court, 330 W. Broadway, downtown San Diego relating to Individuals affected by the Settlement Agreement and Release terminating the lawsuit entitled *William J. McGuigan v City of San Diego*, San Diego Superior Court, Case No. GIC849883.

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

**CS-4 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: J. Falk Michelli

Nothing to report

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

Karen Heumann  
Assistant City Attorney