

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR MONDAY AND TUESDAY, JULY 16 AND 17, 2007
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

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 July 16 and 17, 2007, as follows:

CLOSED SESSION MEETING FOR MONDAY, JULY 16, 2007

Closed Session Items were heard on Tuesday, July 17, 2007.

CLOSED SESSION MEETING FOR TUESDAY, JULY 17, 2007

ROLL CALL:

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

Absent: Council President Peters - Dist. 1 (Absent for Item CS-2 (11:50 a.m. meeting)
Councilmember Maienschein - Dist. 5 (Absent for Items CS-1, 3, 6, and 7)
Councilmember Hueso - Dist. 8 (Absent for Items CS-1, 2 (11:50 a.m. meeting),
3, 6, and 7)

CLOSED SESSION ITEMS:

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

CS-1 Property Damage Claim: *John Trunkey, 7595 Hillside Drive*

DCA Assigned: C. Fitzgerald

Nothing to report

**CS-2 Potential Amicus Brief: *County of San Diego, et al. v. San Diego NORML, et al.*
San Diego Superior Court Case No. GIC 860665**

DCA Assigned: M. Nuesca

Motion 1: File Amicus Brief
Moved: Councilmember Atkins - Dist. 3
Seconded: Council President Pro Tem Young - Dist. 4
Vote: 6/2 [Passed]
Absent: All Council Members present

**Reported out in Open Session on July 17, 2007, by Karen Heumann, Assistant
City Attorney:**

Today, the City Council voted in Closed Session on Item CS-2, Potential Amicus Brief: *County of San Diego, et al. v. San Diego NORML, et al.*, San Diego Superior Court Case No. GIC 860665, to file an amicus brief in the case with a motion by Councilmember Atkins – second by Councilmember Young. The motion passed 6 to 2 with Councilmembers Faulconer and Maienschein voting “No.”

CS-3 Claim: *La Jolla Cove Property Management*

DCA Assigned: R. Palmucci

Nothing to report

**CS-4 *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

**CS-5 *City of San Diego v. Sunroad Enterprises et al.*
San Diego Superior Court Case No. GIC 877054**

DCA Assigned: C. Brock

Nothing to report

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

CS-6 Title: Independent Budget Analyst

Nothing to report

CS-7 Title: City Clerk

Nothing to report

REPORTED BY: _____

Karen Heumann
Assistant City Attorney