

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
FOR MONDAY AND TUESDAY, JULY 21 AND 22, 2008  
CITY ADMINISTRATION BUILDING  
COMMITTEE ROOM – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

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**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 Karen Heumann reports the results of the Closed Session Meeting of July 21 and 22, 2008, as follows:

**CLOSED SESSION MEETING FOR MONDAY, JULY 21, 2008**

**ROLL CALL:**

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

Absent: Councilmember Young - Dist. 4 (Absent for the meeting.)  
Councilmember Maienschein - Dist. 5 (Absent for the meeting.)

**CLOSED SESSION ITEM:**

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

**CS-4 Number of Potential Cases: Up to 50 (Voluntary Compliance Program Filing)**

DCA assigned: W. Chung

Report: Nothing to report

**CLOSED SESSION MEETING FOR TUESDAY, JULY 22, 2008**

**ROLL CALL:**

Present: Council President Peters, Council President Pro Tem Madaffer, and Councilmembers Faulconer, Atkins, and Frye

Absent: Mayor Sanders (Absent for the meeting.)  
Councilmember Young - Dist. 4 (Absent for the meeting.)  
Councilmember Maienschein - Dist. 5 (Absent for Items CS-1, 2, 3, 7 (left at 9:50 a. m.), and 8.)  
Councilmember Hueso - Dist. 8 (Absent for Items CS-1, 2, and 8.)

**CLOSED SESSION ITEMS:**

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

**CS-1 *Wright v. City of San Diego, et al.***

San Diego County Superior Court Case No. 37-2007-00071621-CU-OE-CTL

DCA assigned: D. Bamberg

Report: Nothing to report

**CS-2 *Jeffery Taich v. San Diego Police Dept., et al.***

United States District Court No. 09CV-0383 JAH (JMA)

DCA assigned: W. Chung

Report: Nothing to report

**CS-3 *Shipyard Sediment Site***

***California Regional Water Quality Control Board Tentative Cleanup and Abatement Order No. R9-2005-0126***

CDCA: M. Severson

DCA assigned: F. Ortlieb

Report: Nothing to report

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

**CS-5** Property: 5036-60 Sterling Court, San Diego (south end of Winona Avenue)

Agency Negotiator: Jim Barwick, Director, Real Estate Assets Department

Negotiating Party: Larry Zajonc

Under Negotiation: Price and terms of payment

DCA assigned: K. Davies

Report: Nothing to report

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

**CS-6 Title: City Clerk**

Report: Nothing to report

**CS-7 Title: Independent Budget Analyst**

Report: Nothing to report

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

**CS-8** Agency Negotiator: Richard Kreisler, Scott Chadwick, Tanya Tomlinson, Thom Harpole, Abby Jarl, Greg Bych, Val VanDeweghe, and Alan Hersh

Employee Organizations: Municipal Employees Association, AFSCME Local 127 AFL-CIO, and Deputy City Attorney Association

DCA assigned: A. Hersh

Report: Nothing to report

**CS-9** Agency Negotiator: Richard Kreisler, Scott Chadwick, Tanya Tomlinson,  
Thom Harpole, Abby Jarl, Greg Bych, Val VanDeweghe,  
Jessica Falk Michelli, and Alan Hersh

Employee Organizations: Municipal Employees Association, AFSCME  
Local 127 AFL-CIO, and Deputy City Attorney Association

DCA assigned: A. Hersh

Report: Nothing to report

**CS-10** Agency Negotiator: Rod Betts, Scott Chadwick, Tanya Tomlinson,  
Chris Morris, Kathryn Burton, Karen Heumann,  
and Alan Hersh

Employee Organizations: Deputy City Attorney Association

DCA assigned: A. Hersh

Report: Nothing to report

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