

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
CLOSED SESSION DOCKET  
FOR  
TUESDAY, NOVEMBER 26, 2002  
AT 9:00 A.M.**

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The City Council will meet in Closed Session on Tuesday, November 26, 2002 at 9:00 a.m. with the following agenda:

- I. Conference with Legal Counsel - existing litigation, pursuant to California Government Code Section 54956.9(a):
  - a. Border Business Park, Inc. (De La Fuente) v. City  
S.D. Superior 692794;  
Otay Acquisitions v. City  
S.D. Superior GIC 753247;  
National Enterprise v. City  
S.D. Superior 730011; and  
Insurance Company of the State of Pennsylvania, et al. v. City  
U.S. District 02 cv 0693 JM (RBB)
  - b. Walker v. City  
U. S. District Court 97-CV-1547 BTM (LSP)
  - c. Levine v. City  
S. D. Superior GIC 779247
  - d. Barnes-Wallace, et al. v. City  
U. S. District 00-CV-1726 (AJB).
  
- II. Conference with Legal Counsel - anticipated litigation, significant exposure to litigation, pursuant to California Government Code section 54956.9(b)(1):
  - a. Number of cases: two.
  
- III. Conference with Legal Counsel - anticipated litigation - initiation of litigation, pursuant to California Government Code section 54956.9(c):
  - a. Number of cases: two.

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

Property: An approximate 10.3 acre area of Headquarters Point Research Park located west of Wateridge Circle and east of Lusk Boulevard (APN 340-090-55)

Agency Negotiator: Real Estate Assets Director

Negotiating Parties: Nexus/Phase 3 Properties, Inc., Cisterra Partners, LLC and Lowe Enterprises, Inc.

Under Negotiation: Results of the Request for Proposals and direction on ground lease or joint venture negotiations.