

**SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA**

**December 5, 2017**

Place: City Hall, Conference Room W-133

Time: **9:30 a.m.**

Item(s) to be discussed:

**A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**

Initiation of litigation pursuant to Section 54956.9(d)(4) of the Government Code:

Number of matter(s) to be discussed: 1

**B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (CLAIMS FILED):**

Significant exposure to litigation pursuant to Sections 54956.9(d)(2) and 54956.9(e)(3) of the Government Code:

1. Claimant(s): In re Claim of Souza

City Department: Emergency Services

**C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):**

1. Case Name: City of San José v. City of Santa Clara

Name(s) of Parties(s) CITY OF SAN JOSÉ, CITY OF SANTA CLARA

Court: Superior Court of California, County of San Mateo

Case No: 16-CIV-02303

Amount of Money or Other Relief Sought: Petition for Writ of Mandate and Complaint for Declaratory Relief

2. Case Name: City of Santa Clara v. City of San José, et al.

Name(s) of Parties(s) CITY OF SANTA CLARA, CITY OF SAN JOSÉ, CITY OF SAN JOSÉ CITY COUNCIL, DOES I through X; FEDERAL REALTY AND INVESTMENT TRUST, AND DOES 1-20.

Court: Superior Court of California, County of San Mateo

Case No: 17-CIV-00547

Amount of Money or Other Relief Sought: Petition for Writ of Mandate and Complaint for Declaratory Relief

3. Case Name: San José Retired Employees Association, et al. v. City of San José, et al.

Name(s) of Parties(s) Involved: SAN JOSÉ RETIRED EMPLOYEES ASSOCIATION, KIRK PENNINGTON, DAVID ARMSTRONG, DONNA JEWETT, DOROTHY MCGINLEY, CITY OF SAN JOSÉ, THE BOARD OF ADMINISTRATION FOR THE FEDERATED CITY EMPLOYEES RETIREMENT PLAN

Court: Superior Court of California, County of Santa Clara

Case No.: 1-14-CV-268085

Amount of Money or Other Relief Sought: Change to City medical plan
4. Case Name: City v. Trump, Donald J.; Elaine C. Duke; and United States of America

Name(s) of Parties(s) Involved: CITY OF SAN JOSE; DONALD J. TRUMP, President of the United States, in his official capacity; ELAINE C. DUKE, UNITED STATES OF AMERICA

Court: United States District Court, Northern District of California

Case No: 3:17-CV-05329-WHA

Amount of Money or Other Relief Sought: Damages according to proof
5. Case Name: SJJC Aviation Services, LLC v. City of San José, et al.

Name(s) of Parties(s) Involved: SJJC AVIATION SERVICES, LLC, CITY OF SAN JOSÉ, CITY COUNCIL OF THE CITY OF SAN JOSÉ, and DOES 1 through 25

Court: Superior Court of California, County of Santa Clara; Sixth Appellate District, San José Division

Case No.: 1-13CV246057  
H041946

Amount of Money or Other Relief Sought: Damages according to proof
6. Case Name: Markowicz v City, et al.

Name(s) of Parties(s) Involved: RICARDO MARKOWICZ; CITY OF SAN JOSÉ, GCA SERVICES GROUP OF CALIFORNIA, INC.; GCA GROUP SERVICES, INC.

Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction

Case No.: 17-CV-315851

Amount of Money or Damages according to proof  
Other Relief Sought:

7. Case Name: Shahrivar, Farid v. City, et al.

Name(s) of Parties(s) FARID SHAHRIVAR, CITY OF SAN JOSÉ, a municipality;  
Involved: RODNEY RAPSON, an individual; DAVID SYKES, an individual; HARRY FREITAS, an individual; KATHERINE JENSEN, an individual; DAVID PRINTY, an individual; DANNY TSAO, an individual; KATRINA ALLEN, an individual; DOUG BAKER, an individual; ALEX GURZA, an individual; SARAH NUNES, an individual; LES WHITE, an individual; ALLEN DEMERS, an individual; RAJIV DAS, an individual; ADAM STREMPPEL, an individual; STEVE PAGAN, an individual; ANGELA CHEN, an individual; MARK DANAJ, an individual; ROBERT FABELA, an individual; SUSAN LACY, and DOES 1 through 45

Court: U.S. District Court, Oakland Division

Case No.: CV-10-01029 PSG

Amount of Money or Damages according to proof.  
Other Relief Sought:

8. Case Name: Great Oaks Water, Inc. v. City, et al.

Name(s) of Parties(s) GREAT OAKS WATER COMPANY, INC., JOHN W.S.  
Involved: ROEDER, BETTY B. ROEDER, BETTY B. ROEDER TRUST A and WILLIAM C. MILLER, JR. and BETTY B. ROEDER, TRUSTEES OF THE WALTER S. ROEDER TRUST B, THE CITY OF SAN JOSÉ, THE SAN JOSÉ REDEVELOPMENT AGENCY, SOUTHBAY WATER RECYCLING, DOES 1 through 100

Court: Superior Court of California, County of Santa Clara

Case No.: 1-04-CV012008

Amount of Money or Damages according to proof.  
Other Relief Sought:

9. Case Name: Sharks Sports & Entertainment LLC v. City of San José, et al.

Name(s) of Parties(s) SHARKS SPORTS & ENTERTAINMENT LLC, CITY OF  
Involved: SAN JOSÉ, SAN JOSÉ CITY COUNCIL, AND DOES 1-10

Court: Superior Court of California, County of Santa Clara,  
Unlimited Jurisdiction

Case No.: 16-CV-296834

Amount of Money or Damages according to proof  
Other Relief Sought:

10. Case Name: County of Alameda, et al. v. AMBAC Financial, et al.  
Name(s) of Parties(s) Involved: COUNTY OF ALAMEDA; CITY AND COUNTY OF SAN FRANCISCO; CITY OF LOS ANGELES; LOS ANGELES DEPARTMENT OF WATER AND POWER; LOS ANGELES WORLD AIRPORTS; CITY OF OAKLAND; CITY OF RICHMOND; REDWOOD CITY; EAST BAY MUNICIPAL UTILITY DISTRICT; CITY OF SACRAMENTO; SACRAMENTO SUBURBAN WATER DISTRICT; SACRAMENTO MUNICIPAL UTILITY DISTRICT; CITY OF SAN JOSÉ; CITY OF STOCKTON; THE REDEVELOPMENT AGENCY OF THE CITY OF STOCKTON; THE PUBLIC FINANCING AUTHORITY OF THE CITY OF STOCKTON; COUNTY OF TULARE; THE REGENTS OF THE UNIVERSITY OF CALIFORNIA; THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSÉ; AMBAC FINANCIAL GROUP, INC.; AMBAC ASSURANCE CORPORATION; MBIA, INC.; MBIA INSURANCE CORPORATION; MBIA INSURANCE CORP. OF ILLINOIS, a/k/a NATIONAL PUBLIC FINANCE GUARANTEE CORPORATION; SYNCORA GUARANTEE, INC., f/k/a XL CAPITAL ASSURANCE, INC.; FINANCIAL GUARANTY INSURANCE COMPANY; FINANCIAL SECURITY ASSURANCE, INC.; CIFG ASSURANCE NORTH AMERICA, INC.; ASSURED GUARANTY CORP.; JASON KISSANE; DOES 1 THROUGH 50.  
Court: Superior Court of California, In and for the City and County of San Francisco  
Case No.: CJC-08-004555  
Amount of Money or Damages according to proof  
Other Relief Sought:

11. Case Name: RDA/City vs. Bank of America, N.A., et al.  
Name(s) of Parties(s) Involved: CITY OF SAN JOSÉ, THE SAN JOSÉ REDEVELOPMENT AGENCY, BANK OF AMERICA, N.A., MERRILL LYNCH & CO., INC., UBS AG, UBS FINANCIAL SERVICES, INC., UBS SECURITIES, LLC, MBIA, INC., CITIBANK, N.A., CITIGROUP FINANCIAL PRODUCTS INC., CITIGROUP GLOBAL MARKETS HOLDINGS INC., MORGAN STANLEY, RABOBANK GROUP, BAYERISCHE, LANDESBANK GIRONZENTRALE, PIPER JAFFRAY & CO., SOCIETE GENERALE SA, FINANCIAL SECURITY ASSURANCE, INC., ASSURED GUARANTY US HOLDINGS INC., DEXIA S.A., NATIONAL WESTMINSTER

BANK, PLC, NATIXIS FUNDING CORP., NATIXIS S.A., THE GOLDMAN SACHS GROUP, INC., GOLDMAN SACHS MITSUI MARINE DERIVATIVE PRODUCTS, L.P., GOLDMAN SACHS BANK USA, CDR FINANCIAL PRODUCTS, WINTERS & CO., ADVISORS, LLC, GEORGE K. BAUM & CO., SOUND CAPITAL MANAGEMENT, INC., INVESTMENT MANAGEMENT ADVISORY GROUP, INC., FIRST SOUTHWEST COMPANY, PFM INVESTMENT, LLC., PFM ASSET MANAGEMENT LLC.

Court: U.S. District Court, Northern District of California

Case No.: CV 10 2199

Amount of Money or Other Relief Sought: Damages according to proof

12. Case Name: Padilla, et al. v. City of San José, et al.

Name(s) of Parties(s) Involved: THOMAS H. PADILLA SR. and DARLENE PADILLA, Individually and as Trustees of the Padilla Living Trust, individually and on behalf of all other similarly situated; CITY OF SAN JOSÉ; and DOES 1 through 50, inclusive

Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction

Case No.: 17-CV-307419

Amount of Money or Other Relief Sought: Damages according to proof

13. Case Name: Seibert v. City of San José

Name(s) of Parties(s) Involved: GRANT SEIBERT, CITY OF SAN JOSÉ, SAN JOSÉ CIVIL SERVICE COMMISSION, DEBRA FIGONE AS SAN JOSÉ CITY MANAGER, ALEX GURZA AS SAN JOSÉ DIRECTOR OF EMPLOYEE RELATIONS, WILLIAM MCDONALD AS FIRE CHIEF FOR SAN JOSÉ FIRE DEPARTMENT, DOES 1-10

Court: Superior Court of California, County of Santa Clara

Case No.: 1-11CV 204096

Amount of Money or Other Relief Sought: Damages according to proof

14. Case Name: Ward, Debra and Patricia Tapia v. City, Fire Chief William McDonald, et al.

Name(s) of Parties(s) Involved: DEBRA WARD; PATRICIA TAPIA; CITY OF SAN JOSÉ; FIRE CHIEF WILLIAM MCDONALD

Court: Superior Court of California, County of Santa Clara

Case No.: 1-11-CV203561

Amount of Money or Damages according to proof  
Other Relief Sought:

15. Case Name: Wallace, et al. v. City of San José  
Name(s) of Parties(s) DARREN WALLACE, KEITH HART, MARK LEEDS, and  
Involved: other employees similarly situated; CITY OF SAN JOSÉ  
Court: U.S. District Court, Northern District of California, San José  
Division  
Case No.: 5:16-CV-04914-SVK  
Amount of Money or Damages according to proof  
Other Relief Sought:
16. Case Name: Anderson, et al. v. City of San José & San José City Council  
Name(s) of Parties(s) SARAH ANDERSON, JOANA CRUZ, URBAN HABITAT  
Involved: PROGRAM AND HOUSING CALIFORNIA, CITY OF SAN  
JOSÉ, a governmental entity, SAN JOSÉ CITY COUNCIL,  
and DOES 1-50  
Court: Superior Court of California, County of Santa Clara  
Case No.: 16-CV-297950  
Amount of Money or Damages according to proof  
Other Relief Sought:
17. Case Name: Cali-Arioto, LLC v. City of San José  
Name(s) of Parties(s) CALI-ARIOTO, LLC, THE CITY OF SAN JOSÉ, AND DOES  
Involved: 1-10  
Court: Superior Court of California, County of Santa Clara  
Case No.: 16-CV-296549  
Amount of Money or Damages according to proof  
Other Relief Sought:
18. Case Name: Zhou, Yuefeng and Ying Shi v. City of San José  
Name(s) of Parties(s) YUEFENG ZHOU and YING SHI; CITY OF SAN JOSÉ and  
Involved: Does 1-25, inclusive  
Court: Superior Court of California, County of Santa Clara  
Case No.: 16-CV-299426  
Amount of Money or Damages according to proof  
Other Relief Sought:

19. Case Name: Stand for San José, et al. v. City, et al.  
 Name(s) of Parties(s) Involved: STAND FOR SAN JOSÉ AND EILEEN HANNAN; CITY OF SAN JOSÉ; CITY COUNCIL OF THE CITY OF SAN JOSÉ; REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSÉ; DIRIDON DEVELOPMENT AUTHORITY  
 Court: Santa Clara County Superior Court  
 Case No.: 1-11-CV-214196  
 Amount of Money or Other Relief Sought: Injunctive relief
20. Case Name: Stand for San José, et al. v. City, et al.  
 Name(s) of Parties(s) Involved: STAND FOR SAN JOSÉ; EILEEN HANNAN; MICHELLE BRENOT; ROBERT BROWN; AND ROBERT SHIELDS; CITY OF SAN JOSÉ; CITY COUNCIL OF THE CITY OF SAN JOSÉ; SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSÉ; SUCCESSOR AGENCY OVERSIGHT BOARD; DIRIDON DEVELOPMENT AUTHORITY; DOES 1 through 10, inclusive; ATHLETICS INVESTMENT GROUP, LLC; DOES 1 through 20, inclusive  
 Court: Superior Court for the State of California In and For the County of Santa Clara  
 Case No.: 1-13-CV-250372  
 Amount of Money or Other Relief Sought: Writ of Mandamus and Complaint for Declaratory Relief and Injunction Relief and for Attorneys Fees
21. Case Name: Friends of the Willow Glen Trestle v. City of San José, et al.  
 Name(s) of Parties(s) Involved: FRIENDS OF THE WILLOW GLEN TRESTLE, an unincorporated association; CITY OF SAN JOSÉ and CITY COUNCIL OF THE CITY OF SAN JOSÉ  
 Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction  
 Case No.: 1-14-CV-260439  
 Amount of Money or Other Relief Sought: Damages according to proof

22. Case Name: Alemayehu v. City of San José, et al.  
Name(s) of Parties(s) Involved: DAWIT ALEMAYEHU; THE CITY OF SAN JOSÉ and THE CITY OF SAN JOSÉ POLICE DEPARTMENT, a municipal corporation; OFFICER JORGE GARIBAY #4218; a sworn San José police officer and as an individual; SGT. D. TRAN Badge #3269, a San José police officer and as an individual; and DOES 1 through 40  
Court: U.S. District Court, Northern Division  
Case No.: C14-1738 EJD  
Amount of Money or Other Relief Sought: Damages according to proof
23. Case Name: Armstrong, David v. City of San José, Alexander Keller, et al.  
Name(s) of Parties(s) Involved: DAVID ARMSTRONG, CITY OF SAN JOSÉ, SAN JOSÉ POLICE OFFICER ALEXANDER KELLER, SAN JOSÉ POLICE OFFICER BALDWIN, SAN JOSÉ POLICE OFFICER ZARATE, AND SAN JOSÉ POLICE OFFICER BORTOLOTTI  
Court: United States District Court; Northern District, San Jose Division  
Case No.: 16-CV-02938-EJD  
Amount of Money or Other Relief Sought: Damages according to proof
24. Case Name: Burt v. City of San José  
Name(s) of Parties(s) Involved: SHAUNCEY BURT, THE CITY OF SAN JOSÉ, THE SAN JOSÉ POLICE DEPARTMENT; UNIDENTIFIED SAN JOSÉ POLICE OFFICERS NUMBERED 1 through 6, and DOES 7 through 50  
Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction  
Case No.: 1-15-CV-280121  
Amount of Money or Other Relief Sought: Damages according to proof
25. Case Name: Ceballos-Archie v. City of San José  
Name(s) of Parties(s) Involved: ROSEANNA CEBALLOS-ARCHIE, individually as successor-in-interest to Matthew C. Castillo deceased; B.R., a minor, by and through her guardian ad litem Roseanna Ceballos-Archie; CITY OF SAN JOSÉ



Court: U.S. District Court, Northern District of California, San Jose Division

Case No.: 16-CV-05570-NC

Amount of Money or Other Relief Sought: Damages according to proof

26. Case Name: Chavez-Alvarez v. City of San José

Name(s) of Parties(s) Involved: RAFAEL CHAVEZ-ALVAREZ; SAN JOSÉ POLICE DEPARTMENT and DOES, inclusive

Court: U.S. District Court, Northern District of California, San Jose Division

Case No.: 16-CV-02796-EJD

Amount of Money or Other Relief Sought: Damages according to proof

27. Case Name: Cooper v. City of San José, et al.

Name(s) of Parties(s) Involved: BENJAMIN COOPER; CITY OF SAN JOSÉ, a municipal corporation; and DOES 1-30, inclusive

Court: U.S. District Court, Northern District of California, San Jose Division

Case No.: 16-CV-06237-BLF

Amount of Money or Other Relief Sought: Damages according to proof

28. Case Name: Fujikawa, Michael v. City, Chief Chris Moore, et al.

Name(s) of Parties(s) Involved: MICHAEL FUJIKAWA, THE CITY OF SAN JOSÉ; POLICE CHIEF CHRIS MOORE, OFFICERS PAYNE (Badge No. 3971), OFFICER PFIEFER (Badge No. 3951), OFFICER JEFFREY (Badge No. 3926), OFFICER BURKE (Badge No. 3949), OFFICER AKERY (Badge No. 3495) and DOES 1-50

Court: Superior Court of California, County of Santa Clara

Case No.: 1-12-CV-219612

Amount of Money or Other Relief Sought: Damages according to proof

29. Case Name: Jacquez, et al. v. City of San José, et al.

Name(s) of Parties(s) Involved: GLORIA JACQUEZ, individually; R.J., a minor, by and through his guardian *ad litem* Monica Mendoza, individually and as a successor-in-interest to Decedent RICHARD

JACQUEZ; CHANDRA JACQUEZ, individually and as successor-in-interest to Richard Jacquez, deceased; CITY OF SAN JOSÉ, JACOB MORRIS, and DOES 1-50, inclusive

Court: U.S. District Court, Northern District of California, San José Division

Case No.: 16-CV-05330-NC  
16-CV-05343-NC

Amount of Money or Damages according to proof  
Other Relief Sought:

30. Case Name: Hernandez, Juan, et al. v. City of San José, et al.

Name(s) of Parties(s) JUAN HERNANDEZ, an individual; NATHAN  
Involved: VELASQUEZ, an individual; FRANK VELASQUEZ, an individual; RACHEL CASEY, an individual; MARK DOERING, an individual; MARY DOERING, an individual; BARBARA ARIGONI, an individual; DUSTIN HAINES-SCRODIN, an individual; ANDREW ZAMBETTI, an individual; CHRISTINA WONG, an individual; CRAIG PARSONS, an individual; I.P., a minor individual; GREG HYVER, an individual; and TODD BROOME, an individual, on behalf of themselves and all others similarly situated, CITY OF SAN JOSÉ, a municipal corporation; SAM LICCARDO, sued in his individual capacity; EDGARDO GARCIA, sued in his individual capacity; ANTHONY YI, an individual; H.A., a minor individual; S.M., a minor individual; and DOES 1-38

Court: U.S. District Court, Northern District of California, San Jose Division

Case No.: 5:16-cv-03957 LHK

Amount of Money or Damages according to proof  
Other Relief Sought:

31. Case Name: Hernandez, Yanira v. City, Geoffrey Evatt Graves, et al.

Name(s) of Parties(s) CITY OF SAN JOSÉ, GEOFFREY EVATT GRAVES, and  
Involved: Does 1-50

Court: Superior Court, County of Santa Clara

Case No.: 114CV270467

Amount of Money or Damages according to proof.  
Other Relief Sought:

32. Case Name: Hung Lam v. City of San José, et al.

Name(s) of Parties(s) HUNG LAM, individually, through his next friend, KATHY  
Involved: LAM; CITY OF SAN JOSE, a municipal corporation, LARRY

ESQUIVEL, in his capacity of Chief of Police for the City of San José; Officer DONDI WEST, individually and in her official position

Court: U.S. District Court, Northern District, San José Division

Case No.: 14-CV-00877 PSG

Amount of Money or Other Relief Sought: Damages according to proof.

33. Case Name: Paulino, Eliel v. Marco Cruz, et al. v. City of San José, et al.

Name(s) of Parties(s) Involved: ELIEL PAULINO, MARCO CRUZ, INDIVIDUALLY AND AS AN OFFICER OF THE SAN JOSÉ POLICE DEPARTMENT, GERARDO SILVA, INDIVIDUALLY AND AS AN OFFICER OF THE SAN JOSÉ POLICE DEPARTMENT, GURBAKSH SOHAL, INDIVIDUALLY AND AS AN OFFICER OF THE SAN JOSÉ POLICE DEPARTMENT, and DOES 1-10

Court: U.S. District Court, Northern District, San José Division

Case No.: CV 16-2642 NC

Amount of Money or Other Relief Sought: Damages according to proof.

34. Case Name: Redmond, Blair v. City of San José, et al.

Name(s) of Parties(s) Involved: BLAIR REDMOND; CITY OF SAN JOSÉ, SAN JOSÉ POLICE DEPARTMENT, OFFICER TONY DIEP, OFFICER DANIEL PFIEFER, OFFICER MATTHEW BLACKERBY, SERGEANT RICHARD GALEA, SERGEANT DONALD PERRIER, OFFICER WENDY HOSKIN, OFFICER ALAN MISHAGA, OFFICER ANDREW WONG, OFFICER RAQUEL MELO

Court: United States District Court, Northern District of California

Case No.: 14-CV-02345-BLF

Amount of Money or Other Relief Sought: Damages according to proof.

35. Case Name: Rodriguez, Lori v. City of San José

Name(s) of Parties(s) Involved: LORI RODRIGUEZ, CITY OF SAN JOSÉ

Court: Santa Clara County Superior Court

Case No.: 1-13-CV-241669

Amount of Money or Other Relief Sought: Damages according to proof

36. Case Name: Sutter's Place, Inc. dba Bay 101 v. City of San José  
Name(s) of Parties(s) Involved: SUTTER'S PLACE, INC. dba BAY 101; CITY OF SAN JOSÉ; the DIVISION OF GAMING CONTROL  
Court: Superior Court of California, County of Santa Clara  
Case No.: 1-13-CV-258057  
Amount of Money or Other Relief Sought: Damages according to proof
37. Case Name: Watkins, Sharon, et al. v. City of San José, et al.  
Name(s) of Parties(s) Involved: SHARON WATKINS; SYLVIA BUCHANAN, and DEVINY BUCHANAN, on her own behalf and on behalf of her minor child, LANIYAH WATKINS, THE CITY OF SAN JOSÉ; SAN JOSÉ POLICE OFFICER RYAN DOTE; and SAN JOSÉ POLICE OFFICER JAMES SOH  
Court: United States District Court, Northern District of California, San José Division  
Case No.: 15-CV-05786-LHK  
Amount of Money or Other Relief Sought: Damages according to proof.
38. Case Name: Watson, Lee Darnell v. City of San José; Matthew Brackett; Ryan Hansen; Ronald Hughes, et al.  
Name(s) of Parties(s) Involved: WATSON, LEE DARNELL, CITY OF SAN JOSÉ; MATTHEW BRACKETT; RYAN HANSEN; RONALD HUGHES AND DOES 1-10  
Court: United States District Court, Northern District of California, San Jose Division  
Case No.: 15-CV-04054-NC  
Amount of Money or Other Relief Sought: Damages according to proof.
39. Case Name: Camacho v. City, et al.  
Name(s) of Parties(s) Involved: CAROLINA CAMACHO, individually, and as Successor in Interest to JESSENIA CAMACHO-TORRES, deceased; THE CITY OF SAN JOSÉ, AMY M. DORR, SARAH R. COX  
Court: Court of Appeal of the State of California, Sixth Appellate District  
Case No.: H041762  
Amount of Money or Other Relief Sought: Damages according to proof

40. Case Name: Herrera, et al. v. City, et al.  
 Name(s) of Parties(s) Involved: MARTHA HERRERA, MICHELLE RODRIGUEZ, JESSICA RODRIGUEZ, MINORS, By And Through Their GUARDIAN AD LITEM MARTHA HERRERA; CITY OF SAN JOSÉ, JOHN DOE and JOHN DOE COMPANY, et al.  
 Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction  
 Case No.: 1-10-CV-165689  
 Amount of Money or Other Relief Sought: Damages according to proof
41. Case Name: City of San José v. CSAA Insurance Exchange  
 Name(s) of Parties(s) Involved: CITY OF SAN JOSÉ, CSAA INSURANCE EXCHANGE AND DOES 1-10  
 Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction  
 Case No.: 1-15-CV-284966  
 Amount of Money or Other Relief Sought: Damages according to proof
42. Case Name: Avila, et al. v. City of San José, et al.  
 Name(s) of Parties(s) Involved: ILIDIO AVILA, ANGELINA AVILA, SONNY AVILA, a minor, DOMINIC AVILA, a minor and JOVINA AVILA, a minor, OSCAR CHACON, MAYRA ORTEGA, and BLANCA MARTINEZ and CITY OF SAN JOSÉ, and DOES 1-20  
 Court: Superior Court of California, County of Santa Clara  
 Case No.: 1-13-CV-245894  
 Amount of Money or Other Relief Sought: Damages according to proof.
43. Case Name: Pabla v. City of San José, et al.  
 Name(s) of Parties(s) Involved: PARVEEN PABLA AND THE ESTATE OF KIRAN PABLA, BY AND THROUGH THE EXECUTOR OF THE ESTATE, PARVEEN PABLA; CITY OF SAN JOSÉ, STATE OF CALIFORNIA, CALIFORNIA DEPARTMENT OF TRANSPORTATION (CALTRANS), GABRIELE ANTHONY BECERRA ESPARZA, ARMANDO BECERRA, MANUEL ANTHONY MALDANADO AVALOS, AT&T/PACIFIC BELL, and DOES 1 through 50  
 Court: Superior Court of California, County of Santa Clara,

Unlimited Jurisdiction

Case No.: 15-CV-289342

Amount of Money or Damages according to proof.  
Other Relief Sought:

**44.** Case Name: Blevins, Lisa v. City of San José

Name(s) of Parties(s) LISA BLEVINS, CITY OF SAN JOSÉ  
Involved:

Court: Superior Court of California, County of Santa Clara

Case No.: 1-14-CV270060

Amount of Money or Damages according to proof.  
Other Relief Sought:

**45.** Case Name: City of San José v. County of Santa Clara

Name(s) of Parties(s) CITY OF SAN JOSÉ, a municipal corporation, as Successor  
Involved: Agency to The Redevelopment Agency of the City of San  
José, VINOD K. SHARMA, individually, and in his official  
capacity as Santa Clara County Director of Finance,  
COUNTY OF SANTA CLARA

Court: Superior Court of California, County of Sacramento

Case No.: 34-2012-80001190

Amount of Money or Damages according to proof.  
Other Relief Sought:

**46.** Case Name: City of San José v. County of Santa Clara

Name(s) of Parties(s) CITY OF SAN JOSÉ, a municipal corporation, as Successor  
Involved: Agency to The Redevelopment Agency of the City of San  
José, VINOD K. SHARMA, individually, and in his official  
capacity as Santa Clara County Director of Finance,  
COUNTY OF SANTA CLARA

Court: Superior Court of California, County of Sacramento

Case No.: 34-2012-80001190

Amount of Money or Damages according to proof.  
Other Relief Sought:

**47.** Case Name: City of San José v. First Serve Productions

Name(s) of Parties(s) CITY OF SAN JOSÉ, FIRST SERVE PRODUCTIONS, INC.  
Involved:

Court: Superior Court of California, County of San Mateo

Case No.: CIV536836

Amount of Money or Damages according to proof.  
Other Relief Sought:

48. Case Name: Ted Smith v. City, et al.  
Name(s) of Parties(s) Involved: TED SMITH, CITY OF SAN JOSÉ, a municipal entity; SAN JOSÉ REDEVELOPMENT AGENCY, a municipal entity; HARRY MAVROGENES, in his official capacity as Executive Director of the San José Redevelopment Agency; MAYOR CHUCK REED, in his official capacity as Mayor of the City of san José; PETE CONSTANT, in his official capacity as a Councilmember for the City of San José; ASH KALRA, in his official capacity as a Councilmember for the City of San José; SAM LICCARDO, in his official capacity as a Councilmember for the City of San José; PIERLUIGI OLIVERIO, in his official capacity as a Councilmember for the City of San José; MADISON NGUYEN, in her official capacity as a Councilmember for the City of San José; ROSE HERRERA, in her official capacity as a Councilmember for the City of San José; JUDY CHIRCO, in her official capacity as a Councilmember for the City of San José; KANSEN CHU, in his official capacity as a Councilmember for the City of San José; NORA CAMPOS, in her official capacity as a Councilmember for the City of San José; NANCY PYLE, in her official capacity as a Councilmember for the City of San José; and DOES 1-20  
Court: Santa Clara County Superior Court  
Case No.: 1-09-CV-150427  
Amount of Money or Damages according to proof  
Other Relief Sought:
49. Case Name: Vietnamese-American Community of Northern California v. City, et al.  
Name(s) of Parties(s) Involved: VIETNAMESE-AMERICAN COMMUNITY OF NORTHERN CALIFORNIA; CITY OF SAN JOSÉ; CITY COUNCIL OF SAN JOSE  
Court: Superior Court of California, County of Santa Clara  
Case No.: 1-08-CV-107082  
Amount of Money or For declaratory and injunctive relief according to proof.  
Other Relief Sought:
50. Case Name: Plata, Raymond and Michelle v. City of San José  
Name(s) of Parties(s) Involved: RAYMOND AND MICHELLE PLATA, individually and on behalf of other members of a class of similarly situated residents and taxpayers, CITY OF SAN JOSÉ

Court: Superior Court of California, County of Santa Clara  
Case No.: 1-14-CV-258879  
Amount of Money or Declaratory Relief, Injunctive Relief  
Other Relief Sought:

51. Case Name: Lablanc et al. v. City of San José, et al.  
Name(s) of Parties(s) STEVEN LABLANC, individually as the successor-in-interest  
Involved: to the ESTATE OF KYLE LABLANC, and GINA LABLANC;  
TRI CITY RECOVERY, MARK STATON, STATE OF  
CALIFORNIA, CITY OF SAN JOSÉ, SANTA CLARA  
VALLEY TRANSPORTATION AUTHORITY  
Court: Superior Court of California, County of Santa Clara,  
Unlimited Jurisdiction  
Case No.: 17-CV-305290  
Amount of Money or Damages according to proof  
Other Relief Sought:

**D. CONFERENCE WITH REAL PROPERTY DESIGNATED REPRESENTATIVES PURSUANT TO GOVERNMENT CODE SECTION 54956.8:**

1. Property Street 255 South Montgomery Street (APN 261-37-025)  
Address, Parcel 8 South Montgomery Street (APN 259-38-130)  
Number, or Other 102 South Montgomery Street (APN 259-48-012)  
Unique Reference of 510 West San Fernando Street (APN 259-48-011, 259-48-  
Property: 013)  
150 South Montgomery Street (APN 259-48-053)  
105 South Montgomery Street (APN 261-35-003, 261-35-  
006, 261-35-010)  
645 Park Avenue (APN 261-35-014)  
525 West Santa Clara Street/566 West Julian Street (APN  
259-28-031, 259-28-041, 259-28-043, 259-28-044)  
697 W. San Carlos (261-37-030)  
No address (261-37-028)  
Negotiating Parties: Nanci Klein for the City of San José  
and  
Jay Bechtel for Google  
Under Negotiation: The direction will concern price and terms of payment.



**E. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6:**

City Negotiator: Jennifer Schembri, Director of Employee Relations

**Employee Organizations:**

- 1. Organization or Name and Title of Unrepresented Employees:** **Association of Building, Mechanical and Electrical Inspectors (ABMEI)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Name of Existing Contract or MOA: Memorandum of Agreement – City of San José and Association of Building, Mechanical and Electrical Inspectors (ABMEI)

How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150
- 2. Organization or Name and Title of Unrepresented Employees:** **Association of Engineers & Architects (AEA)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Name of Existing Contract or MOA: Memorandum of Agreement — City of San José and Association of Engineers & Architects (AEA)

How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150
- 3. Organization or Name and Title of Unrepresented Employees:** **Association of Maintenance Supervisory Personnel (AMSP)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Name of Existing Contract or MOA: City of San José - Association of Maintenance Supervisory Personnel (AMSP) Benefit & Compensation Summary

How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150
- 4. Organization or Name and Title of Unrepresented Employees:** **City Association of Management Personnel Agreement (CAMP)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.  
Name of Existing Contract or MOA: Benefit & Compensation Summary — City of San José and City Association of Management Personnel Agreement

How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150

5. Organization or Name and Title of Unrepresented Employees: **Confidential Employees' Organization, AFSCME Local 101 (CEO)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Name of Existing Contract or MOA: Memorandum of Agreement — Confidential Employees' Organization, AFSCME Local 101 and City of San José

How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150

6. Organization or Name and Title of Unrepresented Employees: **International Association of Firefighters (IAFF), Local 230 (IAFF#230)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Name of Existing Contract or MOA: Memorandum of Agreement Between City of San José and International Association of Firefighters (IAFF), Local 230

How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150

7. Organization or Name and Title of Unrepresented Employees: **International Brotherhood of Electrical Workers, Local 332 (IBEW)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Name of Existing Contract or MOA: Memorandum of Agreement Between City of San José and International Brotherhood of Electrical Workers, Local 332 (IBEW)

How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150

8. Organization or Name and Title of Unrepresented Employees: **Municipal Employees' Federation, AFSCME Local 101, AFL-CIO (MEF)**
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
- Name of Existing Contract or MOA: Memorandum of Agreement — City of San José and Municipal Employees' Federation, AFSCME Local 101, AFL-CIO
- How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150
9. Organization or Name and Title of Unrepresented Employees: **International Union of Operating Engineers, Local No. 3 (OE#3)**
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
- Name of Existing Contract or MOA: Memorandum of Agreement Between City of San José and International Union of Operating Engineers, Local No. 3 (OE#3)
- How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150
10. Organization or Name and Title of Unrepresented Employees: **San José Police Officers' Association (SJPOA)**
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
- Name of Existing Contract or MOA: Memorandum of Agreement — City of San José and San José Polices' Association
- How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150
11. Organization or Name and Title of Unrepresented Employees: **Association of Legal Professionals of San José (ALP)**
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
- Name of Existing Contract or MOA: Memorandum of Agreement – City of San José and Association of Legal Professionals of San José

How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/index.aspx?NID=508>  
Telephone – Employee Relations: (408) 535-8150