

SAN JOSE CITY COUNCIL CLOSED SESSION AGENDA

August 6, 2019

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: 2

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:

Significant exposure to litigation pursuant to Sections 54956.9(d)(2) and (e)(1) of the Government Code:

Number of matter(s) to be discussed: 1

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

1. 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
2. Case Name: City of San Jose and Black Alliance for Just Immigration v. Wilbur L. Ross, Jr., et al.
Name(s) of Parties(s) Involved: CITY OF SAN JOSE; BLACK ALLIANCE FOR JUST IMMIGRATION; WILBUR L. ROSS, JR.; U.S. DEPARTMENT OF COMMERCE; RON JARMIN; U.S. CENSUS BUREAU

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

Case No: 3:18-CV-02279-RS

Amount of Money or Other Relief Sought: Declaratory and Injunctive Relief

3. Case Name: Estate of Nunez, et al. v. City

Name(s) of Parties(s) Involved: CITY OF SAN JOSE, MICHAEL SANTOS and ANTHONY VIZZUSI; TONY NUNEZ, individually and as a successor-in-interest to Decedent ANTHONY NUNEZ and THE ESTATE OF ANTHONY NUNEZ

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

Case No.: 17-CV-03860-LHK

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

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

1. Property Street Address, Parcel Number, or Other Unique Reference of Property: Brandenburg property: APNs 708-25-001, -002; 708-26-001, -002; 708-27-001,-002,-007,-014; 708-28-002; 708-30-008,-016, -017 and -018
Sobrato North property: APNs 703-30-014 and -015
Sobrato South property: APNs 712-23-111 and -112
Fisher Flats property: APNs 708-25-004 and -005
Negotiating Parties: Nanci Klein for the City of San José
and
Tim Steel and Chris Lyman for Sobrato.
Bill Barron for Brandenburg.
Kevin Ice for Peninsula Open Space Trust, owner of Fisher Flats property.
Under Negotiation: The direction will concern price and terms of payment.
Likely Range of Value of Property: Negotiated price based on appraisal and comparable property values.
2. Property Street Address, Parcel Number, or Other Unique Reference of Property: 255 South Montgomery Street (APN 261-37-025)
8 South Montgomery Street (APN 259-38-130)
102 South Montgomery Street (APN 259-48-012)
510 West San Fernando Street (APN 259-48-011, 259-48-013)

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: **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