

RICHARD DOYLE, CITY ATTORNEY

SAN JOSE CITY COUNCIL CLOSED SESSION AGENDA

October 2, 2018

Place:

City Hall, Conference Room W-133

Time:

9:30 a.m.

Item(s) to be discussed:

PUBLIC EMPLOYMENT/PUBLIC EMPLOYEE APPOINTMENT PURSUANT TO Α. **GOVERNMENT CODE SECTION 54957:**

Department or Agency:

Fire Department

Title:

Chief

B. **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:

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

1.

Case Name: Balbuena v. City, et al.

Name(s) of Parties(s) CESAR BALBUENA; CITY OF SAN JOSE, SERGEANT

1

Involved: RAUL MARTINEZ, SERGEANT BERTRAND MILLIKEN.

and UNKNOWN OFFICERS

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

Jose Division

Case No.: 5:18-cv-02566-LHK

Amount of Money or Damages according to proof

Other Relief Sought:

CONFERENCE WITH REAL PROPERTY DESIGNATED REPRESENTATIVES D. 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-

013)

Property: 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:

negotiations:

Nature of

Association of Building, Mechanical and Electrical Inspectors (ABMEI)

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 **Association of Engineers & Architects (AEA)**

and Title of Unrepresented Employees:

Nature of

wages/salaries, hours, working conditions, etc.

negotiations:

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

Web: http://www.sanjoseca.gov/index.aspx?NID=508

Telephone – Employee Relations: (408) 535-8150 MOA:

3. Organization or Name Association of Maintenance Supervisory Personnel and Title of (AMSP)

Unrepresented Employees:

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

negotiations:

City of San José - Association of Maintenance Supervisory Name of Existing

Contract or MOA: Personnel (AMSP) Benefit & Compensation Summary

Web: http://www.sanjoseca.gov/index.aspx?NID=508 How to Obtain a copy of Existing Contract or

Telephone – Employee Relations: (408) 535-8150 MOA:

4. Organization or Name City Association of Management Personnel Agreement and Title of (CAMP)

> Unrepresented Employees:

> > Nature of wages/salaries, hours, working conditions, etc.

negotiations:

Contract or MOA:

Name of Existing Benefit & Compensation Summary — City of San José

and City Association of Management Personnel

Agreement

How to Obtain a copy Web: http://www.sanjoseca.gov/index.aspx?NID=508

of Existing Contract or Telephone – Employee Relations: (408) 535-8150 MOA:

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

Unrepresented Employees:

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

negotiations:

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

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

6. Organization or Name International Association of Firefighters (IAFF), Local and Title of **230** (IAFF#230) Unrepresented Employees: wages/salaries, hours, working conditions, etc. Nature of negotiations: Name of Existing Memorandum of Agreement Between City of San José Contract or MOA: and International Association of Firefighters (IAFF), Local 230 How to Obtain a copy Web: http://www.sanjoseca.gov/index.aspx?NID=508 of Existing Contract or Telephone – Employee Relations: (408) 535-8150 MOA: 7. Organization or Name International Brotherhood of Electrical Workers, Local and Title of **332** (IBEW) Unrepresented Employees: wages/salaries, hours, working conditions, etc. Nature of negotiations: Name of Existing Memorandum of Agreement Between City of San José Contract or MOA: and International Brotherhood of Electrical Workers, Local 332 (IBEW) How to Obtain a copy Web: http://www.sanjoseca.gov/index.aspx?NID=508 of Existing Contract or Telephone – Employee Relations: (408) 535-8150 MOA: 8. Organization or Name Municipal Employees' Federation, AFSCME Local 101, and Title of AFL-CIO (MEF) Unrepresented Employees: Nature of wages/salaries, hours, working conditions, etc.

negotiations:

Memorandum of Agreement — City of San José and Name of Existing Contract or MOA: Municipal Employees' Federation, AFSCME Local 101, AFL-CIO

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

9. Organization or Name International Union of Operating Engineers, Local No. and Title of 3 (OE#3)

Unrepresented Employees:

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

negotiations:

Name of Existing Memorandum of Agreement Between City of San José Contract or MOA: and International Union of Operating Engineers, Local No.

3 (OE#3)

How to Obtain a copy of Existing Contract or

Web: http://www.sanjoseca.gov/index.aspx?NID=508

Telephone – Employee Relations: (408) 535-8150

10. Organization or Name San José Police Officers' Association and Title of

Unrepresented (SJPOA)
Employees:

MOA:

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

Name of Existing Memorandum of Agreement — City of San José and San

Contract or MOA: José Polices' Association

How to Obtain a copy Web: http://www.sanjoseca.gov/index.aspx?NID=508 of Existing Contract or

MOA: Telephone – Employee Relations: (408) 535-8150

11. Organization or Name Association of Legal Professionals of San José (ALP)

and Title of Unrepresented Employees:

negotiations:

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

Name of Existing Memorandum of Agreement – City of San José and Contract or MOA: Association of Legal Professionals of San José

How to Obtain a copy Web: http://www.sanjoseca.gov/index.aspx?NID=508 of Existing Contract or

MOA: Telephone – Employee Relations: (408) 535-8150