

**SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA**

**December 6, 2022**

Place: Teleconference

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 – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):**

1. Case Name: Rosenbaum, Zachary v. City of San Jose, et al.

Name(s) of Parties(s) ZACHARY ROSENBAUM, CITY OF SAN JOSE;  
OFFICERS RYAN FERGUSON #3921; SGT.  
HATEZNBUHLER #3899; DUNN #4309; SGT.  
GUTIERREZ #3359; ANDERSON #3884; TAPIA  
#4743; VALLEJO #3929; OCHOA #3683 and  
DOES 1-25

Court: United States District Court; For the Northern  
District of California

Case No: 5:20-cv-04777-NC

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

2. Case Name: Garcia, Marina Rodriguez and Bernadette Garcia  
de Rodriguez v. City of San Jose, et al.,

Name(s) of Parties(s) Garcia, Marina Rodriguez and Bernadette Garcia  
de Rodriguez v. City of San Jose and Ryan Hahn  
and Does 1-20,

Court: Santa Clara County Superior Court

Case No: 21CV381906

Amount of Money or Damages according to proof.

Other Relief Sought:

3. Case Name: City of Syracuse, NY; et al., v. Bureau of Alcohol, Tobacco, Firearms, and Explosives; et al.,  
Name(s) of Parties(s) CITY OF SYRACUSE, NY, CITY OF SAN JOSE, CA, CITY OF CHICAGO, IL, CITY OF COLUMBIA, SC, EVERYTOWN FOR GUN SAFETY ACTION FUND and EVERYTOWN FOR GUN SAFETY SUPPORT FUND, BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, REGINA LOMBARDO, in her official capacity as Acting Director of the Bureau of Alcohol, Tobacco, Firearms, and Explosives, UNITED STATES DEPARTMENT OF JUSTICE, and WILLIAM BARR, in his official capacity as ATTORNEY GENERAL, U.S. Department of Justice,  
Court: US District Court - Southern District of New York  
Case No: 1:20-CV-06885-GHW  
Amount of Money or Damages according to proof.  
Other Relief Sought:

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

City Negotiator: Jennifer Schembri, Director of Employee Relations

Employee Organizations:

1. Organization or **Municipal Employees' Federation, AFSCME Local**  
Name and Title of **101, AFL-CIO (MEF)**  
Unrepresented  
Employees:  
Nature of wages/salaries, hours, working conditions, etc.  
negotiations:  
Name of Existing Memorandum of Agreement — City of San José and  
Contract or MOA: Municipal Employees' Federation, AFSCME Local 101,  
AFL-CIO  
How to Obtain a Web: [https://www.sanjoseca.gov/your-](https://www.sanjoseca.gov/your-government/departments/employee-relations/labor-relations-information/bargaining-units-labor-contract-info)  
copy of Existing [government/departments/employee-relations/labor-](https://www.sanjoseca.gov/your-government/departments/employee-relations/labor-relations-information/bargaining-units-labor-contract-info)  
Contract or MOA: [relations-information/bargaining-units-labor-contract-info](https://www.sanjoseca.gov/your-government/departments/employee-relations/labor-relations-information/bargaining-units-labor-contract-info)  
Telephone – Employee Relations: (408) 535-8150

2.      Organization or **San José Police Officers' Association**  
Name and Title of (SJPOA)  
Unrepresented  
Employees:  
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 Web: [https://www.sanjoseca.gov/your-](https://www.sanjoseca.gov/your-government/departments/employee-relations/labor-relations-information/bargaining-units-labor-contract-info)  
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Contract or MOA: [relations-information/bargaining-units-labor-contract-info](https://www.sanjoseca.gov/your-government/departments/employee-relations/labor-relations-information/bargaining-units-labor-contract-info)  
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