

SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA

September 27, 2022

Place: Teleconference

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

Item(s) to be discussed:

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

1. Case Name: In re: Claim of Marquez
Name(s) of Parties(s) Involved:
Court: Workers Compensation Appeals Board
Case No.: ADJ10636377, ADJ10636375
Amount of Money or Other Relief Sought: Benefits
2. Case Name: In re: Claim of Trujillo
Name(s) of Parties(s) Involved:
Court: Workers Compensation Board
Case No.: ADJ14135575
Amount of Money or Other Relief Sought: Benefits
3. Case Name: Varshney, Jaishree v City of San Jose, et al.
Name(s) of Parties(s) Involved: Jaishree Varshney, an individual, City of San Jose, an entity, Thomas Reid, an individual, and DOES 1-20
Court: Santa Clara County Superior Court
Case No.: 20CV361302

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

4. Case Name: Citizens for Free Speech and Equal Justice, LLC v. City of San Jose

Name(s) of Parties(s) Involved: Citizens for Free Speech and Equal Justice, LLC; City of San Jose

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

Case No.: 5:18-cv-01919-BLF (consolidated for all purposes with Case No. 5:20-cv-3905-BLF)

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

5. Case Name: People of the State of California, ex rel., et al. v Citizens for Free Speech and Equal Justice, LLC

Name(s) of Parties(s) Involved: PEOPLE OF THE STATE OF CALIFORNIA, ex rel. CITY ATTORNEY OF THE CITY OF SAN JOSE, and CITY OF SAN JOSE, a municipal corporation, CITIZENS FOR FREE SPEECH AND EQUAL JUSTICE, LLC; a California limited liability corporation; GTL ENTERPRISES, LLC; a California limited liability corporation; LOTUS GLASS, INC., a California corporation; ATOUR AMIRKHAS, an individual; GRACE AMIRKHAS, an individual; LOTUS SHIN, an individual; and DOES 1 through 50

Court: Superior Court of California, County of Santa Clara

Case No.: 20CV364689

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

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:

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

1. Claimants(s): In re: Claim of City of Sunnyvale

City Department: Public Works

C. CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION:

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

1. Claimants(s): Dornners, Javanz
City Department: Police Department (general)

D. 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 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
2. 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
3. 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

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

Department or Agency: City Clerk
Title: City Clerk
Name: Toni Taber