

RICHARD DOYLE, CITY ATTORNEY

SAN JOSE CITY COUNCIL CLOSED SESSION AGENDA

March 20, 2018

Place:

City Hall, Conference Room W-133

Time:

9:00 a.m. (Special Time)

Item(s) to be discussed:

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

Title:

City Attorney

Name:

Rick Doyle

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION: B.

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

Number of matter(s) to be discussed: 2

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:

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

> Number of matter(s) to be discussed: 1 Facts: Studios Inn - collection of TOT

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

1. Case Name:

Sutter's Place, Inc. dba Bay 101 v. City of San Jose

Name(s) of Parties(s) SUTTER'S PLACE, INC. dba BAY 101; CITY OF SAN

Involved: JOSE; the DIVISION OF GAMING CONTROL

Court: Superior Court of California, County of Santa Clara

Case No.; 1-13-CV-258057

Amount of Money or Damages according to proof

Other Relief Sought:

2. Case Name: San Jose Residents for Evergreen Senior Homes et al. v.

Toni Taber, et. al.

Name(s) of Parties(s) SAN JOSE RESIDENTS FOR EVERGREEN SENIOR

Involved: HOMES and DENNIS MARTIN; TONI TABER, the City

Clerk of the City of San Jose; MAYOR AND CITY COUNCIL OF THE CITY OF SAN JOSE; SHANNON

BUSHEY, Santa Clara County Clerk and

Recorder/Registrar of Voters; DOES I through V

Court: Superior Court of California, County of Santa Clara

Case No.: 18-CV-324709

Amount of Money or Petition for Writ of Mandate and Complaint for Declaratory

Other Relief Sought: and Injunctive Relief

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

1. Property Street 200 Edenvale Avenue

Address, Parcel

Number, or Other San José, California

Unique Reference of

Property:

Negotiating Parties: Nanci Klein for the City of San José

and

Kevin Morgan for JMA Ventures Jeff Traynor for ASAP Holdings LLC

Under Negotiation: The direction will concern price and terms of payment.

Likely Range of Value Negotiated price based on appraisal and comparable

of Property: property values.

F. 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 Association of Building, Mechanical and Electrical

and Title of Unrepresented Inspectors (ABMEI)

Employees:

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

Telephone – Employee Relations: (408) 535-8150

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 Memorandum of Agreement — City of San José and Contract or MOA: 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

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

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

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

Summar

Employees:

MOA:

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

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 Benefit & Compensation Summary — City of San José Contract or MOA: and City Association of Management Personnel Agreement

How to Obtain a copy of Web: http://www.sanjoseca.gov/index.aspx?NID=508 **Existing Contract or** Telephone – Employee Relations: (408) 535-8150 MOA: 5. Confidential Employées' Organization, AFSCME Organization or Name and Title of Local 101 (CEO) Unrepresented Employees: wages/salaries, hours, working conditions, etc. Nature of negotiations: Memorandum of Agreement — Confidential Employees' Name of Existing Contract or MOA: Organization, AFSCME Local 101 and City of San José 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: 6. Organization or Name International Association of Firefighters (IAFF), and Title of **Local 230** (IAFF#230) Unrepresented Employees: Nature of negotiations: wages/salaries, hours, working conditions, etc. Name of Existing Memorandum of Agreement Between City of San José and International Association of Firefighters (IAFF), Contract or MOA: Local 230 How to Obtain a copy of Web: http://www.sanjoseca.gov/index.aspx?NID=508 **Existing Contract or** Telephone – Employee Relations: (408) 535-8150 MOA: 7. International Brotherhood of Electrical Workers, Organization or Name and Title of Local 332 (IBEW) Unrepresented Employees: wages/salaries, hours, working conditions, etc. Nature of negotiations: Memorandum of Agreement Between City of San José Name of Existing and International Brotherhood of Electrical Workers, Contract or MOA: Local 332 (IBEW) How to Obtain a copy of Web: http://www.sanjoseca.gov/index.aspx?NID=508 Existing Contract or Telephone – Employee Relations: (408) 535-8150

MOA:

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

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

Existing Contract or

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