

## **SAN JOSE CITY COUNCIL CLOSED SESSION AGENDA**

**May 8, 2018**

Place: City Hall, Conference Room W-133

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: Preservation of Benefit Plan Retirees Association, et al. v. City of San José, et al.

Name(s) of Parties(s) Involved: PRESERVATION OF BENEFIT PLAN RETIREES ASSOCIATION, JOSEPH BASS, DAVID BOGGINI, LAWRENCE JAY CASTELLANO, RICHARD COCO, LESLYE CORSIGLIA, HARRY FREITAS, MICHAEL GUISTI, LINDA HORWEDEL (THE BENEFICIARY OF DECEASED CITY RETIREE JOSEPH HORWEDEL), WILLIAM HUGHES, DANNY JORDAN, EVET LOEWEN, DAVID MAAS, BARRY NG, ANITA PHAGAN, GEORGE RIOS, GARY SCHOENNAUER, KEN TANASE, WAYNE TANDA, NINA TOBIN, RANDAL TURNER, STEVEN TURNER, ROBERT WILSON, CITY OF SAN JOSÉ, BOARD OF THE ADMINISTRATION OF THE FEDERATED CITY EMPLOYEES' RETIREMENT SYSTEM; NORBERTO DUEÑAS, IN HIS OFFICIAL CAPACITY AS THE CITY MANAGER OF THE CITY OF SAN JOSÉ, AND DOES 1-50

Court: Superior Court of the State of California, County of Santa Clara, Unlimited Jurisdiction

Case No.: 17CV312610

Amount of Money or Other Relief Sought: Petition for Writ of Mandate

2. 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:

3. Case Name: Sofes, Dan v. City of San Jose

Name(s) of Parties(s) DAN SOFES, CITY OF SAN JOSE

Involved:

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

Case No.: C17-2077 LHK

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

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

1. Property Street Address, Real property located on the block bounded by South  
Parcel Number, or Other Market Street, Balbach Street, South Almaden Avenue  
Unique Reference of and Viola Street in San Jose, California  
Property: APNs 264-30-010 through 264-30-028 and 136
- Negotiating Parties: Nanci Klein for the City of San José  
and  
Richard Keit for the Successor Agency to the  
Redevelopment Agency of the City of San José
- Under Negotiation: The direction will concern price and terms of payment.
- Likely Range of Value of Negotiated price based on appraisal and comparable  
Property: property values.

**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 Name **Association of Building, Mechanical and Electrical**  
and Title of **Inspectors (ABMEI)**  
Unrepresented  
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 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: **Confidential Employees' Organization, AFSCME Local 101 (CEO)**
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
- Name of Existing Contract or MOA: Memorandum of Agreement — Confidential Employees' Organization, AFSCME Local 101 and City of San José
- 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: **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
4. Organization or Name and Title of Unrepresented Employees: **International Brotherhood of Electrical Workers, Local 332 (IBEW)**
- 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 Brotherhood of Electrical Workers, Local 332 (IBEW)
- 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

5. 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
6. Organization or Name and Title of Unrepresented Employees: **Association of Legal Professionals of San José (ALP)**
- 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 Legal Professionals of San José
- 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