

**SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA**

**September 29, 2020**

Place: Teleconference

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

Item(s) to be discussed:

**A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:**

Initiation of litigation pursuant to subsection (c) of Section 54956.9 of the Government Code:

Number of matter(s) to be discussed: 1

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

1. Case Name: Ho, Richard v. City of San Jose; Miraido Village LLC, et al.  
Name(s) of Parties(s) RICHARD HO; THE CITY OF SAN JOSE; MIRAIDO VILLAGE LLC; and DOES 1 to 50  
Court: Superior Court of California, County of Santa Clara  
Case No: 19CV359154  
Amount of Money or Other Relief Sought: Damages according to proof
2. Case Name: Santa Cruz, Marissa and Paea I'suva Tukuafu v. City of San Jose; [FNU] Thompson; Saul Sepeda, et al.  
Name(s) of Parties(s) MARISSA SANTA CRUZ; PAEA I'SUVA TUKUAFU; CITY OF SAN JOSE; [FNU] THOMPSON; SAUL SEPEDA; and DOES 1-10, inclusive  
Court: US District Court Northern District of California  
Case No: 5:20-cv-00351-NC  
Amount of Money or Other Relief Sought: Damages according to proof
3. Case Name: City v. CSAA Insurance Exchange, et al.  
Name(s) of Parties(s) CITY OF SAN JOSE, CSAA INSURANCE EXCHANGE; and DOES 1-10, inclusive  
Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction

Case No: 1-15-CV-284966

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

4. Case Name: San Jose Mercury News LLC v. City, et al.  
Name(s) of Parties(s) SAN JOSE MERCURY NEWS, LLC, CITY OF SAN JOSE;  
Involved: SAN JOSE POLICE DEPARTMENT; EDGARDO GARCIA,  
IN HIS CAPACITY AS CHIEF OF POLICE, SAN JOSE  
POLICE DEPARTMENT; and DOES 1-20  
Court: Superior Court of the State of California, County of Santa  
Clara

Case No.: 20-CV-368449

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

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

1. Property Street Address, 300 Enzo Drive, San Jose  
Parcel Number, or Other  
Unique Reference of  
Property:  
Negotiating Parties: Nanci Klein for the City of San José (Buyer  
and  
George Mersho (Seller)  
Under Negotiation: The direction will concern price and terms of  
payment.  
Likely Range of Value of Property: Negotiated price based on appraisal and  
comparable property values.
2. Property Street Address, APN 678-05-063 (unaddressed), 5.16 acres off  
Parcel Number, or Other Enzo Drive and Eden Park Place  
Unique Reference of  
Property:  
Negotiating Parties: Nanci Klein for the City of San José (Buyer)  
and  
Eric Kim (Seller)  
Under Negotiation: The direction will concern price and terms of  
payment.  
Likely Range of Value of Property: Negotiated price based on appraisal and  
comparable property values.

**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: **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

2. 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