

## SAN JOSE CITY COUNCIL CLOSED SESSION AGENDA

**May 19, 2009**

Place: City Hall, Conference Room W-133

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 - ANTICIPATED LITIGATION (CLAIM FILED):**

Significant exposure to litigation pursuant to subsection (b) of Section 54956.9 of the Government Code:

1. Claimants(s): In re Claim of Ronco  
City Police  
Department:

**C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 subsection (a):**

1. Case Name: Lefall, et al. v. City of San Jose  
Name(s) of Parties(s) Involved: DION LEFALL, GEORGE LOUIE, GLORIA VAUGHN, AND DERRICK JACKSON For Themselves and On Behalf Of All Others Similarly Situated, CITY OF SAN JOSE  
Court: Superior Court of California, County of Santa Clara  
Case No.: 1-07-CV-094037

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

2. Case Name: Renzo's Bar & Grill, et al. v. City of San Jose, et al.

Name(s) of RENZO'S BAR & GRILL, INC., GHOLAM R.  
Parties(s) SHAFAZAND (as C.E.O. of Renzo's Bar & Grill, Inc.),  
Involved: and in his individual capacity, CITY OF SAN JOSE, SAN  
JOSE POLICE DEPARTMENT, SAN JOSE POLICE  
SERGEANT JOHN VANEK, SAN JOSE POLICE  
LIEUTENANT DAVID HOBER, FRANK CUCUZZA, JR.,  
CUCUZZA FAMILY PARTNERSHIP and DOES 1-200

Court: Superior Court of California, County of Santa Clara

Case No.: 1-08-CV-114221

Amount of Injunctive Relief and damages according to proof.  
Money or Other  
Relief Sought:

3. Case Name: San Jose Silicon Valley Chamber of Commerce Political  
Action Committee, et al. v. City of San José

Name(s) of SAN JOSE SILICON VALLEY CHAMBER OF  
Parties(s) COMMERCE POLITICAL ACTION COMMITTEE;  
Involved: COMPAC ISSUES FUND, SPONSORED BY THE SAN  
JOSE SILICON VALLEY CHAMBER OF COMMERCE;  
THE CITY OF SAN JOSE; SAN JOSE ELECTIONS  
COMMISSION; DOES 1 through 10

Court: United States District Court, Northern District of  
California

Case No.: C-06-04252 HRL

Amount of Challenge to SJMC 12.06.310  
Money or Other  
Relief Sought:

4. Case Name: ROEM Development Corporation, et al. v. City of San  
Jose

Name(s) of ROEM DEVELOPMENT CORPORATION, CORE  
Parties(s) AFFORDABLE HOUSING, LLC, CITY OF SAN JOSE  
Involved:

Court: Superior Court of California, County of Santa Clara

Case No.: 1-09-CV142483

Amount of Declaratory and injunctive relief.  
Money or Other  
Relief Sought:

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

City Negotiator: City Manager designee Alex Gurza

Employee Organizations:

1. Organization or Name and Title of Unrepresented Employees: Association of Building, Mechanical and Electrical Inspectors (ABMEI)  
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/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150
2. 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/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150
3. 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/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150

4. 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 Contract or MOA: Benefit & Compensation Summary — City of San José and City Association of Management Personnel Agreement
- How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150
5. 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/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150
6. Organization or Name and Title of Unrepresented Employees: Association of Maintenance Supervisory Personnel (AMSP)
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
- Name of Existing Contract or MOA: City of San José - Association of Maintenance Supervisory Personnel (AMSP) Benefit & Compensation Summary
- How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150
7. 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 Contract or MOA: 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/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150

8. 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 Police Officers' Association (SJPOA)  
How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150
9. Organization or Name and Title of Unrepresented Employees: International Association of Firefighters (IAFF), Local 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/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150
10. 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/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150