

SAN JOSE CITY COUNCIL CLOSED SESSION AGENDA

February 14, 2012

Place: City Hall, Conference Room W-133

Time: 8:30 a.m. (special time)

Item(s) to be discussed:

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

1. Case Name: Arizmendi, et al v. City, et al.

Name(s) of Parties(s) Involved: THERESE ARIZMENDI; BABY ARIZMENDI, a minor, by and through his mother THERESE ARIZMENDI; CITY OF SAN JOSE, a municipal corporation; SAN JOSE POLICE CHIEF ROBERT DAVIS, individually and in his official capacity; SERGEANT BENNETT (#2381), individually and in his official capacity; SERGEANT PATE (#2737), individually and in his official capacity; SERGEANT IMOBERSTEG (#3054), individually and in his official capacity; SERGEANT BOYLE (#3247), individually and in his official capacity; OFFICER R. VAUGHN (#3067), individually and in his official capacity; OFFICER C. PARENTE (#3094), individually and in his official capacity; OFFICER LUTTICKEN (#3239), individually and in his official capacity; OFFICER ORDAZ (#3396), individually and in his official capacity; OFFICER KURRELE (#3576), individually and in his official capacity; OFFICER SIT (#3662), individually and in his official capacity; OFFICER MIRI (#3860), individually and in his official capacity; OFFICER COOK (#3886), individually and in his official capacity; OFFICER DE LOS SANTOS (#3946), individually and in his official capacity; and DOES 1 THROUGH 50, as entities of unknown form and unknown capacities.

Court: United State District Court for the Northern District, San Jose Division

Case No.: 08-CV-05163 EJD

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

2. Case Name: Velasquez v. City of Santa Clara, et al.
Name(s) of Parties(s) Involved: VICTOR VELASQUEZ; CITY OF SANTA CLARA & ITS POLICE DEPARTMENT, a municipal corporation; STEVE BURRESS, an individual; CRAIG MIDDLEKAUFF, an individual; NICK RICHARDS, an individual; CHIEF STEPHEN LODGE, an individual as DOE 1; OFFICER BRET MOISEFF, an individual as DOE 2; COMMANDER ROBERT MECIR, an individual as DOE 3; and DOES 4 to 50, inclusive.
Court: United States District Court, Northern District, San Francisco Division
Case No.: 11-CV-03588-YGR
Amount of Money Damages according to proof
or Other Relief
Sought:
3. Case Name: Stand for San Jose, et al. v. City, et al.
Name(s) of Parties(s) Involved: STAND FOR SAN JOSE AND EILEEN HANNAN; CITY OF SAN JOSE; CITY COUNCIL OF THE CITY OF SAN JOSE; REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE; DIRIDON DEVELOPMENT AUTHORITY
Court: Superior Court of the State of California, County of Santa Clara
Case No.: 1-11-CV-214196
Amount of Money Injunctive relief
or Other Relief
Sought:
4. Case Name: City, et al. vs. Bank of America, N.A., et al
Name(s) of Parties(s) Involved: CITY OF SAN JOSE, THE SAN JOSE REDEVELOPMENT AGENCY, BANK OF AMERICA, N.A., MERRILL LYNCH & CO., INC., UBS AG, UBS FINANCIAL SERVICES, INC., UBS SECURITIES, LLC, MBIA, INC., CITIBANK, N.A., CITIGROUP FINANCIAL PRODUCTS INC., CITIGROUP GLOBAL MARKETS HOLDINGS INC., MORGAN STANLEY, RABOBANK GROUP, BAYERISCHE, LANDESBANK GIRONZENTRALE, PIPER JAFFRAY & CO.,

SOCIETE GENERALE SA, FINANCIAL SECURITY ASSURANCE, INC., ASSURED GUARANTY US HOLDINGS INC., DEXIA S.A., NATIONAL WESTMINSTER BANK, PLC, NATIXIS FUNDING CORP., NATIXIS S.A., THE GOLDMAN SACHS GROUP, INC., GOLDMAN SACHS MITSUI MARINE DERIVATIVE PRODUCTS, L.P., GOLDMAN SACHS BANK USA, CDR FINANCIAL PRODUCTS, WINTERS & CO., ADVISORS, LLC, GEORGE K. BAUM & CO., SOUND CAPITAL MANAGEMENT, INC., INVESTMENT MANAGEMENT ADVISORY GROUP, INC., FIRST SOUTHWEST COMPANY, PFM INVESTMENT, LLC., PFM ASSET MANAGEMENT LLC.

Court: U.S. District Court, Northern District of California

Case No.: CV 10 2199

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

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

Title: City Manager
Name: Debra Figone

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

Name and Title of Unrepresented Employees: **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/employeeerelations/moa.asp>
Telephone – Employee Relations: (408) 535-8150

6. 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/employeeerelations/moa.asp>
Telephone – Employee Relations: (408) 535-8150

7. 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/employeeerelations/moa.asp>
Telephone – Employee Relations: (408) 535-8150

8. 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
9. 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
10. 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/employeerelations/moa.asp>
Telephone – Employee Relations: (408) 535-8150

City Negotiator:

City Manager designee Gina Donnelly

11.

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:

How to Obtain a
copy of Existing
Contract or MOA: