

## SAN JOSE CITY COUNCIL CLOSED SESSION AGENDA

**March 13, 2012**

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 subsection (a):**

1. Case Name: Lewis v. City of San Jose, et al.  
Name(s) of Parties(s) Involved: David Anthony Lewis, City of San Jose, San Jose Police Department, Officer Theodore Lane Davis, and DOES 1-10, inclusive  
Court: Superior Court of California, County of Santa Clara  
Case No.: 111CV191975  
Amount of Money or Other Relief Sought: Damages according to proof
2. Case Name: Contreras v. City, et al.  
Name(s) of Parties(s) Involved: EMILY CONTRERAS and JOSE LUA, SR., individually and as Administrators of the Estate of Richard A. Lua, CITY OF SAN JOSE; CHIEF ROBERT DAVIS; OFFICER ERIC BACHMANN; OFFICER PATRICK LYNCH, GENEVIEVE BLACK and DOES 1 to 10  
Court: United States District Court, Northern District of California  
Case No.: C-10-00953-RMW  
Amount of Money or Other Relief Sought: Damages according to proof.
3. Case Name: San Jose Police Officers' Association v. City of San Jose

Name(s) of Parties(s) Involved: SAN JOSE POLICE OFFICERS' ASSOCIATION; CITY OF SAN JOSE

Court: Superior Court of California, County of Santa Clara

Case No.: 112-CV-220146

Amount of Money or Other Relief Sought: Motion to compel arbitration

4. Case Name: Supple, et al. v. City of Alameda, et al.

Name(s) of Parties(s) Involved: DONALD SIPPLE, JOHN SIMON, KARL SIMONSEN, CHRISTOPHER JACOBS, Settlement Class Representatives, NEW CINGULAR WIRELESS PCS LLC, CITY OF ALAMEDA, COUNTY OF ALAMEDA, CITY OF ALBANY, CITY OF ALHAMBRA, CITY OF ARCADIA, CITY OF BALDWIN PARK, CITY OF BEAUMONT, CITY OF BELL, CITY OF BELLFLOWER, CITY OF BENECIA, CITY OF BERKELEY, CITY OF BURBANK, CITY OF CALABASAS, CITY OF CATHEDRAL, CITY OF CERES, CITY OF CHICO, CITY OF CHULA VISTA, CITY OF CITRUS HEIGHTS, CITY OF CLAREMONT, CITY OF COLTON, CITY OF COMPTON, CITY OF COVINA, CITY OF CUDAHY, CITY OF CULVER CITY, CITY OF CUPERTINO, CITY OF DALY CITY, CITY OF DESERT HOT SPRINGS, CITY OF DINUBA, CITY OF DOWNEY, CITY OF EAST PALO ALTO, CITY OF EL CERRITO, CITY OF EL MONTE, CITY OF EL SEGUNDO, CITY OF EMERYVILLE, CITY OF EUREKA, CITY OF EXETER, CITY OF FAIRFAX, CITY OF FAIRFIELD, CITY OF GARDENA, CITY OF GILROY, CITY OF GLENDALE, CITY OF GONZALES, CITY OF GREENFIELD, CITY OF GROVER BEACH, CITY OF GUADALUPE, CITY OF GUSTINE, CITY OF HAWTHORNE, CITY OF HAYWARD, CITY OF HERCULES, CITY OF HERMOSA BEACH, CITY OF HOLTVILLE, CITY OF HUNTINGTON BEACH, CITY OF HURON, CITY OF INDIO, CITY OF INGLEWOOD, CITY OF IRWINDALE, CITY OF LA HABRA, CITY OF LAKEWOOD, CITY OF LA PALMA, CITY OF LA VERNE, CITY OF LAWNSDALE, CITY OF LINDSEY, CITY OF LONG BEACH, CITY OF LOS ALAMITOS, CITY OF LOS ALTOS, CITY OF LOS ANGELES, LOS ANGELES COUNTY, CITY OF LYNWOOD, CITY OF MALIBU, CITY OF MAMMOTH LAKES, CITY OF MAYWOOD, CITY OF MENLO PARK, CITY OF MODESTO, CITY OF MONTCLAIR, CITY OF MONTEREY, CITY OF MONTEREY PARK, CITY OF

MORENO VALLEY, CITY OF MOUNTAIN VIEW, CITY OF NORWALK, CITY OF OAKLAND, CITY OF ORANGE COVE, CITY OF OROVILLE, CITY OF PACIFIC GROVE, CITY OF PALM SPRINGS, CITY OF PALO ALTO, CITY OF PARAMOUNT, CITY OF PASADENA, CITY OF PICO RIVERA, CITY OF PIEDMONT, CITY OF PINOLE, CITY OF PLACENTIA, CITY OF PLEASANT HILL, CITY OF POMONA, CITY OF PORT HUENEME, CITY OF PORTERVILLE, CITY OF RANCHO PALOS VERDE, CITY OF REDONDO BEACH, CITY OF REDWOOD CITY, CITY OF RIALTO, CITY OF RICHMOND, CITY OF RIVERSIDE, CITY OF SACRAMENTO, CITY OF SALINAS, CITY OF SAN BERNARDINO, CITY OF BUENAVENTURA (VENTURA), CITY OF SAN FRANCISCO, CITY OF SAN GABRIEL, CITY OF SAN JOSE, CITY OF SAN LEANDRO, CITY OF SAN LUIS OBISPO, CITY OF SAN MARINO, CITY OF SAN PABLO, CITY OF SANGER, CITY OF SANTA ANA, CITY OF SANTA BARBARA, CITY OF SANTA CRUZ, CITY OF SANTA MONICA, CITY OF SEAL BEACH, CITY OF SEASIDE, CITY OF SIERRA MADRE, CITY OF SOLEDAD, CITY OF SOUTH PASADENA, CITY OF STANTON, CITY OF STOCKTON, CITY OF SUNNYVALE, CITY OF TORRANCE, CITY OF TULARE, CITY OF WATERFORD, CITY OF WATSONVILLE, CITY OF WESTMINSTER, CITY OF WHITTIER, CITY OF WINTERS, CITY OF WOODLAKE, DOES 1-50

Court: Superior Court of California, County of Los Angeles

Case No.: BC462270

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

**B. 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

**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 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 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
3. 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

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: **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
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/employeerelations/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/employeerelations/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:



*Successor Agency to  
The Redevelopment Agency of the City of San José*

*Richard Doyle, City Attorney*

**SUCCESSOR AGENCY TO THE REDEVELOPMENT  
AGENCY OF THE CITY OF SAN JOSE CLOSED SESSION  
AGENDA**

**March 13, 2012**

**Place:** City Hall, 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 – EXISTING LITIGATION  
PURSUANT TO GOVERNMENT CODE SECTION 54956.9 subsection (a):**

1. Case Name: National Electric, Inc. v. Garden City Construction, Inc. et al.  
Name(s) of Parties(s) Involved: NATIONAL ELECTRIC, INC.; GARDEN CITY CONSTRUCTION, INC., a California corporation; SAN JOSE REDEVELOPMENT AGENCY, a California public entity; THE GUARANTEE COMPANY OF NORTH AMERICA, USA, a Michigan corporation; and DOES 1-25 inclusive  
Court: Superior Court of California, County of Santa Clara  
Case No.: 1-11-CV-211652  
Amount of Money or Other Relief Sought: Damages according to proof

**SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY  
OF THE CITY OF SAN JOSE CLOSED SESSION AGENDA**