

SAN JOSE CITY COUNCIL CLOSED SESSION AGENDA

April 3, 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: In re: Carruth
Name(s) of Parties(s) Involved:
Court:
Case No.:
Amount of Money or Other Relief Sought: Administrative Appeal
2. 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.: 1-12-CV-220146
Amount of Money or Other Relief Sought: Motion to compel interest arbitration
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.: 1-12-CV220800

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

4. 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.: 1-12-CV220795

Amount of Money or Other Relief Sought: Petition for writ of mandate

5. Case Name: McDonough, et al. v. City, et al.

Name(s) of Parties(s) Involved: CITY OF SAN JOSE, DENNIS D. HAWKINS, in his official capacity as City Clerk of the City of San Jose , BARRY GARNER, in his capacity as Registrar of Voters of the County of Santa Clara, KAREN MCDONOUGH, FRANCO VADO, ROBERT SAPIEN, CLIFFORD G. HUBBARD

Court: Superior Court of California, County of Santa Clara

Case No.: 1-12-CV220781

Amount of Money or Other Relief Sought: Petition for writ of mandate

6. Case Name: Constant, et al. v. Hawkins, et al.

Name(s) of Parties(s) Involved: Peter Constant; Benjamin Roth; Dennis Hawkins, Office of the City Clerk, San Jose; Barry Garner, Registrar of Voters, County of Santa Clara; Helen Chapman; Pattie Cortese; James Spence; John S. Diquisto; Cay Denise MacKenzie

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

Case No.: 1-12-CV-221239

Amount of Money or Other Relief Sought: Petition for writ of mandate

7. Case Name: Constant, et al. v. Hawkins, et al.
 Name(s) of Parties(s) Involved: Peter Constant; Benjamin Roth; Dennis Hawkins, Office of the City Clerk, San Jose; Barry Garner, Registrar of Voters, County of Santa Clara; Helen Chapman; Pattie Cortese; James Spence; John S. Diquisto; Cay Denise MacKenzie
 Court: Superior Court of the State of California, County of Santa Clara
 Case No.: 1-12-CV-221560
 Amount of Money or Other Relief Sought: Petition for writ of mandate

8. Case Name: Pina v. City of San Jose et al.
 Name(s) of Parties(s) Involved: Danny Pina; Jean Jimenez, individually and as an officer of the San Jose Police Department; Allan De La Cruz, individually and as an officer of the San Jose Police Department, Does 1 through 20
 Court: United States District Court, Northern District of California, San Jose Division
 Case No.: CV-10-02607
 Amount of Money or Other Relief Sought: Damages according to proof

B. 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 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 **Association of Legal Professionals of San José**
 Name and Title of (ALP)
 Unrepresented
 Employees:

 Nature of wages/salaries, hours, working conditions, etc.
 negotiations:

 Name of Existing
 Contract or MOA:

 How to Obtain a
 copy of Existing
 Contract or MOA: