



NORA FRIMANN, CITY ATTORNEY

Office of the City Attorney

SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA

January 30, 2024

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(d)(1):

1. Case Name: Estate of Demetrius Stanley, Brought by Personal Representative Mimi Lebreton v. City of San Jose, et al.

Name(s) of Party(ies) THE ESTATE OF DEMETRIUS STANLEY, BROUGHT BY PERSONAL REPRESENTATIVE MIMI LEBRETON; MIMI LEBRETON, an individual, CITY OF SAN JOSE, a municipal corporation; ANTHONY BAZA, in his individual capacity as a law enforcement officer for the SAN JOSE POLICE DEPARTMENT; HANS JORGENSON, in his individual capacity as a law enforcement officer for the SAN JOSE POLICE DEPARTMENT, and DOES 1-50, inclusive,

Court: United States District Court Northern District of California San Jose Division

Case No: 5:22-cv-03000-VKD

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

2. Case Name: Almanza, Adam vs. City of San Jose

Name(s) of Party(ies) ADAM ALMANZA, MICHAEL MORALDA,
CITY OF SAN JOSE, AND DOES 1
THROUGH 50, INCLUSIVE

Court: Superior Court of California, County of
Santa Clara

Case No: 21-CV-387923

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

3. Case Name: Outfront Media, LLC. v. City of San Jose, et
al.,

Name(s) of Party(ies) OUTFRONT MEDIA LLC; CITY OF SAN
JOSE, CITY COUNCIL OF THE CITY OF
SAN JOSE AIRPORT DEPARTMENT OF
THE CITY OF SAN JOSE, DIRECTOR OF
AVIATION JOHN AITKEN; and DOES 1
through 20; CLEAR CHANNEL OUTDOOR,
INC. dba CLEAR CHANNEL AIRPORTS,
and ROES 1 through 25

Court: Superior Court of California, County of
Santa Clara

Case No: 22CV401194

Amount of Money or Other Relief Sought: Writ of Mandamus

B. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION:

Significant exposure to litigation pursuant to Sections 54956.9(d)(2) and (e)(1) of the
Government code:

Number of matter(s) to be discussed: 4

**C. .PUBLIC EMPLOYMENT/PUBLIC EMPLOYEE APPOINTMENT PURSUANT TO
GOVERNMENT CODE SECTION 54957:**

Department or Agency: Police Auditor
Title: Police Auditor

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: **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: <https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/abmei>

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: <https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/aea>

Telephone – Employee Relations: (408) 535-8150
3. 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.

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| Name of Existing Contract or MOA: | Memorandum of Agreement – City of San José and Association of Legal Professionals of San José |
| How to Obtain a copy of Existing Contract or MOA: | Web: https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/alp Telephone – Employee Relations: (408) 535-8150 |
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4. Organization or Name and Title of Unrepresented Employees: **Association of Maintenance Supervisory Personnel (AMSP)**
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
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| 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: https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/amsp Telephone – Employee Relations: (408) 535-8150 |
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5. Organization or Name and Title of Unrepresented Employees: **City Association of Management Personnel Agreement (CAMP)**
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
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| 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: https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/camp 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: <https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/iaff>

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: <https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/ibew>

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: <https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/mef>
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: <https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/oe-3>
Telephone – Employee Relations: (408) 535-8150
10. Organization or Name and Title of Unrepresented Employees: **San José Police Dispatchers' Association (SJPDA)**
Nature of negotiations: wages/salaries, hours, working conditions, etc.
Name of Existing Contract or MOA: Memorandum of Agreement – City of San Jose and Municipal Employees' Federation (MEF), AFSCME, Local 101
How to Obtain a copy of Existing Contract or MOA: Web: <https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/sjpda>
Telephone – Employee Relations: (408) 535-8150
11. Organization or Name and Title of Unrepresented Employees: **San José Police Officers' Association (SJPOA)**

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| | 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: https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/poa Telephone – Employee Relations: (408) 535-8150 |
- 12 .** Organization or Name and Title of Unrepresented Employees: **Peace Officer Park Ranger Association (POPRA)**
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| | Nature of negotiations: | wages/salaries, hours, working conditions, etc. |
| | Name of Existing Contract or MOA: | Memorandum of Agreement – City of San Jose and Peace Officer Park Ranger Association |
| | How to Obtain a copy of Existing Contract or MOA: | Web: https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/popra Telephone – Employee Relations: (408) 535-8150 |