

9:30 a.m. - Closed Session, Call to Order in Council Chambers

Open Session, Labor Negotiations Update (See Item 3.2)

Adjourn to Closed Session in Council Chambers Conference Room, W133

See Separate Agenda

1:30 p.m. - Regular Session, Council Chambers, City Hall



NORA FRIMANN, CITY ATTORNEY

*Office of the City Attorney*

## **SAN JOSÉ CITY COUNCIL CLOSED SESSION AGENDA**

**February 6, 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: In re: Claim of Santos  
Name(s) of Party(ies)  
  
Court: Worker's Compensation Appeals Court  
Case No: ADJ12379744  
Amount of Money or Other Benefits  
Relief Sought:
  2. Case Name: In re: Claim of Gervasoni  
Name(s) of Party(ies)  
  
Court: Worker's Compensation Appeals Court  
Case No: ADJ16904540  
Amount of Money or Other Benefits  
Relief Sought:
  3. Case Name: Roy Gallego v. City of San Jose, et al.  
Name(s) of Party(ies) ROY GALLEG0, CITY OF SAN JOSE,  
ANTHONY CANCIAMILA, AND MARIA  
CANCIAMILA, IN INDIVIDUAL AND  
REPRESENTATIVE CAPACITIES AS  
TRUSTEES OF THE CANCIAMILA TRUST

Court: Superior Court, Santa Clara County

Case No: 23CV410943

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

4. Case Name: Andrew Johnson v. City of San Jose, et. al.  
Name(s) of Party(ies) ANDREW JOHNSON, CITY OF SAN JOSE,  
OFFICER JAMIE HALL, OFFICER MARCO  
MONZON

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

Case No: 18-CV-6264-EJD

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

5. Case Name: Sutter's Place, Inc. dba Bay 101 v. California  
Gambling Control Commission, et al.

Name(s) of Party(ies) SUTTER'S PLACE, INC. dba BAY 101, a  
California corporation, CALIFORNIA  
GAMBLING CONTROL COMISSION, CITY  
OF SAN JOSE, a California charter city;  
GARDEN CITY, INC. dba CASINO M8TRIX, a  
California corporation,

Court: United States Court of Appeals, First  
Appellate District

Case No: A168427

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

C. **CONFERENCE REGARDING POTENTIAL THREAT TO PUBLIC SERVICES OR  
FACILITIES PURSUANT TO GOVERNMENT CODE SECTION 54957(a):**

Consultation with: IT Department

Representatives: Khaled Tawfik, Director

**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: <a href="https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/alp">https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/alp</a><br>Telephone – Employee Relations: (408) 535-8150 |
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- 4.** Organization or Name and Title of Unrepresented Employees:

Nature of negotiations:

Name of Existing Contract or MOA:

How to Obtain a copy of Existing Contract or MOA:

**Association of Maintenance Supervisory Personnel (AMSP)**

wages/salaries, hours, working conditions, etc.

City of San José - Association of Maintenance Supervisory Personnel (AMSP) Benefit & Compensation Summary

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
  - 5.** Organization or Name and Title of Unrepresented Employees:

Nature of negotiations:

Name of Existing Contract or MOA:

How to Obtain a copy of Existing Contract or MOA:

**City Association of Management Personnel Agreement (CAMP)**

wages/salaries, hours, working conditions, etc.

Benefit & Compensation Summary — City of San José and City Association of Management Personnel Agreement

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: <a href="https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/poa">https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/poa</a><br>Telephone – Employee Relations: (408) 535-8150 |
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- 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: <a href="https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/popra">https://www.sanjoseca.gov/your-government/departments-offices/office-of-the-city-manager/employee-relations/labor-relations-information/bargaining-units-labor-contract-info/popra</a><br>Telephone – Employee Relations: (408) 535-8150 |