

Memorandum

TO: Honorable Mayor &
City Council Members

FROM: Lee Price, MMC
City Clerk

SUBJECT: The Public Record
April 1 – April 8, 2010

DATE: April 9, 2010

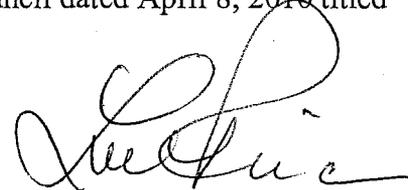
ITEMS TRANSMITTED TO THE ADMINISTRATION

ITEMS FILED FOR THE PUBLIC RECORD

- (a) Notification letter from T-Mobile West Corporation as successor in interest to Omnipoint Communications, Inc. d/b/a/ T-Mobile (U-3056-C) to Consumer Protection and Safety Division dated April 1, 2010 for T-Mobile Site No. SF24421C.
- (b) Notification letter from T-Mobile West Corporation as successor in interest to Omnipoint Communications, Inc. d/b/a/ T-Mobile (U-3056-C) to Consumer Protection and Safety Division dated April 1, 2010 for T-Mobile Site No. SF24427D.
- (c) Email from Natalie Dominguez, Santa Clara Valley Water District Office of the Clerk of the Board, received April 2, 2010 submitting information regarding the April 13, 2010 Public Hearing on the Annual Report on the Protection and Augmentation of Water Supplies – 2010 and recommended Groundwater Production Charges for FY 2010-2011. (Complete Board Agenda available on file in the Office of the City Clerk).
- (d) Email from California High-Speed Rail Authority to the City Clerk received April 2, 2010 forwarding the agenda for the April 14, 2010 meeting of the Audit Report Review Committee.
- (e) Email from Library Clerk Susan Haddox to Mayor Reed and the City Council received April 6, 2010 regarding reduction of library staffing and hours.
- (f) Email from the Office of District Five County Supervisor Liz Kniss to the City Clerk received April 7, 2010 forwarding an invitation to the City Council and City Manager to a Public Forum to discuss Suicide Prevention on April 28, 2010.
- (g) Email from LAFCO Clerk Emmanuel Abello to the City Clerk received April 7, 2010, providing notification of a Public Hearing of the Local Agency Formation Commission of Santa Clara County (LAFCO) to be held April 21, 2010.

Honorable Mayor and City Council Members
April 9, 2010
Subject: The Public Record: April 1 - 8, 2010

- (h) Email from Shanna Trevino of "In God We Trust – America, Inc." to Mayor Reed and the City Council received April 8, 2010 requesting the City support to display "In God We Trust" motto in City Hall. (Attachments on file in Office of the City Clerk)
- (i) Letter from Association of Retired San José Police Officers and Firefighters President Jay Wendling to Mayor Reed and the City Council dated April 7, 2010 expressing support of the retiree health care in-lieu program.
- (j) Letter from David S. Wall to Mayor Reed and City Council dated April 8, 2010 titled "Thanks to Mr. Tony Martinez, Jr., Custodian at City Hall!".
- (k) Letter from David S. Wall to Mayor Reed and City Council dated April 8, 2010 titled "New Service Delivery Model: Make Unions collect their own dues".
- (l) Letter from David S. Wall to Mayor Reed and City Council dated April 8, 2010 titled "Thanks to San José Police Officer Chris Mendoza #3883!".
- (m) Letter from David S. Wall to Mayor Reed and City Council dated April 8, 2010 titled "Councilmember's outside earnings raises a few questions".
- (n) Letter from David S. Wall to Mayor Reed and City Council dated April 8, 2010 titled "Modify the City Charter or continue to embrace and foster an archaic business model".
- (o) Letter from David S. Wall to Mayor Reed and City Council dated April 8, 2010 titled "The Ghetto Life: Update on the SCEP".



Lee Price, MMC
City Clerk

LP/rmk

Distribution: Mayor/Council
City Manager
Assistant City Manager
Assistant to City Manager
Council Liaison
Director of Planning
City Attorney
City Auditor
Director of Public Works
Director of Finance
Director of Transportation
Public Information Officer
San José Mercury News
Library



T-MOBILE WEST CORPORATION a
Delaware Corporation
1855 Gateway Boulevard, 9th Floor
Concord, CA 94520

April 1, 2010

Anna Hom
Consumer Protection and Safety Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

**RE: T-Mobile West Corporation as successor in interest to Omnipoint Communications, Inc. d/b/a T-Mobile (U-3056-C).
Notification Letter for T-Mobile Site No. SF24421C:**

This letter provides the Commission with notice pursuant to the provisions of General Order No. 159A of the Public Utilities Commission of the State of California (CPUC) that with regard to the project described in Attachment A:

- (a) T-Mobile has obtained all requisite land use approval for the project described in Attachment A.
 - (b) No land use approval is required because
-
-

A copy of this notification letter is being sent to the local government agency identified below for its information. Should the Commission or the local government agency have any questions regarding this project, or if anyone disagrees with the information contained herein, please contact Joni Norman, Senior Development Manager for T-Mobile, at (925) 521-5987, or contact Ms. Anna Hom of the CPUC Consumer Protection and Safety Division at 415-703-2699.

Sincerely,

Joni Norman
Sr. Development Manager
T-MOBILE WEST CORPORATION a Delaware corporation

Enclosed: Attachment A

CC:

Debra Figone, City Manager, City of San Jose, 200 East Santa Clara St., San Jose CA 95113
Joseph Horwedel, Planning Director, City of San Jose, 200 East Santa Clara St., San Jose CA 95113
Lee Price, City Clerk, City of San Jose, 200 East Santa Clara St., San Jose CA 95113

April 1, 2010

Page 2 of 2

ATTACHMENT A

1. Project Location

Site Identification Number: SF24421C
Site Name: US Post Office ATC Roof
Site Address: 1750 Meridian Ave, San Jose, CA 95125
County: Santa Clara
Assessor's Parcel Number: 429-46-031
Latitude: 37° 17' 25.17" N
Longitude: 121° 54' 44.08" W

2. Project Description

Number of Antennas to be installed: Six (6) Panel, One (1) GPS
Tower Design: Roof Top installation
Tower Appearance: Antennas on Roof behind screening
Tower Height: 39'-6"
Size of Building: Single Story with Mechanical Screen Room at 42'-6"

3. Business Addresses of all Governmental Agencies

City of San Jose Debra Figone, City Manager 200 East Santa Clara St. San Jose, CA 95113	City of San Jose Joseph Horwedel, Planning Director 200 East Santa Clara St. San Jose, CA 95113	City of San Jose Less Price, City Clerk 200 East Santa Clara San Jose, CA 95113
--	--	--

4. Land Use Approvals

Date Zoning Approval Issued: March 26, 2010

Land Use Permit #: AD10-214

If Land use Approval was not required: N/A

T-Mobile

T-MOBILE WEST CORPORATION a
Delaware Corporation
1855 Gateway Boulevard, 9th Floor
Concord, CA 94520

April 1, 2010

Anna Hom
Consumer Protection and Safety Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102

**RE: T-Mobile West Corporation as successor in interest to Omnipoint Communications,
Inc. d/b/a T-Mobile (U-3056-C).
Notification Letter for T-Mobile Site No. SF24427D:**

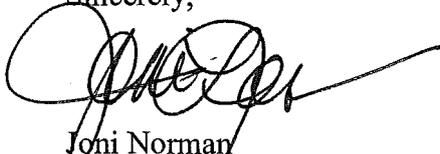
This letter provides the Commission with notice pursuant to the provisions of General Order No. 159A of the Public Utilities Commission of the State of California (CPUC) that with regard to the project described in Attachment A:

(a) T-Mobile has obtained all requisite land use approval for the project described in Attachment A.

(b) No land use approval is required because

A copy of this notification letter is being sent to the local government agency identified below for its information. Should the Commission or the local government agency have any questions regarding this project, or if anyone disagrees with the information contained herein, please contact Joni Norman, Senior Development Manager for T-Mobile, at (925) 521-5987, or contact Ms. Anna Hom of the CPUC Consumer Protection and Safety Division at 415-703-2699.

Sincerely,



Joni Norman
Sr. Development Manager
T-MOBILE WEST CORPORATION a Delaware corporation

Enclosed: Attachment A

CC:

Debra Figone, City Manager, City of San Jose, 200 East Santa Clara St., San Jose CA 95113
Joseph Horwedel, Planning Director, City of San Jose, 200 East Santa Clara St., San Jose CA 95113
Lee Price, City Clerk, City of San Jose, 200 East Santa Clara St., San Jose CA 95113

April 1, 2010

Page 2 of 2

ATTACHMENT A

1. Project Location

Site Identification Number: SF24427D
Site Name: Java Junction
Site Address: 4075 Evergreen Village Square, San Jose, CA 95135
County: Santa Clara
Assessor's Parcel Number: 659-57-014
Latitude: 37° 18' 52.35" N
Longitude: 121° 46' 23.26" W

2. Project Description

Number of Antennas to be installed: Six (6) Panel, One (1) GPS
Tower Design: Roof Top installation
Tower Appearance: Antennas on Roof behind screening
Tower Height: 39'-6"
Size of Building: Two-Story irregular style roof

3. Business Addresses of all Governmental Agencies

City of San Jose Debra Figone, City Manager 200 East Santa Clara St. San Jose, CA 95113	City of San Jose Joseph Horwedel, Planning Director 200 East Santa Clara St. San Jose, CA 95113	City of San Jose Less Price, City Clerk 200 East Santa Clara San Jose, CA 95113
--	--	--

4. Land Use Approvals

Date Zoning Approval Issued: March 30, 2010

Land Use Permit #: AD10-225

If Land use Approval was not required: N/A

From: Natalie Dominguez [mailto:]
Sent: Friday, April 02, 2010 4:00 PM
To: Alan Kurotori; Evelyn Lopez at Don Gage, BOS; Glenn Goepfert; Hon. Barry Chang; Hon. Chuck Page; Hon. Craig Gartman; Hon. Curtis Wright; Hon. Donald Gage; Hon. George Shirakawa; Hon. Jane Kennedy; Hon. Jason Baker; Hon. Jean Mordo; Hon. Jill Hunter; Hon. John Inks ; Chu, Kansen; Hon. Karen Holman; Hon. Lou Becker; Hon. Marilyn Librers; Hon. Mark Santoro; Hon. Mike Wasserman; Hon. Peter Arellano; Hon. Robert Livengood; Hon. Ron Swegles; Hon. Steve Rice; Hon. Susan Garner; Hon. Will Kennedy; Jim Ashcraft; Jim Craig; Stufflebean, John; Karen Nelson; Kathleen Phalen; Kim Green; Kimberly Green; Marissa Ybarra; Michael Fuller; Nicholas Procos; Patsy Garcia; Queta Herrera/Supervisor Shirakawa; Richard Chiu; Robert Wilson; Shannon Balco/Supervisor Gage; Tina McVay, Deputy Clerk - Morgan Hill; Veronica Bejines/R. Livengood; Andrea Chelemengos, City Clerk - Monte Sereno; Angelita Salvador, City Clerk - Mountain View; Ann Bybee, City Clerk; Ann Sullivan, City Clerk; Donna Grider, City Clerk; Jackie Rose, Town Clerk - Los Gatos; Karen Jost, City Clerk - Los Altos Hills; Kathleen Franco-Simmons, City Clerk; Kimberly Smith, City Clerk; City Clerk; M. Lavell, City Clerk - Milpitas; Maria Marinos, Clerk/Board of Supervisors; Rod Diridon, Jr., City Clerk - Santa Clara; Shawna Freels, City Clerk; Susan Kitchens, City Clerk - Los Altos
Cc: Karna DuQuite; Glenna Brambill
Subject: FW: April Advisory Committee Meeting Packets: Pending Attachments
Importance: High

Good afternoon.

Attached for your information are the committee agenda item attachments for the Groundwater Production Charges Analysis Discussion and Comment to the Board.

This same information is scheduled to be discussed with the Board at its April 13, 2010, meeting, entitled "Public Hearing – Annual Report on the Protection and Augmentation of Water Supplies – 2010 and Recommended Groundwater Production Charges for FY2010-11."

This Board agenda item can be viewed on-line at:

[http://cf.valleywater.org/About Us/Board of directors/Board meetings/ 2010 Published Meetings/PublishedMeetings.htm](http://cf.valleywater.org/About_Us/Board_of_directors/Board_meetings/2010_Published_Meetings/PublishedMeetings.htm)

Thank you.

Natalie F. Dominguez

Board Administrative Assistant II
Office of the Clerk of the Board
Santa Clara Valley Water District
5750 Almaden Expressway
San Jose, CA 95118

****COMPLETE BOARD AGENDA AVAILABLE ON FILE IN THE OFFICE OF THE CITY CLERK****

From: Michelle Meredith
Sent: Friday, March 26, 2010 4:41 PM
To:

Subject: April Advisory Committee Meeting Packets: Pending Attachments
Importance: High

Dear Members of the Water Commission and Landscape Advisory Committee,

The meeting packets for your respective April business meetings have been mailed to you today.

Please note, however, that the attachments for the "Proposed Groundwater Production Charge Analysis Discussion and Comment to the Board" agenda item are not included and are scheduled to be available on Friday, April 2, 2010.

These attachments for this agenda item are for a proposed April 13, 2010, Board agenda item, which will be publically available on Friday, April 2, 2010, as part of the Board's 10-day posting for its agenda items.

Therefore, you will be notified next Friday of the availability and location of these attachments on the Santa Clara Valley Water District's website at www.valleywater.org.

If you have any questions, please contact Committee Staff Liaison, Karna DuQuite at kduquite@valleywater.org or (408) 265-2607, ext. 2944.

The Brown Act forbids any individual contact among committee members that may result in a serial meeting. As such, the subject matter contained in this e-mail is presented as information and for individual purposes only. No committee discussion may ensue as a result of this e-mail's receipt.

*The Brown Act defines serial meetings as follows: A series of **meetings or communications** about Committee business among a majority of Committee members, through either one or more persons acting as intermediaries, **or through use of a technological device such as telephone, email, etc.***



**CALIFORNIA
HIGH-SPEED RAIL
AUTHORITY**

AUDIT REPORT REVIEW COMMITTEE
(Chairman Curt Pringle and Board Member Rod Diridon)

April 14, 2010
9:30 a.m.

Note: These meetings will be conducted telephonically, pursuant to Government Code section 11123, subdivision (b)(1). Access to the public is provided at each of the following locations.

Anaheim	San Jose	Sacramento
2400 E. Katella, #350 Anaheim, CA	Mineta Transportation Institute 210 N. Fourth St., 4th Floor San Jose, CA	California High-Speed Rail Authority 925 L Street, Suite 675 Sacramento, CA
Board Chairman Pringle	Member Rod Diridon	Additional location per Gov. C. sec. 11123, subd. (b)(2)

Agenda Items

- Public Comment**
An opportunity will be provided for any member of the public to comment on any agenda item.
- Closed Session Pertaining to Audit**
Pursuant to Government Code section 11126.2, subdivision (a), to consider the Authority's response to the confidential final draft audit report from the Bureau of State Audits.

Responsible Party

Committee Chair

Committee Chair

Status

I

A

"A" denotes an "Action" item; "I" denotes an "Information" item - Items may be taken out of order

Reasonable Accommodation for Any Individual with a Disability

Any individual with a disability who requires reasonable accommodation to attend or participate may request assistance by contacting the Authority at (916) 324-1541. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made no later than one week prior to the meeting.

Operations Committee April 7, 2010 Meeting Agenda

Executive Director Search Committee April 7, 2010 Meeting Agenda

Monthly Board Meeting April 8, 2010 Meeting Agenda

Contact:

Paul Hefner

This message was sent from California High-Speed Rail Authority to cityclerk@sanjoseca.gov. It was sent from: California High-Speed Rail Authority, 925 L Street, Suite 1425, Sacramento, California 95814. You can modify/update your subscription via the link below.

From:**Sent:** Tuesday, April 06, 2010 10:57 PM**To:** The Office of Mayor Chuck Reed; District1; Kalra, Ash; District3; District4; District5; Oliverio, Pierluigi; District7; Herrera, Rose; Chirco, Judy; Office of Councilmember Nancy Pyle; webmaster.manger@sanjoseca.gov**Cc:** City Clerk**Subject:**

Dear Addressees

I am a part time library clerk at the new Santa Teresa branch and I'm asking you to save library staff and hours. In my seven years here I've seen many changes in the way people use the library. It is a vital part of the community especially in these hard economic times. School libraries are closing and students need our services. Internet access is necessary for job searching and many people have no other access. San Jose is the 10th largest city in the nation and how terrible it would be to have limited library hours. The voters passed a bond measure to build these beautiful branches and now they will only have them open a few days? They deserve more. Please save this essential service.

Thank you,

Susan Haddox

Krantz, Ruth

From: Price, Lee
Sent: Wednesday, April 07, 2010 2:52 PM
To: Krantz, Ruth
Subject: FW: An Invitation

Attachments: Flyer- Public Forum 4.28.10 Suicide Prevention[1].pdf



Flyer- Public Forum
4.28.10 Su...

Public Record

-----Original Message-----

From: Cuesta, Elizabeth [mailto:Elizabeth.Cuesta@BOS.SCCGOV.ORG]
Sent: Wednesday, April 07, 2010 12:58 PM
To: Price, Lee
Subject: An Invitation

Please refer to the invitation below and attached flyer from County Supervisor Liz Kniss and share with your City Council members and City Manager.

Thank You

Elizabeth Cuesta
Office Manager to
Supervisor Liz Kniss, District Five
County of Santa Clara Board of Supervisors
(408) 299-5050 or (650) 965-8737
Fax: (408) 280-0418
<http://www.lizkniss.org>

April 7, 2010

I am writing to ask for your valued input on a matter of great importance to our community.

In January the Santa Clara County Suicide Prevention Advisory Committee (SPAC) was formed with the express purpose of reducing suicide in our County through development of a comprehensive suicide prevention strategy. SPAC is Co-Chaired by myself and Vic Ojakian, community leader and member of the Santa Clara County Mental Health Board. Our goal is to complete a strategy to share and engage the community by early Summer. The initial work of the Committee is ready for community dialogue and feedback.

Please Join Us

Public Forum Wednesday, April 28, 2010 from 6:00 - 8:00PM Valley Medical Center Specialty Services Building,
751 South Bascom Avenue, San Jose 95128

Please refer to the attached for more details. My office will assist with any questions you may have. Please call Nicole Squires at 408-299-5050.

I would like you to be part of the effort to define how we, united as one community, can prevent death and answer cries of help. If you are not able to attend, please pass this invitation to others. To learn more about the SPAC please visit sccgov.org/spac.

Sincerely,
County Supervisor, District 5



Public Forum to discuss Suicide Prevention

April 28, 2010, 6-8pm

Valley Medical Center's Specialty Center Building,

Room BQ160 (basement) Free parking in parking garage

Buffet dinner provided from 5:30pm for the first 100 people

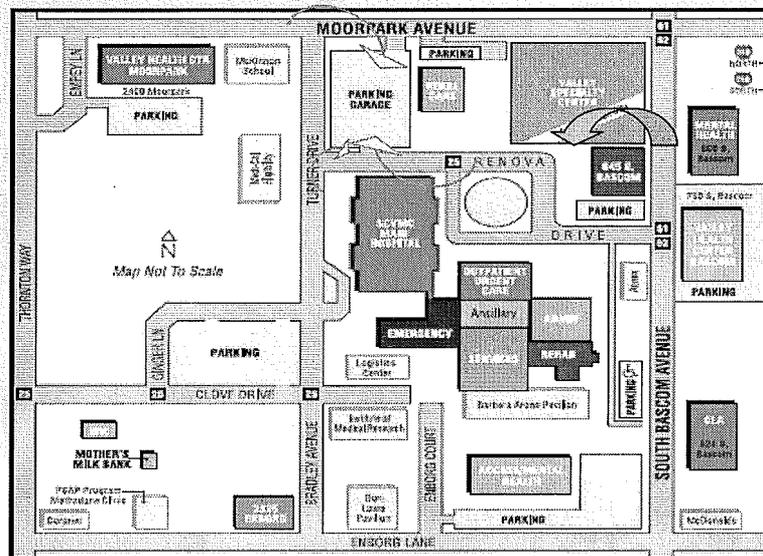
Translation services available: Spanish, Vietnamese, Mandarin, Tagalog

The Santa Clara County Suicide Prevention Advisory Committee (SPAC), co-chaired by Supervisor Liz Kniss and Mental Health Board Member Vic Ojakian, warmly invites you to attend a Public Forum to discuss **WHO is at risk of committing suicide? WHY do people commit suicide? HOW can we prevent suicide? and WHERE are services available?** Be part of the effort to define how we, united as one community, can prevent these deaths and cries of help by cherished members of our community or our own family.

To learn more about the extensive work that this dedicated committee of 40 people from different groups, agencies, and interests have undertaken these past four months, call or email Elena Tindall at Elena.tindall@hhs.sccgov.org, (408) 793-5843, or visit the Santa Clara County **Suicide Prevention website** at www.sccgov.org/spac for a treasure trove of information and resources.

Make your voice heard because "Every life counts, including yours!"

Santa Clara Valley Medical Center Campus



VMC-Valley Specialty Center, Basement – RM #BQ160, 751 S. Bascom Avenue, San Jose 95128

Public Transportation: If you're using public transportation, visit www.vta.org for route schedules and maps. You can also call the Valley Transportation Authority (VTA) Customer Service Call Center at (408) 321-2300 for more information.

From: Abello, Emmanuel [mailto:Emmanuel.Abello@ceo.sccgov.org]

Sent: Wednesday, April 07, 2010 3:53 PM

To: Campbell City Clerk; Cupertino City Clerk; Gilroy City Clerk; Los Altos City Clerk; Los Altos Hills Town Clerk; Los Gatos Town Clerk; Milpitas City Clerk; Monte Sereno City Clerk; Morgan Hill City Clerk; Mountain View City Clerk; Palo Alto Town Clerk; Price, Lee; Santa Clara City Clerk; Saratoga City Clerk; Sunnyvale City Clerk; Campbell City Manager; Cupertino City Manager; Gilroy City Manager; Los Altos City Manager; Los Altos Hills City Manager; Los Gatos City Manager; Milpitas City Manager; Monte Sereno City Manager; Morgan Hill City Manager; Mountain View City Manager; Palo Alto City Manager; Figone, Debra; Santa Clara City Manager; Saratoga City Manager; Sunnyvale City Manager; Marinos, Maria

Cc: Palacherla, Neelima; Noel, Dunia

Subject: LAFCO Public Hearing Notice

Good afternoon, everyone.

Please see attached public hearing notice for the April 21, 2010 LAFCO meeting.

Thank you,
Emmanuel Abello
LAFCO Clerk

Local Agency Formation Commission
of Santa Clara County
70 W. Hedding Street, 11th Floor
San Jose, CA 95110

Ph. (408) 299-6415 / Fax (408) 295-1613
www.santaclara.lafco.ca.gov



NOTICE OF PUBLIC HEARING
Local Agency Formation Commission of Santa Clara County (LAFCO)

The Local Agency Formation Commission of Santa Clara County will hold a public hearing on Wednesday, April 21, 2010 at 1:15 p.m., or as soon thereafter as the matter can be heard, in the Board of Supervisors' Chambers, County Government Center, 70 West Hedding Street, San Jose, California, to consider:

1. Adoption of Conflict of Interest Code pursuant to Government Code §87306 identifying employees, members, officers and consultants who are subject to LAFCO's Conflict of Interest Code, identifying all positions that must be designated, declaring positions that manage public investments, assigning disclosure categories, and incorporating 2 California Code of Regulations §18730 as the provisions of the LAFCO Conflict of Interest Code.
2. Adoption of the Preliminary LAFCO Budget for Fiscal Year 2010-2011.
3. Adoption of the proposed revision to the LAFCO Fee Schedule.

Staff reports and related material for these items will be on file at the LAFCO Office and available on the LAFCO website on April 14, 2010. All interested persons may be present and comment at said time and place or may submit written comments. Written communications should be filed prior to the date of the hearing at the address below.

Email: dunia.noel@ceo.sccgov.org
OR
neelima.palacherla@ceo.sccgov.org

Fax: (408) 295-1613

Mailing Address: LAFCO of Santa Clara County
70 West Hedding Street
11th Floor, East Wing
San Jose, CA 95110

March 30, 2010
Neelima Palacherla, LAFCO Executive Officer
(408) 299-5127



**Our Mission
To Promote Patriotism
By Encouraging Elected City Officials
To Display Our National Motto "In God We Trust"
In Every City Hall In America**

Board of Directors

President
Jacquie Sullivan
Bakersfield
Councilmember

Secretary
Mark Abernathy
Western Pacific Research, Inc.

Treasurer
Larry Moxley
Moxley International

Advisory Board

Don Clark
Former News Anchor
CBS Bakersfield

Holly Culhane, SPHR
P*A*S Associates

Tina Miller
Business Owner

Paul Neufeld
Wasco Councilmember
Building Contractor

Pedro Rios
Delano Councilmember
Educator

Cheryl Rhodes
Educator

Dan Schaffer
KAXL Radio

Dave Voss
Jesus Shack

Tom Watkins
Bakersfield Family
Medical Center

June 2009

Dear Honorable Mayor and Councilmembers,

The United States of America has much to celebrate. The freedoms we prize were won through enormous pain and sacrifice and are perpetuated through tremendous courage and vision. Now, to help preserve and protect the best of all that America stands for, a volunteer organization, ***In God We Trust - America, Inc.***, has been organized and headquartered in Bakersfield, California. Our mission is to encourage each city in our nation to join in prominently and permanently displaying our national motto, "In God We Trust," in every City Hall throughout our great state and across America.

"In God We Trust" became our national motto when approved by Congress on July 30, 1956, and later by the Supreme Court, after the United States led the world through the trauma of World War II. The words have been used on U.S. currency since 1864. The same inspiring slogan is engraved above the entrance to the Senate Chamber and above the Speaker's dais in the House of Representatives. In both war and peace, these words have been a profound source of strength and guidance to many generations of Americans.

In February of 2002, the Bakersfield City Council officially voted "Yes" to display our national motto, "In God We Trust," in their City Hall. These historic words are now prominently displayed in their city council chambers and arched above their city seal. To date, nearly 50 cities in California have voted to take similar official action and to follow Bakersfield's lead. We now encourage every city across our wonderful land to do the same.

Will You Join Us?

In God We Trust - America, Inc. has received a significant letter from the President of the Pacific Justice Institute, a non-profit group based in Sacramento, who defends cases threatening our religious liberties and our nation's religious heritage. They are commending our organization for promoting the national motto and assure us that "under applicable case law, such recognitions are clearly constitutional." Should any government entity receive legal threats, the Pacific Justice Institute would be honored to defend them at no charge in state or federal court.

Our volunteer organization, ***In God We Trust - America, Inc.***, is incorporated with non-profit 501c3 status. We are available to assist you, as a civic leader, with whatever is needed to aid in your participation to approve displaying our nation's motto in your own city hall. A representative from our organization will contact you to see how we can assist you in this noble endeavor. You may also contact me directly for assistance at (661) 834-4943 or e-mail at jacquiesullivan@ingodwetrust-america.org.

May God bless America, and may America's trust always be in God.

Sincerely,

Jacquie Sullivan
Bakersfield City Councilmember
Founder / President
In God We Trust - America, Inc.

IN GOD WE TRUST - AMERICA, INC.

P.O. Box 11715 • Bakersfield, CA 93389-1715 • (661) 834-4943
Email: jacquiesullivan@ingodwetrust-america.org • Website: ingodwetrust-america.org
A non-profit 501c3 educational corporation ID# 2624857

On July 30, 1956, "***In God We Trust***" was adopted by Congress as the National Motto of the United States of America .

In 2002, the City Council in Bakersfield , California , voted "**Yes**" to proudly and prominently display the national motto, "***In God We Trust,***" in the Council Chambers at City Hall. Soon after, all eleven cities in the County of Kern voted to do the same.

In 2004, an organization called ***In God We Trust ~America, Inc.*** was initiated and attained 501(c)(3) non-profit status. Its sole mission is to promote patriotism by encouraging elected officials across America to vote "**Yes**" to display "***In God We Trust***" in their respective city halls.

This inspiring email packet is being sent city-by-city throughout the nation. At last count, 76 cities and towns in states across America , including nearly 65 California cities, have voted in favor of displaying our National Motto.

On March 12, 2010, America won a great victory for patriotism! The Ninth Circuit Court of Appeals issued two rulings regarding the national motto and the pledge of allegiance. The Court found that neither the motto nor the pledge violate the First Amendment's Establishment Clause. Rulings like this should give all patriots resilience to keep working to preserve the values our nation was founded upon.

Please notice two important attachments included in this email packet. The first is named "Legalization of IGWT~A." It is a letter from the Pacific Justice Institute, a non-profit organization that defends religious liberty issues. The letter explains in detail that the right to display our national motto in public places is clearly constitutional. Secondly, there is an attachment named "Sample Resolution." This sample resolution is being used by many cities when they "**Vote Yes**" to display "***In God We Trust.***"

This inspiring patriotic movement is on strong legal ground. To date, there have been NO legal challenges. There is nothing to challenge!

Will You Join Us?

This *In God We Trust ~America, Inc.* email packet, is being distributed to your elected officials, city manager and city attorney, to move this process forward in your community.

*We encourage you to place this issue on your agenda for a positive outcome. Please let us know as soon as your council votes “**Yes**” on this matter. We want to make sure the name of your city is included in the growing list of “**Yes Vote**” cities that have voted in favor of displaying “*In God We Trust,*” at City Hall. Your city will be added to the above attachment named “Yes Vote - Cities Across America,” and will become part of this email packet we are sending across America . This will give your city the national recognition it deserves. Also, we will add the names and pictures of your elected officials along with a photo of your display to our website at: www.ingodwetrust-america.org.

If you cannot open the attachments, or if you would like more information, I welcome you to contact me personally at my Home/Office: (661)834-4943, or Jacquie@LibertyStar.net

Thank you in advance,

In God We Trust

Jacquie Sullivan

City Councilmember: Bakersfield , California

In God We Trust ~America, Inc.

President / Founder

In God We Trust – America, Inc.

P.O. BOX 11715 * Bakersfield , CA 93389 * 661-834-4943

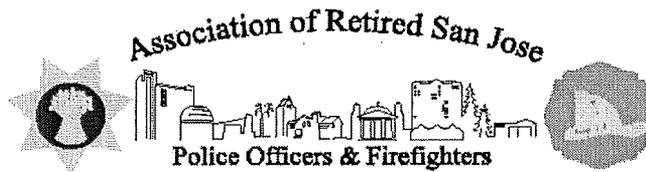
Email: jacquesullivan@ingodwetrust-america.org; Website: www.ingodwetrust-america.org

A non-profit 501c3 educational corporation ID# 2624857

In God We Trust,

Shanna Trevino
Representative of IGWT-A

<http://www.ingodwetrust-america.org/>



April 7, 2010

Honorable Mayor and City Council
City of San Jose
200 E. Santa Clara Street
San Jose, CA 95113

Re: Retiree Health Care In-Lieu

Dear Mayor and City Council,

We were pleased to read your recommendation for creating a retiree health care reimbursement in-lieu program in the Mayor's March 2010 Budget Message. As we wrote in our August 4, 2009 letter to you and the City Council, we are supportive of the City Council creating a retiree health care in-lieu program that will save the City money on an ongoing basis—especially in these tough budget times.

As stated in the City Auditor's June 2009 *Audit of the Employee Medical Benefits*, "An in-lieu program for retirees could save the City substantially in annual retiree medical expenses, and may also improve the City's projected long-term retiree healthcare liability."¹ **Specifically, the Auditor estimated that if just 200 current retirees elected to participate in such a program, the City would save \$1,000,000 a year.**

We believe the process to design this program should begin immediately so the City can begin to realize the savings as soon as possible.

Because this program requires retirees to opt in to be successful, it must provide current retirees with strong assurances that they can re-enroll in the City's health care plan at a later date if personal circumstances warrant. As the Auditor stated, "Retirees would be more likely to suspend City medical benefits if they were given some kind of incentive to suspend benefits and were given assurance that they could re-enroll after a qualifying event."² We agree with the Auditor's conclusion in this regard.

We respectfully request that the Association of Retired San Jose Police Officers & Firefighters be included as an active participant in designing this program so we can ensure that the program provides the appropriate assurances to attract the largest amount of voluntary participants possible—maximizing the City's potential savings. Further, as part of our participation, our association will commit to promoting this new program to our members to assist the City in signing-up as many willing participants as possible.

¹ *Audit of the Employee Medical Benefits*, Sharon Erickson, Pg. 30

² *Audit of the Employee Medical Benefits*, Sharon Erickson, Pg. 28

We know that you and the City Council are struggling for ways to balance the City budget while protecting services. The retiree in-lieu program is a good idea—one that can save the City significant money—that should be implemented as soon as possible. We hope that you will provide us with the opportunity to be part of the solution.

Sincerely,

Jay Wendling
President

C: City Manager

Krantz, Ruth

From: City Clerk
Sent: Thursday, April 08, 2010 2:08 PM
To: Krantz, Ruth
Subject: FW: Letter from the Association of Retired San Jose Police Officers & Firefighters
Attachments: health care in lieu council letter.pdf
Public Record

From: Dustin DeRollo [redacted]
Sent: Wednesday, April 07, 2010 6:21 PM
To: The Office of Mayor Chuck Reed; District1; District2; District3; District4; District5; Oliverio, Pierluigi; District7; Herrera, Rose; Chirco, Judy; Office of Councilmember Nancy Pyle
Cc: City Clerk; Webmaster Manager
Subject: Letter from the Association of Retired San Jose Police Officers & Firefighters

Dear Mayor & Councilmembers

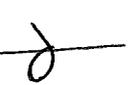
Attached please find a letter from the Association of Retired San Jose Police Officers & Firefighters regarding the health care in-lieu program discussed in the Mayor's Budget message. Please let us know if you have any questions or need additional information.

Sincerely,

Dustin DeRollo
Saggau & DeRollo, LLC

97 S. 2nd Street, Suite 220
San Jose, CA 95113
(408) 297-4052 x103 (Direct)
(408) 297-0707 (Fax)

David S. Wall
P.O. Box 7621
San José, California 95150

PUBLIC RECORD 
RECEIVED
San Jose City Clerk

2010 APR -8 P 3: 54

April 8, 2010

Mayor Reed and Members San José City Council
200 East Santa Clara Street
San José, California 95113-1905

Re: Thanks to Mr. Tony Martinez, Jr., Custodian at City Hall!

Many people owe so much gratitude to such a few City of San José employees as citizens who frequent City Hall owe our dutiful custodians.

City Hall Custodians keep the "people's house" looking good at any time of the day and night. And it is not an easy job.

What makes their jobs even more difficult is how the custodians are treated. It is as if they are not even in existence. Rarely do I hear any of them receive any "thanks" at all for what they do in the discharge of their duties or in the kindness and respect they bestow upon all that have business at City Hall. This is not acceptable.

Mr. Tony Martinez, Jr. is one of our custodians at City Hall. He is married and has children. He has worked at City Hall for three (3) years and reads the newspaper accounts of a Councilmember who wants to eliminate his job. Although this injustice would bother most people, **Mr. Martinez** states that he is here to do a job to the best of his abilities while he plans for the future.

I have never seen **Mr. Martinez** inactive; he is always performing his tasks whenever I am in his presence while I am conducting business at City Hall. If all City employees were such dutiful examples similar to **Mr. Martinez**, the organization would be more efficient.

If I were in a position of authority (and in a way I am for I am a taxpayer), I would find a way to save all the custodians at City Hall. How many high level administrators could be let go without anyone noticing their absence?

City Hall custodians have performed brilliantly and **Mr. Martinez's** contribution to the organization is exceptional.

Please take the necessary steps; first to save City Hall custodians from the budget cuts, to convey my thanks and gratitude to **Mr. Tony Martinez, Jr.** for tolerating the injustices that are heaped upon him and thank him for helping to keep the people's house "looking good".

Respectfully submitted,

David S. Wall
04.08.10

///
///
///

Cc: City Attorney / City Auditor / City Manager

David S. Wall
P.O. Box 7621
San José, California 95150

PUBLIC RECORD K

RECEIVED
San Jose City Clerk

2010 APR -8 P 3: 53

April 8, 2010

Mayor Reed and Members San José City Council
200 East Santa Clara Street
San José, California 95113-1905

Re: New Service Delivery Model: Make Unions collect their own "Dues".

City should not allocate resources to collect "Union Dues" for Unions.

Union Hierarchy getting a "free pass" on the taxpayer dime.

With the City poised to "layoff" hundreds of employees it doesn't make any sense to keep allocating taxpayer revenues, responsibilities and liabilities for the collection of "Union Dues" for the various Unions who represent City employees.

Actually, it never made any sense at all, unless YOU are a Councilmember who receives all that "Union help" during elections. Further, it should be a "Conflict of Interest" for the City to; allocate resources, responsibilities and liabilities for the collection of this money for those entities are routinely embroiled in adversarial relationships with the City.

The City should cease collecting Union Dues.

The unions should have their own mechanisms for collecting their money that are separate and distinct from the current use of taxpayer resources.

Respectfully submitted,

David S. Wall
04.08.10

///
///
///

Cc: City Attorney / City Auditor / City Manager

David S. Wall
P.O. Box 7621
San José, California 95150

PUBLIC RECORD *l*

RECEIVED
San Jose City Clerk

April 8, 2010

2010 APR -8 P 3: 52

Mayor Reed and Members San José City Council
200 East Santa Clara Street
San José, California 95113-1905

Re: Thanks to San José Police Officer Chris Mendoza (#3883)! (S.J.P.D. event # 10-085-0834)

On Friday afternoon (03.26.10) approximately 1530 hours, a neighbor knocked on the door and asked me to go with him to a vacant house for the express purpose of "documenting" an "open door" and concerns about the house being "open".

This house; a 3600 square foot, single family residence, has a basement, two floors and an attic. It was built around 1888 or so and is an impressive structure. What is troublesome is that this property could be easily set on fire by vagrants and or others who have "unauthorized access".

My neighbor and I did find the back door on the back first floor landing area "wide open". I called 311 immediately. During my phone discussion with 311, I was able to assess the damaged door and shut it. The door was then "locked".

Shortly after my call to Dispatch, **San José Police Officer John Lyons (#3984)** arrived and was briefed of the situation. **Officer Lyons** then began his investigation of this matter.

Shortly thereafter, **San José Police Officer Chris Mendoza (#3883)** also arrived.

During the investigation by **Officer Lyons**, he found the "basement door" was "unlocked".

Both **Officer Lyons** and **Officer Mendoza** then entered into the house to pursue this suspicious circumstance. Within a few minutes both **San José Police Officers** emerged from the house stating they found "no one". The reason why the back door was found "wide open" by my neighbor and witnessed by me, the "unlocked basement door" remains shrouded in mystery.

This house has seen multiple visits from the San José Police. Just before and subsequent to the foreclosure of this property, there were several "unauthorized parties" by the sons of the previous owners. This property could also be considered a "nuisance property" as to the back stairs that reach the height of three stories. Access to this stairway by neighborhood children continues to this day. Garbage is present, and remains uncollected in two garbage related containers.

As the number of foreclosed properties increases, the San José Police are being burdened by having to incorporate numerous calls to this particular type of property, including this one. It would seem prudent for a "cost recovery fee" to serve as remedy for this growing problem be constructed and implemented with collected revenue going directly back into the San José Police Department.

Officer Mendoza took the time to answer my questions concerning policies and procedures should a vagrant(s) be found in this house. **Officer Mendoza's** articulation of the issues at bar were impressive and informative.

Please convey my thanks to **San José Police Officer Chris Mendoza (#3883)** regarding his efforts on (03.26.10) as well as for educating me on Police procedures and City policy issues.

Respectfully submitted,

David S. Wall
04.08.10

///
///

Cc: City Attorney / City Auditor / City Manager

David S. Wall
P.O. Box 7621

RECEIVED
San Jose City Clerk

2010 APR -8 P 3:51

April 8, 2010

Mayor Reed and Members San José City Council
200 East Santa Clara Street
San José, California 95113-1905

Re: Councilmember's "outside earnings" raises a few questions.

Should a Councilmember's salary be "offset" in relation to "outside earnings"?

Reported in Saturday's San José Mercury News (04.03.10), "*Official Disclosures – Tickets broke limits on gifts*" raises a series of questions. Not any more questions concerning Councilmembers receiving "tickets to cultural affairs" that only result in embarrassment concerning their recurring fatuous faux pas, but questions concerning financial gain as a result of "outside earnings" and or "third party relationships" have risen to the level of commentary.

Commentary concerning when a Councilmember's salary can be eclipsed by their outside earnings and whether "third party employers; subsidiaries and others" receive direct and or indirect financial benefits from having a City of San José Councilmember in their employ is worthy of transmittal.

For example, in the aforementioned article, "*Several Councilmembers reported income from side jobs. Councilman Pierluigi Oliverio earns a six-figure salary from Foster City business software maker Arena Solutions. Herrera reported a five figure income from her own sales consulting business.*"

I find it chuckle some for the San José Mercury News to call a "*six-figure or a five-figure salary*" a "*side job*" when the earnings from this "*side job*" eclipses that of a Councilmember's salary in one case while just "accentuating the positive" in another.

I am not a communist and if a Councilmember can make a fortune while conducting the affairs of our soon to be bankrupt municipality and no laws are; broken, bent or twisted- good for him or her.

Nor do I believe any skullduggery is a foot, both Councilmembers are honorable and continue to put in their fair share of uncompensated overtime in service to the public.

But...I have a couple of questions. First, one of the clients of **Arena Solutions** is Tesla Motors. Was this fact disclosed at any time during the "Tesla debate"?

What disclosures are reasonable? How would a Councilmember know if a third party benefits either directly or indirectly from the disclosed relationship of a Councilmember with and "outside employer"?

I am sure there are other questions.

Respectfully submitted,

David S. Wall
04.08.10

Cc: City Attorney / City Auditor / City Manager

David S. Wall
P.O. Box 7621
San José, California 95150

PUBLIC RECORD n

RECEIVED
San Jose City Clerk

2010 APR -8 P 3:51

April 8, 2010

Mayor Reed and Members San José City Council
200 East Santa Clara Street
San José, California 95113-1905

Re: Modify the City Charter or continue to embrace and foster an archaic business model.

Office of the City Manager too bloated, too many redundant systems, too much control.

Office of City Manager saves their own jobs-position themselves as "contract managers".

Hard economic times require "New Service Delivery Models"-Council should assert control.

The San José City Charter: "SECTION 411.

The Council; Interference With Administrative Matters.

Neither the Council nor any of its members nor the Mayor shall interfere with the execution by the City Manager of his or her powers and duties, nor in any manner dictate the appointment or removal of any City officers or employees whom the City Manager is empowered to appoint except as expressly provided in Section 411.1. However, the Council may express its views and fully and freely discuss with the City Manager anything pertaining to the appointment and removal of such officers and employees.

Except for the purpose of inquiries and investigations under Section 416, the Council, its members and the Mayor shall deal with City officers and employees who are subject to the direction and supervision of the City Manager, City Attorney, City Auditor, Independent Police Auditor or City Clerk, solely through the City Manager, City Attorney, City Auditor, Independent Police Auditor or City Clerk, respectively, and neither the Council nor its members nor the Mayor shall give orders to any subordinate officer or employee, either publicly or privately.

Amended at election; November 4, 1986, November 3, 1992 and November 5, 1996"

The San José City Council should seriously consider using the two ballots this election year to ask the VOTERS if the City charter should be amended to give Council authority over City employees. This will create a "New Service Delivery Model" that will streamline city administrative costs by eliminating the multiple redundant systems promulgated within the Office of the City Manager.

Currently, the Office of the City Manager is positioning senior staff to become "contract administrators" that will replace significant numbers of City employees. The Office of the City Attorney and that of the Auditor are best suited for this task. The Council should ask the VOTERS permission to modify the City Charter to assert control over City employees to become administratively efficient in the delivery of services the taxpayers (Voters) demand.

Respectfully submitted,

David S. Wall
04.08.10

Cc: City Attorney / City Auditor / City Manager

David S. Wall
P.O. Box 7621
San José, California 95150

PUBLIC RECORD 0

RECEIVED
San Jose City Clerk

2010 APR -8 P 3:50

April 8, 2010

Mayor Reed and Members San José City Council
200 East Santa Clara Street
San José, California 95113-1905

Re: THE GHETTO LIFE: UPDATE ON THE SCEP

On Tuesday, (04.06.10), I ventured over to North Tenth Street @ Horning Street to “take the pulse” of the **SCEP** (Shopping Cart Entitlement Program). I arrived on station at approximately 1210 hours and found three (3) stolen and abandoned shopping carts. *A 38% decrease as to the number of stolen and abandoned shopping carts from last week is hereby recorded.*

The perennial garbage pile (herein PGP) has changed in stature. It is now a debris field mostly along the railroad tracks. The PGP has been removed from City property both at the corner of North Tenth Street @ Horning Street and the pile of garbage on Horning Street. Photographs were taken and are on file at the Mayor’s Office and the City Attorney.

In my neighborhood of Slum District 3, it is a daily occurrence to see someone in possession of a stolen shopping cart, using the stolen shopping cart to either transport their earthly belongings and or to transport stolen recyclables from neighbors recycles bins.

The issue of stolen shopping carts should be addressed to; retard criminal activity, to protect the environment, to eliminate a form of “blight”, to save businesses and their clientele money has its basis in the Municipal Code. Why the Municipal Code is not enforced remains unknown.

Ownership of the stolen and abandoned shopping carts is as follows;

Mi Pueblo (1), SaveMart (1), and Mercado Suviaanda (1).

*“Unmarked stolen and abandoned shopping carts have been “purposefully altered” to shield true identity.

*****special note***** the overall cleanliness of shopping carts picked up off the streets and returned to stores should be addressed by some governmental agency. Unsuspecting customers may use excrement coated shopping carts without their knowledge. Shopping carts picked up off the street are “filthy” and are potential reservoirs of microbial agents waiting to spread contagion(s).

Respectfully submitted,

David S. Wall
04.08.10

///
///
///

Cc: City Attorney / City Auditor / City Manager