



Memorandum

TO: Honorable Mayor &
City Council Members

FROM: Lee Price, MMC
City Clerk

SUBJECT: The Public Record
April 4-10, 2008

DATE: April 11, 2008

ITEMS TRANSMITTED TO THE ADMINISTRATION

ITEMS FILED FOR THE PUBLIC RECORD

- (a) Reply comments of Pacific Gas and Electric Company on proposed Decision of Alj Wong from Andrew L. Niven and Ann H. Kim attorneys for PG&E before the Public Utilities Commission of the State of California dated April 7, 2008. (On file in the Office of the City Clerk)
- (b) Pacific Gas and Electric Company's Reply Comments on Proposed Decision of Alj Wong modifying Decision 5-6-060 from Andrew L. Niven and Craig M. Buchsbaum attorneys for PG&E before the Public Utilities Commission of the State of California dated April 7, 2008. (On file in the Office of the City Clerk)
- (c) Letters from David S. Wall to Mayor Reed and Council dated April 4, 2008 through April 10, 2008 regarding miscellaneous subjects.
- (d) Email from Joanne Benjamin, Executive Director of Santa Clara County Cities Association to City Clerk Lee Price received on April 4, 2008 regarding opportunity to replace wood burning fireplaces with gas stoves or fireplace inserts and receive a rebate.

Lee Price, MMC
City Clerk

LP/np

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
Public Information Officer
San José Mercury News

Library

Public Record a

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Expedited Application of Pacific Gas and
Electric Company Under The Energy Resource
Recovery Account (ERRA) Trigger
Mechanism

Application 08-01-014

(U 39 E)

**REPLY COMMENTS OF PACIFIC GAS AND ELECTRIC
COMPANY ON PROPOSED DECISION OF ALJ WONG**

(On File in the Office of the City Clerk)

ANDREW L. NIVEN
ANN H. KIM

Pacific Gas and Electric Company
P.O. Box 7442
San Francisco, CA 94120
Telephone: (415) 973-7467
Facsimile: (415) 973-0516
E-mail: ahk4@pge.com

Attorneys for
PACIFIC GAS AND ELECTRIC COMPANY

April 7, 2008

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**

Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs.

Application No. 00-11-038
(Filed November 16, 2000)

Emergency Application of Pacific Gas and Electric Company to Adopt a Rate Stabilization Plan. (U 39 E)

Application No. 00-11-056
(Filed November 22, 2000)

Petition of The Utility Reform Network for Modification of Resolution E-3527.

Application No. 00-10-028
(Filed October 17, 2000)

**PACIFIC GAS AND ELECTRIC COMPANY'S REPLY
COMMENTS ON PROPOSED DECISION OF ALJ WONG
MODIFYING DECISION 05-06-060**

(On File in the Office of The City Clerk)

ANDREW L. NIVEN
CRAIG M. BUCHSBAUM

Pacific Gas and Electric Company
77 Beale Street
San Francisco, CA 94105
Telephone: (415) 973-4484
Facsimile: (415) 973-5520
E-Mail: cmb3@pge.com

Attorneys for
PACIFIC GAS AND ELECTRIC COMPANY

Dated: April 7, 2008

David S. Wall

Public Record C

RECEIVED
San Jose City Clerk

10/3

2008 APR -4 P 4:49

April 4, 2008

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

Re: "SJ Mayor on the job in Sacramento"-San José Mercury News (Fri. 04042008)

Mayor Reed, panicking about a potential raid on property and sales tax revenue by those lovable State bureaucrats traveled to Sacramento to beg the Governor for mercy.

Traveling light, (he left his balls at home) and in the company of some business leaders from the Silicon Valley Leadership Group, Reed's battle cry, "State Must Not Raid Local Funding" is sure to sound a tad bit castrato (from a sound bite perspective).

Did Gov. Arnold say, "Chuck, I like you, that's why I'm going to rob funds destined for YOUR little girly town last", or did the Governor say anything at all?

Raiding property and sales tax revenue for municipalities is as foreseeable as the next day's sunrise.

Just as foreseeable is the apparent inability of local governments to have sound financial planning to prevent and insulate the City's budget from having to experience the inevitable "apoplectic" event.

Who is ready now to listen to my idea of reformulating parcel taxes?

Those suffering from apoplexy don't count.

Respectfully submitted,

David S. Wall

04.04.2008

///
///
///

Cc: City Attorney / City Auditor / City Manager

David S. Wall

2 of 3

RECEIVED
San Jose City Clerk

2008 APR -8 P 3: 01

April 8, 2008

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

Re: "City adding fees for 'granny units'" - San José Mercury News (Tues. 04.08.2008)

"Blame it on the LACK OF PRUDENT, LONG RANGE FINANCIAL PLANNING", is what the San José City Council should be saying publicly about the proposed fee increase for "granny units" to fund the City parks.

Let us not forget, the City Park administration's "snake like" conduct in trying to change section 1700 of the City Charter to allow for privatization of City Parks or the misguided handiwork of Council members; Chirco, Liccardo and Pyle in the aforementioned issue.

Now, "granny shacks" CAN BE deleterious to neighborhoods and the enforcement of the problems they could produce does not carry with their fee structure any long term funding for ongoing enforcement issues. *This poignant issue should have been addressed.*

The non-permitted "granny shacks" are simply unresolved public nuisances that YOU and PREVIOUS COUNCILS have not dealt with, due to a fundamental lack of leadership and cowardice, *in my opinion*. CODE ENFORCEMENT *should be* proactive on this issue.

I SUPPORT FEE INCREASES, ONLY IF: funds collected are to be held until a financial instrument(s) can be created, by the Finance Department, to augment the funding of City Park's long term financial requirements and enforcement funding of the same (Sub-endowment and restricted use fund(s) creation as opposed to pissing the money away on salaries for bureaucrats);

A thorough examination, to ascertain the existence of the total number of non-permitted units and conversions, *throughout* the City;

AND, a well detailed plan to bring non-permitted units and conversions into submission with accompanying sub-endowment and restricted use fund creation.

Exhibit some leadership for a change.

Also, reduce YOUR salaries 10% for creating this current mess.

Respectfully submitted,

**Cc: City Attorney / City Auditor / City Manager
Director Finance / Director PRNS / Director PBCE
Parks and Recreation Commission**

David S. Wall
04.08.2008

David S. Wall

3 of 3

RECEIVED
San Jose City Clerk

2008 APR 10 P 3:47

April 10, 2008

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

Re: RYLAND PARK CONSTRUCTION CONTRACTORS: OUT OF CONTROL

Ryland Park is located in District 3, kitty-corner from my home.

Construction Contractors cause an unacceptable burden in the scope of performing their contractual obligations to the City.

Specifically, they leave dual axle trailers for extended periods of time (one for more than two weeks) unattended in the park's parking lot. Children can be injured as a result of playing on them for these trailers have sharp edges.

During the day, construction personnel, personal and work related vehicles, monopolize the few parking spaces available.

Construction personnel also use the *only* HANDICAP PARKING SPACE on a routine basis.

Construction personnel have been driving on the park's sidewalks and lawns. I *do not know* if there is any damage to Park infra-structure as a result. I have reported damage to a Park sign by one of the trailers.

Whereas I support the repair of the Ryland Park Pool, I do not support the intrusive and or arrogant attitude displayed.

Please take the necessary steps to rid the Park's parking lot of the nuisance(s) created by the construction companies so involved.

I can provide a more detailed analysis if this problem remains unabated.

The weather is changing to warm, sunny days. Citizens are going to use the Park and will need a place to park their vehicles and to have the unsafe trailers removed to protect their kids.

I am unsympathetic and emotionally unmoved as to any position that permits this situation to continue or to be further exacerbated by substandard decisions.

Respectfully submitted,

Cc: City Attorney / City Auditor / City Manager
Director PRNS / Director PBCE
Parks and Recreation Commission

David S. Wall
04.10.2008

Public Record d

From: Joanne Benjamin
Sent: Friday, April 04, 2008 1:23 PM
To:

Subject: FW: For SCCCA?

Dear Board, City Clerks and Council Secretaries,

Please see the email below regarding the opportunity to replace wood burning fireplaces with gas stoves or fireplace inserts and receive a rebate.
If you could please circulate this email to your respective council members and staff, it would be greatly appreciated.

Joanne

Joanne Benjamin, Executive Director
Santa Clara County Cities Association
505 W. Olive Avenue Suite 749, Sunnyvale, CA 94086
Telephone (408) 730-7770 Fax (408) 736-2014

From: Yoriko Kishimoto
Sent: Thursday, April 03, 2008 11:01 AM
To: Joanne Benjamin
Cc: Erin Garner
Subject: For SCCCA?

These are going to go fast!

Replace wood fireplace to get chance at \$600

Starting Monday, application forms for fireplace replacement rebates will be posted on line at www.sparetheair.org/community/changeoutprogram.htm For more information, call the Bay Area Air Quality Management District at 415-749-4900 Bay Area residents have another chance at a \$600 rebate if they replace wood-burning fireplaces with gas stoves or fireplace inserts, and they might it easier to qualify for the money this time.

The Bay Area Air Quality Management District will begin accepting requests next week for the next round of rebates aimed at reducing unhealthy soot in the air.

On Monday, an air district Web site will post the application forms, which can be returned electronically or by mail, in order to reserve a rebate that will paid by the district after installation. Consumers will have more opportunity and advance notice than they did in the first round in January, when all \$100,000 for rebates were used up in about 30 hours.

This time, the district has allocated \$400,000 for rebates -- enough for some 666 fireplace changeouts.

"We feel the initial program was a successful, but we need to make some refinements," said Karen Schkolnick, an air district spokeswoman. "It was like 'Ready. Set. Go.' for the first program. That was a pilot for us."

This time, the district is providing the public nearly a week advance notice before taking applications. This gives consumers time to visit hearth and home product stores and pick which gas stove or insert they want, Schkolnick said.

Once the air district accepts an application, the consumer will have until July 6 to submit proof that the gas stove or insert has been installed. Then the air pollution district will send out a \$600 check. In the last round of rebates, homeowners were given little notice to get to a retailer and pay for the fireplace alternative. The rebate was paid on-the-spot by the retailer.

Also in the last round, no retroactive rebates were given to homeowners who had installed a cleaner fireplace alternative before the program began. But in the next round, people who replaced fireplaces with a gas stove or fireplace insert on or after Jan. 15 will be eligible for rebates. Only residents of the nine Bay Area counties are eligible for the rebates.

Starting Monday, application forms for fireplace replacement rebates will be posted on line at www.sparetheair.org/community/changeoutprogram.htm. For more information, call the Bay Area Air Quality Management District at 415-749-4900. Contact Denis Cuff at 925-943-8267 or dcuff@bayareanewsgroup.com

Yoriko Kishimoto
Palo Alto City Council
Valley Transportation Authority Board of Directors
Bay Area Air Quality Management District Board of Directors
650-323-5590
