



# Memorandum

**TO:** Honorable Mayor &  
City Council Members

**FROM:** Lee Price, MMC  
City Clerk

**SUBJECT:** The Public Record  
September 7-13, 2007

**DATE:** September 13, 2007

---

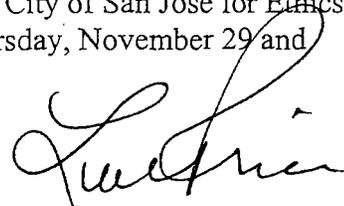
## ITEMS TRANSMITTED TO THE ADMINISTRATION

## ITEMS FILED FOR THE PUBLIC RECORD

- (a) Letter from Pacific Gas and Electric Company to the City of San Jose dated August 31, 2007 regarding Annual Electric True-Up Filing – Change PG&E Electric Rates on January 2008 (Attachments on file in the Office of the City Clerk).
- (b) Letter from Constance Langford, Chairperson of the Senior Citizens Commission to Councilmember-elect Chu dated September 4, 2007 writing on behalf of the Senior Citizens Commission to congratulate him on his election and welcome him to the City of San Jose.
- (c) Letter from Constance Langford, Chairperson of the Senior Citizens Commission to Mayor Reed and City Council dated September 4, 2007 writing on behalf of the Senior Citizens Commission in regards to “Community for a Lifetime” the Ten Year Strategic Plan to Advance The Well-Being of Older Adults in Santa Clara County.
- (d) Letter from TMobile to the City Clerk Lee Price dated September 6, 2007 regarding OCI Site Number SF15068/San Jose, Ca.
- (e) Letter from David S. Wall to Mayor Reed and City Council dated September 12, 2007 regarding reclaimed water and the Santa Clara County Water District.
- (f) Invitation from Joanne Benjamin, Executive Director, Santa Clara County Cities Association to City Clerk Lee Price received on September 12, 2007 for the Silicon Valley Projections 2008 Clean and Green on Wednesday, September 26, 2007 from 7:30 a.m. to 12 noon at the Mayer Theater, Santa Clara University.

Honorable Mayor and City Council Members  
September 14, 2007  
Subject: The Public Record September 7-13, 2007  
Page 2

- (g) Training notice from the League of California Cities to the City of San Jose for Ethics Law Compliance, training as required by AB 1234 on Thursday, November 29 and December 6, 2007.



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



**Pacific Gas and  
Electric Company**

*Public Record  
a.*

Brian K. Cherry  
Vice President  
Regulatory Relations

77 Beale Street, Room 1087  
San Francisco, CA 94105

*Mailing Address*  
Mail Code B10C  
Pacific Gas and Electric Company  
P.O. Box 770000  
San Francisco, CA 94177

415.973.4977  
Internal: 223.4977  
Fax: 415.973.7226  
Internet: BKC7@pge.com

August 31, 2007

**Advice 3115-E**  
(Pacific Gas and Electric Company ID U 39 E)

Public Utilities Commission of the State of California

**Subject: Annual Electric True-Up Filing – Change PG&E Electric Rates on  
January 1, 2008**

Pacific Gas and Electric Company (PG&E) hereby submits for filing revisions to its electric tariffs.

**Purpose**

Pursuant to Resolutions E-3906, E-3956, and E-4032 which require PG&E to file an advice letter by September 1 of each year if it wishes to amortize various balances in electric rates, PG&E hereby files this Annual Electric True-Up (AET) advice letter: (1) to establish 2008 electric rates for recovery of the balances in balancing accounts already approved for amortization in 2008 (listed in Table 1); (2) to establish the 2008 Energy Recovery Bonds Balancing Account revenue requirement; and (3) to provide a vehicle to consolidate authorized changes to PG&E's January 1, 2008, electric rates.

To provide the California Public Utilities Commission (Commission or CPUC) with an estimate of expected electric rates on January 1, 2008, this advice letter provides a preliminary estimate of PG&E's expected electric rates on January 1, 2008 ("illustrative rates"). These illustrative rates include both (1) the forecast December 31, 2007, balances for amortization in 2008; and (2) electric rate changes being considered in a number of pending proceedings and advice letters, and advice letters expected to be filed and approved before December 31, 2007, which would then result in rate changes on January 1, 2008.

In accordance with ordering paragraph 6 of Resolution E-4032, Table 1 reflects July 31, 2007, balances in balancing accounts previously authorized for recovery and forecast balances in these balancing accounts as of December 31, 2007. PG&E will file a supplement to this advice letter in December 2007 to update actual balances

through October 31, 2007 and the December 31, 2007 forecast balances. In this December 2007 supplement, PG&E will reflect only actual outcomes of the pending proceedings and advice letters authorized by the Commission by year-end.

Finally, this advice letter provides information on Federal Energy Regulatory Commission (FERC) jurisdictional electric transmission and reliability services rate changes that have been or are expected to be approved before January 1, 2008. Rate design for electric transmission is prescribed by the FERC. However, these transmission rate changes are discussed herein because any FERC-approved rate changes must be incorporated into PG&E's overall rate design to calculate total rates. Resolution E-4032 found that "According to the filed rate doctrine the Commission is obligated to allow PG&E to recover FERC-authorized costs for reliability services, transmission access, transmission revenue adjustments, base transmission (transmission owner or TO) rate changes, and end use customer refunds."<sup>1</sup> Additionally, Resolution E-4032 found that PG&E could begin recovering in rates, FERC-authorized revenues on the date that FERC makes rates effective to recover those revenues.<sup>2</sup>

#### **RECOVERY OF BALANCING ACCOUNTS ALREADY APPROVED FOR AMORTIZATION IN 2008**

This advice letter requests rate revisions, via the December 2007 supplement to this advice letter, to fully amortize the forecast December 31, 2007, balances in the balancing accounts listed in Table 1. Recovery of these balancing account balances during 2008 is consistent with Resolution E-4032. Per ordering paragraph 6 of Resolution E-4032, Table 1 shows these accounts and their July 31, 2007, balances, as well as a forecast of their respective balances projected through December 31, 2007. The December supplement to this advice letter will update these December 31, 2007 forecast balances using October 31, 2007, account balances as the basis.

Attachments on file in the Office of the City Clerk

---

<sup>1</sup> Resolution E-4032, Finding 7.

<sup>2</sup> Resolution E-4032, Finding 8.



Public Record b.

## SENIOR CITIZENS COMMISSION

5730 Chambertin Drive  
San Jose, California 95118  
Tel: (408) 979-7915  
Fax: (408) 979-0536

September 4, 2007

Kansen Chu, Councilmember-Elect  
Council District 4  
200 East Santa Clara Street  
San Jose, CA 95113

Dear Councilmember-Elect Chu:

I am writing on behalf of the San José Senior Citizens Commission to congratulate you on your election and welcome you to the City of San José. We would like to extend an invitation to you to meet with the Commission and make a presentation at your earliest convenience. The Commission is very interested in meeting you and hearing your views on senior issues and other matters of importance to the City.

The Senior Citizens Commission has invited the Mayor and Council members to attend its meetings in the past and make presentations on District and citywide issues, programs and services. Although the Commission's focus is on elder issues, it is genuinely interested in other programs as well. Also, I am enclosing additional information regarding the Commission and aging services in San Jose.

Commission meetings are held the second Thursday of each month at the Office on Aging administrative offices located at Almaden Winery Community Center, 5730 Chambertin Drive, San Jose, CA, 95118. Monthly meetings are scheduled the second Thursday, from 1:30 to 4:30. The Senior Commission would be happy to arrange a time certain for you on an upcoming agenda. Commission staff may be contacted at 979-7913.

Again, extend a warm welcome. The Commission looks forward to meeting with you soon.

Sincerely,

Constance Langford, Chairperson  
San José Senior Citizens Commission

Enclosure

cc: Mayor Chuck Reed  
Councilmember Pete Constant  
Debra Figone, City Manager  
Albert Balagso, PRNS Director

**SENIOR CITIZENS COMMISSION**

5730 Chambertin Drive  
San Jose, California 95118  
Tel: (408) 979-7915  
Fax: (408) 979-0536

September 4, 2007

Mayor Chuck Reed  
Members of the San José City Council  
San José City Hall  
200 East Santa Clara Street  
San José, CA 95113

Dear Mayor Reed and Members of the City Council,

I am writing on behalf of the San José Senior Citizens Commission in regards to "Community For A Lifetime" the Ten Year Strategic Plan to Advance The Well-Being of Older Adults in Santa Clara County. The "Community For A Lifetime", released in February 2005, identified Transportation as one of the Top Two Service Needs. This document has clearly identified and documented the need.

The Department of Motor Vehicles in California is emphasizing road testing for seniors over the age of 70 in order to weed out those who should no longer be driving. While this new policy is both commendable and ultimately necessary the result is the loss of independence for these seniors and the ability to achieve nutrition and socialization, which are essential to the well being of seniors, unless an alternative mode of transportation is provided.

Seniors who are ADA identified or who are eligible to meet the Federal Low Income standards are well served by VTA through Outreach, but the Federal funding for these programs do not extend to seniors over the age of 70 who do not meet this criteria.

The San José Senior Citizens Commission has been researching other Cities to determine how they are providing transportation for seniors to medical appointments, shopping and other errands, as well as reviewing the Senior Transportation program in Santa Clara County. Strides have been made to alleviate the problem in Santa Clara County for low-income and ADA identified seniors, but there is no viable alternative for those over the age of 70 who do not meet this criteria.

A number of the Senior Commissioners have volunteered to participate on Action Teams in conjunction with the Health Trust in the efforts to implement the Aging Services Strategic Plan.

In that spirit the following motion was passed at the June's meeting of the San José Senior Citizens Commission: "The Senior Commission encourages the Mayor and City Council of the

City of San Jose, which is identified as the tenth largest city in the United States, to become actively involved in: 1) Achieving transportation for seniors who are no longer able to drive but are neither ADA identified nor are they eligible under Federal Low Income standards and 2) Coordinating efforts with the leadership for the implementation of the City/County Aging Services Strategic Plan."

Thank you for your thoughtful consideration of this issue.

Sincerely,

A handwritten signature in cursive script that reads "Constance Langford".

Constance Langford, Chair  
San José Senior Citizens Commission

cc: Councilmember Pete Constant  
Debra Figone, City Manager  
Albert Balagso, PRNS Director

T-Mobile

RECEIVED  
San Jose City Clerk

2007 SEP 13 P 4: 00

Public Record d.

September 6, 2007

City Clerk:  
Lee Price  
200 East Santa Clara St.  
San Jose, CA 95113

**Re: OCI Site Number SF15068/ San Jose, CA**

Dear Ms. Price,

General Order 159-A (GO-159-A) of the California Public Utilities Commission (CPUC) requires cellular carriers to send a notification letter of a utility's intent to construct a cellular facility to CPUC's Safety and Enforcement Division within 15 business days of receipt of all requisite local land use approvals. The notification letter shall state that such approvals have been received, or that no land use approvals are required.

As set forth in GO 159-A, copies of the notification letter are required to be served concurrently by mail on the local governmental agency. Where the affected local governmental agency is a city, service of the notification letter to the city shall consist of service of separate copies of the notification letter upon the City Manager, the City Planning Director and the City Clerk. In order to comply with these requirements, I have enclosed a copy of the notification letter for our project within your city limits.

If you have any questions or require additional information, please contact Rod De La Rosa at (925) 521-5948.

Sincerely,



Renee Davis  
Compliance Consultant  
Omnipoint Communications Inc.

Attachments



## ATTACHMENT A

### 1. Project Location:

Site Identification Number: SF 15068  
Site Name: Curie Dr. PG&E  
Site Address: 289 Curie Dr.  
County: Santa Clara  
Site Location: San Jose, Ca. 95119  
Assessor's Parcel Number: 704-13-035  
Latitude: NAD 83 37 13' 39"  
Longitude: NAD 83 121 47' 39"

### 2. Project Description:

Number of Antennas to be installed: 6  
Tower Design: ***PG&E Lattice Tower***  
Tower Appearance: ***N/A***  
Tower Height: 100 Ft.  
A) Building Height  
B) Structure Height  
C) Top of Antenna Height

*Lease Area:*

### 3. Business addresses of all Governmental Agencies

***City of San Jose  
200 E Santa Clara St.***

### 4. Land Use Approval:

***Building Permit***

#2007-027502-C1

Pulled: 8/27/07

### 5. If Land Use approval was **not** required: *Explain reason for exemption and attach documentation from the jurisdiction (i.e. copy of ordinance) that officially states exemption:*



September 6, 2007

Safety & Enforcement Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102

**RE: OCI Site Number SF15068/ San Jose, CA**

This is to provide 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:

(a) The cellular company has obtained all requisite land use approval for the project described in Attachment A.

(b) That no land use approval is required because \_\_\_\_\_.

A copy of this notification is also being provided to the appropriate local governmental agency for its information. Should there be any questions regarding this project, or if you disagree with any of the information contained herein, please contact Rod De La Rosa at (925) 521-5948 of Omnipoint Communications, Inc. dba T-Mobile, USA corporate identification number U-3056-C.

Very truly yours,

Renee Davis  
Regulatory Compliance

C: City of San Jose

David S. Wall  
455 North San Pedro Street  
San José, California 95110  
Phone (408) - 287 - 6838  
Facsimile (408) - 295 - 5999

RECEIVED  
San Jose City Clerk

2007 SEP 12 P 4: 22

September 12, 2007

Public Records

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

**Re: RECLAIMED WATER AND THE SANTA CLARA COUNTY WATER DISTRICT**

If you are planning to sell reclaimed water to the Santa Clara Water District for “stream flow augmentation” and or for “recharging ground water aquifers”, please cease and desist this foolish conduct right now.

The “reclaimed water”, which should be more accurately called treated; Industrial Waste Water, Industrial Sewage, Residential Sewage and to a lesser degree run-off from City streets (cross-connects from the sanitary sewer and storm drains) is now being touted as a possible source of drinking water via recharging the aquifers and or discharge into the streams and rivers to divert “fresh water” for drinking purposes.

The SOUTH BAY WATER RECYCLING (herein SBWR) has been a “scam” on the rate-payers since its inception. It has been an ongoing catastrophic financial failure.

For example:

What is the total *cost* of SBWR to date (*in real time accounting*)?

Is it true that the *debt service* for the SBWR is \$11 million dollars/year?

Is it true that the *operating costs* of SBWR are \$5 million dollars/year?

How much *cost recovery* does SBWR bring in annually (*in real time accounting*)?

How much *cost recovery* has SBRW brought in total (*in real time accounting*)?

As a rate payer I am outraged that my SEWER SERVICE & USE CHARGE could be used for such an ongoing failure, and then to pay another party to take this water, repackage it and sell it back to me as drinking water. Shame on you empire building petty bureaucrats!

**What about Proposition 218?**

**Does the State Public Utilities Commission know about this?**

Respectfully submitted,

David S. Wall  
09.12.2007

Cc: Santa Clara County Grand Jury  
Members Treatment Plant Advisory Committee  
City Attorney / Interim Auditor / City Manager

Public Record f.

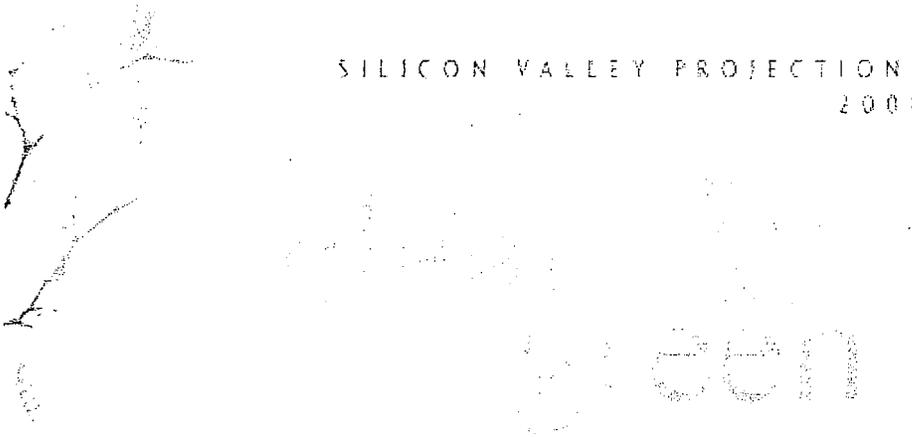
Dear all,

Could you please circulate this invitation to the Silicon Valley Projections Community Forum to your council members and appropriate staff.

Thanks so much for your help in circulating all the information I have been sending you. This is a busy time!!!

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

SILICON VALLEY PROJECTIONS  
2008



Dear Public Sector Partners:

You're invited!

The Silicon Valley Leadership Group presents "Clean and Green," a major community forum on the response to climate change by regional employers, communities and individuals. Speakers and panelists will include notable Silicon Valley CEOs, other distinguished public figures and environmental leaders. As an attendee, you can take advantage of real-time polling, where your thoughts on critical climate change issues can be turned into action!

**Wednesday, September 26**  
7:30 am - 12 noon  
Mayer Theatre, Santa Clara University

featuring:  
**The Hon. Jerry Brown**  
California Attorney General

**Mary Nichols**  
Chair, California Air Resources Board

**John Doerr**  
Partner, Kleiner Perkins Caufield & Byers



**PENINSULA DIVISION  
MEMBER CITIES**

ATHERTON  
BELMONT  
BRISBANE  
BURLINGAME  
CAMPBELL  
COLMA  
CUPERTINO  
DALY CITY  
EAST PALO ALTO  
FOSTER CITY  
GILROY  
HALF MOON BAY  
HILLSBOROUGH  
LOS ALTOS  
LOS ALTOS HILLS  
LOS GATOS  
MENLO PARK  
MILLBRAE  
MILPITAS  
MONTE SERENO  
MORGAN HILL  
MOUNTAIN VIEW  
PACIFICA  
PALO ALTO  
PORTOLA VALLEY  
REDWOOD CITY  
SAN BRUNO  
SAN CARLOS  
SAN FRANCISCO  
SAN JOSE  
SAN MATEO  
SANTA CLARA  
SARATOGA  
SOUTH SAN FRANCISCO  
SUNNYVALE  
WOODSIDE

**DIVISION OFFICERS**

**PRESIDENT**  
CAROLE GROOM  
DEPUTY MAYOR  
CITY OF SAN MATEO

**VICE PRESIDENT**  
DEAN CHU  
COUNCIL MEMBER  
CITY OF SUNNYVALE

**SECRETARY/TREASURER**  
LINDA KOELLING  
COUNCIL MEMBER  
CITY OF FOSTER CITY

**DIRECTOR**  
DAN FURTADO  
MAYOR  
CITY OF CAMPBELL

**PAST PRESIDENT**  
JUDY KLEINBERG  
COUNCIL MEMBER  
CITY OF PALO ALTO

**STAFF LIAISON**  
REBECCA ELLIOT  
REGIONAL REPRESENTATIVE  
EMAIL: [RELLIOT@CACITIES.ORG](mailto:RELLIOT@CACITIES.ORG)



**Ethics Law Compliance**  
A training as required by AB 1234  
Presented by the Peninsula Division and the  
Institute for Local Self-Government

Dates: Thursday, November 29, 2007  
Thursday, December 6, 2007

Time: 6:00 pm Registration and dinner  
6:30-8:30 Training

**November 29** - Foster City EOC Training Center, F.C. Fire  
Department, 1040 East Hillsdale Blvd, Foster City and

**December 6** - Mtn. View Senior Center, 266 Escuela Avenue,  
Mtn. View

**Cost: \$40**, includes materials and certificate of completion

**Who should attend:**

Newly elected local officials and those who have not, as yet,  
fulfilled the AB 1234 training requirement; other interested  
parties

Send checks payable to  
Peninsula Division, League of California Cities to:

Rebecca Elliot  
Regional Area Manager  
P.O. Box 54216, San Jose 95154-4216  
email: [relliot@cacities.org](mailto:relliot@cacities.org)