

# Memorandum

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

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

**SUBJECT:** The Public Record  
September 11-17, 2009

**DATE:** September 18, 2009

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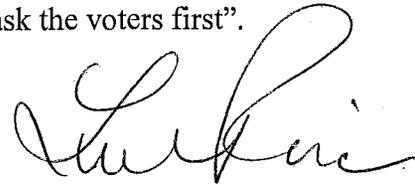
## ITEMS TRANSMITTED TO THE ADMINISTRATION

### ITEMS FILED FOR THE PUBLIC RECORD

- (a) Eight notification letters from Verizon to Consumer Protection and Safety Division dated August 26, 2009 GTE Mobilnet of California Limited Partnership (U-3002-C), of San Jose, CA MSA for the following locations: Newhall, Meridian Foxworthy, HWY 680/101; HWY 101/Maybury; Reid Hillview Airport, Alviso, HWY 880 Montague and HWY 280/Meridian.
- (b) Letter from Senior Citizens Commission Chair Frances Jones to Mayor Reed and City Council dated August 28, 2009 writing on behalf of the Commission requesting that one Personal Leave day be added annually to the attendance policy for the City's Commissions, Boards and Committees and that it further be categorized as an Excused absence.
- (c) Letter from Senior Citizens Commission Chair Frances Jones to Mayor Reed and City Council dated August 28, 2009 writing on behalf of the Commission recommending that the City Council request from each Chair of the City Boards and Commissions to place open forum at the beginning of the their meeting agenda.
- (d) Letter from David S. Wall to Mayor Reed and City Council dated September 15, 2009 regarding "Can "Toxins" in WPCP effluent be identified, treated and removed?"
- (e) Letter from David S. Wall to Mayor Reed and City Council dated September 16, 2009 regarding "Deficit Reduction Proposal: Begin eliminating positions at O.E.D".
- (f) Letter from David S. Wall to Mayor Reed and City Council dated September 17, 2009 thanking San Jose Police Officer Abraham Galvan (#2221).
- (g) Letter from David S. Wall to Mayor Reed and City Council dated September 17, 2009 regarding "The Ghetto Life: Update on the SCEP".
- (h) Letter from David S. Wall to Mayor Reed and City Council dated September 17, 2009 regarding "San Jose's "Entertainment District" a variation of Sodom and Gomorrah".
- (i) Letter from David S. Wall to Mayor Reed and City Council dated September 17, 2009 regarding "Inform City Employees of budget cuts and layoffs before holiday season".

Honorable Mayor and City Council Members  
September 18, 2009  
Subject: The Public Record: September 11-17, 2009

- (j) Letter from David S. Wall to Mayor Reed and City Council dated September 17, 2009 regarding "Develop Council Districts' economies and reduce emphasis on Downtown".
- (k) Letter from David S. Wall to Mayor Reed and City Council dated September 17, 2009 regarding "City Housing Department Accounting practices of FUND 443 given chastisement".
- (l) Letter from David S. Wall to Mayor Reed and City Council dated September 17, 2009 thanking San Jose Police Officer Larry Holmes (#2158)".
- (m) Letter from David S. Wall to Mayor Reed and City Council dated September 17, 2009 regarding "Councilmember Campos fights the double dipper regime at RDA!".
- (n) Letter from David S. Wall to Mayor Reed and City Council dated September 17, 2009 regarding ""Let's Play Ball", let's build a stadium...but, ask the voters first".



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

The Verizon Wireless logo, featuring a checkmark symbol above the text "verizon wireless".

1120 Sanctuary Pkwy  
Suite 150  
MC: GASASREG  
Alpharetta, GA 30009  
(770) 797-1070

August 26, 2009

Ms. Anna Hom  
**Consumer Protection and Safety Division**  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
[alh@cpuc.ca.gov](mailto:alh@cpuc.ca.gov)

Re: Notification Letter for **Newhall** GTE Mobilnet of California Limited Partnership (U-3002-C), of San Jose, CA MSA

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This is to provide the Commission with notice according to the provisions of General Order No. 159.A of the Public Utilities Commission of the State of California ("CPUC") for the project described in Attachment A.

A copy of this notification letter is also being provided to the appropriate local government 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 Chrissy L. Agricola of Verizon Wireless at (770) 797-1049.

Very truly yours,

A handwritten signature in black ink, appearing to read "Chrissy L. Agricola".

**Chrissy L. Agricola**  
Verizon Wireless  
MTS Network Compliance

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
August 26, 2009  
Page 2

**Attachment A**

CPUC CELL SITE REPORT GTE Mobilnet of California Limited Partnership (U-3002-C)

**PROJECT LOCATION: Newhall – I/B**

SITE NAME: Newhall  
SITE ADDRESS: 1070 Elm Street  
LOCATION: San Jose, CA 95126  
COUNTY: Santa Clara  
APN: 230-22-009 (Parent); 230-22-010 (Lease Area)  
COORDINATES: 37° 20' 46.78"/121° 55' 22.84" (NAD83)

**1. PROJECT DESCRIPTION:**

GTE Mobilnet of California Limited Partnership (U-3002-C) proposes an existing configuration that is three (3) antennas and six (6) coax; the addition of three (3) 700MHz antennas and four (4) coax per sector. New final configuration: Six (6) antennas & eighteen (18) lines. No changes to ground equipment

ANTENNAS: Six (6) panel antennas  
TOWER DESIGN: Monopole  
TOWER APPEARANCE: Two (2) Antennas per sector on T-arms at 73'  
TOWER HEIGHT: 75'  
BUILDING SIZE: 11'3" x 30' shelter  
OTHER: N/A

Notification Letter

GTE Mobilnet of California Limited Partnership (U-3002-C)

August 26, 2009

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**3. BUSINESS ADDRESSES OF ALL LOCAL GOVERNMENT AGENCIES:**

Cc: Joseph Horwedel, Planning Director  
Department of Planning, Building, and Code Enforcement  
200 East Santa Clara Street, 3<sup>rd</sup> Floor Tower  
San Jose, CA 95113-1905

Debra Figone, City Manager  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

Lee Price, City Clerk  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

**4. LAND USE APPROVALS:**

Type:	Zoning Permit
Issued:	04/07/09
Effective:	04/07/09
Agency:	City of San Jose Department of Planning, Building & Code Enforcement
Permit No.:	CP07-013
Resolution No.:	Project File # AD09-340

Type:	Building Permit
Issued:	
Effective:	
Agency:	Planning, Building & Code Enforcement
Permit No.:	
Resolution No.:	



1120 Sanctuary Pkwy  
Suite 150  
MC: GASA5REG  
Alpharetta, GA 30009  
(770) 797-1070

September 2, 2009

Ms. Anna Hom  
**Consumer Protection and Safety Division**  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
[alh@cpuc.ca.gov](mailto:alh@cpuc.ca.gov)

Re: Notification Letter for **Meridian Foxworthy** GTE Mobilnet of California Limited  
Partnership (U-3002-C), of San Jose, CA MSA

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This is to provide the Commission with notice according to the provisions of General Order No. 159.A of the Public Utilities Commission of the State of California ("CPUC") for the project described in Attachment A.

A copy of this notification letter is also being provided to the appropriate local government 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 Chrissy L. Agricola of Verizon Wireless at (770) 797-1049.

Very truly yours,

**Chrissy L. Agricola**  
Verizon Wireless  
MTS Network Compliance

**Attachment A**

CPUC CELL SITE REPORT GTE Mobilnet of California Limited Partnership (U-3002-C)

**PROJECT LOCATION: Meridian Foxworthy – I/B**

SITE NAME: Meridian Foxworthy  
SITE ADDRESS: Portrero Drive & Custer Drive  
LOCATION: San Jose, CA 95124  
COUNTY: Santa Clara  
APN: 442-31-001  
COORDINATES: 37° 16' 20.29"/121° 55' 08.34" (NAD83)

**1. PROJECT DESCRIPTION:**

GTE Mobilnet of California Limited Partnership (U-3002-C) proposes the addition of a permanent 60kw back-up generator to support existing equipment shelter.

ANTENNAS: N/A  
TOWER DESIGN: N/A  
TOWER APPEARANCE: N/A  
TOWER HEIGHT: N/A  
BUILDING SIZE: N/A  
OTHER: N/A

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
September 2, 2009  
Page 3

**3. BUSINESS ADDRESSES OF ALL LOCAL GOVERNMENT AGENCIES:**

Cc: Joseph Horwedel, Planning Director  
Department of Planning, Building, and Code Enforcement  
200 East Santa Clara Street, 3<sup>rd</sup> Floor Tower  
San Jose, CA 95113-1905

Debra Figone, City Manager  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

Lee Price, City Clerk  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

**4. LAND USE APPROVALS:**

Type:	Special Use Permit
Issued:	05/05/09
Effective:	05/05/09
Agency:	City of San Jose Department of Planning, Building, and Code Enforcement
Permit No.:	SP08-074
Resolution No.:	N/A



**verizon**wireless

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(770) 797-1070

August 26, 2009

Ms. Anna Hom  
**Consumer Protection and Safety Division**  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
[alh@cpuc.ca.gov](mailto:alh@cpuc.ca.gov)

Re: Notification Letter for **HWY 680/101** GTE Mobilnet of California Limited Partnership  
(U-3002-C), of San Jose, CA MSA

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This is to provide the Commission with notice according to the provisions of General Order No. 159.A of the Public Utilities Commission of the State of California ("CPUC") for the project described in Attachment A.

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Very truly yours,



**Chrissy L. Agricola**  
Verizon Wireless  
MTS Network Compliance

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
August 26, 2009  
Page 2

**Attachment A**

CPUC CELL SITE REPORT GTE Mobilnet of California Limited Partnership (U-3002-C)

**PROJECT LOCATION: HWY 680/101 – I/B**

SITE NAME: HWY 680/101  
SITE ADDRESS: 912 Olinder Court  
LOCATION: San Jose, CA 95122  
COUNTY: Santa Clara  
APN: 472-10-121 & 472-10-122  
COORDINATES: 37° 20' 14.79"/121° 51' 14.83" (NAD83)

**1. PROJECT DESCRIPTION:**

GTE Mobilnet of California Limited Partnership (U-3002-C) proposes the addition of one (1) antenna and two (2) coax per sector for a total of three (3) new antennas and six (6) new lines. New final configuration: Six (6) antennas & eighteen (18) lines.

ANTENNAS: Six (6) panel antennas  
TOWER DESIGN: Monopole  
TOWER APPEARANCE: Two (2) antennas per sector close-mounted at 56'  
TOWER HEIGHT: 60'  
BUILDING SIZE: 14'7" x 30'3" shelter  
OTHER: N/A

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
August 26, 2009  
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**3. BUSINESS ADDRESSES OF ALL LOCAL GOVERNMENT AGENCIES:**

Cc: Joseph Horwedel, Planning Director  
Department of Planning, Building, and Code Enforcement  
200 East Santa Clara Street, 3<sup>rd</sup> Floor Tower  
San Jose, CA 95113-1905

Debra Figone, City Manager  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

Lee Price, City Clerk  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

**4. LAND USE APPROVALS:**

Type:	Zoning Permit
Issued:	04/07/09
Effective:	04/07/09
Agency:	City of San Jose Department of Planning, Building & Code Enforcement
Permit No.:	H90-083
Resolution No.:	Project File # AD09-341

Type:	Building Permit
Issued:	
Effective:	
Agency:	Planning, Building & Code Enforcement
Permit No.:	
Resolution No.:	



**verizon**wireless

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Alpharetta, GA 30009  
(770) 797-1070

August 26, 2009

Ms. Anna Hom  
**Consumer Protection and Safety Division**  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
[alh@cpuc.ca.gov](mailto:alh@cpuc.ca.gov)

Re: Notification Letter for **HWY 101/Mabury** GTE Mobilnet of California Limited  
Partnership (U-3002-C), of San Jose, CA MSA

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This is to provide the Commission with notice according to the provisions of General Order No. 159.A of the Public Utilities Commission of the State of California ("CPUC") for the project described in Attachment A.

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Very truly yours,



**Chrissy L. Agricola**  
Verizon Wireless  
MTS Network Compliance

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
August 26, 2009  
Page 2

**Attachment A**

CPUC CELL SITE REPORT GTE Mobilnet of California Limited Partnership (U-3002-C)

**PROJECT LOCATION: HWY 101/Mabury – I/B**

SITE NAME: HWY 101/Mabury  
SITE ADDRESS: 855 Mabury Road  
LOCATION: San Jose, CA 95133  
COUNTY: Santa Clara  
APN: 254-13-104 and 254-13-129  
COORDINATES: 37° 21' 44.90"/121° 52' 59.14" (NAD83)

**1. PROJECT DESCRIPTION:**

GTE Mobilnet of California Limited Partnership (U-3002-C) proposes the addition of one (1) antenna and two (2) coax per sector for a total of three (3) new antennas and six (6) new lines. New final configuration: Seven (7) antennas & eighteen (18) lines.

ANTENNAS: Seven (7) panel antennas  
TOWER DESIGN: Monopole  
TOWER APPEARANCE: Antennas close-mounted at 72'  
TOWER HEIGHT: 75'  
BUILDING SIZE: 11'4" x 30' shelter  
OTHER: N/A

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
August 26, 2009  
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**3. BUSINESS ADDRESSES OF ALL LOCAL GOVERNMENT AGENCIES:**

Cc: Joseph Horwedel, Planning Director  
Department of Planning, Building, and Code Enforcement  
200 East Santa Clara Street, 3<sup>rd</sup> Floor Tower  
San Jose, CA 95113-1905

Debra Figone, City Manager  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

Lee Price, City Clerk  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

**4. LAND USE APPROVALS:**

Type:	Zoning Permit
Issued:	04/07/09
Effective:	04/07/09
Agency:	City of San Jose Department of Planning, Building & Code Enforcement
Permit No.:	CP90-073
Resolution No.:	Project File # AD09-339



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Suite 150  
MC: GASA5REG  
Alpharetta, GA 30009  
(770) 797-1070

September 2, 2009

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**Consumer Protection and Safety Division**  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
[alh@cpuc.ca.gov](mailto:alh@cpuc.ca.gov)

Re: Notification Letter for **Reid Hillview Airport** GTE Mobilnet of California Limited  
Partnership (U-3002-C), of San Jose, CA MSA

---

This is to provide the Commission with notice according to the provisions of General Order No. 159.A of the Public Utilities Commission of the State of California ("CPUC") for the project described in Attachment A.

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Very truly yours,

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**Chrissy L. Agricola**  
Verizon Wireless  
MTS Network Compliance

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
September 2, 2009  
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**Attachment A**

CPUC CELL SITE REPORT GTE Mobilnet of California Limited Partnership (U-3002-C)

**PROJECT LOCATION: Reid Hillview Airport – I/B**

SITE NAME: Reid Hillview Airport  
SITE ADDRESS: 2636 John Montgomery Drive  
LOCATION: San Jose, CA 95148  
COUNTY: Santa Clara  
APN: 491-15-004  
COORDINATES: 37° 20' 16.09"/121° 49' 04.43" (NAD83)

**1. PROJECT DESCRIPTION:**

GTE Mobilnet of California Limited Partnership (U-3002-C) proposes the addition of a permanent 60kw back-up generator adjacent to existing equipment shelter.

ANTENNAS: N/A  
TOWER DESIGN: N/A  
TOWER APPEARANCE: N/A  
TOWER HEIGHT: N/A  
BUILDING SIZE: N/A  
OTHER: N/A

Notification Letter

GTE Mobilnet of California Limited Partnership (U-3002-C)

September 2, 2009

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**3. BUSINESS ADDRESSES OF ALL LOCAL GOVERNMENT AGENCIES:**

Cc: Joseph Horwedel, Planning Director  
Department of Planning, Building, and Code Enforcement  
200 East Santa Clara Street, 3<sup>rd</sup> Floor Tower  
San Jose, CA 95113-1905

Debra Figone, City Manager  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

Lee Price, City Clerk  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

**4. LAND USE APPROVALS:**

Type:	Administrative Permit
Issued:	01/23/09
Effective:	01/23/09
Agency:	City of San Jose Department of Planning, Building, and Code Enforcement
Permit No.:	AP-08-014
Resolution No.:	N/A



1120 Sanctuary Pkwy  
Suite 150  
MC: GASA5REG  
Alpharetta, GA 30009  
(770) 797-1070

August 26, 2009

Ms. Anna Hom  
**Consumer Protection and Safety Division**  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
[alh@cpuc.ca.gov](mailto:alh@cpuc.ca.gov)

Re: Notification Letter for **Alviso** GTE Mobilnet of California Limited Partnership (U-3002-C), of San Jose, CA MSA

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This is to provide the Commission with notice according to the provisions of General Order No. 159.A of the Public Utilities Commission of the State of California ("CPUC") for the project described in Attachment A.

A copy of this notification letter is also being provided to the appropriate local government 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 Chrissy L. Agricola of Verizon Wireless at (770) 797-1049.

Very truly yours,

**Chrissy L. Agricola**  
Verizon Wireless  
MTS Network Compliance

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
September 2, 2009  
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**Attachment A**

CPUC CELL SITE REPORT GTE Mobilnet of California Limited Partnership (U-3002-C)

**PROJECT LOCATION: Alviso – I/B**

SITE NAME: Alviso

SITE ADDRESS: 4701 N. 1<sup>st</sup> Street

LOCATION: San Jose, CA 95002

COUNTY: Santa Clara

APN: 015-39-027

COORDINATES: 37° 25' 22.88"/121° 58' 17.45" (NAD83)

**1. PROJECT DESCRIPTION:**

GTE Mobilnet of California Limited Partnership (U-3002-C) proposes an existing configuration that is three (3) antennas and nine (9) lines. The addition on three (3) 700 Mhz antennas and nine (9) additional lines. New final configuration: Six (6) antennas & eighteen (18) lines. No changes to ground equipment

ANTENNAS: Six (6) panel antennas

TOWER DESIGN: Monopole

TOWER APPEARANCE: Two (2) antennas per sector on T-arms at 56'

TOWER HEIGHT: 60'

BUILDING SIZE: 11'3" x 26'0" shelter

OTHER: N/A

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
August 26, 2009  
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**3. BUSINESS ADDRESSES OF ALL LOCAL GOVERNMENT AGENCIES:**

Cc: Joseph Horwedel, Planning Director  
Department of Planning, Building, and Code Enforcement  
200 East Santa Clara Street, 3<sup>rd</sup> Floor Tower  
San Jose, CA 95113-1905

Debra Figone, City Manager  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

Lee Price, City Clerk  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

**4. LAND USE APPROVALS:**

Type:	Zoning Permit
Issued:	05/07/09
Effective:	05/07/09
Agency:	City of San Jose Department of Planning, Building & Code Enforcement
Permit No.:	CP07-012
Resolution No.:	Project File # AD09-442

Type:	Building Permit
Issued:	07/09/09 – notification of ready to pull
Effective:	07/09/09
Agency:	Planning, Building & Code Enforcement
Permit No.:	09-022653
Resolution No.:	



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Alpharetta, GA 30009  
(770) 797-1070

August 26, 2009

Ms. Anna Hom  
**Consumer Protection and Safety Division**  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102  
[alh@cpuc.ca.gov](mailto:alh@cpuc.ca.gov)

Re: Notification Letter for **Hwy 880 Montague** GTE Mobilnet of California Limited  
Partnership (U-3002-C), of San Jose, CA MSA

---

This is to provide the Commission with notice according to the provisions of General Order No. 159.A of the Public Utilities Commission of the State of California ("CPUC") for the project described in Attachment A.

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Very truly yours,

**Chrissy L. Agricola**  
Verizon Wireless  
MTS Network Compliance

**Attachment A**

CPUC CELL SITE REPORT GTE Mobilnet of California Limited Partnership (U-3002-C)

**PROJECT LOCATION: Hwy 880 Montague – I/B**

SITE NAME: Hwy 880 Montague  
SITE ADDRESS: 2170 O' Toole Avenue  
LOCATION: San Jose, CA 95131  
COUNTY: Santa Clara  
APN: 237-10-229  
COORDINATES: 37° 23' 48.78"/121° 54' 29.84" (NAD83)

**1. PROJECT DESCRIPTION:**

GTE Mobilnet of California Limited Partnership (U-3002-C) proposes an existing configuration that is three (3) antennas. The replacement of existing antennas and the addition of one (1) antenna and three (3) coax per sector. New final configuration: Six (6) antennas & eighteen (18) lines. No changes to ground equipment

ANTENNAS: Six (6) panel antennas  
TOWER DESIGN: Monopole  
TOWER APPEARANCE: Two (2) antennas per sector close mounted at 56'  
TOWER HEIGHT: 60'  
BUILDING SIZE: 20' x 22' area – multiple self storage units  
OTHER: N/A

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
August 26, 2009  
Page 3

**3. BUSINESS ADDRESSES OF ALL LOCAL GOVERNMENT AGENCIES:**

Cc: Joseph Horwedel, Planning Director  
Department of Planning, Building, and Code Enforcement  
200 East Santa Clara Street, 3<sup>rd</sup> Floor Tower  
San Jose, CA 95113-1905

Debra Figone, City Manager  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

Lee Price, City Clerk  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

**4. LAND USE APPROVALS:**

Type:	Zoning Permit
Issued:	04/23/09
Effective:	04/23/09
Agency:	City of San Jose Department of Planning, Building & Code Enforcement
Permit No.:	CP07-014
Resolution No.:	Project File # AD09-395

Type:	Building Permit
Issued:	
Effective:	
Agency:	Planning, Building & Code Enforcement
Permit No.:	
Resolution No.:	

The Verizon Wireless logo, featuring the word "verizon" in a bold, lowercase sans-serif font, followed by "wireless" in a smaller, lowercase sans-serif font. A checkmark symbol is positioned above the "v" in "verizon".

1120 Sanctuary Pkwy  
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MC: GASASREG  
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August 26, 2009

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[alh@cpuc.ca.gov](mailto:alh@cpuc.ca.gov)

Re: Notification Letter for **HWY 280/Meridian** GTE Mobilnet of California Limited  
Partnership (U-3002-C), of San Jose, CA MSA

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This is to provide the Commission with notice according to the provisions of General Order No. 159.A of the Public Utilities Commission of the State of California ("CPUC") for the project described in Attachment A.

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Very truly yours,

A handwritten signature in black ink, appearing to read "C. Agricola".

**Chrissy L.Agricola**  
Verizon Wireless  
MTS Network Compliance

**Attachment A**

CPUC CELL SITE REPORT GTE Mobilnet of California Limited Partnership (U-3002-C)

**PROJECT LOCATION: HWY 280/Meridian – I/B**

SITE NAME: HWY 280/Meridian  
SITE ADDRESS: 1510-1540 Parkmore Avenue  
LOCATION: San Jose, CA 95126  
COUNTY: Santa Clara  
APN: 277-22-009  
COORDINATES: 37° 18' 59.50"/121° 54' 58.82" (NAD83)

**1. PROJECT DESCRIPTION:**

GTE Mobilnet of California Limited Partnership (U-3002-C) proposes an existing configuration that is three (3) antennas and twelve (12) lines; the addition of three (3) 700MHz antennas and six (6) additional lines. New final configuration: Six (6) antennas & eighteen (18) lines. No changes to ground equipment

ANTENNAS: Six (6) panel antennas  
TOWER DESIGN: Monopole  
TOWER APPEARANCE: Two (2) Antennas per sector close-mounted at 42'  
TOWER HEIGHT: 46'  
BUILDING SIZE: 11'6" x 15'0" shelter  
OTHER: N/A

Notification Letter  
GTE Mobilnet of California Limited Partnership (U-3002-C)  
August 26, 2009  
Page 3

**3. BUSINESS ADDRESSES OF ALL LOCAL GOVERNMENT AGENCIES:**

Cc: Joseph Horwedel, Planning Director  
Department of Planning, Building, and Code Enforcement  
200 East Santa Clara Street, 3<sup>rd</sup> Floor Tower  
San Jose, CA 95113-1905

Debra Figone, City Manager  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

Lee Price, City Clerk  
City of San Jose  
200 East Santa Clara Street  
San Jose, CA 95113

**4. LAND USE APPROVALS:**

Type:	Zoning Permit
Issued:	04/07/09
Effective:	04/07/09
Agency:	City of San Jose Department of Planning, Building & Code Enforcement
Permit No.:	CP08-081
Resolution No.:	Project File # AD09-342
Type:	Building Permit
Issued:	06/16/09 – notification permit ready to pull
Effective:	06/16/09
Agency:	Planning, Building & Code Enforcement
Permit No.:	
Resolution No.:	



## SENIOR CITIZENS COMMISSION

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

August 28, 2009

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

Dear Honorable Mayor Reed and City Council:

On behalf of the Senior Commission, I am requesting that one Personal Leave day be added annually to the attendance policy for the City's Commissions, Boards, and Committees and that it further be categorized as an Excused absence.

While the Senior Commission is cognizant of the need for a quorum to conduct business, it is also aware that there are times when a Commissioner needs to be absent for a reason not covered under the current language for an excused absence. For example, recently one of our Commissioners was absent due to observation of a religious holiday and this counted as an unexcused absence. The addition of one Personal Leave Day per year would address this legitimate need as well as others.

Sincerely,

Frances Jones,  
Chair, Senior Citizens Commission

/LB

cc: Pete Constant, Councilmember, Dist. 1  
Debra Figone, City Manager  
Albert Balagso, PRNS Director  
Julie Edmond-Mares, PRNS Assistant Director  
Angel Rios, PRNS Deputy Director  
Dan Wax, PRNS, Division Manager  
Diane Lindberg, PRNS Community Service Supervisor



## SENIOR CITIZENS COMMISSION

5730 Chambertin Drive  
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Tel: (408) 979-7915  
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August 28, 2009

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

Dear Honorable Mayor Reed and City Council:

On behalf of the San José Senior Citizens Commission, I am recommending that the City Council request from each Chair of City Boards and Commissions to place open forum at the beginning of their meeting agenda.

We join with the Human Rights Commission's unanimous May 21, 2009 recommendation and concur with their reasoning. The placement of Open Forum at the beginning of the meetings of Boards and Commissions will allow the public to leave sooner rather than later and those who use public transportation after sundown will certainly feel safer.

This recommendation was unanimously passed at our meeting of August 14, 2009.

Sincerely,

Frances Jones,  
Chair, Senior Citizens Commission

/LB

cc: Pete Constant, Councilmember, Dist. 1  
Debra Figone, City Manager  
Albert Balagso, PRNS Director  
Julie Edmond-Mares, PRNS Assistant Director  
Angel Rios, PRNS Deputy Director  
Dan Wax, PRNS, Division Manager  
Diane Lindberg, PRNS Community Service Supervisor

David S. Wall  
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RECEIVED  
San Jose City Clerk

September 15, 2009

2009 SEP 15 A 11: 51

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

**Re: Can "Toxins" in WPCP Effluent be identified, treated and removed?**

**Ask the Office of the City Manager: 408 – 535 – 8100.**

**Ask Mayor Reed as "Chairman of TPAC": 408 – 535 – 4800.**

In the wake of the admonitions, concerning the failures of Chronic Toxicity testing of the Final Effluent from the San José / Santa Clara Water Pollution Control Plant; which is discharged into the South Bay and also enters into the Reclaimed Water System, serious and legitimate questions are now being asked at the highest levels of Municipal government, such as, "What is going on here"?

**What "toxins" caused the failures of Chronic Toxicity testing?**

No one will be able to answer this one; either truthfully or under oath. There will be an "official Environmental Services Department (ESD) response as to "what might have caused" the Chronic Toxicity failures. Maybe someone from ESD will try to pin the blame on an "isolated overspray (or direct application)" of pesticides into idling aeration basins by Santa Clara County's Vector Control for mosquito abatement. Or, perhaps a series of "upsets with the bugs" that control WPCP's plant processes or maybe normally occurring toxins (i.e. pharmaceuticals, etc.) that are being "concentrated" as water conservation practices reduce the hydraulic loading to WPCP. There also could be other salient reasons.

**Are the "Toxins" present in Reclaimed Water?**

Well, if there are "Toxins" in the Final Effluent and Final Effluent goes into the Reclaimed Water System (albeit, dosed with extra chlorine), does the extra chlorine react with the "unknown Toxins" in such a way to destroy them or to enhance the toxic effects? Ask the Office of the City Manager.

Or...are the "Toxins" being metered into the Reclaimed Water as if they were a lethal or birth defect causing drug being titrated via an intravenous line directly into a person's vein? Ask Mayor Reed.

**Final Effluent, Reclaimed Water and Advanced Water Treatment for use as drinking water?**

**Hmmm...** unknown "Toxin or Toxins" in WPCP Final Effluent possibly passing undetected into Reclaimed Water then undergoing Advanced Water Treatment for the use in drinking water applications? Good idea for the health of the public? Ask both the Office of the City Manager and Mayor Reed.

**Product Liability issues about Reclaimed Water?** This will be discussed another day.

*Respectfully submitted,*

**Cc: City Attorney / City Auditor / City Manager  
Members Treatment Plant Advisory Committee (TPAC)  
Santa Clara Valley Water District Board of Directors**

*David S. Wall*  
09.15.09

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San Jose City Clerk

September 16, 2009

2009 SEP 16 P 1:39

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

**Re: Deficit Reduction proposal: Begin eliminating positions at O.E.D.**

**Deputy Director Position # (1640) (000115784) FUND 461 (TOT)**

**Division Manager Position # (8074) (00013613) FUND 001**

**Section Manager Position # (1641) (00013221) FUND 001**

**Savings as to FUND designator:**

**FUND 001: \$254,358.00**

**FUND 461: \$156,504.0**

**Total Savings this cut: \$410, 862.00**

The savings to the General Fund (FUND 001) are simple. *In my opinion, these positions should never have been allocated in the first place and are of no consequence or value.*

The cut to the position pertaining to the Transient Occupancy Tax Fund (FUND 461) could be of great utility. This cut, as well as future cuts to be recommended in the near future, should be placed in an "Escrow Account" for future uses to be determined by Council.

**One use could be funding for "special events", to be held in various Council Districts for the purpose of stimulating our local economy.**

*\*\*\*This innovative application would also be required to be associated with convention center activities to be justified under FUND 461 restricted uses, unless the Municipal Code is modified otherwise.*

I will be recommending additional cuts to the Office of Economic Development as well as other City Departments.

*Respectfully submitted,*

*David S. Wall*  
*09.16.09*

**Cc: City Attorney / City Auditor / City Manager**

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San Jose City Clerk

September 17, 2009

2009 SEP 17 P 4: 36

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 Abraham Galvan (#2221)!**

For many, many years, **San José Police Officer Abraham Galvan** has been protecting our neighborhoods and the rest of San José from the criminal element.

YOU all have had **Officer Galvan** present in YOUR neighborhoods at one time or another during his long and distinguished tenure of service to our City.

**Officer Galvan** and other San José Police Officers have been summoned by neighbors as well as myself, to suppress criminal activities from two (2) "Section 8 Housing tenants" and their cadre of associated social derelicts.

For some time now, a four apartment complex, **whose owner leases his property for personal profit to "Section 8" housing sponsored tenants**, has required several calls for the presence of the San José Police Department to protect the public from the conduct of a deranged "Section 8 Housing" recipient and tenant.

For the purposes of this letter alone, **Officer Galvan** was summoned to this problem property by neighbors, three (3) separate times before I left for the RULES AND OPEN GOVERNMENT COMMITTEE MEETING on Tuesday (09.16.09) where this "problem property", the effects of "Section 8 Housing" and possible cost recovery was discussed.

**The event numbers are: (09-259-0504), (09-259-0134) and (09-259-0509).**

Fortunately for SJPD, the property owner was present for the third call for help in which **Officer Galvan** was the first Officer on the scene. Two "back up" Police Officers rolled up as well and they are also appreciated and welcomed.

The adherence to duty and wealth of experience that **Officer Galvan** brings to our City and to our Nation is priceless.

It is my hope and request that YOU take the necessary steps convey my gratitude and "Thanks" to **Officer Galvan**.

*Respectfully submitted,*

*David S. Wall*  
09.17.09

**Cc: City Attorney / City Auditor / City Manager  
Chief of Police / SJPOA**

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RECEIVED  
San Jose City Clerk

September 17, 2009

2009 SEP 17 P 4: 36

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 Wednesday, (09.16.09) approximately 1503 hours, after the RULES AND OPEN GOVERNMENT COMMITTEE meeting, I ventured over to North Tenth Street @ Horning Street to "take the pulse" of the SCEP (Shopping Cart Entitlement Program). I arrived on station and found five (5) stolen and abandoned shopping carts. *A 20% increase as to the number of stolen and abandoned shopping carts is hereby recorded.*

*The big question concerning the SCEP; when will the San José City Council revoke the SCEP and direct Planning Building and Code Enforcement (PBCE) to design a solutions for Council to discuss and debate to keep "shopping carts" from leaving the premises of the shopkeeper?*

Garbage is beginning to "pile up" behind the control box for the railroad crossing barricade. General litter, consistent with a ghetto, is present and left unabated.

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

**(No "plastic zip tied" carts with Julian dates present)**

Unmarked (2), OSH (1), Save Mart (1), and FoodMaxx (1).

**No interviews this week.**

**No "encampments" were noted on the railroad tracks.**

Manuel's chickens are still subdued and keeping a very, very low profile.

*Respectfully submitted,*

*David S. Wall*  
*09.17.09*

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///  
///

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San Jose City Clerk

September 17, 2009

2009 SEP 17 P 4: 37

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

**Re: San José's "Entertainment District" a variation of Sodom and Gomorrah.**

**"Do not be deceived, God is not mocked, for whatever a man sows, that he will also reap."  
Gal. 6:7**

**Council sows seeds of iniquity and reaps another episode of "Club Wet".**

**Thank God for the San José Police! Let SJPD close "Club Wet" for good!**

Reported in the San José Mercury News (Saturday 09.12.09), "*S.J. Cops pull Club Wet's permit again*" is just a foretaste of the harvest to come from the many seeds of iniquity constantly being sowed by the impecunious San José City Council by allowing "Club Wet" to exist for mere pecuniary gain.

Let us not forget the stabbings that have occurred at this facility and the previous repugnant skullduggery concerning the first permit revocation and the impenitent sham of reinstatement.

And the incredible waste of taxpayer dollars to keep the Czars of the Downtown Business Association fat and wealthy by allocating POLICE resources to keep the nightclubs from tearing up the rest of the Downtown. Is that what the taxpayers want? Or, do they want SJPD in their neighborhoods instead?

**The "downtown nightclubs" represent a pestilence that needs to be eradicated for a number of reasons. Chief amongst them is their destructive influence upon society.**

But, let us look at one taxpayer's perspective, mine. The "nightclubs" are a primary "cash business" so how much tax revenue is actually generated for City coffers in relation to POLICE deployments and associated costs? How much revenue is being skimmed? How much revenue is donated via the Downtown Business Association for political activities to keep their respective beaks well wetted?

The "Public Intoxication Policy", created by Council has effectively, "tied the hands of SJPD" by giving "free reign" to the drunks and drug addicts who frequent the "nightclubs". Council has removed any deterrence for "bad behaviors" and people of means shun the Downtown as the rabble of society runs amok.

The chronic waste of taxpayer dollars to support a variation of Sodom and Gomorrah that the "night clubs" represent is producing the viable harvest sown from the seeds of greed, corruption and lawlessness.

It is interesting to note that the "Club Wet" article in the newspaper is concluded on the page opposite the obituaries of the dearly departed.

**Let us hope SJPD places Club Wet's permit into the obituary of oblivion.**

**Cc: City Attorney / City Auditor / City Manager  
Chief of Police**

*Respectfully submitted,*

*David S. Wall  
09.17.09*

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San Jose City Clerk

September 17, 2009

2009 SEP 17 P 4: 37

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

**Re: Inform City Employees of budget cuts and layoffs before holiday season. (#4)**

**Council should set priorities for budget allocations to assist City employees.**

**Office of City Manager is slow in providing menus of solutions for Council's perusal.**

I have requested, for the fourth time that City employees be notified of the next series of layoffs *before* the holiday season. So far, "No" warnings have been tendered and "No" menus of solutions for Council's perusal has been publically acknowledged.

Next year is not going to be fun for many City employees who may be facing the loss of their employment and health care benefits. Keep tabs on the number of foreclosures and "Notices of Defaults" in the newspapers. Redevelopment Housing Projects are "taking a bath and a haircut" as vacancies sing the tune of financial doom.

YOU should all have the decency to give timely and accurate financial reports to City employees as to the state of their jobs. But, so far, YOU have not.

January 2010 and the following months thereafter will see dramatic changes in City operations. The music is going to stop and who is going to get a chair?

*YOU can help mitigate these feelings by being forthright with the financial realities facing City coffers and by giving direction to the Office of the City Manager to do the following:*

1. Inform City employees as to the intentions of the administration as the financial conditions worsen and how the layoffs will be prioritized. Now.
2. Create menus of options to protect City employees and their healthcare benefits for Council to discuss and debate within one week and every week thereafter until all hope is lost.

**It is mid September and before long it will be October then November.**

*Respectfully submitted,*

David S. Wall

09.17.09

Cc: City Attorney / City Auditor / City Manager



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September 17, 2009

2009 SEP 17 P 4:37

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

**Re: City Housing Department Accounting practices of FUND 443 given chastisement.**

**Councilmember Liccardo defends "shoddy accounting practices".**

**The Housing "give away of \$2.7 million dollars" is a boon for recipients-bust for taxpayers.**

At Tuesday's (09.15.09) City Council meeting, the Housing Department's request; as set forth on Item 4.3 "New Construction Second Mortgage Loan Program Funding Increase", is a text book example of "overspending" and having to borrow from an "Unrestricted Fund Balance" to "square the accounts". Chastisement of the practice and to the Administrator was given.

**However, Councilmember Liccardo defended the "shoddy accounting practice" since the use of an "Unrestricted Fund" is justified due to the nature of the Fund use.**

Well, if such a use was "no big deal" a few of questions are to be entered into the record.

First, if this "shoddy accounting practice" was "no big deal", why was it on the agenda for Council's "thumbs up or thumbs down" vote? Housing would have been somewhat in a bind if Council would have rejected the Fund transfer.

Second, by not monitoring the popularity of giving away taxpayer monies within the operational limits of a program, what does this say about the administrator of the Housing Department? Is it O.K. to overspend and then ask Council's approval?

After all, are there no other remedies to address "shoddy accounting practices" short of having Council bail out an administrator, who apparently relies on a Council after the fact?

To be fair to all concerned, the Fund has "unrestricted uses" and can be used for this purpose. *But, to assert a variation of; "No Harm, No Foul" to support a face saving mechanism to justify "shoddy accounting practices" is beneath contempt.* (There is harm and a foul was committed. "Overspending" is the both the harm and the foul. Council could have said, "No transfer".)

The issue is; staying within the spending limits of a giveaway program. Council's permission to exceed spending limits is to be sought and granted before overspending, regardless of "unrestricted uses".

Whatever the reason is to justify "overspending", should activate the age old doctrine of, "ask before you take". This not only a time tested and prudent practice, it should be the only practice.

*Respectfully submitted,*

*David S. Wall*  
09.17.09

**Cc: City Attorney / City Auditor / City Manager**

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San Jose City Clerk

September 17, 2009

2009 SEP 17 P 4: 37

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 Larry Holmes (#2158)!**

**San José Police Officer Larry Holmes** has served our City for many years and was called into my neighborhood to quell the disturbance of the peace and an apparent assault upon a female by another female. The event number is (09-258-0178).

This and related criminal activities, to wit, **Officer Holmes** responded to resolve are concerned with *certain* "Section 8 Housing recipients"; who, in my opinion are of no value to themselves or to society.

These individuals along with their cadre of social derelict friends and "gangsters" have caused neighbors to summon the San José Police; many, many times, some out of fear for their "lives".

**Officer Holmes** and other San José Police Officers were summoned to suppress criminal activities arising from; "Section 8 Housing tenants" and related persons of ill repute and character who were engaged in early morning drinking of alcohol, theft of personal property of another, assault / battery and other acts of mayhem including damage to a vehicle of another. Welcome to the Ghetto hood.

For some time now, a four apartment complex, **whose owner leases his property for personal profit to "Section 8" housing sponsored tenants**, has required several calls for the presence of the San José Police Department to protect the public from the conduct of a deranged "Section 8 Housing" recipient / tenant and that of his associates and family members.

I became involved because I witnessed most of this crap and had to direct traffic. Why I had to direct traffic was due to the driver of a burgundy Mercury sedan CA # 6AOY800 having been assaulted and battered, abandoned her vehicle in the "middle of the street" creating a navigational hazard until, another person associated with the fray, removed it to the side of the street. This person then collected his girlfriend and skedaddled for he knew SJPd was in route.

I am very grateful to **Officer Holmes** on a variety of levels; prompt response and the quick projection of justified authority resulting from many years of experience in dealing with similar situations of debauchery and lawlessness are but two salient examples for the purpose of transmittal.

**Officer Holmes** took command of the situation and suppressed the criminal element in pristine San José Police fashion. An outstanding example of Police work was thereby evidenced for the record.

Please take the necessary steps to express my gratitude to **Officer Larry Holmes** for restoring law and order in my neighborhood, as well as for his long and distinguished service to San José.

*Respectfully submitted,*

*David S. Wall*  
09.17.09

Cc: City Attorney / City Auditor / City Manager  
Chief of Police / SJPOA

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RECEIVED

San Jose City Clerk

September 17, 2009

2009 SEP 17 P 4: 38

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

**Re: Councilmember Campos fights the double dipper regime at RDA!**

**Councilmember Liccardo looked pale. Exposé du DBA le causé?**

**RDA personnel are impervious to shame or any matter involving conscience.**

During Tuesday's (09.15.09) Redevelopment Agency meeting; which was part of the City Council's agenda, those in attendance or glued to their computer screens witnessed **Councilmember Campos** bravely and valiantly taking on the powers that dominate San José politics, the Downtown Business Association.

The main issue for **Councilmember Campos** to justly and correctly question was the apparent "double dipping salary" of a well-known Downtown Business Association (DBA) executive. During these tough budgetary times where the State of California has just siphoned off San José's redevelopment cash and left the agency as a group of "tin cup beggars", there is still cash for the "insiders" of San José politics. But, not for much longer, thanks in chief to **Councilmember Campos**.

This gentleman of the "DBA" is drawing a salary from the Redevelopment Agency (RDA) and the (DBA). A "double dipper" if there was ever one.

**Councilmember Campos**, heroine to those who hate the unjust waste of taxpayer monies stayed on point; firing off one unrelenting question after another to the Director of the RDA, who, in my opinion, shamelessly supported the "double dipper" by trying to "bob and weave" his responses to give the appearance of cooperation. But, to the even untrained ear his responses were steeped in manure associated with the rear end of a bull.

Remember, it was **Councilmember Campos** who fought the DBA and a former Mayor's political machine over another RDA coup, the blighting of property around North San Pedro Square.

Whereas **Councilmember Campos** was not victorious, in getting the majority of Council to see her valid and truthful point, **Council Member Herrera** and **Councilmember Chu** have voiced their opposition to such "double dipping" and therefore the days of unrepentant feasting are numbered.

**Councilmember Campos** has planted the seed of change that the old established ways of gaining riches from feeding on an unrestricted Public trough are over for some pigs. Other swine have yet to learn their respective lessons before they end up on the Public's spit covered in the savory sauce of the public's wrath and intemperance to waste.

THANK-YOU! Councilmember Campos!

*Respectfully submitted,*

**Cc: City Attorney / City Auditor / City Manager**

*David S. Wall*  
09.17.09

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PUBLIC RECORD 11

RECEIVED  
San Jose City Clerk

September 17, 2009

2009 SEP 17 P 4: 38

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

**Re: "Let's Play Ball", let's build a stadium...but, ask the voters first.**

**Mayor Reed and others are elated about predicted outcome of Economic Report.**

**"Don't worry, be happy" all costs (well except those for land) are covered.**

**What about costs associated with litigation? Who pays, the A's?**

There is nothing like the feeling of hired guns kissing your butt with what YOU paid them to say in the first place. Then when those kind words YOU paid for are said, the state of utter bewilderment occurs and it is a time for press conferences and celebration.

I guess two questions are germane at this point.

**Is eminent domain going to be used to drive down the costs of acquiring the land before the Public's vote on the matter of whether or not to build a ballpark?**

**Who picks up the tab for the costs associated with litigation with the San Francisco Giants over the issue of territorial rights?**

*Respectfully submitted,*

*David S. Wall*  
09.17.09

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///  
///

**Cc: City Attorney / City Auditor / City Manager**