

TRI-VALLEY TRANSPORTATION COUNCIL

Contra Costa County, Department of Conservation and Development

30 Muir Road, Martinez, CA 94553

*Attachment(s), ** Handouts

Candace Andersen
TVTC Chair
Supervisor District 2
Contra Costa County
(925) 944-6492

WEDNESDAY, February 24, 2016

4:00 p.m.

NOTE TEMPORARY LOCATION CHANGE

**Danville Town Offices, Large Conference Room
510 La Gonda Way, Danville, CA 94526**

Steven Spedowski
TVTC Vice-Chair
Councilmember
Livermore
(925) 960-4016

AGENDA

Arne Olson
Councilmember
Pleasanton
(925) 200-8579

Scott Perkins
Councilmember
San Ramon
(925) 973-2530

David Haubert
Mayor
Dublin
(925) 833-6634

Karen Stepper
Mayor
Danville
(925) 275-2412

Scott Haggerty
Supervisor District 1
Alameda County
(510) 272-6691

1. Call to Order, Roll Call, and Self Introductions
 2. Public Comment
 3. Approval of Meeting Minutes October 20, 2015*
 4. Oral Communication
 5. Consent Calendar
 - a. DENY, by motion, a claim in the matter of Liu v. Herrera, et al. (Estate of Steven Mi)*
 6. Old Business
 7. New Business
 - a. APPOINT TVTC Finance Subcommittee for Fiscal Year (“FY”) 2016/17 (2015/16 Finance Subcommittee: Danville, Livermore and San Ramon). (Action)
 8. Other Business/Announcements
 9. Adjournment
- Upcoming Meetings:
TVTC TAC: Monday, March 7, 2016, 10:00 a.m., Danville Town Offices, Large Conference Room, 510 La Gonda Way, Danville, CA 94526

TVTC: April 18, 2016, 4:00 p.m., Danville Library, Mount Diablo Room, 400 Front St, Danville, CA 94526

The Tri-Valley Transportation Council meetings are wheelchair accessible. If you have any questions related to the Tri-Valley Transportation Council meeting agenda, please contact Jamar Stamps, TVTC Administrative staff at (925) 674-7832 or email at jamar.stamps@dcd.cccounty.us.

Item 3

MINUTES

TRI-VALLEY TRANSPORTATION COUNCIL

Danville Community Center – Las Trampas Room

420 Front Street, Danville, CA 94526

October 19, 2015 at 4:00 p.m.

1) CALL TO ORDER, ROLL CALL, AND SELF-INTRODUCTIONS

The Tri-Valley Transportation Council (TVTC) was called to order at 4:00 p.m. by the Chair, Supervisor Candace Andersen, Contra Costa County.

Members in Attendance:

Present

Candace Andersen, Chair, Supervisor District 2, Contra Costa County	X
Steven Spedowski, Vice Chair, Councilmember, Livermore	X
David Haubert, Mayor, Dublin	
Scott Perkins, Councilmember, San Ramon	X
Newell Arnerich, Councilmember, Danville	X
Scott Haggerty, Supervisor District 1, Alameda County	X

TVTC Staff:

Debbie Bell, City of Livermore	X
Mike Tassano, City of Pleasanton	X
Andy Dillard, Town of Danville	X
Thomas Valdriz, Town of Danville	
Obaid Khan, City of Dublin	X
Lisa Bobadilla, City of San Ramon	X
Paul Keener, Alameda County	X

Others in Attendance:

Gayle Israel, Contra Costa County	X
Roxanne Lindsey, ACE Train	X
Sandeep Mehta, Planeteria Media	X
Steven Mattas, Meyers Nave	

2) PUBLIC COMMENT

None.

3) APPROVAL OF MEETING MINUTES FOR JULY 20, 2015

Motion by Councilmember Arnerich; Second by Councilmember Perkins.

Unanimously Approved (Ayes 6; Noes 0; Abstain 0)

4) ORAL COMMUNICATION

None.

5) CONSENT CALENDAR

None.

6) **OLD BUSINESS**

RECEIVE presentation from Planeteria Media on proposed TVTC Website. Link to Beta Site: <http://tvtc.planeteria-development.com>.

Suggested all device platforms be tested prior to going live. Motion to accept presentation by Councilmember Perkins; Second by Councilmember Arnerich.

Unanimously Approved (Ayes 6; Noes 0; Abstain 0)

7) **NEW BUSINESS**

a. TVTC Stipends (Action)*

- i. APPROVE amended TVTC Bylaws;**
- ii. ADOPT Resolution 2015-06 amending the TVTC bylaws to include the TVTC stipend policy;**
- iii. ADOPT Resolution 2015-07 amending the Fiscal Year 2015/16 TVTC budget.**

TVTC Board unanimously approved a motion by Supervisor Haggerty; Second by Councilmember Perkins approve all three actions, with changes as follows: Page 9, on the Be it Resolved clause should read Council instead of Commission; Page 11, on the Be it Resolved clause Council should be added to Tri Valley Transportation.

Unanimously Approved (Ayes 6; Noes 0; Abstain 0)

b. AUTHORIZE TVTC Chair to sign letter of support for “Elected Officials of the Tri-Valley Cities” proposed policy objectives for “Plan Bay Area.” (Action)*

There was discussion to have the support letter signed by all TVTC commissioners, but was agreed in the end to have letter signed only by the Chair. Motion to approve by Councilman Perkins; Second by Councilmember Arnerich.

Unanimously Approved (Ayes 6; Noes 0; Abstain 0)

c. TVTC Contracts Log (Information)*

8) **OTHER BUSINESS/ANNOUNCEMENTS**

None.

9) **ADJOURNMENT**

The meeting was adjourned until February (date t.b.d.) by Supervisor Candace Andersen at 4:26 p.m.

Item 5.a.

TRI-VALLEY TRANSPORTATION COUNCIL
Contra Costa County, Department of Conservation and Development
30 Muir Road, Martinez, CA 94553

Item # 5.a.

February 24, 2016

MEMO TO: TRI-VALLEY TRANSPORTATION COUNCIL

FROM: STEVE MATTAS, GENERAL COUNSEL

SUBJECT: LIU V. HERRERA, ET AL.

RECOMMENDATION:

- It is recommended that the Tri-Valley Transportation Council (“TVTC”) by motion deny a claim in the matter of Liu v. Herrera, et al. (Estate of Steven Mi)

BACKGROUND:

On February 16, 2016, TVTC received notice of a claim on behalf of Xuan Liu, Austin Mi, and the Estate of Steven Mi against TVTC. On August 14, 2015, Mr. Steven Mi was struck by a vehicle while riding his bicycle along Highway 84 in Alameda County, between the cities of Fremont and Sunol. The claim alleges that Highway 84 was maintained in a dangerous condition. Highway 84 is a California state highway and TVTC does not operate, control, or maintain any portion of it. Thus, staff recommends that TVTC deny this claim.

**CLAIM AGAINST THE TRI-VALLEY
TRANSPORTATION COUNCIL**

Date Received:

**** PLEASE READ INSTRUCTIONS ON OTHER SIDE FIRST ****

Name of Claimant Xuan Liu, Austin Mi, and the Estate of Steven Mi
(First Name) (Middle Name) (Last Name)
Home Address c/o Steven Kronenberg, The Veen Firm, 711 Van Ness Ave., Suite 220, San Francisco,
CA 94102
(Street Address) (City) (State) (Zip Code)
Phone Number 415-673-4800
(Daytime) (Evening)
Date of Birth Xuan Liu: 4/27/1985; Austin Mi: 9/20/2014; Steven Mi (deceased): 5/3/1984

Type of Loss: Personal Injury Property Damage Other wrongful death/survival claim
 Indemnity - Date complaint served Police Report # 9390-2015-0204

When did injury or damage occur? 8/14/2015, Friday, about 6:25 p.m. A.M./P.M.
(Month/Day/Year) (Day of Week) (Time)

Where did injury or damage occur? (Street address, intersecting streets, or other location) State Highway 84, about 0.9
miles south of ALA 17.03. Please see attachment and enclosed Traffic Collision Report.

How did injury or damage occur? (Describe accident or occurrence) Please see attachment and enclosed Traffic Collision
Report.

Name(s) of any Witnesses Please see attachment and enclosed Traffic Collision Report.
(Name) (Address) (Phone Number)
(Name) (Address) (Phone Number)

Name of Council employee(s)/department(s) involved? Unknown at this time.

Total Amount Claimed For: *Personal Injury* exceeds \$25,000 *Property Damage* \$2,000 (est.)

Total Amount Claimed (Less than \$10,000): \$ _____ \$10,000 to \$25,000 XX Over \$25,000

NOTE: Please attach copies of supporting documentation for the amounts claimed.

If claim relates to an Automobile Accident, please answer the following and ATTACH PROOF OF INSURANCE:
Please check here if there was no insurance coverage in effect at the time of incident
Insurance policy # _____ Insurance Company _____
Insurance Broker/Agent N/A; decedent was riding a bicycle at time of collision; see attachment and enclosed
Traffic Collision Report. (Decedent's AAA insurance policy declarations page enclosed.)
Address _____ Phone () _____

ALL NOTICES AND/OR COMMUNICATIONS SHOULD BE SENT TO:

Name (Mr./Mrs./Ms.) Mr. Steven Kronenberg, The Veen Firm Daytime Phone (415) 673-4800
Address (Street, City, State, Zip) 711 Van Ness Ave., Suite 220, San Francisco, CA 94102

WARNING: California State Law generally requires that most claims against a public entity, such as the Tri-Valley Transportation Council, be presented within SIX (6) MONTHS from the date of the action or incident giving rise to the claim. Certain other claims must be filed within ONE (1) YEAR from the action or incident. You should check the California Government Code to determine what presentation period applies in your case.

At C. Kwan
Signature

attorney at law
Relationship (self, attorney, guardian, etc.)

2-9-16
Date