

TRI-VALLEY TRANSPORTATION COUNCIL

RESOLUTION NO. 2010-03

**AUTHORIZING A DISBURSEMENT OF \$15,290 TO THE CITY OF PLEASANTON
FOR REIMBURSEMENT OF TVTD FEES TO CALIFORNIA SPLASH**

WHEREAS, the Tri-Valley jurisdictions joined together to form the Tri-Valley Transportation Council (TVTC) and entered into a Joint Exercise Powers of Agreement ("JEPA") in 1998; and

WHEREAS, the TVTC adopted the Tri-Valley Transportation Development (TVTD) Fee to fund all or part of the necessary transportation improvements identified in the Strategic Expenditure Plan; and

WHEREAS, the JEPA requires each local agency to levy the TVTD Fee on all development projects; and

WHEREAS, the City of Pleasanton collected the TVTD Fee on the California Splash development project in the amount of \$19,112.50; and

WHEREAS, the City of Pleasanton retained 20 percent (\$3,822.50) of the California Splash TVTD Fee payment in their local TVTD Fee account and transmitted 80 percent (\$15,290.00) of the TVTD Fee payment to the TVTC Treasurer; and

WHEREAS, California Splash has relinquished their intent to construct a project and has requested a refund of the TVTD Fee ; and

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The TVTC authorizes a refund to California Splash in the amount of \$19,112.50. These funds are held in two separate accounts, \$15,290.00 held by the TVTC Treasurer and \$3,822.50 held by City of Pleasanton in the local TVTD Fee account.
2. The TVTC authorizes the TVTC Treasurer to transfer \$15,290.00 in TVTD F funds to the City of Pleasanton to reimburse California Splash.
3. The City of Pleasanton will refund the full amount of \$19,112.50 to California Splash, using the \$15,290.00 from the TVTC Treasurer and the \$3,822.50 held by City of Pleasanton in the local TVTDF account.

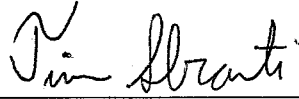
PASSES, APPROVED AND ADOPTED at the meeting of April 12, 2010 by the following votes:

AYES: Arnerich, Haggerty, Horner, Perkins, Piepho, Sbranti and Sullivan

NOES: None

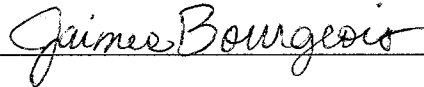
ABSENT: None

ABSTAIN: None



Tim Sbranti
Chair, Tri-Valley Transportation Council

ATTEST:



Jaimee Bourgeois, TVTC Staff