

TRI-VALLEY TRANSPORTATION COUNCIL

RESOLUTION NO. 2013-01

**A RESOLUTION OF THE TRI-VALLEY TRANSPORTATION COUNCIL
REFUNDING \$4,284.81 TO KT PROPERTIES INC.**

WHEREAS, the Tri-Valley jurisdictions have 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 Fee (TVTDF) 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 TVTDF on all development projects; and

WHEREAS, the City of Pleasanton collected the TVTDF on the KT Properties development project in the amount of \$4,284.81; and

WHEREAS, KT Properties Inc. relinquished their intent to construct the project and has requested a refund of the TVTDF; and

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Tri-Valley Transportation Council authorizes a refund to KT Properties Inc. in the amount of \$4,284.81. These funds are held in two separate accounts, \$3,427.85 held by the TVTC Treasurer and \$856.96 held by City of Pleasanton in the local TVTDF account.
2. The Tri-Valley Transportation Council authorizes the TVTC Treasurer to transfer \$3,427.85 in TVTDF funds to the City of Pleasanton
3. The City of Pleasanton will refund the full amount of \$4,284.81 to KT Properties Inc., using the \$3,427.85 from the TVTC Treasurer and the \$856.96 held by City of Pleasanton in the local TVTDF account.

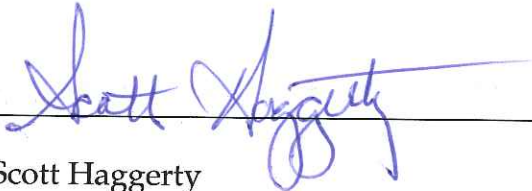
PASSES, APPROVED AND ADOPTED at the meeting of April 24, 2013 by the following votes:

AYES: 7 - Andersen, Horner, Cook-Kallio, Perkins, Sbranti, Arnerich, Haggerty

NOES: None

ABSENT: None

ABSTAIN: None



Scott Haggerty
Chair, Tri-Valley Transportation Council

ATTEST:



Paul Keener, TVTC Staff