



JPB Board of Directors  
Meeting of April 2, 2020

Correspondence as of March 31, 2020

# Subject

- 1 Complaints about Noise, Vibration & Over-Grown Vegetation
- 2 Violation of Executive Order N-35-20
- 3 Letter of Support - Caltrain Sales Tax Measure Item #B-3
- 4 Repeated Audio Broadcast

**From:** [Dennis Wan](#)  
**To:** [Board \(@caltrain.com\)](#)  
**Cc:** [edna.campero@vta.org](#); [dennis@dwinvestment.com](#); [denniswan88@yahoo.com](#); "CACCC"  
**Subject:** FW: Complaints about Noise & vibration& over grown vegetation  
**Date:** Saturday, March 28, 2020 1:31:19 PM  
**Attachments:** [MSFaxConsoleTempPreview-#000012bc832250af.tif](#)

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Dear Board Directors or Concern Parties,.

I contacted different agencies, for a couple of years. but cannot reach the legal owner of the property along the Cal Train tracks along the

2000 block of Main Street, Santa Clara, CA. 95050.

I owned the property on 2123 Main Street, Santa Clara, CA. 95050.

Trains pass by throughout the day and night, create noise and vibrations that shake the house and windows.

Also the bushes and branches create a Fire Hazard along the fence.

The agencies I contacted ( PG & E, City of Santa Clara, County, VTA, Caltran) but nothing was done or follow up.

Enclosed was the response from Cal Train in Nov. 2019, but no further action or correspondence.

Alos, Ms Edna Campero from VTA emailed me name of the legal owner : PCJPB, but no address or contact person.

Can you direct this request to the right party that can help with the situation.

Your help is much appreciated.

Submitted by :

Dennis Wan,

Contact information:  
[denniswan88@yahoo.com](#)  
cell: 408-667-3070

OR,

Chinese American Chamber of Commerce of Santa Clara.  
2021 The Alameda, #130,  
San Jose, CA. 95126

408-984-6686  
408-984883 fax  
[cacc\\_sc@yahoo.com](mailto:cacc_sc@yahoo.com)



(https://dot.ca.gov)

## Division of Maintenance

The California Department of Transportation (Caltrans) owns or controls 350,000 acres of Right of Way and maintains 15,133 centerline miles of highway and 13,063 state highway bridges. Caltrans also inspects over 12,200 local bridges.

### **i** Submit a Customer Service Request

## Customer Service Request - Customer Confirmation

This is your Customer Service Request Confirmation and Ticket Number. **Please retain this information for future reference. A copy of this confirmation has been sent to the email address that you provided.** Customer Service Requests ( **CSR's** ) are handled Monday through Friday, 8AM to 4PM.

Thank You for being a concerned citizen and reporting this maintenance issue.

REMINDER: This Customer Service Request process should NOT be used to report any kind of highway emergency. Report highway emergencies to 911 or the California Highway Patrol immediately.

<b>CSR Ticket Number:</b>	778217
<b>Date Submitted:</b>	2019-11-27 11:17:50
<b>California County:</b>	Santa Clara
<b>State Highway Route:</b>	880
<b>Nearest Town or City:</b>	San Jose
<b>Nearest Cross Street:</b>	cabrillo
<b>Mode of Transportation:</b>	Train
<b>Direction of Travel:</b>	Both
<b>Date &amp; Time Situation Noticed:</b>	2019-11-27 5 am - 6 am
<b>Type of Situation:</b>	Soundwall - Down or Damaged
<b>Describe Nature of Situation:</b>	Concerning Trains going both ways, SJC- SF , The Disturbing Noises and vibrations caused by passing trains deprive the living conditions of the residents in that area . Early morning and late at night trains generate noises and vibrations disturb the sleep of people live along the tracks. Every time a train passed it shakes the foundation of the building. The tracks are not well insulated

**Geographic Location of Situation:**

The railroad tracks may be less than 50 ft away from the building. There is no solid sound wall barrier to shelter or absorb the sound of the running trains. A Sound Wall is needed in that area. Where and which Department should we contact to request in building a Sound Wall?

**Customer's Email:**

dennis@dwinvestment.com

**Customer's Name:**

Dennis Wan

**Customer's Phone Number:**

4086673070

This application is being updated for digital accessibility and will continue to function while updates are in progress.

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**From:** [Board \(@caltrain.com\)](mailto:Board (@caltrain.com))  
**To:** "[Campero, Edna](#)"; [Board \(@caltrain.com\)](mailto:Board (@caltrain.com)); [Wan, Dennis](#)  
**Cc:** [denniswan88@yahoo.com](mailto:denniswan88@yahoo.com); "[CACC](#)"; [Wong, Shirley](#)  
**Subject:** RE: Complaints about Noise & vibration& over grown vegetation  
**Date:** Tuesday, March 31, 2020 10:40:41 AM

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Dear Mr. Wan, et al,

This email is to confirm receipt and advise that appropriate staff is looking into this matter and will respond.

Best,  
Dora Seamans,  
Executive Officer/Board Secretary

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**From:** Campero, Edna <[Edna.Campero@vta.org](mailto:Edna.Campero@vta.org)>  
**Sent:** Monday, March 30, 2020 10:10 AM  
**To:** Board ([@caltrain.com](mailto:@caltrain.com)) <[BoardCaltrain@samtrans.com](mailto:BoardCaltrain@samtrans.com)>; Wan, Dennis <[dennis@dwinvestment.com](mailto:dennis@dwinvestment.com)>  
**Cc:** [denniswan88@yahoo.com](mailto:denniswan88@yahoo.com); 'CACC' <[cacc\\_sc@yahoo.com](mailto:cacc_sc@yahoo.com)>  
**Subject:** Re: Complaints about Noise & vibration& over grown vegetation

Good morning Dennis,

Per our conversation, this is JPB property, VTA has no involvement. Please contact Caltrains' customer service contact number. All agencies are operating in an emergency mode right now, so please be patient as not to expect an immediate response to non-emergency situation.

Thank you.

---

**From:** Dennis Wan <[dennis@dwinvestment.com](mailto:dennis@dwinvestment.com)>  
**Sent:** Saturday, March 28, 2020 1:31 PM  
**To:** [board@caltrain.com](mailto:board@caltrain.com) <[board@caltrain.com](mailto:board@caltrain.com)>  
**Cc:** Campero, Edna <[Edna.Campero@vta.org](mailto:Edna.Campero@vta.org)>; Wan, Dennis <[dennis@dwinvestment.com](mailto:dennis@dwinvestment.com)>; [denniswan88@yahoo.com](mailto:denniswan88@yahoo.com) <[denniswan88@yahoo.com](mailto:denniswan88@yahoo.com)>; 'CACC' <[cacc\\_sc@yahoo.com](mailto:cacc_sc@yahoo.com)>  
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**From:** [Campero, Edna](#)  
**To:** [Board \(@caltrain.com\)](#); [Wan, Dennis](#)  
**Cc:** [denniswan88@yahoo.com](#); "CACC"  
**Subject:** Re: Complaints about Noise & vibration& over grown vegetation  
**Date:** Monday, March 30, 2020 10:10:05 AM

---

Good morning Dennis,

Per our conversation, this is JPB property, VTA has no involvement. Please contact Caltrains' customer service contact number. All agencies are operating in an emergency mode right now, so please be patient as not to expect an immediate response to non-emergency situation.

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**From:** Dennis Wan <dennis@dwinvestment.com>  
**Sent:** Saturday, March 28, 2020 1:31 PM  
**To:** board@caltrain.com <board@caltrain.com>  
**Cc:** Campero, Edna <Edna.Campero@vta.org>; Wan, Dennis <dennis@dwinvestment.com>; denniswan88@yahoo.com <denniswan88@yahoo.com>; 'CACC' <cacc\_sc@yahoo.com>  
**Subject:** FW: Complaints about Noise & vibration& over grown vegetation

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Submitted by :

Dennis Wan,

Contact information:

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cell: 408-667-3070

OR,

Chinese American Chamber of Commerce of Santa Clara.

2021 The Alameda, #130,

San Jose, CA. 95126

408-984-6686

408-984883 fax

[cacc\\_sc@yahoo.com](mailto:cacc_sc@yahoo.com)



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San Jose, CA. 95126

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[cacc\\_sc@yahoo.com](mailto:cacc_sc@yahoo.com)

**From:** [Roland Lebrun](#)  
**To:** [Board \(@caltrain.com\)](#)  
**Cc:** [clerk@sfcta.org](#); [VTA Board Secretary](#); [MTC-ABAG](#); [SFCTA CAC](#); [cacsecretary \[@caltrain.com\]](#)  
**Subject:** Violation of Executive Order N-35-20  
**Date:** Monday, March 30, 2020 4:58:42 AM  
**Attachments:** [Violation of Executive Order N-35-20.pdf](#)

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Dear Chair Pine and Board members,

The intent of the attached letter is as follows:

1. Inform the Board that any further failures to comply with Executive Order N-35-20 and/or Government Code Section 54954.3 will result in a letter to cease and desist followed by a court injunction barring any further Caltrain meetings until Caltrain's managing agency complies.
2. Request that the Board terminate Hanson Bridgett LLP's contract effective immediately for cause
3. Request that the Board assign responsibility for all legal services to Olsen Remcho, LLP
4. Request that the Board notify the San Mateo County Transit District that their services will no longer be required effective July 1<sup>st</sup> 2021 pursuant to section 6.B of the October 1996 Agreement

Sincerely,

Roland Lebrun

CC

SFCTA Board of Directors  
VTA Board of Directors  
MTC Commissioners  
SFCTA CAC  
Caltrain CAC

Dear Chair Pine and Board members,

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[http://www.caltrain.com/Assets/ Public+Affairs/pdf/Restated+Joint+Powers+Agreement+Peninsula+Corridor+Project+\(Oct.+1996\).pdf](http://www.caltrain.com/Assets/Public+Affairs/pdf/Restated+Joint+Powers+Agreement+Peninsula+Corridor+Project+(Oct.+1996).pdf)

## Background

3/12 Governor Newsom issues Executive Order N-25-20

*"A local legislative body or State body is authorized to hold public meetings via teleconferencing and **to make public meetings accessible telephonically or otherwise electronically to all members of the public seeking to attend and to address the local legislative body or State body**"*

3/17 Governor Newsom issues Executive Order N-29-20

3/19 The SFCTA holds its first public meeting via Zoom/teleconference

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## Public Comment

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- "Raise hand" to speak (\*9 on phone, \*6 to mute/unmute)
- Submit questions via chat

3/21 Governor Newsom issues Executive Order N-35-20

***“Nothing in this order permits the members of a local legislative body to take action on, or to discuss amongst themselves, any item of business that is within the subject matter jurisdiction of the legislative body outside of the Brown Act”***

3/23 JPB Finance Committee meeting chaired by Director Davis.

Members of the public use “Raise Hand” to indicate a request to speak on an item, are unmuted during their testimony and the meeting proceeds without incident.

3/24 Adina Levin writes to the Board quoting Santa Clara County Board of Supervisors teleconference guidelines: ***“When the Board President calls for the item on which you wish to speak, click on “raise hand.” The Clerk will activate and unmute speakers in turn. Speakers will be notified shortly before they are called to speak.”***

<https://www.sccgov.org/sites/bos/Pages/Meetings.aspx>

3/25 WPLP Committee chaired by Director Stone

**San Mateo County District Board Secretary refuses to unmute members of the public and Director Stone refuses to read written comments submitted via Q&A into the record.**

**San Mateo County District Legal Council opines that the meeting protocol complies with Executive order N-29-20.**

3/26 BART Board emergency meeting

Members of the Board communicate via Zoom and members of the public are allowed to participate via teleconference (150 attendees). Public testimony is allowed in blocks of 10 participants. 20 participants deliver public comments and the Board meeting proceeds without incident.

## **Conclusion**

The San Mateo County Transit District failed in its duty to provide adequate administrative services to the Caltrain Joint Powers Board and should be terminated at the earliest opportunity but no later than July 1<sup>st</sup> 2021.

Sincerely,

Roland Lebrun

**From:** [Cecilia Conley](#)  
**To:** [Board \(@samtrans.com\)](#); [Public Comment](#)  
**Cc:** [Jason Baker](#); [Stephen Tu](#); [Matthew Quevedo](#)  
**Subject:** Letter of Support - Caltrain Sales Tax Measure Item #B-3  
**Date:** Monday, March 30, 2020 5:02:19 PM  
**Attachments:** [SVLG support letter for SMCTD 04.01.20 meeting.pdf](#)

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Good afternoon,

Please find attached to this email the Silicon Valley Leadership Group's Letter of Support for Finance Item #B-3: Member Agency Approval of Caltrain Sales Tax Ballot Measure Under Senate Bill 797. Please let me know if you have any questions.

Best,

Cecilia

--

Cecilia Conley  
Senior Associate of Transportation and Housing  
Silicon Valley Leadership Group  
[cconley@svlg.org](mailto:cconley@svlg.org)



2001 Gateway Plaza, Suite  
101E  
San Jose, California 95110  
(408)501-7864 svlg.org

CARL GUARDINO  
President & CEO

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Western Digital Corporation  
JAMES GUTIERREZ, Vice  
Chair  
Insikt  
RAQUEL GONZALEZ,  
Treasurer  
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GREG BECKER, Former Chair  
SVB Financial Group  
STEVE BERGLIND, Former  
Chair  
Trimble Inc.  
AART DE GEUS, Former Chair  
Synopsys  
TOM WERNER, Former Chair  
SunPower

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GEORGE BLUMENTHAL  
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Cruz  
JOHN BOLAND  
KQED  
CARLA BORAGNO  
Genentech  
CHRIS BOYO  
Kaiser Permanente  
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Plantronics  
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**Sapphire Ventures**

GARY BRIGGS  
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LISA DANIELS  
KPMG  
CHRISTOPHER DAVIES  
Lucile Packard  
Children's Hospital Stanford  
JENNY DEARBORN  
SAP  
MICHAEL EMMH, S.J.  
Santa Clara University  
TOM FALLOV  
Infirera  
JOHN GAUDER  
Comcast  
KEN GOLDMAN  
Hillspire  
DOUG GRAHAM  
Lockheed Martin  
LAURA GUYO  
IBM  
STEFAN HECK  
Nauto  
ERIC HUBSER  
Wells Fargo Bank  
ADAM HUGHES  
ARUP  
JEFFREY JOHNSON  
San Francisco Chronicle  
TOM KEMP  
Centify  
AARYF KHAKDO  
ANGEN

March 30, 2020

The SMCTD Board  
1250 San Carlos Avenue  
San Carlos, CA 94070

**Re: Caltrain 1/8-cent sales tax on the November 2020 ballot (Finance Item #B-3)**

Dear Chair Matsumoto and the San Mateo County Transit District Board,

**The Silicon Valley Leadership Group strongly recommends that the San Mateo County Transit District Board approve placing the 1/8-cent sales tax on the November 2020 ballot (Finance Item #B-3).**

Today this board has the chance to take an important next step in transformative change for Caltrain and the region it serves. We strongly urge you to approve this resolution to allow voters the chance to invest in more high-quality transit in this critical and unique corridor.

The revenue created by this 1/8-cent sales tax will finally allow Caltrain the dedicated source of operating funds it has long been without. The funding will support Caltrain's projected tripling of growth to 180,000 daily riders or more, and Caltrain's Long Range Service Vision. This funding will also be used for needed infrastructure improvements for increased speeds, and will allow for the completion of important connections, such as the Dumbarton rail link to the East

Bay.

A new poll conducted by the Leadership Group in January 2020 shows 68% of respondents expressing support for the potential measure. This is consistent with four previous polls, each exceeding the critical 2/3 level. Additional polling will be needed when the global health and economic situation is more clear.

The Silicon Valley Leadership Group was founded in 1978 by David Packard of Hewlett Packard. Today, the Leadership Group is driven by more than 350 member companies to proactively tackle issues to improve our communities and strengthen our economy, with a focus on an array of policy areas including transportation.

We continue to encourage Caltrain to evolve to maximum ridership to the fullest extent practicable, and to continue to move towards reducing greenhouse gas emissions. These changes will bring relief from crippling traffic congestion and related pollution that we experience along this corridor. To achieve Caltrain's appropriately ambitious goals for ridership and GHG reduction, Caltrain needs a sustainable revenue source.



Adopting this resolution will provide Caltrain with the resources needed to deliver successful outcomes throughout the corridor as a whole, and will ensure that Caltrain is able to be the high quality transit corridor with the regional capacity that can help fuel the economic growth of our region.

Thank you for your leadership. A much more efficient, effective Caltrain system will improve our quality of life, access to economic opportunity, and the health of our planet.

Sincerely,

*Jason T. Baker ICC*

**From:** [Martin J Sommer](#)  
**To:** [Board \(@caltrain.com\)](#)  
**Cc:** [CalMod@caltrain.com](#)  
**Subject:** Re: During Shelter In Place Public Health Order  
**Date:** Monday, March 30, 2020 5:47:16 PM

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Thank you for reducing the number of trains during this down time. Could you also, cut the repeated audio broadcast at the University Ave station in Palo Alto? It repeats every few minutes, 24 hours per day.

Martin

On 3/21/20 11:54 AM, Martin J Sommer wrote:

Hello,

I find it strange, that Caltrain continues to run during the "Shelter In Place Public Health Order". Can you please, just shut the trains down, until the order is lifted?

Perhaps, now is a good time to advance electrification construction, without the trains running?

Martin

--  
Martin Sommer  
650-346-5307  
[martin@sommer.net](mailto:martin@sommer.net)  
[www.linkedin.com/in/martinsommer](http://www.linkedin.com/in/martinsommer)

"Turn technical vision into reality."

--  
Martin Sommer  
650-346-5307  
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[www.linkedin.com/in/martinsommer](http://www.linkedin.com/in/martinsommer)

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