



JPB Board of Directors  
Meeting of September 2, 2021

Correspondence as of August 27, 2021

# Subject

- 1 Restructure of Caltrain
- 2 Stadler EMU Interim Revenue Service (Plan B)
- 3 Level Boarding
- 4 Noise at Night
- 5 Using Phone Connection to Improve Zoom Audio Quality
- 6 Missing LPMG Agenda Materials
- 7 Caltrain Peak Seating Capacity
- 8 Information Request from the WPLP packet

**From:** [Stephen Taber](#)  
**To:** [Board \(@caltrain.com\)](#)  
**Subject:** Restructure of Caltrain  
**Date:** Friday, August 20, 2021 9:17:19 PM

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[You don't often get email from [taber\\_40@comcast.net](mailto:taber_40@comcast.net). Learn why this is important at <http://aka.ms/LearnAboutSenderIdentification>.]

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders.

One alternative that you did not mention is the restructuring I proposed in a Chronicle opinion piece last year: annex San Mateo and Santa Clara to BART and have BART assume ownership and operation of CalTrain. This would provide for better integration of regional services and avoid the anomaly of having constituencies that are not represented by boards which govern services to them.

I would appreciate your reaction to my proposal.

Stephen Taber  
1170 Green Street  
San Francisco, CA 94109

(415) 990-8104

Sent from my iPhone

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**From:** Roland Lebrun <ccss@msn.com>  
**Sent:** Sunday, August 22, 2021 1:16 PM  
**To:** Board (@caltrain.com)  
**Cc:** MTC Info; SFCTA Board Secretary; Baltao, Elaine [board.secretary@vta.org]; cacsecretary [@caltrain.com]; SFCTA CAC  
**Subject:** Re: Stadler EMU interim revenue service (Plan B)  
**Attachments:** PMOC recommendation for early EMU deployment.pdf

**ATTENTION:** This email came from an external source. Do not open attachments or click on links from unknown senders.

Dear Caltrain Board,

Further to SamTrans staff having indicated that they have no intention of following up on this recommendation, please be advised that **the PMOC made a similar recommendation in the June 2021 Risk Refresh Report:**

<https://www.caltrain.com/Assets/Caltrain+Modernization+Program/Documents/PMOC+Reports/December+2020+-+FTA+Risk+Refresh+Report.pdf> ((page 13 attached for your convenience).

### [FTA Led Risk Refresh Report - caltrain.com](https://www.caltrain.com/Assets/Caltrain+Modernization+Program/Documents/PMOC+Reports/December+2020+-+FTA+Risk+Refresh+Report.pdf)

Doc. No.: TO 69319520F300099.PCEP.CLIN2002.01 - 021 FTA Led Risk Refresh Report Peninsula Corridor Electrification Project (PCEP) San Francisco to San Jose, CA

[www.caltrain.com](https://www.caltrain.com)

#### **PMOC Recommendation No. 5 –**

*"The PMOC recommends that the JPB consider **strategies for placing EMUs safely in service prior to the completion of all required signal modifications** if that work continues to be delayed."*

Please provide direction to staff accordingly.

Thank you.

Roland Lebrun

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**From:** Roland Lebrun  
**Sent:** Tuesday, July 6, 2021 12:01 AM  
**To:** Caltrain Board <board@caltrain.com>  
**Cc:** MTC Info <info@bayareametro.gov>; SFCTA Board Secretary <clerk@sfcta.org>; VTA Board Secretary <board.secretary@vta.org>; Caltrain CAC Secretary <cacsecretary@caltrain.com>; SFCTA CAC <cac@sfcta.org>  
**Subject:** Stadler EMU interim revenue service (Plan B)

Dear Caltrain Board,

Further to the recent announcement that the first EMUs will be delivered in 2022 but that electrification (including signaling) may not be fully operational until mid-2025, I believe that the time has come for the Board to consider a diesel-electric hybrid alternative during the transition to fully-electrified revenue service.

## Background

- Gallery railcars are over 35 years-old (5 years above life expectancy) <https://www.caltrain.com/about/statsandreports/commutefleets.html>
- There is no existing secure storage capacity for EMUs while the current railcars are in service
- The Stadler warranty period will start when the EMUs are delivered (NOT when they enter revenue service)
- **The EMUs were designed with coupler adapters designed to rescue a stranded train in an emergency** (EMU RFP Section 5 attached for your convenience).

### **"5.4 COUPLER ADAPTER**

*If automatic couplers are provided, **the Contractor shall supply coupler adapters for coupling to the existing diesel fleet.** Each cab car shall be equipped with one coupler adapter to allow it to be connected to a conventional AAR Type-E, F, or H coupler. The removable adapter shall have a maximum weight of 65 pounds and be located outside of the car and in a position such that it will require minimal effort for the Operator to remove, install and replace the adapter in its holder. It shall be able to withstand 100,000 pounds in buff or draft without permanent deformation. The operator shall be able to manually install or remove the adapter alone and without tools. **It is anticipated that the adapter will be used during emergency or rescue situations only.**"*

### **Proposed testing plan**

The proposal is to send two Caltrain locomotives (one F40 and one MP36) to the FRA's testing facility in Pueblo, Colorado and **certify that the coupler adapters, as designed, are capable of supporting safe and reliable revenue service in push/pull mode for a minimum of three years**, as follows: six push and six pull 7-car EMU tests at the following speeds: 65, 70, 75, 80, 85, 90 MPH for a total of 12 tests/locomotive.

The above 24 tests will be repeated with an 8-car EMU consist (total 48 tests).

The objective of these tests is to certify the following:

- That hybrid consists can be operated **safely and reliably in revenue service** at speeds of 60-79 MPH
- The existing F45 and MP36 locomotives are powerful enough to push/pull 7 and 8-car EMU consists **loaded at 150% of capacity** (Baby Bullet and special event service)
- The optimal consist configurations for Baby Bullet, Express and Local service (observed acceleration/deceleration curves)
- **That the coupler adapters, as designed, will survive the delivery trip from Salt Lake City and/or Pueblo to the JPB** <https://www.railwayage.com/passenger/intercity/first-siemens-brightline-cars-depart-sacramento/>



## First Siemens Brightline trainset departs Sacramento - Railway Age

Siemens announced Dec. 14 that its first Brightline trainset, comprised of two locomotives and four coaches adorned in Brightline Blue, is complete and has left the company's manufacturing hub in Sacramento, Calif.. The first trainset is approximately 489 feet long and is being transported across the country via rail, journeying 3,052 miles from Sacramento to Florida.

[www.railwayage.com](http://www.railwayage.com)

Respectfully submitted for your consideration.

Roland Lebrun

CC

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

*interconnection agreement is currently on-hold due to a disagreement between the JPB, PG&E, and Silicon Valley Power over a largely complete Single-Phase Study which looks at the impacts of the PCEP load on the local electric grid.*

- The original budget for Electrification related work included scope for a Supervisory Control and Data Acquisition (SCADA) system. However, the SCADA scope was not included in the Electrification contract and a separate contract was awarded on a sole-source basis after the start of the project. *This work is underway and mostly complete.*
- The Electrification contract included an Option for construction of an Overhead Contact System within the four (4) existing tunnels. The JPB was unsuccessful in negotiating an acceptable Change Order with the Electrification contractor, and the work had to be added to the tunnel notching contract via modification. *This work is complete except for final integrated testing.*
- The PCEP did not assign responsibility for integration of the electrification, signals, SCADA, and EMU vehicles contracts and the JPB's PTC system to a single individual, consultant, or contractor, which leaves responsibility for this vital function resting with the JPB. Currently a single individual is leading this effort on a part-time basis along with other responsibilities.

### **3.2 PMOC Assessment of Project Delivery**

The PCEP is using a combination of delivery methods. The Electrification work is being delivered using a design-build contract. The tunnel notching contract was competitively bid as was the CEMOF Modifications contract. The EMU procurement was a competitive two-step procurement. The tunnel contract is complete except for final integrated testing. The CEMOF modification contract is expected to be substantially complete in March 2021. The delivery of the first EMU trainset to the JPB is scheduled for July 2021. Substantial completion of the Electrification contract is currently projected for July 14, 2023. The PMOC's opinion is that the delivery plan for the PCEP was thoughtfully conceived and reasonable given the scope of the project.

One consequence of the delayed completion of the electrified railroad is the change in testing and acceptance of the EMU trainsets. Performance testing and acceptance of the first trainset was to be conducted on the JPB's system. Because the JPB's railroad is not currently electrified, and TS 1 is ready for dynamic testing, the JPB and Stadler arranged for dynamic testing to be conducted at the Association of American Railroads' (AAR) Transportation Technology Center, Inc. (TTCI) in Pueblo, Colorado. TS 1 is now being reassembled at the TTCI prior to starting the testing process. TS 1, as well as all subsequent trainsets, will be accepted after being delivered to the JPB's tracks and completing all contractual requirements.

- **PMOC Recommendation No. 4** – The PMOC recommends that the PCEP complete full integration of the Rail Activation and Testing and Commissioning schedules with the Master Project Schedule for more effective project management.
- **PMOC Recommendation No. 5** – The PMOC recommends that the JPB consider strategies for placing EMUs safely in service prior to the completion of all required signal modifications if that work continues to be delayed.
- **PMOC Recommendation No. 6** - The PMOC has previously recommended that the JPB obtain a second opinion from a well-qualified construction attorney with substantial experience in defending complex contractor claims, particularly those related to schedule delays. The second opinion should address the JPB's proposed approach to resolving the complex issues currently subject to the technically facilitated mediation process between the JPB and BBII.

**From:** [Aaron VanDevender](#)  
**To:** [Board \(@caltrain.com\)](#)  
**Cc:** [friends@friendsofcaltrain.com](#)  
**Subject:** All Aboard!  
**Date:** Tuesday, August 24, 2021 8:48:15 PM

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You don't often get email from aaron@vandevender.com. [Learn why this is important](#)

**ATTENTION:** This email came from an external source. Do not open attachments or click on links from unknown senders.

Dear Caltrain Board members,

It has been more than 44 years since disabled advocates occupied the federal building in San Francisco's UN plaza and achieved the enactment of section 504 of the Rehabilitation Act, guaranteeing everyone access to public spaces.

When will CalTrain implement level boarding for its daily passengers? Such a needed measure would help the boarding and alighting of all passengers, disabled and able bodied, and speed up the commute times for those passengers staying on board and just passing through.

There is no reason to delay this improvement any longer, and the reduced ridership of COVID-19 gives us the perfect opportunity to right this historic wrong. Don't let it go to waste!

-Aaron

**From:** [Martin J Sommer](mailto:Martin.J.Sommer@caltrain.com)  
**To:** [CalMod@caltrain.com](mailto:CalMod@caltrain.com)  
**Cc:** [Board \(@caltrain.com\)](mailto:Board (@caltrain.com)); [Board \(@caltrain.com\)](mailto:Board (@caltrain.com))  
**Subject:** Re: Noise at night  
**Date:** Wednesday, August 25, 2021 1:53:06 AM

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**ATTENTION:** This email came from an external source. Do not open attachments or click on links from unknown senders.

Another night of hammering .... What's wrong with you guys??? Why can't you schedule this work for the day???????

Martin

On 8/24/21 2:55 AM, Martin J Sommer wrote:

Again, hammering on the tracks at night!!! How much longer will this go on????

Why is this work not done during hte day?

Martin

On 8/21/21 4:26 AM, Martin J Sommer wrote:

Again, hammering on the tracks, throughout the night!!! Why can't this work be done, during the day?

Martin

On 8/20/21 2:18 AM, Martin J Sommer wrote:

Again, hammering at night! Why not do this work during the day?

Martin

On 8/19/21 2:37 AM, Martin J Sommer wrote:

Again, the crews are out hammering and using jack hammers at night on the tracks. Why can't this be done during the day!!!

Near university Ave, Palo Alto ...

Martin

On 7/1/21 2:46 PM, [calmod@caltrain.com](mailto:calmod@caltrain.com) wrote:

Hello Martin,

Thank you for contacting Caltrain Electrification. Our team looked into construction activities in the area for the Electrification project and found that crews have not been in the area during the early morning hours of the last two weeks. However, crews will be in the area in the next couple of weeks to perform pole work.

Given the distance between each pole, crews will not be in one area for an extended period of time. It is also work that should not produce a lot of noise. Some work must take place at night due to the on track equipment that is required, and to not interrupt Caltrain service.

Thank you for your patience and for reaching out.

Best,  
The Caltrain Team

From: Martin J Sommer  
[<mailto:martin@sommer.net>]  
Sent: Tuesday, June 29, 2021 7:44 AM  
To: [CalMod@caltrain.com](mailto:CalMod@caltrain.com)



Subject: Noise at night

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders. Good morning,

Over the last two weeks, the crews have been happening on the tracks between 2 - 4 am at the University Ave station in Palo Alto. It is very difficult to sleep, with this going on. We live at 427 Alma St.

Do they need to do this work at night? Since ridership is extremely low, could you please schedule this work for during the day?

Thank you,  
Martin

--

Martin Sommer

650-346-5307

[martin@sommer.net](mailto:martin@sommer.net)<mailto:martin@sommer.net>

[www.linkedin.com/in/martinsommer](http://www.linkedin.com/in/martinsommer)<http://www.linkedin.com/in/martinsommer>

"Turn technical vision into reality."

--

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[www.linkedin.com/in/martinsommer](http://www.linkedin.com/in/martinsommer)

"Turn technical vision into reality."

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[www.linkedin.com/in/martinsommer](http://www.linkedin.com/in/martinsommer)

"Turn technical vision into reality."

**From:** [Roland Lebrun](#)  
**To:** [Board \(@caltrain.com\)](#)  
**Cc:** [cacsecretary \[@caltrain.com\]](#)  
**Subject:** Internet bandwidth impact on Zoom audio quality  
**Date:** Wednesday, August 25, 2021 5:53:51 PM  
**Attachments:** [image.png](#)

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**ATTENTION:** This email came from an external source. Do not open attachments or click on links from unknown senders.

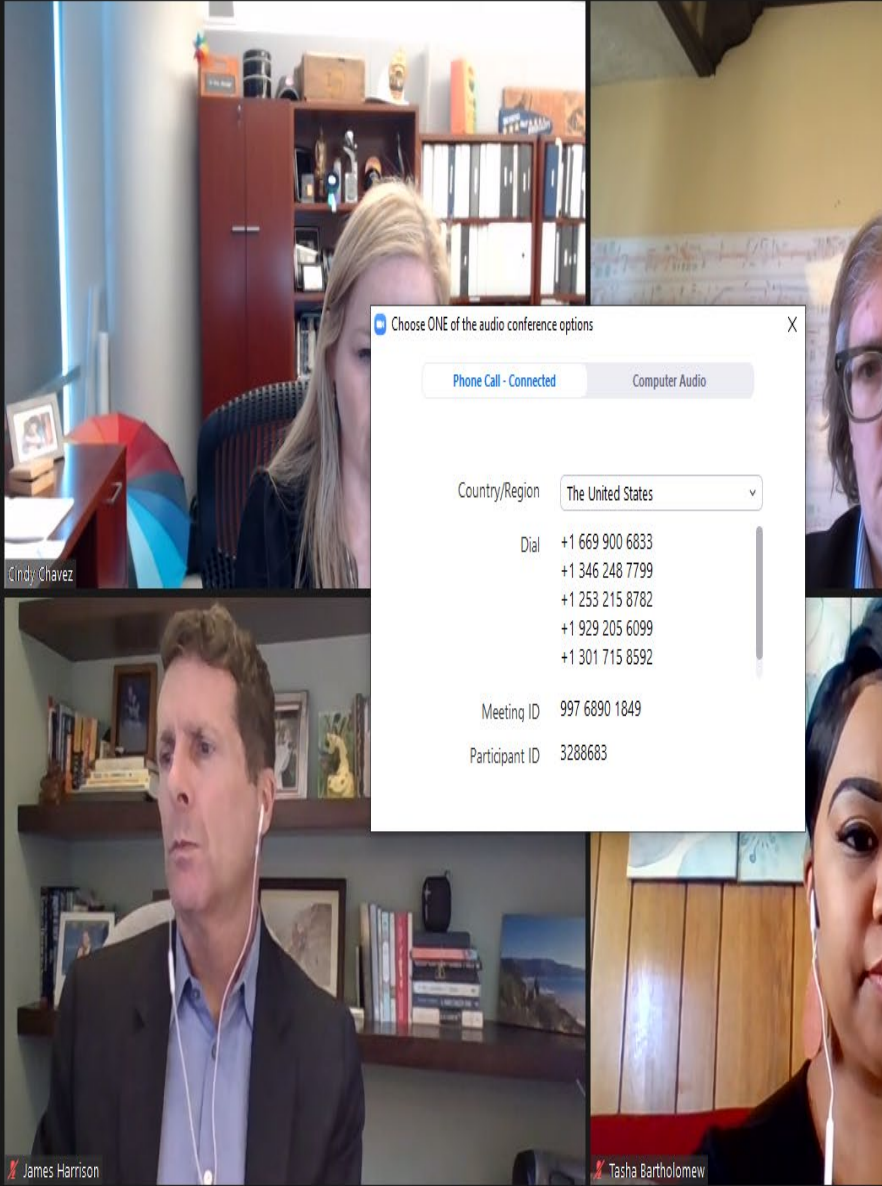
Dear Chair Stone and Board members,

Kindly consider circumventing poor Zoom audio quality by selecting "Connect with phone" in the "audio connection" dropdown menu at the bottom left of the Zoom screen and following the instructions in the "Choose ONE of the audio conference options" pop-up window captured below.

Respectfully,

Roland Lebrun

Recording



Transcript

Search transcript

Some things are done by more or less from tracks onto the train tracks before they're even

CS Charles Stone

15:19:18

fences, say, in the late 90s horrendous and horrible. And I know that as an organization are working hard to try to prevent this as we can. I think one of the most impactful things we can do from a safety standpoint is actually also one of the most impactful

15:19:35

things we can do from a mobility standpoint, which is to make sure that the state and federal Government understands the importance of great crossings Burlingame there's a particularly dangerous one I know that yay Hello folks on with financing.

15:19:51

we're working on that. But really, this needs to be a great separated quarter. We know it. No, it's a huge lift know I was speaking to one of our representatives to Sacramento.

15:20:03

We there needs to be a paradigm shift on us. Right. We have to do better and got to get the help from our partners at higher levels of have deeper pockets.

15:20:14

Great separated, up and down the ramp, that's going to save lives.

15:20:19

That's all I have and I don't want to steal the thunder. Bye.

Save Transcript

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**From:** [Roland Lebrun](#)  
**To:** [Board \(@caltrain.com\)](mailto:Board (@caltrain.com))  
**Subject:** Missing LPMG agenda materials  
**Date:** Thursday, August 26, 2021 3:00:11 AM

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**ATTENTION:** This email came from an external source. Do not open attachments or click on links from unknown senders.

Dear Caltrain Board,

Kindly be aware that the August 26th LPMG agenda has not been posted as of 8/26 3. 00AM.

[https://www.caltrain.com/projectsplans/CaltrainModernization/Local\\_Policy\\_Maker\\_Group.html](https://www.caltrain.com/projectsplans/CaltrainModernization/Local_Policy_Maker_Group.html)

## Local Policy Maker Group - Caltrain

Due to the COVID-19 public stay-at-home order, the LPMG meetings will only be available via remote access. The public may participate remotely via each meeting's unique Zoom weblink and audio number.

[www.caltrain.com](http://www.caltrain.com)

This makes it very difficult for members of the public to review the material and prepare comments as appropriate.

Thank you in advance for bringing this item to staff's attention.

Roland Lebrun

**From:** [Roland Lebrun](#)  
**To:** [Board \(@caltrain.com\)](#)  
**Cc:** [SFCTA Board Secretary](#); [MTC Info](#); [Baltao, Elaine \[board.secretary@vta.org\]](#)  
**Subject:** Systemic violations of Government Code Section 54952.2  
**Date:** Friday, August 27, 2021 12:45:50 PM

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**ATTENTION:** This email came from an external source. Do not open attachments or click on links from unknown senders.

Dear Caltrain Board,

Further to my email of 8/26 3.00 AM (below), the LPMG agenda was eventually posted around 11.00 AM yesterday or **less than 7 hours prior to the meeting:**

Please refer the matter to Caltrain special counsel for advice and action.

[https://leginfo.legislature.ca.gov/faces/codes\\_displaySection.xhtml?lawCode=GOV&sectionNum=54954.2.](https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=GOV&sectionNum=54954.2)

### Law section - California

54954.2. (a) (1) At least 72 hours before a regular meeting, the legislative body of the local agency, or its designee, shall post an agenda containing a brief general description of each item of business to be transacted or discussed at the meeting, including items to be discussed in closed session.

[leginfo.legislature.ca.gov](https://leginfo.legislature.ca.gov)

Thank You.

Roland Lebrun

CC

MTC Commissioners  
SFCTA Commissioners  
VTA Board of Directors  
VTA PAC

---

**From:** Roland Lebrun  
**Sent:** Thursday, August 26, 2021 3:00 AM  
**To:** Caltrain Board <[board@caltrain.com](mailto:board@caltrain.com)>  
**Subject:** Missing LPMG agenda materials

Dear Caltrain Board,

Kindly be aware that the August 26th LPMG agenda has not been posted as of 8/26 3.00AM.

[https://www.caltrain.com/projectsplans/CaltrainModernization/Local\\_Policy\\_Maker\\_Group.html](https://www.caltrain.com/projectsplans/CaltrainModernization/Local_Policy_Maker_Group.html)

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[www.caltrain.com](http://www.caltrain.com)

This makes it very difficult for members of the public to review the material and prepare comments as appropriate.

Thank you in advance for bringing this item to staff's attention.

Roland Lebrun

**From:** [Roland Lebrun](#)  
**To:** [Board \(@caltrain.com\)](#)  
**Cc:** [cacsecretary \[@caltrain.com\]](#)  
**Subject:** Caltrain peak seating capacity  
**Date:** Thursday, August 26, 2021 4:53:49 PM

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**ATTENTION:** This email came from an external source. Do not open attachments or click on links from unknown senders.

Dear Caltrain Board,

Pursuant to Government §6250 et seq.,

Please refer to the August 30 timetable and provide the seating capacity of the 12 peak trains leaving San Jose Diridon between 5.59 and 8.54 AM broken down as follows:

- 5.59-6.54 AM (each train)
- 6.59-7.54 AM (each train)
- 7.59-8.54 AM (each train)

Thank you in advance for your prompt reply to this request.

Roland Lebrun

**From:** [Roland Lebrun](#)  
**To:** [Board \(@caltrain.com\)](#)  
**Cc:** [cacsecretary \[@caltrain.com\]](#)  
**Subject:** Missing information from the WPLP packet  
**Date:** Thursday, August 26, 2021 11:25:18 PM  
**Attachments:** [image.png](#)  
[image.png](#)  
[image.png](#)  
[Item 6 AUTHORIZE EXECUTION OF AN EXCLUSIVE NEGOTIATION AGREEMENT TO EXPLORE A PROPERTY EXCHANGE WITH KM-ECR LLC.pdf](#)

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**ATTENTION:** This email came from an external source. Do not open attachments or click on links from external senders.

Dear Caltrain Board,

Further to SamTrans having failed to comply with Director Chavez's request to include the staff presentation in the WPLP packet (item #6 attached for your convenience) in compliance with Government Code Section 54957.5(c) [https://leginfo.legislature.ca.gov/faces/codes\\_displaySection.xhtml?lawCode=GOV&sectionNum=54957.5](https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=GOV&sectionNum=54957.5),

#### [Law section - California](#)

54957.5. (a) Notwithstanding Section 6255 or any other law, agendas of public meetings and any other writings, when distributed to all, or a majority of all, of the members of a legislative body of a local agency by any person in connection with a matter subject to discussion or [leginfo.legislature.ca.gov](https://leginfo.legislature.ca.gov)

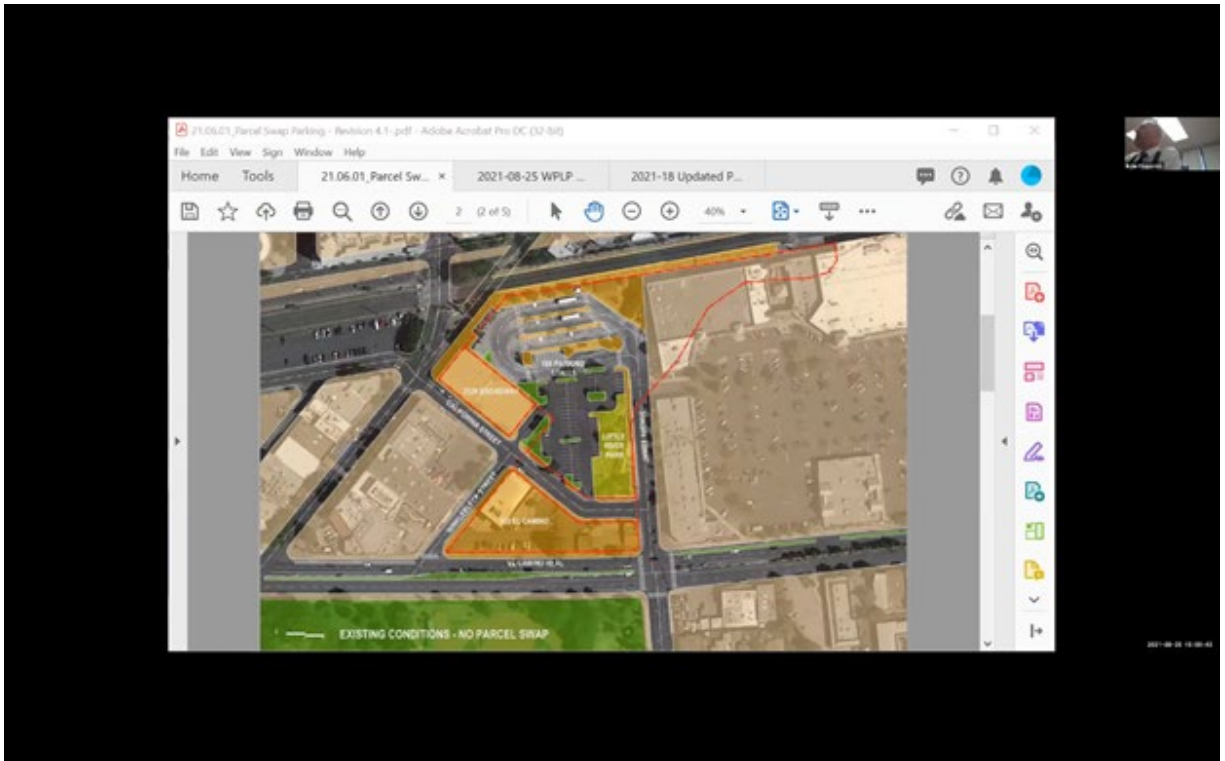
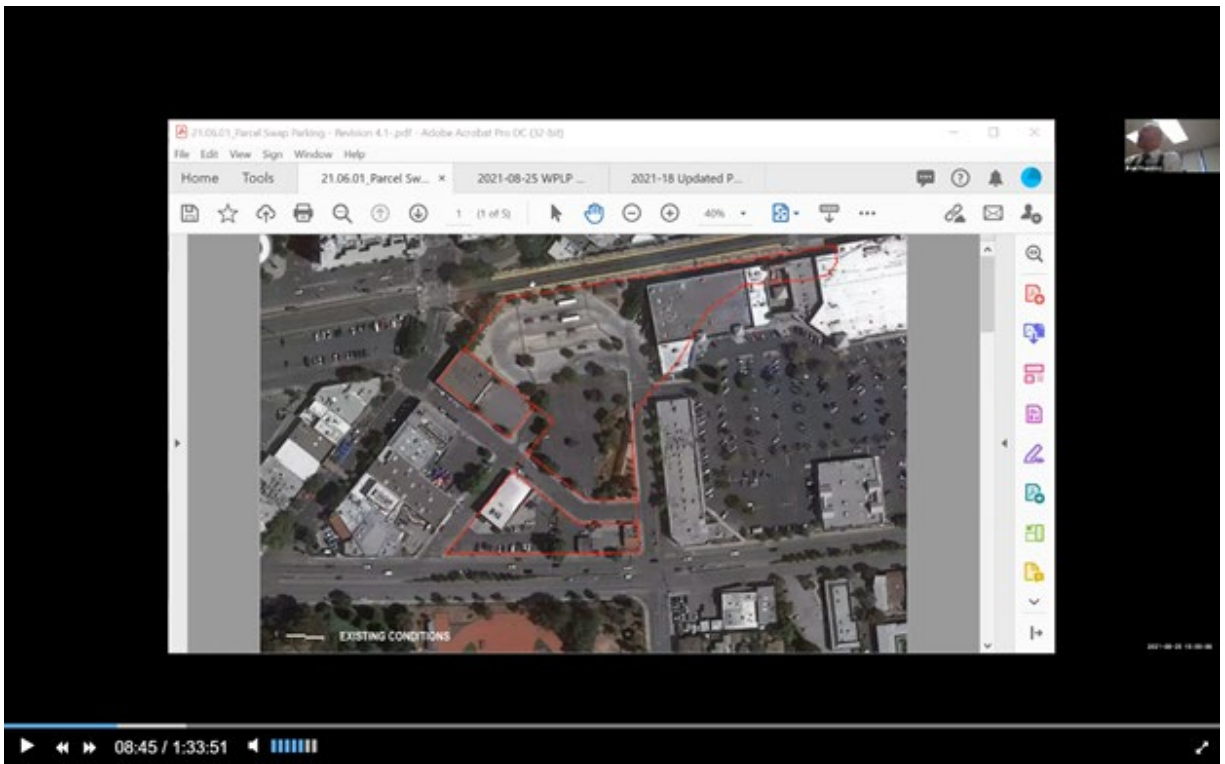
**please direct staff to provide copies of the slides pursuant to Government Code Section 6250 et seq.).**

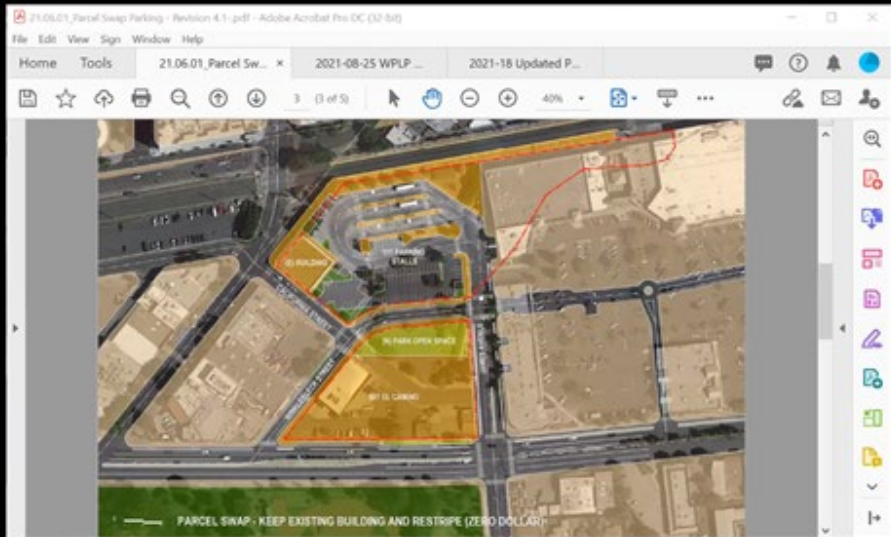
Thank you in advance for your prompt response to this request.

Roland Lebrun.

PS. I am attaching screen shots of the first 3 slides for your reference.







**From:** [Charles Stone - Mayor](#)  
**To:** [Roland Lebrun](#); [Board \(@caltrain.com\)](#)  
**Subject:** Re: Missing information from the WPLP packet  
**Date:** Friday, August 27, 2021 11:12:16 AM  
**Attachments:** [image.png](#)  
[image.png](#)  
[image.png](#)

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**ATTENTION:** This email came from an external source. Do not open attachments or click on links from unknown senders.  
Roland,

Again, the law was not broken here. If you think it was, please proceed accordingly.

Best,

Charles.

**Mayor Charles Stone**  
**City of Belmont**  
**One Twin Pines Lane**  
**Belmont, CA 94002**

**Unless otherwise noted, the opinions, viewpoints, and perspectives contained in this email are my own, and do not represent the official position of the City of Belmont or its City Council. Please do not share those opinions, viewpoints, and perspectives with other members of the Belmont City Council so as to avoid the potential development or appearance of a consensus outside a scheduled public meeting, which is prohibited under California's Brown Act. I also respectfully request that you refrain from sharing the opinions, viewpoints, and perspectives of other Belmont City Council members with me. If you are contacting me about a development application or appeal that is pending before the City Council, I am not able to read your email because it constitutes an ex parte communication. I will, however, forward your email to city staff and it will be made part of the record. Thank you.**

---

**From:** Roland Lebrun <ccss@msn.com>  
**Sent:** Friday, August 27, 2021 9:01 AM  
**To:** Caltrain Board <board@caltrain.com>  
**Subject:** Re: Missing information from the WPLP packet

**54957.5.** (a) Notwithstanding Section 6255 or any other law, agendas of public meetings and any other writings, when distributed to all, or a majority of all, of the members of a legislative body of a local agency by any person in connection with a matter subject to discussion or consideration at an open meeting of the body, are disclosable public records under the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1), and shall be made available upon request without delay. However, this section shall not

include any writing exempt from public disclosure under Section 6253.5, 6254, 6254.3, 6254.7, 6254.15, 6254.16, 6254.22, or 6254.26.

**(b) (1) If a writing that is a public record under subdivision (a), and that relates to an agenda item for an open session of a regular meeting of the legislative body of a local agency, is distributed less than 72 hours prior to that meeting, the writing shall be made available for public inspection pursuant to paragraph (2) at the time the writing is distributed to all, or a majority of all, of the members of the body.**

(2) A local agency shall make any writing described in paragraph (1) available for public inspection at a public office or location that the agency shall designate for this purpose. Each local agency shall list the address of this office or location on the agendas for all meetings of the legislative body of that agency. **The local agency also may post the writing on the local agency's Internet Web site in a position and manner that makes it clear that the writing relates to an agenda item for an upcoming meeting.**

(3) This subdivision shall become operative on July 1, 2008.

(c) Writings that are public records under subdivision (a) and that are distributed during a public meeting shall be made available for public inspection at the meeting if prepared by the local agency or a member of its legislative body, or after the meeting if prepared by some other person. These writings shall be made available in appropriate alternative formats upon request by a person with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof.

(d) This chapter shall not be construed to prevent the legislative body of a local agency from charging a fee or deposit for a copy of a public record pursuant to Section 6253, except that a surcharge shall not be imposed on persons with disabilities in violation of Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof.

**(e) This section shall not be construed to limit or delay the public's right to inspect or obtain a copy of any record required to be disclosed under the requirements of the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1).** This chapter shall not be construed to require a legislative body of a local agency to place any paid advertisement or any other paid notice in any publication.

*(Amended by Stats. 2013, Ch. 326, Sec. 1. (AB 382) Effective January 1, 2014.)*

[https://leginfo.legislature.ca.gov/faces/codes\\_displaySection.xhtml?lawCode=GOV&sectionNum=54957.5.](https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=GOV&sectionNum=54957.5)

## Law section - California

54957.5. (a) Notwithstanding Section 6255 or any other law, agendas of public meetings and any other writings, when distributed to all, or a majority of all, of the members of a legislative body of a local agency by any person in connection with a matter subject to discussion or consideration at an open meeting of the body, are disclosable public records under the California Public Records Act ...

[leginfo.legislature.ca.gov](https://leginfo.legislature.ca.gov)

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**From:** Charles Stone - Mayor <cstone@belmont.gov>  
**Sent:** Friday, August 27, 2021 8:21 AM  
**To:** Roland Lebrun <ccss@msn.com>  
**Subject:** Re: Missing information from the WPLP packet

Roland,

Thanks for your comments. While I agree that having presentations in advance is better and have asked for the same, I'm pretty sure there is no violation of the law here. If you think a law has been violated, you should definitely report it.

Best,

Charles

**Mayor Charles Stone**

**City of Belmont  
One Twin Pines Lane  
Belmont, CA 94002**

**Unless otherwise noted, the opinions, viewpoints, and perspectives contained in this email are my own, and do not represent the official position of the City of Belmont or its City Council. Please do not share those opinions, viewpoints, and perspectives with other members of the Belmont City Council so as to avoid the potential development or appearance of a consensus outside a scheduled public meeting, which is prohibited under California's Brown Act. I also respectfully request that you refrain from sharing the opinions, viewpoints, and perspectives of other Belmont City Council members with me. If you are contacting me about a development application or appeal that is pending before the City Council, I am not able to read your email because it constitutes an ex parte communication. I will, however, forward your email to city staff and it will be made part of the record. Thank you.**

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**From:** Roland Lebrun <ccss@msn.com>  
**Sent:** Thursday, August 26, 2021 11:25 PM  
**To:** Caltrain Board <board@caltrain.com>  
**Cc:** Caltrain CAC Secretary <cacsecretary@caltrain.com>  
**Subject:** Missing information from the WPLP packet

Dear Caltrain Board,

Further to SamTrans having failed to comply with Director Chavez's request to include the staff presentation in the WPLP packet (item #6 attached for your convenience) in compliance with Government Code Section 54957.5(c) [https://leginfo.legislature.ca.gov/faces/codes\\_displaySection.xhtml?lawCode=GOV&sectionNum=54957.5](https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=GOV&sectionNum=54957.5),

[Law section - California](#)

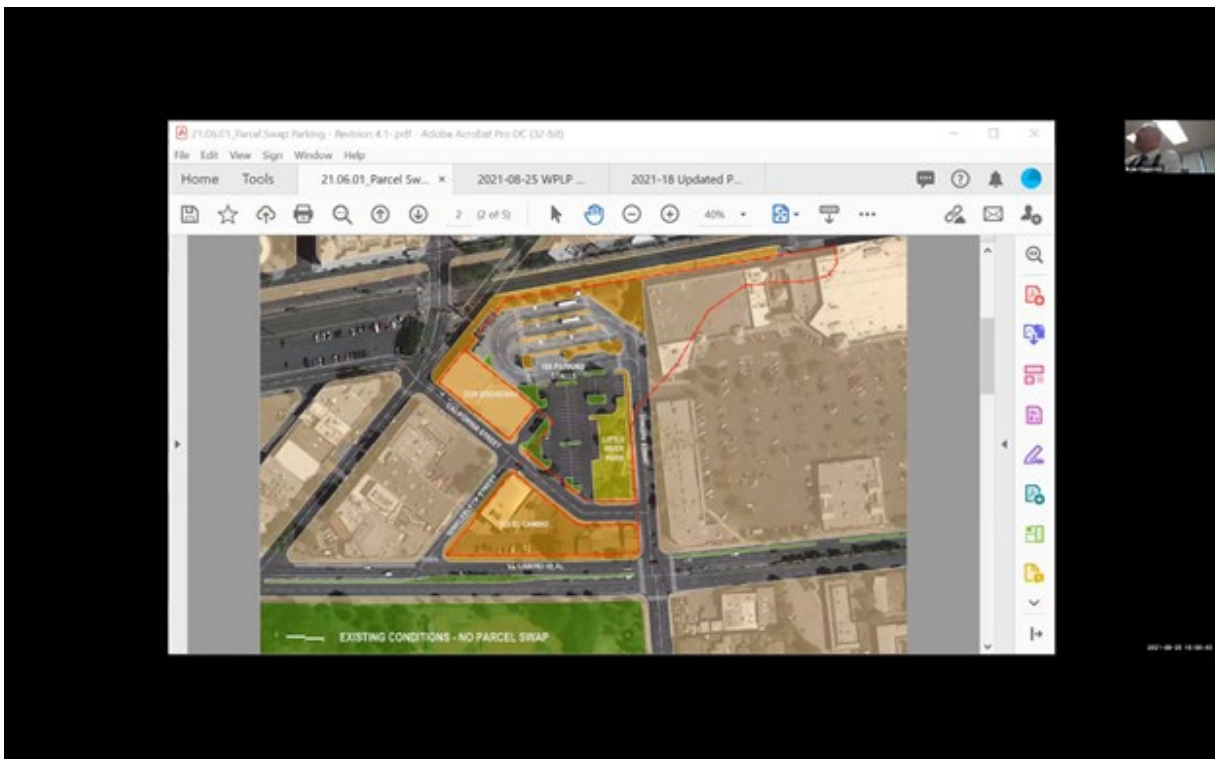
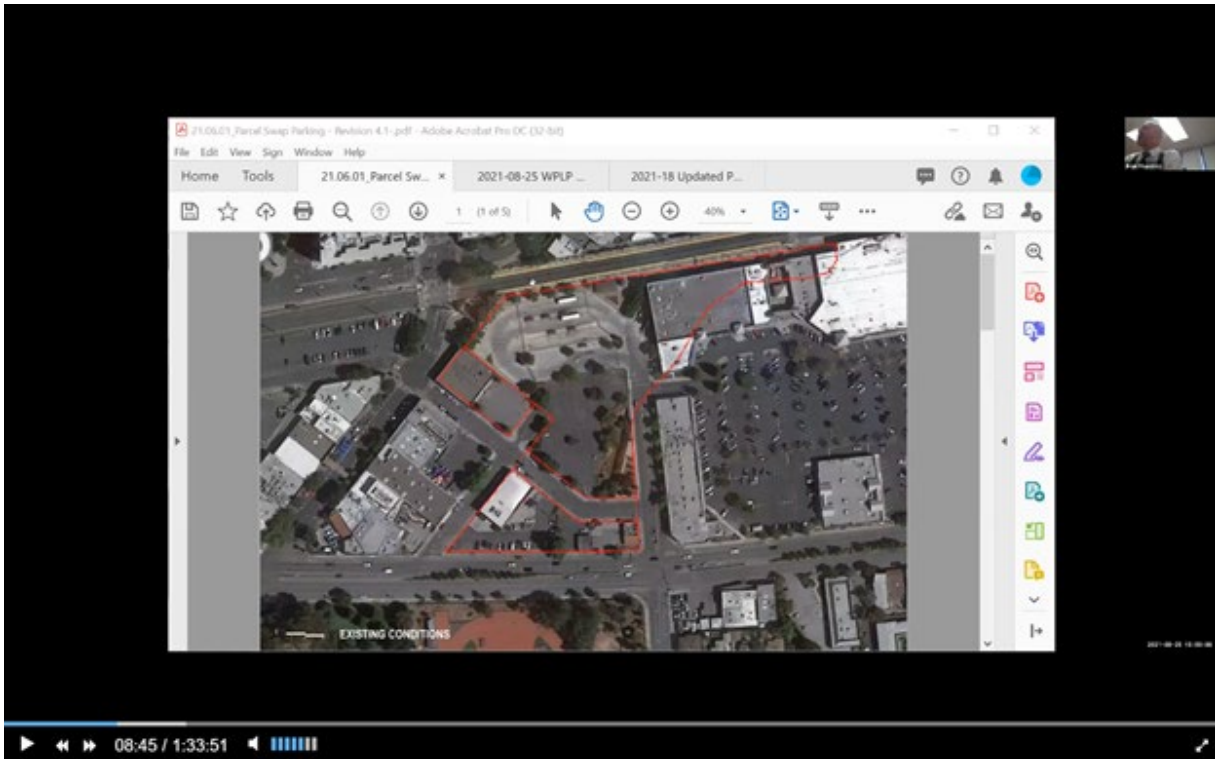
54957.5. (a) Notwithstanding Section 6255 or any other law, agendas of public meetings and any other writings, when distributed to all, or a majority of all, of the members of a legislative body of a local agency by any person in connection with a matter subject to discussion or [leginfo.legislature.ca.gov](https://leginfo.legislature.ca.gov)

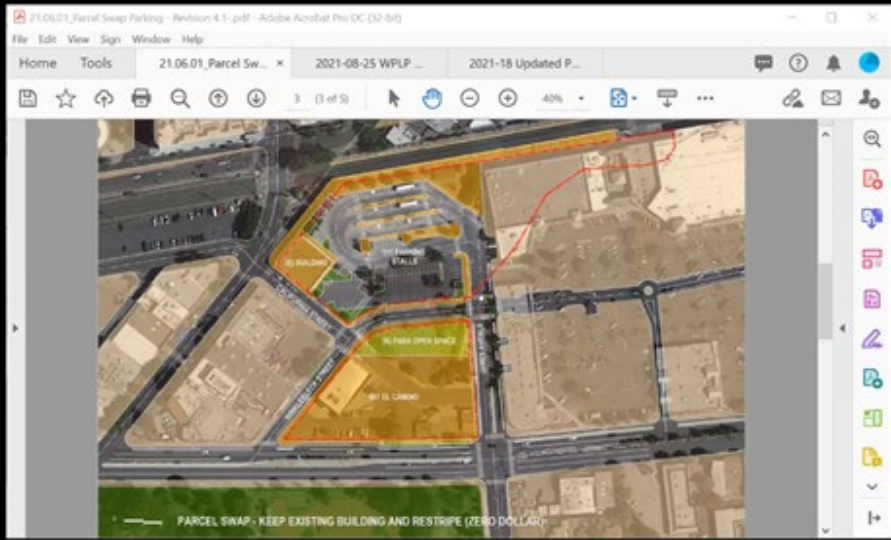
please direct staff to provide copies of the slides pursuant to Government Code Section 6250 et seq.).

Thank you in advance for your prompt response to this request.

Roland Lebrun.

PS. I am attaching screen shots of the first 3 slides for your reference.





2021-08-25 10:10:00