



Joint Exercise of Powers Agency

City of Antioch City of Brentwood City of Oakley County of Contra Costa

Board of Directors

Thursday, February 8, 2007
7:45 p.m.

Tri-Delta Transit Meeting Room
801 Wilbur Avenue
Antioch, California

1. Call to Order
2. Closed Session

Conference with legal counsel - Existing Litigation (Gov. Code, §54956.9(a))

1. *State Route 4 Bypass Authority v. Lopez-Nunn Ranch, et al.*, C.C.C. Superior Court, No. C05-01026
2. *State Route 4 Bypass Authority v. Bruna M. Del Chiaro, et al.*, C.C.C. Superior Court No. C05-01129
3. *State Route 4 Bypass Authority v. Irwin Brent Pomeroy, et al.* C.C.C. Superior Court No. C05-01025
4. *State Route 4 Bypass Authority v. Immanuel Baptist Church, et al.* C.C.C. Superior Court No. C06-00002
5. *State Route 4 Bypass Authority v. H. John Bloomfield, Trustee, et al.*, C.C.C. Superior Court No. C05-02371
6. *State Route 4 Bypass Authority v. Franklin Maggiore, et al.* , C.C.C. Superior Court Case No. C05-01768
7. *State Route 4 Bypass Authority v Anthony Marlan Massoni, Trustee, et al.* , C.C.C. Superior Court Case No. C05-01745

3. Public Comment
4. Consent Items

- A. **APPROVE** Minutes of January 11, 2007 meeting.
- B. It is recommended that the Board take the following actions:

1. **APPROVE** the Right of Way Contracts and **ACCEPT** the Grant Deeds and Grant of Easements listed below:

<u>Grantors</u>	<u>Document</u>	<u>Date</u>	<u>Payee</u>	<u>Amount</u>
Doris May Polari, Trustee Patricia Ann Hoffner and Frank Joseph Polari, Jr., Trustees Loretta Oliveri and Christine Oliveri, Co-Trustees	59663 & 59664	2/07	Placer Title Company Escrow #615-7881 & 8016 981 N. Broadway #100 Walnut Creek, CA 94596	\$207,000.00

Board of Directors:
Mary N. Piepho, Chair
Donald P. Freitas, Vice Chair
Annette Beckstrand
Brad Nix

Authority Staff Office:
Contra Costa County
255 Glacier Drive
Martinez, CA 94553
(925) 686-0619

2. **AUTHORIZE** the Secretary or Designee to execute said Right of Way Contracts on behalf of the State Route 4 Bypass Authority (Authority).
3. **APPROVE** payments as listed above for said property rights and **AUTHORIZE** the Auditor-Controller to issue checks in said amounts payable to listed payees, to be forwarded to the Real Property Division for delivery.
4. **DIRECT** the Real Property Division of Contra Costa County to deliver the above referenced Grant Deeds and Grant of Easements to the Placer Title Company for recording in the office of the Contra Costa County Recorder.

- C. **APPROVE** Resolution 2007/02 accepting the Segment 1, Package 1 project as complete (Project No. 4460-6X4476-05) and **DIRECT** the Secretary or designee to sign the resolution on behalf of the Authority pursuant to Civil Code Section 3093.
- D. **APPROVE** Right of Entry Agreement to enter onto Contra Costa County Flood Control and Water Conservation District (CCCFCWCD) land to complete construction of underground service points for the SR4 Bypass Segment 1 Project, and **AUTHORIZE** the Secretary or Designee to sign the agreement on behalf of the Authority.
- E. **APPROVE** Consulting Services Agreement amendment with PB Americas (PB) in the amount of \$1,649,566 for a not-to-exceed contract amount of \$8,176,976 for continued construction management services for Segment 1, Packages 1 and 2, the Laurel Road Extension and Lindsey Detention Basin projects, and **AUTHORIZE** the Secretary, or designee, to sign the amendment on behalf of the Authority.

5. Determination Items

- A. **RECEIVE** status report on Segment 1, Segment 3 and the Laurel Road Extension projects (*no staff report*).
- B. **RECEIVE** status report on construction activities for Segment 1, Segment 3 and the Laurel Road Extension projects (*no staff report*).
- C. **APPROVE** Cost Proposal and Scope Description to provide survey support services during Segment 3 construction by Contra Costa County Public Works Department, Right of Way Engineering Section, estimated at \$42,000.
- D. **APPROVE** Cost Proposal and Scope Description for Contra Costa County Public Works Department, Survey Section to complete Right of Way Engineering Services for the Transfer of the SR4 Bypass (Segments 2 and 3) to Caltrans, estimated at \$350,000.

6. Board Member Comments

7. Correspondence

8. Adjournment

The Authority will provide reasonable accommodations for persons with disabilities planning to attend Board meetings who contact the Program Manager at least 24 hours before the meeting, at (925) 686-0619.

1/10/07 4A1

**STATE ROUTE 4 BYPASS AUTHORITY
Antioch - Brentwood - Oakley and Contra Costa County**

A JOINT EXERCISE OF POWERS AGENCY

MINUTES
January 11, 2007

The STATE ROUTE 4 BYPASS AUTHORITY meeting was called to order in the Tri-Delta Transit Meeting Room, 801 Wilbur Avenue, Antioch, California by Chair Mary N. Piepho at 7:35 P.M.

ROLL CALL

PRESENT: Donald Freitas (Antioch), Brad Nix (Oakley), and Chair Mary N. Piepho (Contra Costa County)

ABSENT: Bob Taylor (Brentwood)

STAFF: Dale Dennis, Program Manager

ELECTION OF OFFICERS

Chair/Vice Chair

Brad Nix nominated Donald Freitas as the Chair and Bob Taylor as the Vice Chair of the State Route 4 Bypass Authority for 2007. Donald Freitas seconded the nominations. There were no other nominations. The nominations were closed. **Donald Freitas** was unanimously selected as the Chair and **Bob Taylor** was unanimously selected as the Vice Chair of the State Route 4 Bypass Authority for 2007.

Chair Freitas chaired the meeting at this time.

Director Piepho requested that the Closed Session item be moved to the end of the agenda.

PUBLIC COMMENT

Bruce Ohlson, East Bay Bicycle Coalition, reminded the SR4 Bypass Authority that the bicycle community still expected the bicycle and pedestrian bridge for the Mokelumne Trail crossing over the SR4 Bypass

CONSENT ITEMS

On motion by Director Piepho, seconded by Director Nix, members of the Authority unanimously adopted the Consent Items, as follows: