



Joint Exercise of Powers Agency

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

REVISED AGENDA Board of Directors Meeting (No In-person Meeting)

Thursday, November 12, 2020

6:30 p.m.

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

To slow the spread of COVID-19, the Contra Costa County Health Officer's order of March 31, 2020, continues to prevent public gatherings. In lieu of a public gathering, the Board of Directors meeting will be accessible via Zoom Meeting to all members of the public, as permitted by the Governor's Executive Order 29-20. Members of the public may participate in the meeting online, or by telephone. To participate in the meeting please use the information.

To participate by phone, dial (669) 900-9128, and meeting ID is 939 1558 2277.

To participate online using Zoom, **hold down CTRL + click the following:**

[Join Zoom Meeting](#) – Meeting ID: 939 1558 2277

In lieu of making public comments at the meeting, members of the public also may submit public comments before or during the meeting by emailing comments to Program Manager Dale Dennis at dodennis@thecyberjungle.com. If you have difficulty emailing a public comment, please contact Nancy Wein, Contra Costa County Public Works Department, at (925) 313-2275.

All comments submitted by email to the above email address before the conclusion of the meeting will be included in the record of the meeting. When feasible, the Board Chair, or designated staff, also will read the comments into the record at the meeting, subject to a two-minute time limit per comment.

The Board Chair may reduce the amount of time allotted to read comments at the beginning of each item or public comment period depending on the number of comments and the business of the day. Your patience is appreciated.

A break may be called at the discretion of the Board Chair.

To obtain a copy of a staff report or other written materials related to an open session item on the agenda, please contact Nancy Wein, at the Contra Costa County Public Works Department, by phone at (925) 313-2275, or by email to Nancy.Wein@pw.cccounty.us.

Board of Directors:

Robert Taylor, City of Brentwood – Chair
Kevin Romick, City of Oakley – Vice Chair
Diane Burgis, Contra Costa County
Sean Wright, City of Antioch

Authority Staff Office:

Contra Costa County
255 Glacier Drive
Martinez, CA 94553
(925) 313-2000

AGENDA
November 12, 2020

1. Call to Order
2. Public Comment
3. Closed Session

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION (Gov. Code, § 54956.9(d)(1))

State Route 4 Bypass Authority v. Nunn Family (No.2) Limited Partnership,
Contra Costa County Super. Ct. Case No. C19-02428

State Route 4 Bypass Authority v. Ronald E. Nunn and Shirley A. Nunn,
Contra Costa County Super. Ct. Case No. C19-02427

State Route 4 Bypass Authority v. Ronald E. Nunn, dba Ron Nunn Farms, et al,
Contra Costa County Super. Ct. Case No. C20-00777

4. Consent Items
 - A. **APPROVE** minutes of the September 10, 2020 meeting (*October 2020 meeting cancelled*).
5. Determination
6. Boardmember Comments
7. Adjournment

The Authority will provide reasonable accommodations for persons with disabilities planning to attend Board meetings who contact Staff at least 24 hours before the meeting, at (925) 595-4587. Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the State Route 4 Bypass Authority to a majority of members of the Board of Directors less than 72 hours prior to that meeting are available for public inspection at 255 Glacier Drive, Martinez, CA during normal business hours.

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

JOINT EXERCISE OF POWERS AGENCY

September 10, 2020

The Regular Meeting of the STATE ROUTE 4 BYPASS AUTHORITY was convened via a web-based platform in locations not open to the public to provide the safest environment for staff and the public consistent with Contra Costa County Health Officer's most recent order of March 31, 2020, continuing to prevent public gatherings. In lieu of a public gathering, the Board of Directors was accessible via Microsoft Teams Meeting to all members of the public as permitted by the Governor's Executive Order 29-20. Members of the public were allowed to participate in the meeting online, or by telephone.

Chair Robert (Bob) Taylor called the meeting to order at 6:37 P.M.

ROLL CALL

PRESENT: Diane Burgis (Contra Costa County), Kevin Romick (Oakley), Sean Wright (Antioch), and Chair Robert (Bob) Taylor (Brentwood)

ABSENT: None

STAFF: Dale Dennis, Program Manager
Kurtis Keller, Deputy County Counsel

PUBLIC COMMENT

There were no written comments submitted by any member of the public.

CONSENT ITEMS

On motion by Director Burgis, seconded by Director Wright, the Authority APPROVED the Consent Items, as submitted, which carried by the following Roll Call vote:

- A. APPROVED minutes of the June 11, 2020 Board of Directors meeting.
- B. Mokelumne Trail Bicycle/Pedestrian Overcrossing Project – Right-of-Way Acquisition: THE AUTHORITY TOOK THE FOLLOWING ACTIONS:
 - a. APPROVED the Right-of-Way Contract (Contract) and ACCEPTED the Temporary Construction Easement listed below:

<u>Grantor</u>	<u>Documents</u>	<u>Payee</u>	<u>Amount</u>
Contra Costa Water District	Right-of-Way Contract Grant of Easement Temporary Construction Easement	Contra Costa Water District	\$1,000.00

- b. AUTHORIZED the Secretary to the Authority, or designee, to execute said Contract as required on behalf of the State Route 4 Bypass Authority (“Authority”), pursuant to Streets & Highways Code Sections 760 and 1712.
- c. APPROVED Authority’s payment to Grantor, as listed above, for said property rights, and AUTHORIZED the Auditor-Controller to issue check in said amount payable to the listed payee, to be forwarded to the Authority for delivery to Contra Costa Water District in accordance with the Contract.
- d. DIRECTED the Secretary to the Authority, or designee, to cause said Contract and payment to be delivered to Contra Costa Water District.
- e. DIRECTED the Secretary to the Authority, or designee, to cause said Grant of Easement to be delivered to the City of Brentwood (Grantee) for acceptance in accordance with the Contract.

AYES: Burgis, Romick, Wright, Taylor

NOES: None

ABSTAIN: None

ABSENT: None

DETERMINATION

There were no determination items on the agenda.

BOARDMEMBER COMMENTS

Director Romick asked how fast the project could be moved forward, to which Mr. Dennis stated that provided Contra Costa Transportation Authority (CCTA) could secure the funding, the project was expected to be advertised in January with construction to start in the spring 2021. An update on funding would be provided next month.

ADJOURNMENT

Chair Taylor adjourned the meeting of the State Route 4 Bypass Authority at 6:41 P.M. to Thursday, October 8, 2020 at 6:30 P.M. or other day/time deemed appropriate.

Respectfully submitted,

Anita L. Tucci-Smith
Minutes Clerk