

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

A JOINT EXERCISE OF POWERS AGENCY

MINUTES
April 11, 2002

The STATE ROUTE 4 BYPASS AUTHORITY meeting was called to order in the Tri-Delta Transit Meeting Room at 801 Wilbur Avenue, Antioch, by Vice Chair Donald Freitas at 8:54 P.M.

ROLL CALL

PRESENT: Nobel Elcenko (Contra Costa Water District, ex-officio), Wade Gomes (Brentwood), Brad Nix (Oakley), and Vice Chair Donald Freitas (Antioch)

ABSENT: Federal Glover (Contra Costa County, Chair)

STAFF: Lowell Tunison, Supervising Civil Engineer/Project Manager

DETERMINATION ITEMS

A. APPROVE Minutes of the March 14, 2002 Meeting

On motion by Brad Nix, seconded by Wade Gomes, members of the Authority unanimously APPROVED the minutes from the March 14, 2002 meeting, as submitted.

B. CONSIDER Request of the City of Antioch for Review of the Design of the Lone Tree Way Interchange

Supervising Civil Engineer/Project Manager Lowell Tunison presented the consideration of a request to look at an alternative to a previously approved off-ramp design to accommodate changes requested by various property owners.

On motion by Wade Gomes, seconded by Brad Nix, members of the Authority unanimously approved the request of the City of Antioch to consider an amendment to the design of the Lone Tree Way Interchange northbound on ramp.

C. APPROVE Actions Necessary to Award the Segment 2 Landscaping Project

Mr. Tunison presented a revised resolution related to the Segment 2 Landscaping Project 0660-6X4422 and identified the construction bids that had been received, two of which were very close at approximately \$242,000. He recommended awarding the contract to Coast Landscape Management, the low bidder with a bid of \$242,403.15.

On motion by Brad Nix, seconded by Wade Gomes, members of the Authority unanimously:

1. APPROVED the prior issuance of the Proposal and Contract and Notice to Contractors and Special Provisions for the State Route 4 Bypass Segment 2 Landscaping Project;
2. DETERMINED that the project Plans and Specifications are in compliance with the California Environmental Quality Control Act (Public Resources Code Section 21000, et seq.), and have been fully analyzed in the State Route 4 Bypass Environmental Impact Report (EIR) certified by the Authority on December 14, 1994, and the Addendum to the EIR for the State Route 4 Bypass Project (Specific to Segment 2), adopted by the Authority on January 14, 1999;
3. AWARDED the contract for furnishing labor and materials for the State Route 4 Bypass Segment 2 Landscaping Project to Coast Landscape Management in the amount of \$242,403.15, and REQUIRED the contractor to present surety bonds for Payment and Faithful Performance in the amounts of \$242,403.15 and \$242,403.15, respectively;
4. DIRECTED the Secretary or his designee to prepare the contract documents for the project;
5. AUTHORIZED the Secretary or his designee to sign the contract on behalf of the Board subject to the Secretary or his designee having reviewed and found sufficient all required documents, including the contract signed by the contractor, the aforementioned surety bonds, and a certificate of insurance;
6. DIRECTED that, in accordance with the project specifications and/or upon the execution of the contract by the Secretary or his designee, any bid bonds posted by the bidders be exonerated and any checks submitted for bid security be returned;
7. Pursuant to Public Contract Code 4114, the Board DELEGATED its functions under the Public Contract Code Sections 4107 and 4110 to the Secretary or his designee;

8. Pursuant to Section 6705 of the Labor Code, the Board also DELEGATED to the Secretary or to any registered civil or structural engineer designated by him the authority to accept detailed plans showing the design of shoring, bracing, sloping or other provisions to be made for worker protection during trench excavating covered by that section; and
9. DECLARED that, should the award of the contract be invalidated for any reason, the Board would not in any event have awarded the contract to the second listed bidder or any other bidder, but instead would have exercised its discretion to reject all of the bids received. Nothing herein shall prevent the Board from awarding the contract to another bidder in cases where the successful bidder establishes a mistake, refuses to sign the contract or fails to furnish required bonds or insurance (See Public Contract Code Sections 5100-5107).

D. APPROVE Contract for Law Enforcement Services Between the Authority and the City of Brentwood and AUTHORIZE the Secretary or his Designee to Execute it

Mr. Tunison reported that the Contract for Law Enforcement Services would allow traffic enforcement on the SR4 Bypass. He stated that the City of Brentwood City Council had scheduled the consideration of the contract at its April 18 meeting to designate the Bypass as a City street for Vehicle Code enforcement which would allow police enforcement to take place.

Mr. Tunison added it was anticipated that at 9:30 A.M. on Friday, April 19, the SR4 Bypass would be open for traffic

On motion by Wade Gomes, seconded by Brad Nix, members of the Authority unanimously APPROVED contract for Law Enforcement Services with the City of Brentwood to provide traffic enforcement on the Bypass.

The following item was identified on the Supplemental Agenda presented at the meeting, which agenda had been posted as required

E. APPROVE Actions Necessary for the Use of the SR4 Bypass Right of Way for a Craft and Safety Fair

On motion by Brad Nix, seconded by Wade Gomes, members of the Authority unanimously APPROVED the use of the State Route 4 Bypass right of way for a craft and safety fair by the Kiwanis Club of Brentwood and Oakley, subject to the issuance of an encroachment permit and providing acceptable liability insurance.

Vice Chair Freitas acknowledged the program provided by Mr. Tunison for the SR4 Bypass Ribbon Cutting Ceremony scheduled for April 13 at 10:00 A.M.

When asked, Mr. Tunison advised that all applicable Legislators had been invited to the ceremony, which was expected to be half an hour in length. Given that a quorum of Authority members was expected to attend the ceremony, the event would be noticed as a regular Board meeting.

MEMBER AND EX-OFFICIO REPORTS

There were no Member or Ex-officio Member Reports.

CORRESPONDENCE

There was no correspondence other than that which had been included in the meeting packets.

PUBLIC COMMENTS

There was no public comment.

ADJOURNMENT

With no further business to come before the State Route 4 Bypass Authority, Vice Chair Freitas adjourned the meeting at 9:00 P.M. to the special meeting/ceremony set for April 13, 2002 at 10:00 A.M., and then to the next regular meeting on May 9, 2002.

Respectfully submitted,

Anita L. Tucci-Smith
Minutes Clerk