

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

A JOINT EXERCISE OF POWERS AGENCY

MINUTES
May 9, 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 8:33 P.M.

ROLL CALL

PRESENT: Wade Gomes (Brentwood), Brad Nix (Oakley), and Vice Chair Donald Freitas (Antioch)

ABSENT: Nobel Elcenko (Contra Costa Water District, ex-officio) and Chair Federal Glover (Contra Costa County)

STAFF: Lowell Tunison, Supervising Civil Engineer/Project Manager

DETERMINATION ITEMS

A. APPROVE Minutes of the April 11, 2002 Meeting

On motion by Wade Gomes, seconded by Brad Nix, members of the Authority unanimously APPROVED the minutes from the April 11, 2002 meeting, as submitted.

B. APPROVE Segment 2 Contract Change Orders

On motion by Brad Nix, seconded by Wade Gomes, members of the Authority unanimously APPROVED Contract Change Order Nos. 33, Supplement 8 and 36, in the estimated total amount of \$57,700, and AUTHORIZED the Secretary or his designee to execute them.

C. CONFIRM Settlements Relating to the Acquisition of Parcels in the Following Eminent Domain Proceedings:

1. Authority vs. Eli Reinhard and Harry Teitelbaum as Co-Trustees for the Reinhard Accumulation Trust of 1972 et al.
2. Authority vs. West Coast Homebuilders, Inc.

Supervising Civil Engineer Lowell Tunison presented two memos to the Authority with a recommendation that the Authority confirm the settlement terms and approve actions necessary for the eminent domain proceedings regarding State Route 4 Bypass Authority vs. Eli Reinhard and Harry Teitelbaum, as Co-Trustees for the Reinhard Accumulations Trust of 1972, et al. and the State Route 4 Bypass Authority vs. West Coast Homebuilders, Inc.

Mr. Tunison reported that because the Reinhard settlement involved a disposal of public property, the action to convey real property would require unanimous action by the Authority at the next meeting. Given that Donald Freitas would not be able to attend the next meeting on June 13, an alternative date for a public hearing was required. Since all members of the Authority were expected to be present at the special meeting of the East County Transit Study Policy Advisory Committee on Saturday, June 22, a special meeting of the Authority set for 8:15 A.M. that day was recommended, to potentially be held at the Brentwood City Council Chambers.

On motion by Brad Nix, seconded by Wade Gomes, members of the Authority unanimously CONFIRMED settlement terms and APPROVED actions necessary for the eminent domain proceedings regarding State Route 4 Bypass Authority vs. Eli Reinhard and Harry Teitelbaum, as Co-Trustees for the Reinhard Accumulations Trust of 1972, et al. and the State Route 4 Bypass Authority vs. West Coast Homebuilders, Inc., AND ADOPTED the Resolution approving a Notice of Intention to convey real property to the Ruckstahl LLC, Assessor's Parcel No. 019-020-041, as amended to change the date of the meeting at which that action would take place.

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.

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ADJOURNMENT

With no further business to come before the State Route 4 Bypass Authority, Vice Chair Freitas adjourned the meeting at 8:37 P.M. to the next meeting set for June 13, 2002.

Respectfully submitted,

Anita L. Tucci-Smith
Minutes Clerk