

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

A JOINT EXERCISE OF POWERS AGENCY

MINUTES  
November 14, 2002

The STATE ROUTE 4 BYPASS AUTHORITY meeting was called to order at the Brentwood City Council Chambers, 734 Third Street, Brentwood, California, by Chair Federal Glover at 6:05 P.M. who immediately adjourned into Closed Session for Conference with Legal Counsel regarding SR4 Bypass Authority vs. Eli Reinhard et al, Case Nos. C01-02050 and C99-01998. The Authority reconvened at 6:29 P.M. Chair Glover advised that there was nothing to report from Closed Session.

**ROLL CALL**

PRESENT: Nobel Elcenko (Contra Costa Water District, ex-officio), Donald Freitas (Antioch), Wade Gomes (Brentwood), Brad Nix (Oakley), and Chair Federal Glover (Contra Costa County)  
(Donald Freitas arrived at 6:20 P.M.)

ABSENT: None

STAFF: Lowell Tunison, Supervising Civil Engineer/Project Manager

**DETERMINATION ITEMS**

A. APPROVE Minutes of the October 5, 2002 Meeting

On motion by Donald Freitas, seconded by Brad Nix, members of the Authority APPROVED the minutes from the October 5, 2002 meeting, as submitted, with Wade Gomes' abstention due to absence.

B. RESCIND Existing Conflict of Interest Code and ADOPT New Code Consistent with the Most Recent Fair Political Practices Commission Model

Supervising Civil Engineer Lowell Tunison reported that the item related to the Conflict of Interest Code that the Authority had previously adopted, which had been superceded by State Legislation, particularly related to consultants working for the Authority. He added that for all three groups, the SR4 Bypass Authority, the East County Transportation Improvement Authority and the East Contra Costa Regional Fee and Financing Authority, the existing code would be suspended and the code that met the State Code on Conflict of Interest was recommended for approval.

On motion by Brad Nix, seconded by Wade Gomes, members of the Authority unanimously RESCINDED existing Conflict of Interest Code and ADOPTED new code consistent with the most recent Fair Political Practices Commission model.

C. ACCEPT Status Report on Lone Tree Way Interchange From Project Manager

Mr. Tunison presented a status report on the Lone Tree Way Interchange and noted that on October 29 staff had met with stakeholders, interested parties and those impacted by any change to the interchange. He reported that Mark Thomas had presented suggested alternatives and others recommended by technical staff. Those alternatives had been placed on a board and a commitment had been made that Caltrans would review those alternatives based on an operational study that would be completed and forwarded to the Authority the first part of next week. Suggestions offered by the property owners had also been considered. Staff had committed to property owners that Caltrans would review the alternatives and that the costs associated with alternatives would be evaluated and returned to the Authority for review and approval at the next meeting scheduled for December 12.

Buzz Walker, one of the affected property owners, advised that he had attended the meeting with Mr. Tunison, the churches, Caltrans and others of interest. He noted that nine alternatives had been reviewed and there had been some consensus with the alternatives. He characterized the meeting as spirited and commented that many of those present at that time wanted to be at the current meeting, although that had not occurred. He clarified that there had been an understanding that there would be a second meeting or some sharing of the recommendations.

Mr. Tunison affirmed that a second meeting or sharing of the recommendations would occur, with the information to be provided for input at the next meeting of the Authority.

Mr. Tunison emphasized the intent that the alternatives be reviewed by the stakeholders prior to any decision by the Authority. He reported that Caltrans should have the results of their analysis prior to the next meeting although he commented that the holidays might affect the timing of a meeting with the stakeholders.

Chair Glover emphasized the desire that stakeholders have every opportunity to meet and offer input to the Authority prior to its next meeting.

On motion by Donald Freitas, seconded by Brad Nix, members of the Authority unanimously ACCEPTED the Report on the Lone Tree Way Interchange.

**MEMBER AND EX-OFFICIO REPORTS**

There were no Member and Ex-officio Member reports.

**CORRESPONDENCE**

Mr. Tunison referenced the letter in the meeting packets from the County Board of Supervisors based on the Authority's action last month regarding Byron Airport Road and the need to study that road. The letter had been included for the Authority's information.

**PUBLIC COMMENTS**

There was no public comment.

**ADJOURNMENT**

With no further business to come before the State Route 4 Bypass Authority, Chair Glover adjourned the meeting at 6:35 P.M. to the meeting on December 12, 2002.

Respectfully submitted,

Anita L. Tucci-Smith  
Minutes Clerk