

TEMPORARY SURVEYS PERMIT

Contra Costa County
Public Works Department
Real Estate Division
255 Glacier Drive
Martinez, CA 94553

Project Name: Kirker Pass Road Northbound
Truck Lanes
Project No. 0662-6R4052
Parcel Nos. 118-050-009 (portion)

Permission is hereby granted to Contra Costa County, its contractors and their authorized agents, to enter and bring the necessary workers, tools and equipment on the property located at Kirker Pass Road in Concord identified as a portion of Assessor Parcel Number 118-050-009 for the purpose of performing geotechnical surveys. These survey activities are required for the Kirker Pass Road Northbound Truck Lanes Project.

Geotechnical Surveys

Two borings will be drilled and accessed at the approximate locations shown on the attached map. The borings will be advanced with a track-mounted drill rig, using rotary wash or hollow stem drilling method to a maximum depth of 40 feet and approximately 6 to 8 inches in diameter. The main purpose is to determine the bedrock depths.

The track-mounted drill rig typically has a footprint of 20 by 10 feet. During operation, the height is approximately 30 feet (mast up). In addition to the drill rig, a water/support truck and a pick-up truck are also anticipated. The crew generally consists of a field engineer, a driller, and a driller's helper. The field investigation will be conducted under the supervision of our field engineer who logs the test borings and prepares the samples for subsequent laboratory testing and evaluation. Drilling operation is generally from 8am till dusk.

The drilling will be completed in approximately two days. The drilling spoils and soil cuttings will be spread onsite and upon completion, boreholes will be backfilled with cement-bentonite grout and the surface area will be restored to its original condition.

In accordance with State law, Underground Service Alert (USA) will be notified at least 48 business hours prior to commencing field operations. During drilling operation, minimum personal protective equipment including hard hat, eye protection, work boots with safety toe and defined heel, and safety vest with reflective strip will be required. Best Management Practices will be employed to maintain a clean and safe work area.

It is understood and agreed that Contra Costa County will leave the premises in a clean, orderly condition and will repair, replace, or compensate for any existing improvements that may have been disturbed or removed during the course of the work.

It is further understood and agreed that permission to do the work and perform the acts stated herein shall remain in force and effect June 21, 2016 through December, 31, 2017. Contra Costa County will provide seventy-two (72) hours notice to the owner/operator of the property prior to entry upon the property. Property owner will provide access at the location of entry and closing gates for access.

Contra Costa County agrees to indemnify owner from and against any and all loss damage, liability, expense, and claims including injuries to agents or employees of COUNTY or owner directly or indirectly contributed to or caused by the construction activities or entry on owners lands as herein authorized.

The property owner(s) shall in no way be liable for any equipment, personal property or other materials brought onto the property and Contra Costa County or its contractor shall be responsible for safeguarding and protecting all equipment and personal property left on the premises.

Signing this agreement does not imply that the property owner(s) agree with the concept of the project, its location, or the proposed improvements.

AE Note! All conditions in initial permit are still in effect.

HJSCMB-Donovan, LLC, a California limited liability company

PROPERTY CONTACT:

Herbert B. Elworthy
Herbert B. Elworthy, Managing Member

Sandi Elworthy
510-828-0607 or
510-537-8659

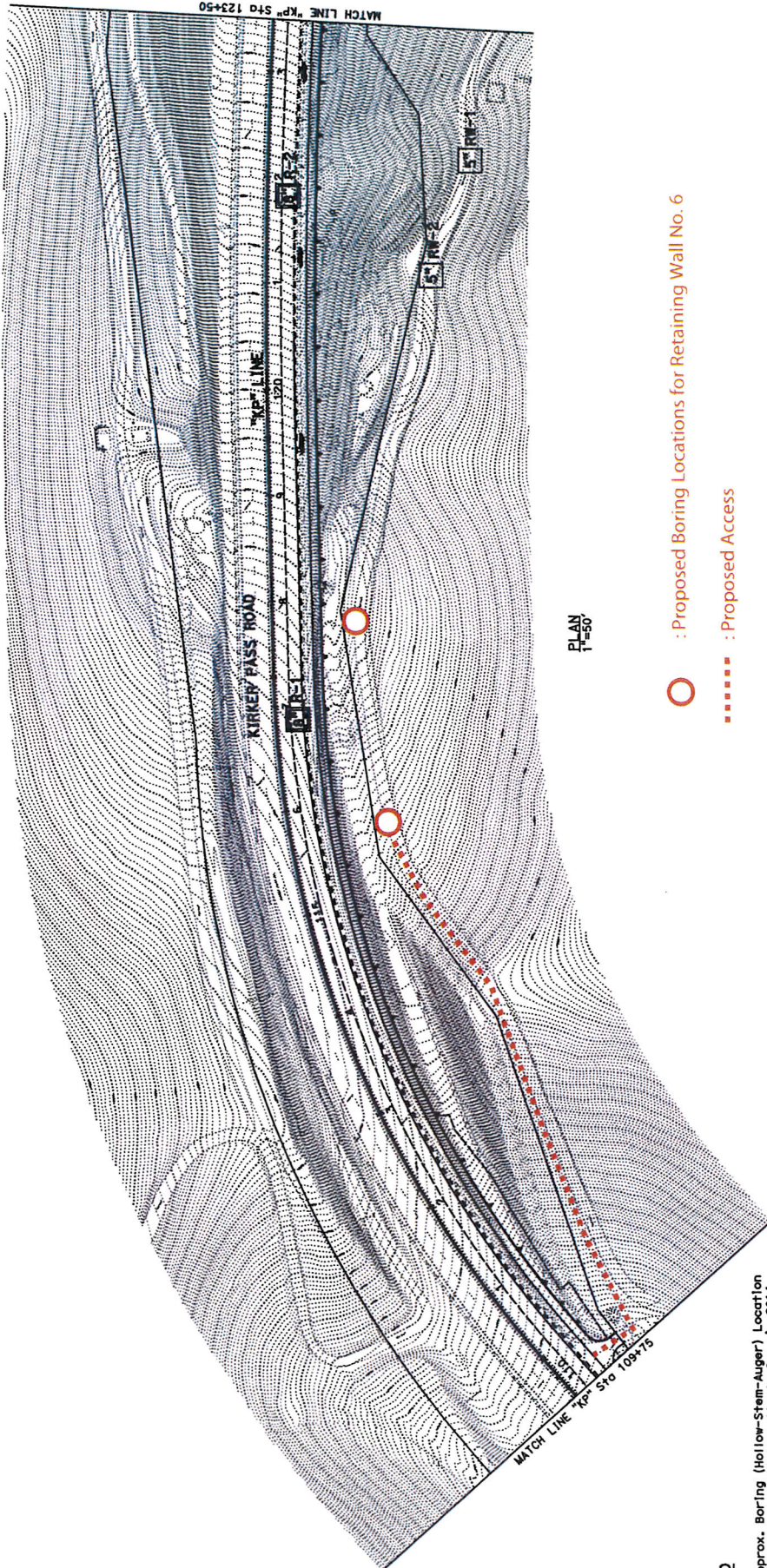
RECOMMENDED FOR APPROVAL:

By Jann Edmunds
Jann Edmunds
Assistant Real Property Agent

ACCEPTED:
CONTRA COSTA COUNTY
Public Works Department

By _____
Julia R. Bueren
Public Works Director

Date _____



PLAN
1=50

○ : Proposed Boring Locations for Retaining Wall No. 6

----- : Proposed Access

- LEGEND**
- RW-4 [Symbol] Approx. Boring (Hollow-Stem-Auger) Location Drilled by PARIKH Consultants Inc. In 2014
 - RW-1 [Symbol] Approx. Boring (Rotary Wash) Location Drilled by PARIKH Consultants Inc. In 2014

NO.	REVISIONS	BY	DATE



GARY PIROSH
PROJECT ENGINEER
PLANS APPROVAL DATE

MARK THOMAS & CO., INC.
3000 OAK RD, SUITE 650
WALNUT CREEK, CA 94597
PARIKH CONSULTANTS, INC.
2360 OLIVE DRIVE, SUITE A
SAN JOSE, CA 95131

CONTRA COSTA COUNTY
PUBLIC WORKS DEPARTMENT
255 GLACIER DRIVE
MARTINEZ, CA 94553

**65% SUBMITTAL
DRAWING**
DATED 06-05-16

DATE REVISIONS
10-15-16
05-FB-2016

KIRKER PASS ROAD
TRUCK CLIMBING LANE
SITE PLAN-2E
SHEET 1 OF 91

TEMPORARY SURVEYS PERMIT

Contra Costa County
Public Works Department
Real Estate Division
255 Glacier Drive
Martinez, CA 94553

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Geotechnical Surveys

Two borings (RW1 and RW2) will be drilled approximately 100' deep at the locations shown on the attached map. Equipment to be used consists of a track mounted drill rig, water truck and support truck. All vehicles are restricted to the "Cell Site" gravel road and or the existing fire guard, including vehicle turn around maneuvers, no access on the grass is allowed. All vehicles are required to carry fire extinguishers. Smoking is prohibited.

The duration for the drilling operation will be approximately seven (7) consecutive working days for each boring for approximately 14 working days. An additional five (5) weeks after is required for field work, for a total of approximately seven (7) weeks.

A "down hole" video will be taken of the rock bedding and Boring RW1 converted to an inclinometer casing to allow stability measurements to be taken in the future. The hole will be capped and locked with a cylindrical or square metal cap. The duration of the permit for five (5) years is to allow one-two (1-2) visits per year to take inclinometer measurements after the initial drilling operation is completed through the estimated end of construction.

It is understood and agreed that Contra Costa County will leave the premises in a clean, orderly condition and will repair, replace, or compensate for any existing improvements that may have been disturbed or removed during the course of the work.

It is further understood and agreed that permission to do the work and perform the acts stated herein shall remain in force and effect June 24, 2014 through December 31, 2019. Contra Costa County will provide seventy-two (72) hours notice to the owner/operator of the property prior to entry upon the property. Property owner will provide location of entry and closing gates for access.

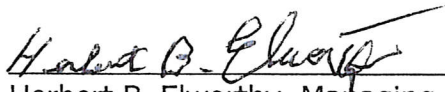
Contra Costa County agrees to indemnify owner from and against any and all loss damage, liability, expense, and claims including injuries to agents or employees of COUNTY or owner directly or indirectly contributed to or caused by the construction activities or entry on owners lands as herein authorized.

The property owner(s) shall in no way be liable for any equipment, personal property or other materials brought onto the property and Contra Costa County or its contractor shall be responsible for safeguarding and protecting all equipment and personal property left on the premises.

Signing this agreement does not imply that the property owner(s) agree with the concept of the project, its location, or the proposed improvements.

HJSCMB-Donovan, LLC, a California limited liability company

PROPERTY CONTACT:



Herbert B. Elworthy, Managing Member

Sandi Elworthy
510-828-0607 or
510-537-8659

RECOMMENDED FOR APPROVAL:

By 

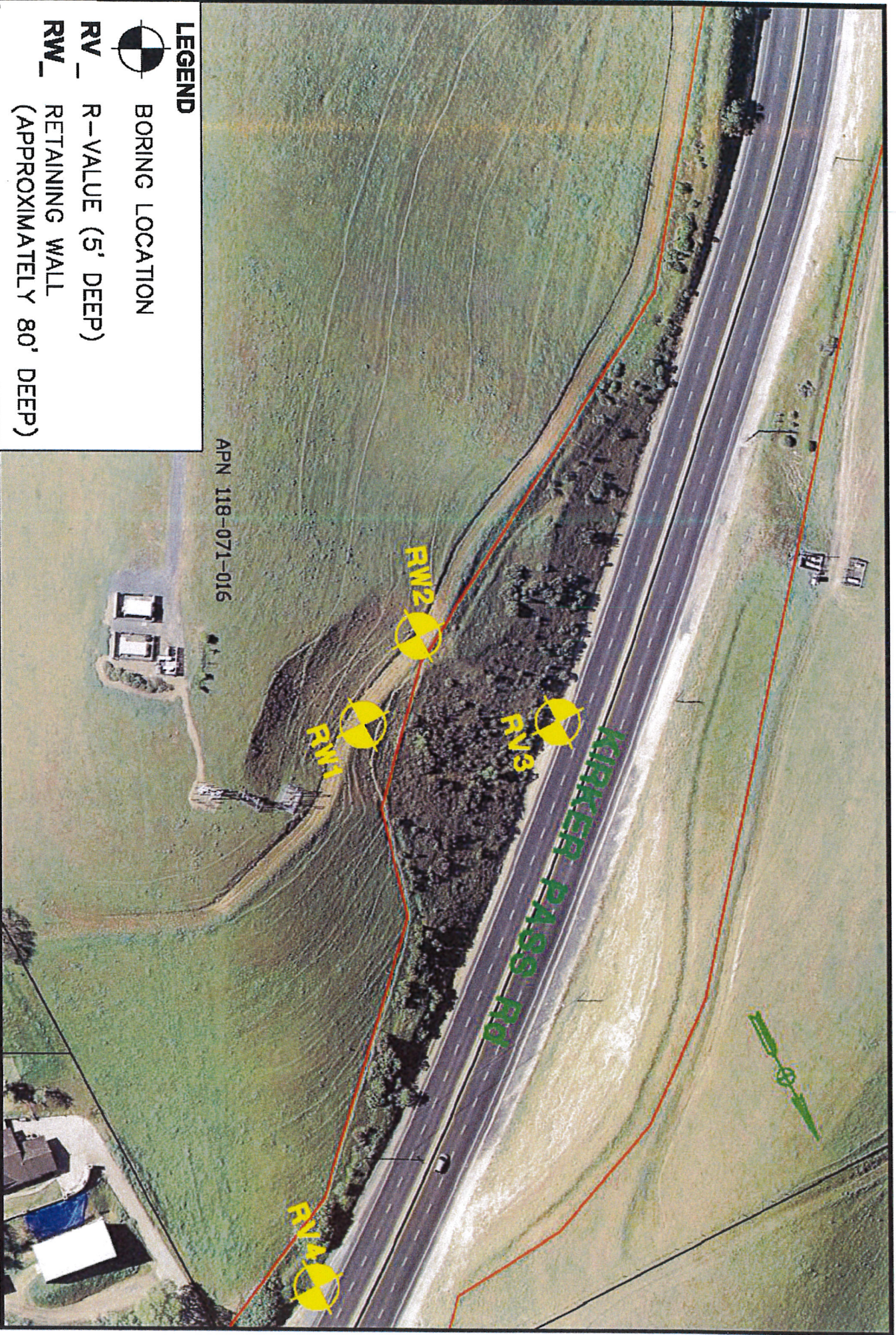
Jann Edmunds
Senior Real Property Technical Asst.

ACCEPTED:
CONTRA COSTA COUNTY
Public Works Department

By 

for Julia R. Bueren
Public Works Director

Date 6-25-14



APN 118-071-016

LEGEND

 BORING LOCATION

RV R-VALUE (5' DEEP)

RW RETAINING WALL
(APPROXIMATELY 80' DEEP)

SCALE: 1" = 100'
DATE: APRIL 2014
FILE: CC-14102-001C

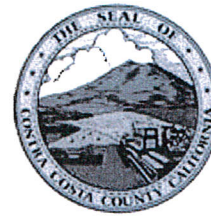
**KIRKER PASS ROAD TRUCK CLIMBING LANES
PRELIMINARY BORING LOCATIONS
AT APN 118-071-016**



**CONTRA COSTA COUNTY
PUBLIC WORKS DEPARTMENT**
300 SLACK BLDG
MARTINEZ, CA 94553
925 226-6000
FAX: 925 226-6333



MARK THOMAS & COMPANY, INC.
3000 CAY BLDG. SUITE 200
SANTA LUCIA, CA 94967
(707) 548-0266 FAX: (707) 548-4266



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: June 24, 2014

Subject: Temporary Surveys Permit for Kirker Pass Road Northbound Truck Lanes Project.

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Public Works Director, or designee, to execute the Temporary Surveys Permit with HJSCMB-Donovan, LLC, a California limited liability company (Property Owners), effective June 24, 2014 through December 31, 2019, for the Kirker Pass Road Northbound Truck Lanes Project. Project No.: 0662-6R4052

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

The Contra Costa County (County) Public Works Department is required to conduct geotechnical surveys prior to design and during construction of the Kirker Pass Road Northbound Truck Lanes Project. It is necessary to conduct these surveys to identify the stability measurements of the property after the initial drilling operation is completed through the estimated end of construction. As a condition of the permit, the Property Owners have required the County to indemnify the Property Owners.

APPROVE

OTHER

RECOMMENDATION OF CNTY ADMINISTRATOR

RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: 06/24/2014 APPROVED AS RECOMMENDED OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYES 5 NOES

ABSENT ABSTAIN

RECUSE

Contact: Jann Edmonds,
925-313-2250

cc: Nancy Wein, PW, TE



I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: June 24, 2014

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy

CONSEQUENCE OF NEGATIVE ACTION:

The construction phase will not be able to move forward.

CHILDREN'S IMPACT STATEMENT:

Not applicable.

ATTACHMENTS

Temporary Surveys Permit

County Administrator
Risk Management Division
2530 Arnold Drive, Suite 140
Martinez, California 94553

Contra Costa County

Risk Management Administration (925) 335-1400
Fax Number (925) 335-1497



June 27, 2014

HJSCMB-Donovan, LLC

**Re: Kirker Pass Road Northbound Truck Lanes Project No. 0662-6R4052
Parcel Nos: 118-050-009 (portion)**

To Whom It May Concern:

The County of Contra Costa has a comprehensive self-insurance program to cover its general, automobile, and professional liability exposure, as well as its obligations under the Workers' Compensation laws of California.

The County's self-insurance program provides for the legal defense of officials, employees, and volunteers pursuant to government Code Section 825 and for the payment of all sums that the County is obligated to pay by reason of liability imposed by law and arising from acts or failures to act, excepting punitive damages. This protection covers services performed by officers, employees, and volunteers within the scope of their official duties in accordance with the conditions of their employment or service.

The self-insurance program is funded to provide payment of claims. The County also has excess reinsurance with CSAC Excess Insurance Authority.

Sincerely,

A handwritten signature in blue ink, appearing to read "Sharon Hymes-Offord", is written over a faint, larger version of the same signature.

Sharon Hymes-Offord
Risk Manager

cc: J Edmunds, Public Works

**COUNTY OF CONTRA COSTA
CERTIFICATE OF SELF-INSURANCE**

Risk Management Division, 2530 Arnold Drive, Suite 140, Martinez, California 94553

Coverages: This is to certify that the County of Contra Costa is self-insured for the following coverages:

Type of Coverage	Self-Insured Limit
General Liability: Personal Injury, Property Damage, Errors and Omissions	\$1,000,000
Professional Liability:	\$1,000,000
Workers' Compensation:	\$ 750,000
Automobile Liability: Vehicles Owned, Non-Owned & Hired	\$1,000,000


Terms, Conditions and Special Items:

**Re: Kirker Pass Road Northbound Truck Lanes Project No. 0662-6R4052
Parcel No: 118-050-009 (portion)**

It should be expressly understood that the intent of the insurance evidenced herein follows the provisions of the policies and regulations of the County of Contra Costa that does not permit any assumption of liability which does not result from and is not caused by the negligent acts or omissions of its officers, agents, employees or other persons under its direction and control. Any indemnification or hold harmless clause with broader provisions than required under such policies and regulations shall invalidate this certificate.

1. The provisions under General Liability, above, shall apply only with respect to claims arising out of the negligent acts or omissions of the County of Contra Costa, its officers, agents and employees or any other person under its direction and control.

Date Issued: 6/27/14



Sharon Hymes-Offord
Risk Manager