

CLAIM

BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY

BOARD ACTION: May 10, 2022

NOTICE TO CLAIMANT

Claim Against the County, or District Governed by )
the Board of Supervisors, Routing Endorsements, )
and Board Action. All Section references are to )
California Government Codes. )

The copy of this document mailed to you is your notice of the
action taken on your claim by the Board of Supervisors
(Paragraph IV below), given Pursuant to Government Code
Sections 913, 915.2, 915.4. Please note all "Warnings".

AMOUNT: Around \$293,867.56
CLAIMANT: SFPP, L.P.
ATTORNEY: Edward Sklark of Kinder Morgan
ADDRESS: 1001 Louisiana Street
Houston, TX 77002

RECEIVED
APR 07 2022

COUNTY COUNSEL
MARTINEZ, CALIF.
BY DELIVERY TO COB ON:
BY MAIL TO COB POSTMARKED: 4/1/2022

I. FROM: Clerk of the Board of Supervisors

TO: County Counsel

Attached is a copy of the above-noted Claim.

MONICA NINO, Clerk

Dated: April 7, 2022

By: [Signature] , Deputy

II. FROM: County Counsel

TO: Clerk of the Board of Supervisors

This claim complies substantially with Sections 910 and 910.2.

This claim FAILS to comply substantially with Sections 910 and 910.2, and we are so
notifying claimant. The Board cannot act for 15 days (Section 910.8).

Claim is not timely filed. The Clerk should return the claim on the ground that it was filed late and
send warning of claimant's right to apply for leave to present a late claim (Section 911.3).

Other: This notice only applies to tort & contract damages.
Any claim for a tax refund will be processed
separately and notice sent accordingly.

Dated: 4-12-22

By: [Signature] , Deputy County Counsel

III. FROM: Clerk of the Board

TO: County Counsel (1)

County Administrator (2)

Claim was returned as untimely with notice to claimant (Section 911.3).

IV. BOARD ORDER By unanimous vote of the Supervisors present:

This claim is rejected in full.

Other:

I certify that this is a true and correct copy of the Board's Order entered in its minutes for this date.

Dated: MONICA NINO, Clerk, By

Deputy Clerk

WARNING (Gov. Code section 913)

Subject to certain exceptions, you have only six (6) months from the date of this notice was personally
delivered or deposited in the mail to file a court action on this claim. See Government Code Section
945.6. You may seek the advice of an attorney of your choice in connection with this matter. If you
desire to consult with an attorney, you should do so immediately.

\*For Additional Warning See Reverse Side of This Notice.

AFFIDAVIT OF MAILING

I declare under penalty of perjury that I am now, and at all times herein mentioned, have been a citizen
of the United States, over age 18; and that today I deposited in the United States Postal Service in
Martinez, California, postage fully prepaid a certified copy of this Board Order and Notice to
Claimant, addressed to the claimant or claimant's attorney as shown above.

Dated: MONICA NINO, Clerk, By

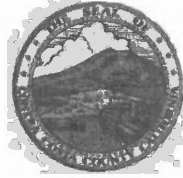
Deputy Clerk

# The Board of Supervisors

County Administration Building  
1025 Escobar Street  
Martinez, California 94553-1293

John M. Gioia, 1<sup>st</sup> District  
Candace Andersen, 2<sup>nd</sup> District  
Diane Burgis, 3<sup>rd</sup> District  
Karen Mitchoff, 4<sup>th</sup> District  
Federal D. Glover, 5<sup>th</sup> District

# Contra Costa County



Monica Nino  
Clerk of the Board  
And  
County Administrator  
(925) 855-2000

April 12, 2022

TO: Edward R. Sklark  
KINDER MORGAN INC.  
1001 Louisiana Street  
Houston TX, 77002

Re: *Claim of SFPP, L.P.*

**NOTICE TO CLAIMANT**  
**OF LATE-FILED CLAIM**  
(Government Code Section 911.3)

The claim you presented to the Board of Supervisors of Contra Costa County, California, as the governing body of the County of Contra Costa, on April 1, 2022, has been reviewed by County Counsel and is being returned to you herewith because:

X Your claim relating to a cause of action for death or for injury to person or to personal property or growing crops was not presented within six months after the event or occurrence as required by law. (Government Code, §§ 901, 911.2.)

Your claim relating to a cause of action for anything other than injury to person or to personal property or growing crops was not presented within one year after the event or occurrence as required by law. (Government Code, §§ 901, 911.2.)

Because the claim was not presented within the time allowed by law, no action was taken on the claim.

If your claim is required to be presented within six months after the event or occurrence, your only recourse at this time is to apply without delay to the Board of Supervisors of Contra Costa County for leave to present a late claim. (Government Code, §§ 911.4 to 912.2, inclusive, and 946.6.) Under some circumstances, leave to present a late claim will be granted. (Government Code, § 911.6.)

You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult an attorney, you should do so immediately.

Date: \_\_\_\_\_

MONICA NINO, Clerk of the Board  
of Supervisors and County Administrator

By: \_\_\_\_\_  
Deputy Clerk

Enclosure

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**CERTIFICATE OF SERVICE BY MAIL**  
(Code Civ. Proc., §§ 1012, 1013a, 2015.5; Evid. Code, §§ 641, 664)

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action. My business address is Clerk of the Board of Supervisors, 1025 Escobar Street, First Floor, Martinez, CA 94553. On the date below, I served a true copy of this Notice to Claimant of Late-Filed Claim by placing the document in a sealed envelope with postage thereon fully prepaid, in the United States mail at Martinez, California addressed to Edward R. Sklark, as set forth above.

I declare under penalty of perjury under the laws of the State of California and the United States of America that the above is true and correct. Executed on \_\_\_\_\_, at Martinez, California.

\_\_\_\_\_  
Deputy Clerk

Office of the County Counsel  
1025 Escobar Street, Third Floor  
Martinez, CA 94553

Contra Costa County  
Telephone: 655-2280  
Facsimile: 655-2266

**CONFIDENTIAL**

Date: April 12, 2022

- To:
- |   |  |   |
|---|--|---|
| <input type="checkbox"/> AGRICULTURE<br>Matt Slattengren                      | <input type="checkbox"/> CONTRA COSTA FIRE<br>PROT. DISTRICT<br>Lewis Broschard    | <input type="checkbox"/> PROBATION<br>Esa Ehmen-Krause  |
| <input type="checkbox"/> ANIMAL SERVICES<br>Beth Ward                         | <input type="checkbox"/> DISTRICT ATTORNEY<br>Diana Becton                         | <input type="checkbox"/> PUBLIC DEFENDER<br>Ellen McDonnell   |
| <input type="checkbox"/> ASSESSOR<br>Gus Kramer                               | <input type="checkbox"/> EMPLOYMENT AND<br>HUMAN SERVICES<br>Marla Stuart          | <input type="checkbox"/> PUBLIC WORKS<br>Brian Balbas   |
| <input type="checkbox"/> AUDITOR-CONTROLLER<br>Robert Campbell                | <input type="checkbox"/> HEALTH SERVICES<br>Anna Roth<br>Leah Carlon<br>Samir Shah | <input type="checkbox"/> RISK MANAGEMENT<br>Karen Caoile  |
| <input type="checkbox"/> CHILDREN AND FAMILY<br>SVCS<br>Kathy Marsh           | <input type="checkbox"/> HUMAN RESOURCES<br>Ann Elliott                            | <input type="checkbox"/> SHERIFF-CORONER<br>Michael V. Casten<br>Melissa Klawuhn<br>Jon Gackowski<br>Caitlyn Melville |
| <input type="checkbox"/> CHILD SUPPORT SVCS<br>Melinda Self                   | <input type="checkbox"/> INFORMATION<br>TECHNOLOGY<br>Marc Shorr                   | <input checked="" type="checkbox"/> TREASURER-TAX<br>COLLECTOR<br>Russell Watts                                       |
| <input type="checkbox"/> CLERK OF THE BOARD<br>OF SUPERVISORS<br>Jami Morrill | <input type="checkbox"/> LIBRARY<br>Alison McKee                                   | <input type="checkbox"/> WORKFORCE<br>DEVELOPMENT<br>Stephen Baiter   |
| <input type="checkbox"/> CONSERVATION AND<br>DEVELOPMENT<br>John Kopchik      | <input type="checkbox"/> OFFICE OF THE COUNTY<br>ADMINISTRATOR<br>Monica Nino      | <input type="checkbox"/> OTHER  |

From: Mary Ann McNett Mason, County Counsel  
By: Jason W. Mauck, Deputy County Counsel

*By: CWS*

Subject: Government Tort Claim By: SFPP, L.P.

The attached government tort claim involves your department. Because a claim is frequently the first step to litigation, it is important that you maintain all documents and things relating to the attached claim or claimant, including, but not limited to, letters, memoranda, reports, photographs, audiotapes, videotapes, emails, electronic documents, and computer files. It is also imperative that you retain any applicable notes and determine which personnel were involved with the alleged incident.

The Risk Management Department usually conducts the initial investigations. Please give them your full cooperation.

Thank you for your assistance in this matter. Please call with any questions.

Attachment

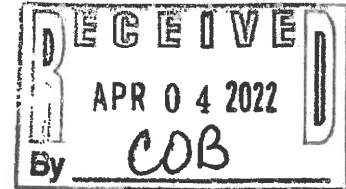
cc: Karen Caoile, Risk Manager.

# KINDER MORGAN INC.

March 30, 2022

**CERTIFIED MAIL/RETURN RECEIPT REQUESTED**

County of Contra Costa  
Clerk, Board of Supervisors  
Government Center  
Attn: CLAIMS Division  
1025 Escobar Street  
Martinez, CA 94553



**CLAIM FOR PARTIAL REFUND OF 2017/18 PROPERTY TAX PAYMENT**

To the Honorable Board of Supervisors,

Kinder Morgan, Inc., on behalf of SFPP, L.P., makes a claim for partial refund, in the amount of \$293,867.56, together with applicable interest, in connection with its payment of tax year 2017/2018 second installment property tax to Contra Costa County, as described below.

**Name and Address**

Taxpayer Name:	SFPP, L.P.
Address:	Kinder Morgan, Inc. 1001 Louisiana Street Houston, TX 77002
City, State Zip:	Houston, TX 77002
Attention:	Edward Sklark, Vice President - Property Tax
Email:	<a href="mailto:Edward_Sklark@kindermorgan.com">Edward_Sklark@kindermorgan.com</a>
Telephone:	713.369.9256

**Property Description**

Assessed by:	California State Board of Equalization
Tax Rate Area:	000-001
Fiscal Year:	2017/2018 Tax Year
Second Installment Payment:	\$554,913.66
Amount of Claim:	\$293,867.56