



Contra
Costa
County

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: November 15, 2016

Subject: Approve Contract with Contra Costa Transportation Authority for its I-680 North Express Lanes Project

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Chair, Board of Supervisors, to execute, on behalf of Contra Costa County (County), the Real Property Services Agreement (Agreement), to provide right of way services, and the Cooperative Agreement for the Exercise of the Power of Eminent Domain, with the Contra Costa Transportation Authority (CCTA), a public agency, for the I-680 North Express Lanes Project ("Project"), effective April 1, 2016, I-680 Corridor area. (Project No: 4660-6X4172)

ADOPT the previously approved Initial Study Negative Declaration/Environmental Assessment with Finding of No Significant Impact, prepared by the State of California Department of Transportation (Caltrans) and the Contra Costa Transportation Authority (CCTA) (CEQA Lead Agency), to address necessary real property transactions associated with the I-680 Southbound Express Lanes Project in compliance with the California Environmental Quality Act (CEQA).

DIRECT the Director of the Department of Conservation and Development (DCD), or his designee, to file a CEQA Notice of Determination with the County Clerk; and

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **11/15/2016** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

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: November 15, 2016

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

Contact: Carmen Pina-Delgado,
(925) 313-2012

By: Stacey M. Boyd, Deputy

AUTHORIZE the Public Works Director to arrange payment of a \$25 fee to DCD for processing, and a \$50 fee to the County Clerk for filing the Notice of Determination. (DCD-CP#16-47,

RECOMMENDATION(S): (CONT'D)

State Clearinghouse Number 2013102020)

DIRECT the Real Estate staff of the Public Works Department to deliver fully executed copies of the Real Property Services Agreement and the Cooperative Agreement to CCTA.

FISCAL IMPACT:

100% Contra Costa Transportation Authority

BACKGROUND:

Contra Costa Transportation Authority (“CCTA”) requires a variety of right-of-way services for its I-680 North Express Lanes Project (“Project”), but has no right of way staff. CCTA desires to contract with the County for these right of way services. Under the Real Property Services Agreement, Public Works Department, Real Estate Division staff will perform various right-of-way services, including but not limited to right of way appraisal, negotiations, and supervision of independent consultants. CCTA will pay the County for those services based on County’s labor costs. The Real Property Services agreement is attached.

CCTA also desires to designate the County as the agency that will exercise the power of eminent domain for the Project. The purpose of the Cooperative Agreement is to allocate responsibilities for the acquisition of property for the Project by eminent domain. The cooperative agreement is attached.

CCTA will pay all costs and expenses associated with the County’s participation in the matters covered by the Real Property Services Agreement and Cooperative Agreement, including but not limited to County Counsel and Public Works staff time.

CCTA is the Project’s California Environmental Quality Act (“CEQA”) lead agency. The County is a CEQA responsible agency. As the lead agency, CCTA adopted the CEQA Negative Declaration for the Project. As a responsible agency, the County has independently considered the environmental effects of the Project as shown in the Negative Declaration and is adopting the document for the purpose of addressing real property transactions.

CONSEQUENCE OF NEGATIVE ACTION:

CCTA will not be able to contract for the County’s right-of-way services and the County will not be able to move forward with the real property transactions necessary for the project.

ATTACHMENTS

CCTA I-680 Express Lane Project - Real Property Service Agreement

CCTA I-680 Express Lane Project - Coop Agreement

CEQA I-680 Express Lane Project

