



**Contra
Costa
County**

To: Board of Supervisors

From: Brian M. Balbas, Interim Public Works Director/Chief Engineer

Date: January 16, 2018

Subject: Approve the Conveyance of Real Property to the State of California, Department of Water Resources, Oakley area. (SCH #2006042009)

RECOMMENDATION(S):

As the governing body of the Contra Costa County Flood Control and Water Conservation District (District), APPROVE the conveyance of real property to the State of California, Department of Water Resources (DWR), identified as DWR Parcel No. CF-07-04, in connection with the Dutch Slough Tidal Marsh Restoration Project in the Oakley area, pursuant to Government Code Section 25365 and FCD Act, Section 31. (Project No. WL72RP {FS 11-00120})

DECLARE that this Board on December 12, 2017, approved a Notice of Intention fixing January 9, 2018, at 9:30 a.m., or thereafter, in its Chambers, County Administration Building, 651 Pine Street, Martinez, California, as the time and place where it would meet to convey the real property described therein to the State of California. Said Notice was duly published in the East Bay Times in compliance with Govt. Code Section 6061.

DETERMINE that said property is not required for District use, and that said property is required by the State of California for the Dutch Slough Tidal Marsh Restoration Project.

AUTHORIZE the Chief Engineer, or designee, to execute the Right of Way Contract on

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **01/16/2018** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Federal D. Glover, District V Supervisor

ABSENT: Karen Mitchoff, District IV 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: January 16, 2018

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

By: Stacey M. Boyd, Deputy

Contact: Carmen Piña-Delgado
(925) 313-2012

cc:

behalf of the Contra Costa County Flood Control and Water Conservation District.

RECOMMENDATION(S): (CONT'D)

AUTHORIZE the Chair, Board of Supervisors to execute a Grant Deed on behalf of the District in consideration for payment received in full in the amount of \$59,500.

DIRECT the Real Estate Division of the Public Works Department to cause said Grant Deed to be delivered to Fidelity National Title Company for recording in the office of the County Clerk-Recorder.

FISCAL IMPACT:

The funds received will be deposited into 7521-6D8329 FCZ1

BACKGROUND:

On February 14, 1968, the District acquired the real property identified as the Marsh Creek Channel in Oakley, California, described in Exhibit "A" attached hereto, for flood control purposes. Currently, the State of California, through the Department of Water Resources is implementing the Dutch Slough Tidal Marsh Restoration Project (Project). This Project entails wetland and upland restoration and public access to the 1,178 acre Dutch Slough property owned by DWR. The Project seeks to restore habitat for native fishes and other aquatic and wetland species and provide public access to the restored area. [(SCH#2006042009) CP#17-31]

CONSEQUENCE OF NEGATIVE ACTION:

DWR will not have sufficient land rights to construct the Dutch Slough Restoration Project.

CHILDREN'S IMPACT STATEMENT:

ATTACHMENTS

Grand Deed

Row Contract