



**Contra
Costa
County**

To: Board of Supervisors
From: Brian M. Balbas, Public Works Director/Chief Engineer
Date: May 8, 2018

Subject: APPROVE Right of Way-Temporary Easement for the West Antioch Creek Channel Improvements Project, Antioch area.

RECOMMENDATION(S):

As the governing body of the Contra Costa County Flood Control and Water Conservation District (District):

APPROVE and AUTHORIZE the Chief Engineer, or designee, to execute a Right of Way Contract-Temporary Easement (Temporary Easement) and ACCEPT the Temporary Easement from Sai Shraddha, LLC, on behalf of the District for property rights located at 1500 W. 10th Street in Antioch, identified as a portion of APN 074-130-077, pursuant to Section 31 of the Contra Costa County Flood Control and Water Conservation Act, and in connection with the West Antioch Creek Channel Improvements Project. (Project No.: 7579-6D8399 [SCH #2014042078])

APPROVE payment in the amount of \$770 for said property right and AUTHORIZE the Auditor-Controller to issue a check in said amount payable to Sai Shraddha, LLC, 1500 W. 10th Street, Antioch, CA 94509 to be forwarded to the Real Estate Division for delivery.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **05/08/2018** ☒ 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
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: May 8, 2018

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

By: Stacey M. Boyd, Deputy

Contact: Angela Bell, (925)
313-2337

cc:

FISCAL IMPACT:

100% Drainage Area 55 funds.

BACKGROUND:

On March 10, 2015, this Board approved the Project and adopted the Mitigated Negative Declaration SCH #2014042078.

On April 19, 2016, this Board approved a Right of Way Contract – Temporary Easement dated February 22, 2016 from Chanchal, LLC granting property interest located at 150 W 10th Street to the District. The Temporary Easement from Chanchal expired October 31, 2017, and needs to be extended through December 31, 2018. Since the start of project construction, the property has been sold by Chanchal, LLC to Sai Shraddha, LLC. A Temporary Easement is required with Sai Shraddha, LLC, in order to authorize payment to them for the extension of the Temporary Easement.

CONSEQUENCE OF NEGATIVE ACTION:

The project will not have sufficient land rights to allow construction in accordance with the approved plans and specifications.

ATTACHMENTS

Right of Way Contract