



**Contra
Costa
County**

To: Board of Supervisors
From: Sharon L. Anderson, County Counsel
Date: October 22, 2019

Subject: Public report of litigation settlement agreements that became final during the period of September 1, 2019, through September 30, 2019

RECOMMENDATION(S):

RECEIVE public report of litigation settlement agreements that became final during the period of September 1, 2019, through September 30, 2019, as recommended by County Counsel

FISCAL IMPACT:

Settlement amounts are listed below.

BACKGROUND:

One agreement to settle pending litigation, as defined in Government Code section 54956.9, became final during the period of September 1, 2019, through September 30, 2019.

Contra Costa County Flood Control and Water Conservation District v. Gary A. Eames, et al., CCC Sup. Ct. Case No. C15-02052. This was an action to acquire certain property by eminent domain in the Antioch area for the West Antioch Creek Channel Improvement project, a District and City of Antioch project. In exchange for title to the property, the property owner will be paid \$3.9 million, of which the District will pay \$1,850,000, and the City will pay \$2,050,000. Each party will bear its own costs and attorney's fees in the

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **10/22/2019** ☒ 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

ABSENT: 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: October 22, 2019

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

By: Stacey M. Boyd, Deputy

Contact: Thomas Geiger,
335-1800

cc:

litigation. The Board of Supervisors, acting as the District's governing body, authorized

BACKGROUND: (CONT'D)

the settlement on June 11, 2019, in closed session, by a 5-0 vote. Judgment pursuant to the parties' stipulation was entered September 16, 2019.

This report includes final settlements of litigation matters handled by the Office of the County Counsel. This report does not include litigation settlements that were reported by the Risk Management Division of the County Administrator's Office as a consent item on the Board's open session agenda.

CONSEQUENCE OF NEGATIVE ACTION:

The report would not be accepted.