



**Contra
Costa
County**

To: Board of Supervisors
From: Brian M. Balbas, Public Works Director/Chief Engineer
Date: March 10, 2020

Subject: APPROVE a Right of Way Contract and ACCEPT the Grant Deed from DLT Ventures, LLC, for the Three Creeks Parkway Restoration Project, Brentwood area

RECOMMENDATION(S):

Acting 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 and ACCEPT the Grant Deed from DLT Ventures, LLC, on behalf of the District, for property rights located 760 Minnesota Avenue, Brentwood, and identified as a portion of APN 017-110-011, pursuant to Section 31 of the Contra Costa County Flood Control and Water Conservation District Act, and in connection with the Three Creeks Parkway Restoration Project (Project). (Project No.: 7562-6D8490 [SCH #2016082008])

APPROVE payment of \$70,200 for said property rights and AUTHORIZE the Auditor-Controller to issue a check in said amount payable to North American Title Company, 6612 Owens Drive, Suite 100, Pleasanton, California, 94588, Escrow No. 54606-1547533-18, to be forwarded to the Real Estate Division for delivery.

Direct the Real Estate Division to have the above referenced Grant Deed delivered to the Title Company for recording in the Office of the County Clerk-Recorder.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **03/10/2020** ☒ 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: March 10, 2020

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

By: Stacey M. Boyd, Deputy

Contact: Jewel Lopez, 925.
957-2485

FISCAL IMPACT:

100% Drainage Area 130 Funds. A portion of the payment to DLT Ventures, LLC, (\$22,600) will be reimbursed by American Rivers, District's project partner, through a funding agreement approved by the Board on January 21, 2020.

BACKGROUND:

On September 27, 2016, this Board approved the Project and adopted the Mitigated Negative Declaration SCH#2016082008.

The property is required for the Three Creeks Parkway Restoration Project, in accordance with the approved plans and specifications, which will widen Marsh Creek to allow for the needed flood conveyance and habitat restoration. The Project, a joint effort by the District and American Rivers, is funded by the District and several federal, State, and private entities funds

CONSEQUENCE OF NEGATIVE ACTION:

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

ATTACHMENTS

Grant Deed

Right of Way Contract