



**Contra
Costa
County**

To: Board of Supervisors
From: Brian M. Balbas, Public Works Director/Chief Engineer
Date: December 14, 2021

Subject: APPROVE conveyance and assignment of property rights to the City of Antioch in connection with the West Antioch Creek Project, Antioch area,

RECOMMENDATION(S):

Acting as the governing body of the Contra Costa County Flood Control and Water Conservation District (District), APPROVE and AUTHORIZE the conveyance of five (5) Fee parcels, one (1) Permanent Utility and Access Easement, and two (2) access easements to the City of Antioch (City) in connection with the West Antioch Creek Project, pursuant to Government Code Section 25365, Section 6.1 of the Contra Costa County Flood Control and Water Conservation District Act, and a cooperative agreement between the District and the City. (Project No.: 7579-6D8399)[CP#15-05, SCH2014042078]

AUTHORIZE the Chair, Board of Supervisors, to execute on behalf of the District, a Grant Deed and two (2) Assignment of Easements.

DIRECT the Real Estate Division of the Public Works Department to deliver a certified copy of this Board Order with the Grant Deed and Assignment of Easements to the City for acceptance and recording in the office of the County Clerk-Recorder.

FISCAL IMPACT:

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **12/14/2021** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

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

ABSENT: Diane Burgis, District III
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: December 14, 2021

Monica Nino, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy

Contact: Jewel Lopez, 925.
957-2485

cc:

100% Drainage Area 55 Funds.

BACKGROUND:

On October 23, 2012, the District entered into a cooperative agreement (Agreement) with the City of Antioch (City) to jointly improve the drainage between 10th Street and 200 feet downstream to the Burlington Northern Santa Fe railroad trestle in Antioch. As part of the Agreement, the District is responsible for acquiring the necessary property rights to construct the Project and, after completion, the City will accept ownership of those facilities and property rights.

The Project has been completed and in order for the City to accept ownership and maintain their facilities, it is necessary for the District to convey the fee parcels and said easement rights.

The Notice of Intention to convey and assign property rights to the City was published in the Contra Costa Times at least one week prior to this Board meeting, as required by Government Code Section 6061.

CONSEQUENCE OF NEGATIVE ACTION:

The District will not have fulfilled their responsibilities in the Agreement and the City will not have the necessary access rights to properly maintain and repair their facilities.

ATTACHMENTS

Grant Deed

Assignment of Easement

Assignment of Easement