



**Contra  
Costa  
County**

To: Board of Supervisors  
From: Brian M. Balbas, Public Works Director/Chief Engineer  
Date: March 21, 2023

Subject: Amend. No. 1 to the Real Property Svs. Agree. between CCC & City of Richmond for the Central Ave. at I-80 Local Imp. Proj., City of Richmond area.

**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Chair, Board of Supervisors, to execute, on behalf of Contra Costa County (County), the Real Property Services Agreement Amendment No. 1 with the City of Richmond (City), to increase the amount payable to the County by \$1,000,000, to a new payment limit of \$1,050,000, effective February 28, 2023, in connection with the Central Avenue at I-80 Local Improvement Project (Project), City of Richmond area. (Project No.4580-6x5891/Federal Project No. STPL-5137 (050))

**FISCAL IMPACT:**

100% City of Richmond funds. The City will pay the actual costs of services performed by the Real Estate Division and its consultants, up to the payment limit as amended.

**BACKGROUND:**

The City, in Contra Costa County, is proceeding with the Project. To complete the Project, the City needs to acquire certain interests in real property. The City requires a variety of right of way services but has no right of way staff and desires to contract with the County for these services.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **03/21/2023** ☒ 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  
Ken Carlson, 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 21, 2023

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

Contact: Jessica Dillingham,  
(925) 957-2453

By: Stacey M. Boyd, Deputy

cc:

## BACKGROUND: (CONT'D)

On July 18, 2017, the County Board of Supervisors approved the original agreement between the County and the City for the County to provide preliminary right of way services. The Agreement includes a mutual indemnification provision. Each party is required to indemnify the other party for any claims that arise from the indemnifying party's acts, errors, or omissions in the performance of that party's obligations under the agreement.

The parties now wish to increase the payment limit to cover costs for right of way services related to administrative, appraisal, acquisitions, and some condemnation actions.

The City will pay the County for those services based on the County's labor costs, up to the payment limit of this Amendment. If the payment limit is reached and/or additional services are necessary, the parties would need to amend the Agreement.

## CONSEQUENCE OF NEGATIVE ACTION:

The City will not be able to contract for the County's right of way services.

## ATTACHMENTS

Amendment No. 1