



**Contra
Costa
County**

To: Contra Costa County Flood Control District Board of Supervisors

From: Julia R. Bueren, Public Works Director/Chief Engineer

Date: January 11, 2011

Subject: License Agreement for Military Ocean Terminal Concord Rain Gauge, Concord area. (District IV) Project No. 7505-6F8158

RECOMMENDATION(S):

APPROVE and AUTHORIZE the Chair, Board of Supervisors ,to execute the License Agreement with United States of America – Military Ocean Terminal, Concord (MOTCO), effective August 10, 2010 through August 10, 2029, for the purpose of installation and maintenance of a rain gauge monitor and related equipment, Concord area (District IV).

FISCAL IMPACT:

No fiscal impact.

BACKGROUND:

The Contra Costa Flood Control and Water Conservation District (District) monitors the collection of rain and stream gauge data, which also includes maintenance of rain and stream gauges throughout Contra Costa County. The location of MOTCO's property is an ideal location for installation of the monitoring equipment. As one of the conditions of the license agreement, MOTCO is requiring indemnification language. In July 2010 the agreement was sent to MOTCO but was not returned executed to District until November 2010. The rain gauge equipment will be installed upon approval by the Board of Supervisors.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **01/11/2011** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

DISTRICT IV - SEAT VACANT

VOTE OF SUPERVISORS

AYE: John Gioia, District I
Supervisor

Gayle B. Uilkema, District
II Supervisor

Mary N. Piepho, District III
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: January 11, 2011

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

By: EMY L. SHARP, Deputy

Contact: Lisa Dalziel
925-313-2223

CONSEQUENCE OF NEGATIVE ACTION:

If the license agreement is not approved, the District will be unable to install the rain gauge equipment, which will prevent monitoring of rainfall for this area.

CHILDREN'S IMPACT STATEMENT:

Not Applicable.

ATTACHMENTS

License Agreement