

**STATE ROUTE 4 BYPASS AUTHORITY  
Antioch - Brentwood - Oakley and Contra Costa County**

**A JOINT EXERCISE OF POWERS AGENCY**

**MINUTES**

April 13, 2006

The STATE ROUTE 4 BYPASS AUTHORITY meeting was called to order in the Tri Delta Transit Meeting Room, 801 Wilbur Avenue, Antioch, California by Chair Mary N. Piepho at 8:26 P.M.

**ROLL CALL**

PRESENT: Annette Beckstrand (Brentwood), Donald Freitas (Antioch), Brad Nix (Oakley) and Chair Mary N. Piepho (Contra Costa County)

ABSENT: None

STAFF: Dale Dennis, Program Manager

**PUBLIC COMMENT**

There was no public comment.

Chair Piepho moved the CLOSED SESSION to the end of the meeting agenda.

**CONSENT ITEMS**

On motion by Director Nix, seconded by Director Freitas, members of the Authority unanimously adopted the Consent Items, as follows:

- A. APPROVED Minutes of November 10, 2005, February 9 and March 9, 2006 Meetings
- B. APPROVED a \$32,635 amendment to the Consulting Services Agreement with Richard T. Loewke, AICP, for a revised not to exceed amount of \$433,475, to complete the environmental permitting for Segment 3, and AUTHORIZED the Secretary or designee to sign it on behalf of the Authority.
- C. APPROVED a \$62,000 amendment to the Consulting Services Agreement with Taber Consultants for a revised not to exceed amount of \$564,915, to continue to provide on-call geotechnical services during the construction of Segment 1, Construction Package 2, as requested by Authority staff, and AUTHORIZED the Secretary or designee to sign it on behalf of the Authority.

- D. APPROVED the fifth amendment to the existing Agreement for Cost Reimbursement between the Authority and the Contra Costa Water District (CCWD) to increase the payment limit by \$100,000 for a not to exceed amount of \$1,290,000 for general coordination activities for Segments 1, 2 and 3, and AUTHORIZED the Secretary or designee to sign the amendment on behalf of the Authority.
- E. APPROVED Contract Change Order No. 40 with Bay Cities Paving and Grading, Inc. for an estimated cost of \$5,000 for Segment 1, Construction Package 1, and AUTHORIZED the Secretary or designee to sign the change orders on behalf of the Authority.
- F. APPROVED Contract Change Order (CCO) Nos. 1S1, 22, 23, 26, 27, 29 and 30 with De Silva Gates/FCI JV for an estimated cost of \$31,631 for Segment 1, Construction Package 2, and AUTHORIZED the Secretary or designee to sign the change orders on behalf of the Authority.
- G. APPROVED Agreement with Blackhawk/Nunn, LLC and Pulte, LLC to provide \$150,000 in funding to cover the increased cost of constructing a 14-foot soundwall for Segment 3, and AUTHORIZED the Secretary or designee to sign the agreement on behalf of the Authority.

**DETERMINATION ITEMS**

- A. RECEIVE Status Report on the SR4 Bypass Project and the Laurel Road Extension Project

Program Manager Dale Dennis reported that the projects were moving forward. The Laurel Road Extension project was essentially under construction. Segment 1 of the Bypass was under construction. Segment 3 was currently out to bid with the bid opening scheduled for April 25. The current plan by staff was to move forward with bid opening on that date. While there were no permits from the resource agencies, the contract documents included a 72 day period to award the contract after bid opening, which was adequate time to secure the permits. Even after that, the Board was not obligated to award the contract in that the bids could be extended, rejected or readvertised, as necessary.

For Segment 2 in response to Director Freitas, Mr. Dennis stated that staff had been working with the City of Brentwood on the Sand Creek Interchange. A concept of having Sand Creek Road go under the Bypass would be presented to the Board next month. The focus for next month for Segment 2 would be the relocation of Kinder Morgan to firm up spots for moving that plant out of the Balfour Road Interchange and try to identify properties to purchase in the future.

B. RECEIVE Status Report on the Construction of Segment 1, (Packages 1 and 2) Laurel Road Extension and Segment 3 (advanced construction contracts)

Bart Littell of Parsons Brinckerhoff Construction Services presented updated photographs of the project and stated that the rain had impacted the project in the past month. In spite of the rain, a half million of bridgework construction had been completed.

With respect to State Route 4, Mr. Littell reported that the pressure grouting of the sinkholes on Lone Tree Way had been done in the rain when 65 cubic yards of grout had been placed in the three holes, representing roughly nine Ready Mix concrete truckloads. The pavement work had not been done. In order to repair those spots, there would have to be a long extended shift of the number 2 lane. Temporary asphalt had been run on the bad sinkhole to alleviate the safety hazard. With good weather those areas would be completed. The work was being coordinated with the City of Antioch.

As to Construction Package 1, Mr. Littell advised that a week of good weather was required to complete the work. For Construction Package 2, some bridgework had been completed. Construction had commenced on the Laurel Road Extension Project. With respect to Segment 3, several advance contracts related to the East Contra Costa Irrigation District (ECCID) relocation work and grading on Walnut Boulevard had been completed. There was some work to do on Concord Avenue, with that work to start on May 1. The underground work for the traffic signals at Walnut and Concord Boulevards had also been completed. By the next Board meeting that traffic signal would be operational. He added that the tree removal contract for Segment 3 was slowed due to rain, although the trees had been cut down previously.

With respect to the orange fencing around Walnut Boulevard and Marsh Creek Road, Mr. Littell stated that sketches were currently with the County Traffic Engineer.

Chair Piepho urged a resolution of that situation. She wanted to be kept apprised of the status of that situation.

Chair Piepho reported that that she had met with representatives of Harvest Time who had advised that because of the weather there would be delays in the harvest season. She emphasized the need for the construction work to be coordinated with the rain delayed season to accommodate those farmers in far East County.

Mr. Dennis advised that the date for the start of work along Marsh Creek west of Walnut had been extended for two weeks to accommodate the delayed harvest season.

C. DISCUSS the Possibility of Designating the SR4 Bypass as the John Marsh Expressway

Program Manager Dennis stated after the last meeting he had sent the Board the record of what had transpired three years ago. After reading the meeting minutes and doing the research, it appeared that the Board had left the item at being supportive of moving forward with installing signs to indicate that a portion of the Bypass would be the John Marsh Expressway or John Marsh Highway. He sought direction where the signs would be placed. He envisioned signs similar to the 3 foot by 6 foot John Knox Highway signs.

With Board support, Mr. Dennis advised that the signs could be placed on Segment 1 when completed, Segment 2 now and Segment 3 when completed, although he noted that the City of Brentwood was currently constructing a parallel road to the Bypass named the John Muir Parkway and there might be some confusion from an emergency standpoint given the similarities of those names.

Director Beckstrand stated that the name of John Muir Parkway was initially to have been Fairview Avenue but would now be called something else.

City of Brentwood Engineer Paul Elders explained that a portion of John Muir Parkway had already been constructed. He noted that one third of that roadway had been constructed while two thirds was in the design phase. As such, he did not know what latitude there was to change the name.

Chair Piepho had the same concern with potential confusion, not from just emergency personnel but from drivers in the area.

Mr. Dennis suggested that there could just be a sign off to the side to identify John Marsh Expressway where the name of the road itself would not be changed.

Director Beckstrand suggested that if named some other road, there might be some conflict with Caltrans' acceptance of the Bypass. She had also envisioned a roadside sign with no directional signage, which would remain Highway 4.

Director Nix concurred that was the discussion three years ago to provide an honorary name on a sign and not to change the name of the road.

By consensus, the Authority directed staff to work with Boardmembers Piepho and Beckstrand on a proposed resolution that would later come back to the Board.

Director Beckstrand advised that she would work with staff and the Mayor of Brentwood to address that situation.

**BOARDMEMBER COMMENTS**

There were no Boardmember comments.

**CORRESPONDENCE**

There was no correspondence other than that which had been included in the Board packets.

**PUBLIC COMMENTS**

There were no public comments.

The Authority adjourned into Closed Session at 8:44 P.M.

**CLOSED SESSION**

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

(Government Code Section 54956.9(a))

1. *State Route 4 Bypass Authority vs. McKinney, et al*, Contra Costa County Superior Court No. C05-01135
2. *State Route 4 Bypass Authority vs. Pato, et al*, Contra Costa County Superior Court No. C05-01132
3. *State Route 4 Bypass Authority vs. Roehm, et al*, Contra Costa County Superior Court No. C05-01133
4. *State Route 4 Bypass Authority vs. Delizia Ranch, LLC, et al*, Contra Costa County Superior Court No. C05-00757

**CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to Government Code Section 54956.9(b): Two potential cases.

Chair Piepho reconvened into open session at 9:28 P.M. and had nothing to report from the Closed Session.

**ADJOURNMENT**

With no further business to come before the State Route 4 Bypass Authority, Chair Piepho adjourned the meeting at 9:28 P.M. to the next meeting scheduled for May 11, 2006.

Respectfully submitted,

Anita L. Tucci-Smith  
Minutes Clerk