

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

A JOINT EXERCISE OF POWERS AGENCY

MINUTES
December 12, 2002

The STATE ROUTE 4 BYPASS AUTHORITY meeting was called to order by Vice Chair Donald Freitas in the Tri Delta Transit Board Room at 801 Wilbur Avenue, Antioch, California at 8:51 P.M.

ROLL CALL

PRESENT: Annette Beckstrand (Brentwood),* Nobel Elcenko (Contra Costa Water District, ex-officio), Brad Nix (Oakley), and Vice Chair Donald Freitas (Antioch)

ABSENT: Federal Glover (Contra Costa County)

STAFF: Lowell Tunison, Supervising Civil Engineer/Project Manager

* Replaced former Member Wade Gomes (Brentwood)

CONFERENCE WITH LEGAL COUNSEL

At 8:52 P.M. the SR4 Bypass Authority adjourned into Closed Session regarding SR4 Bypass Authority vs. Eli Reinhard et al, Case Nos. C01-02050 and C99-01998. The meeting reconvened into Open Session at 9:50 P.M. There was nothing to report.

DETERMINATION ITEMS

A. APPROVE Minutes from the November 14, 2002 Meeting

On motion by Brad Nix, seconded by Donald Freitas, members of the Authority APPROVED the minutes from the November 14, 2002 meeting, as submitted, with Annette Beckstrand's abstention.

B. APPROVE Consulting Services Agreement Amendment with Richard Loewke in the Amount of \$45,000 to Continue to Perform Environmental Studies for Segments 1 and 3, and AUTHORIZE the Secretary or his Designee to Execute it

Supervising Civil Engineer Lowell Tunison presented the request to amend the Consulting Services Agreement with Richard Loewke to continue to perform environmental studies for Segments 1 and 3.

On motion by Brad Nix, seconded by Annette Beckstrand, members of the Authority unanimously APPROVED Consulting Services Agreement Amendment with Richard Loewke in the amount of \$45,000 to continue to perform environmental studies for Segments 1 and 3, and AUTHORIZED the Secretary or his designee to execute it.

- C. APPROVE Consulting Services Agreement Amendment with Harris and Associates to Extend the Term to Continue to Perform Construction Inspection and Administration Activities for Segment 2 and AUTHORIZE the Secretary or his Designee to Execute it

Supervising Civil Engineer Tunison presented the request to amend the Consulting Services Agreement with Harris and Associates to extend the term to continue to perform construction inspection and administration activities for Segment 2.

On motion by Brad Nix, seconded by Annette Beckstrand, members of the Authority unanimously APPROVED Consulting Services Agreement Amendment with Harris and Associates to extend the term of the contract, and AUTHORIZED the Secretary or his designee to execute it.

- D. APPROVE Consulting Services Agreement Amendment with Subsurface Consultants Inc. - Fugro West to Extend the Term to Continue to Perform Segment 2 Environmental Site Assessment Activities as Directed, and AUTHORIZE the Secretary or his Designee to Execute it

Supervising Civil Engineer Tunison presented the request for an amendment to the Consulting Services Agreement with Subsurface Consultants Inc. - Fugro West to extend the term to continue to perform Segment 2 environmental site assessment activities.

On motion by Brad Nix, seconded by Annette Beckstrand, members of the Authority APPROVED Consulting Services Agreement Amendment with Consultants Inc. - Fugro West to extend the term to continue to perform Segment 2 environmental site assessment activities as directed, and AUTHORIZED the Secretary or his designee to execute it.

- E. APPROVE Consulting Services Agreement Amendment with URS Corporation to extend the term to continue to perform historical archaeological and architectural surveys for Segment 3, and AUTHORIZE the Secretary or his Designee to Execute it

Supervising Civil Engineer Tunison presented the request to amend the Consulting Services Agreement with URS Corporation to extend the term to continue to perform historical archaeological and architectural surveys for Segment 3.

On motion by Brad Nix, seconded by Annette Beckstrand, members of the Authority unanimously APPROVED Consulting Services Agreement Amendment with URS Corporation to extend the term to continue to perform historical archaeological and architectural surveys for Segment 3, and AUTHORIZED the Secretary or his designee to execute it.

F. APPROVE Actions on Proposed Changes to the Lone Tree Way Interchange.

Based on a request from the City of Antioch to consider an alternative design to the Lone Tree Way interchange, Mr. Tunison explained that staff had been hard at work looking at seven alternatives to the design of that interchange. That process had involved several meetings with affected property owners and the Authority had to consider the costs of change, environmental consequences, operational characteristics, Caltrans acceptability, as well as other factors such as conflicts of utilities and other consequences.

Stating that those factors had been discussed in Closed Session, Mr. Tunison recommended the adoption of Alternative 3, a change in the design of the interchange that would affect the southeast corner. He recommended that the Authority direct staff to prepare an amendment to the Environmental Impact Report (EIR) to include that alternative, to seek concurrence with the City of Brentwood and the City of Antioch and to pursue a design exception from Caltrans, a process he reported had already been commenced. He stated that the various alternatives had been considered and Caltrans would be informed of the Authority's decision.

Mr. Tunison emphasized the need to proceed with activities to acquire the necessary rights and to proceed with the design changes to Segment 1 to pursue the plans and specifications for advertising and contract.

Mr. Tunison added that other factors also needed to be addressed. He referenced a letter from the Contra Costa Water District (CCWD) and stated that he would continue to work with CCWD staff to work through issues of access across CCWD's pipeline easement as well as some of the engineering aspects. He requested that staff be directed to take those actions and to begin that process.

William C. "Buzz" Walker, one of the affected property owners, thanked the cities of Antioch and Brentwood and specifically Donald Freitas of Antioch who had coordinated the activity. He also thanked Authority staff who had done an outstanding job.

Mr. Walker stated that the neighbors also supported Alternative 3. He noted that there were other questions that affected things like different versions of the plan and how things would get across Jeffrey Way. He expressed his hope that if adopted, the necessary details would come out through the process with the cities. He thanked the Authority for the time and effort addressing the situation for all involved.

Steven Streeter, Latter Day Saints Church, Salt Lake City, stated that the church, along with every other affected property owner, was pleased with the development of Alternative 3 that successfully addressed their concern for the originally approved design that had significant negative impacts on the church. He expressed his appreciation to the Authority and to the staff who had made Alternative 3 possible.

Steve Welch with the CCWD thanked staff for working with them and keeping them involved. While the CCWD preferred the original proposal due to the minimal impacts to the CCWD, he understood the changes that needed to be made. He added that he would continue to work with Mr. Tunison to address the additional crossings necessary to allow access for future repairs and address the need to avoid damaging the CCWD's pipeline.

Brad Nix acknowledged that Alternative 3 had many good points and widespread support although he emphasized the need to secure Caltrans' acceptance of the design. He made a motion to support Alternative 3 along with direction to staff to seek acceptance from Caltrans. He asked the churches to pursue that acceptance with letters of support.

Annette Beckstrand recommended that the cities also send letters of support.

On motion by Brad Nix, seconded by Annette Beckstrand, members of the Authority unanimously approved an amendment to the Environmental Impact Report to undertake appropriate environmental review of Alternative 3 for the Lone Tree Way Interchange, to seek concurrence from the City of Antioch and the City of Brentwood, to seek concurrence with design acceptance and maintenance obligation from Caltrans, to acquire land rights, and to proceed with design changes as appropriate.

Vice Chair Freitas emphasized that the approval was predicated on Caltrans' acceptance of the road system.

Buzz Walker commented that a Caltrans representative had attended the previously referenced meetings, although there had been no representation at the last meeting. He added that those in attendance at the first meeting had been told that Caltrans would place some urgency behind the proposal.

Vice Chair Freitas stated that staff would secure the name and address of the appropriate party to receive letters of support. He emphasized the short timeframe to submit letters and expedite the alternative.

G. ACCEPT Report on Status of Replacement of Project Manager and Take Action as Necessary

Brad Nix recommended that the item be continued to the January meeting.

MEMBER AND EX-OFFICIO REPORTS

There were no Member and Ex-officio Member reports.

CORRESPONDENCE

There was no correspondence.

PUBLIC COMMENTS

There was no public comment.

ADJOURNMENT

With no further business to come before the State Route 4 Bypass Authority, Vice Chair Freitas adjourned the meeting at 10:07 P.M. to the meeting on January 9, 2003.

Respectfully submitted,

Anita L. Tucci-Smith
Minutes Clerk