

FOURTH AMENDMENT TO THE
JOINT EXERCISE OF POWERS AGREEMENT
FOR ROUTE ADOPTION
OF THE DELTA EXPRESSWAY

1. Effective Date and Parties. Effective April 30, 1993, the County of Contra Costa, a political subdivision of the State of California organized and existing under the laws of the State of California (hereinafter referred to as the "County"), the City of Brentwood, a municipal corporation duly organized and existing under and by virtue of the laws of the State of California (hereinafter referred to as "Brentwood"), and the City of Antioch, a municipal corporation duly organized and existing under and by virtue of the laws of the State of California (hereinafter referred to as "Antioch"), mutually agree as follows:

2. Purpose. Effective February 29, 1989, the parties entered into an agreement entitled "JOINT EXERCISE OF POWERS AGREEMENT FOR ROUTE ADOPTION OF THE DELTA EXPRESSWAY" (hereinafter referred to as the "Agreement"). The Agreement has previously been amended as follows: First Amendment effective October 23, 1990; Second Amendment effective May 28, 1991; and Third Amendment effective August 25, 1992. The parties now desire to further amend the Agreement to extend the term of the Agreement.

3. Amendments to Agreement. Revise Section 3 to read as follows:

"This agreement shall expire June 30, 1996 and after all payments and reimbursements are made by and to each party. Participation by any party to this agreement may be terminated upon thirty (30) days' written notice to the others; provided, however, that upon execution of a contract with any consultants, each party shall remain responsible for payment for completion of work pursuant to the terms of the contract, notwithstanding its termination. Notwithstanding the expiration or termination of this agreement, the provisions of Section 13 shall remain in full force and effect unless and until modified or terminated by mutual written consent of the parties."

4. Effect. Except as modified by this and previous Amendments, all provisions of the Agreement shall remain in full force and effect.

a municipal corporation

By: Tom Torlakson
Tom Torlakson
Chair, Board of Supervisors

By: Ibel Keller
Ibel Keller, Mayor

ATTEST:

ATTEST:

Phil Batchelor, Clerk of the Board
of Supervisors and County Administrator

By: Florence V. Rundall
Florence V. Rundall
City Clerk

By: Barbara Sidoti
Deputy

APPROVED AS TO FORM:

RECOMMENDED FOR APPROVAL:

By: William R. Galstan
William R. Galstan
City Attorney

By: J. Michael Walford
J. Michael Walford
Public Works Director

CITY OF BRENTWOOD:
a municipal corporation

By: Harvey E. Bragdon
Harvey E. Bragdon
Community Development Director

By: Arthur Gonzalez
Arthur Gonzalez, Mayor

APPROVED AS TO FORM:

ATTEST:

Victor J. Westman, County Counsel

By: Vilma R. Streuli
Vilma R. Streuli
City Clerk

By: Walter J. Schmidt
Deputy

APPROVED AS TO FORM:

By: Dale C. Adams
Dale C. Adams
City Attorney