

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 04/07/2009 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSE:



Resolution No. 2009/121

Accepting completion of warranty period and release of cash deposit for faithful performance, for RA 06-01211, for project being developed by Shapell Homes, a Division of Shapell Industries, Inc. a Delaware Corp., as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District III)

On December 18, 2007, this Board resolved that the improvements in RA 06-01211 were completed as provided in the Road Improvement Agreement with Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corp. and now on the recommendation of the Public Works Director;

The Board hereby FINDS that the improvements have satisfactorily met the guaranteed performance standards for the period following completion and acceptance. NOW THEREFORE BE IT RESOLVED that the Public Works Director is AUTHORIZED to:

- REFUND the \$7,800.00 cash deposit (Auditor's Deposit Permit No. 485228, dated June 21, 2007) plus interest to Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corp. in accordance with Government Code Section 53079 (if appropriate), Ordinance Code Section 94-4.406, and the subdivision agreement.

BE IT FURTHER RESOLVED that upon completion of the warranty and maintenance period, the San Ramon City Council shall accept the road improvements for maintenance in accordance with the Dougherty Valley Memorandum of Understanding.

BE IT FURTHER RESOLVED that the warranty period has been completed and the Road Improvement Agreement and surety bond, Bond No. 024022283, dated June 13, 2007, issued by Liberty Mutual Insurance Company, are exonerated.

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: April 7, 2009

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

Contact: J. LaRocque 313-2315

By: , Deputy

cc: J. Carlson, Engineering Services, M. Valdez, M&T Lab, K. Guruwaya, Construction, P. Edwards, Engineering Services, C. Sumpter, Current Planning, Department of Conservation and Development, C. Low, City of San Ramon, L. Stritt, Shapell Homes