

Recorded at the request of: Clerk of the Board  
Return To: J. Carlson, Engineering Services

**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. 2009/128**

Accepting completion of improvements (Watermill Road, Harcourt Way and Albion Road) for RA 01-01124, for project developed by Windemere BLC Land Company, LLC, as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District III)

The Public Works Director has notified this Board that the improvements in RA 01-01124 have been completed as provided in the Road Improvement Agreement with Windemere BLC Land Company, LLC, heretofore approved by this Board in conjunction with the filing of the Subdivision Map.

NOW THEREFORE BE IT RESOLVED that the improvements have been COMPLETED as of April 7, 2009 thereby establishing the six month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT December 17, 2002 NAME OF BANK/SURETY St. Paul Fire and Marine Insurance Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$2,103,500.00, Bond No. SW 0161 issued by the above surety be RETAINED for the six month lien guarantee period until October 7, 2009, at which time the Clerk of the Board is AUTHORIZED to release the surety less the amount of any claims on file.

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.

Contact: J. LaRocque 313-2315

ATTESTED: April 7, 2009

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

By: , Deputy

cc: J. Carlson, K. Guruwaya, Construction, P. Edwards, Engineering Services, S. Francis, Finance, C. Taylor, Windemere BLC Land Company, LLC

BE IT FURTHER RESOLVED that Watermill Road, Harcourt Way and Albion Road the hereinafter described roads dedicated for public use by separate instruments, in the Official Records of Contra Costa County, State of California, are hereby ACCEPTED.

Instruments Offer of Dedication-Road Purposed, December 17, 2002, DOC-2002-0483983-00 Offer of Dedication-Road Purposed, December 17, 2002, DOC-2002-0483984-00 Offer of Dedication-Road Purposed, December 17, 2002, DOC-2002-0483985-00 Offer of Dedication-Public Utility Easement, July 22, 2003, DOC-2003-0354188-00 Offer of Dedication-Public Utility Easement, July 22, 2003, DOC-2003-0354189-00 Offer of Dedication-Public Utility Easement, July 22, 2003, DOC-2003-0354190-00

Road Name / Road-R/W Widths / Lengths (Miles) Watermill Road / 32'-80' / 52'-100' / 0.80 Miles Harcourt Way / 68' / 68'-71' / 0.16 Miles Albion Road / 68' / 68'-71' / 0.17 Miles

BE IT FURTHER RESOLVED that upon acceptance by the Board of Supervisors, the San Ramon City Council shall accept the improvements for maintenance and ownership in accordance with the Dougherty Valley Memorandum of Understanding.

BE IT FURTHER RESOLVED that there is no warranty period required, and the Public Works Director is AUTHORIZED to refund the \$42,070.00 cash security for performance (Auditor's Deposit Permit No. 396089, dated November 18, 2002) plus interest in accordance with Government Code Section 53079, if appropriate, to Windemere, BLC Land Company, LLC pursuant to the requirements of the Ordinance Code; and the Road Improvement Agreement and surety bond, Bond No. SW 0161, dated November 13, 2002, are exonerated.