

**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. 2009/134**

Accepting completion of warranty period and release of cash deposit for faithful performance for Subdivision Agreement (Right-of-Way Landscaping), SD 03-08716, for project being developed by Windemere BLC Land Company, LLC, as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District III)

On May 8, 2007, this Board resolved that the landscape improvements in SD 03-08716 were completed as provided in the Subdivision Agreement (Right-of-Way Landscaping) with Windemere BLC Land Company, LLC, 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 \$2,250.00 cash deposit (Auditor's Deposit Permit No. 413390, dated October 16, 2003) plus interest to Windemere BLC Land Company, LLC, 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 landscape 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 Subdivision Agreement (Right-of-Way Landscaping) and surety bond, Bond No. 0871 9221, dated September 24, 2003, issued by Fidelity and Deposit Company of Maryland, are EXONERATED.

**Contact: J. LaRocque 313-2315**

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

By: , Deputy

**cc:** J. Carlson, Engineering Services, S. Francis, Finance, K. Guruwaya, Construction, P. Edwards, Engineering Services, C. Sumpter Current Planning, Department of Conservation and Development, C. Taylor, Windemere BLC, Land Company LLC, C. Low, City of San Ramon