

Recorded at the request of: Clerk of the Board
Return To: Julie 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 04/28/2009 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:
RECUSE:



Resolution No. 2009/179

Accepting completion of improvements for MS 06-00026, as recommended by the Public Works Director, Diablo area. (District III)

These improvements are approximately located along Caballo Ranchero Drive.

The Public Works Director has notified this Board that the improvements in MS 06-00026 have been completed as provided in the Subdivision Agreement with Mathew A. Thompson and Cynthia J. Thompson, heretofore approved by this Board in conjunction with the filing of the Parcel Map.

The Public Works Department having also notified this Board that these improvements have been completed with the exception of minor deficiencies, for which a \$1,500.0 cash deposit (Auditor's Deposit Permit No. 552157, dated April 15,2009) was made by Mathew A. Thompson and Cynthia J. Thompson to insure installation of landscaping within the bioretention area.

NOW THEREFORE BE IT RESOLVED that the improvements have been COMPLETED as of April 28, 2009 thereby establishing the six month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT: March 11, 2008

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 28, 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, K. Guruwaya, Construction, , M. Valdez, M&T Lab, , P. Edwards, Engineering Services,

NAME OF BANK/SURETY: American Contractors Indemnity Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$123,550.00, Bond No. 1000782903 issued by the above surety be RETAINED for the six month lien guarantee period until October 28, 2009, at which time the Clerk of the Board is AUTHORIZED to release the surety less the amount of any claims on file.

BE IT FURTHER RESOLVED that the beginning of the warranty period is hereby established, and the \$2,471.00 cash deposit (Auditor's Deposit Permit No. 497667, dated February 14, 2008) and \$4,900.00 cash deposit (Auditor's Deposit Permit No. 522157, dated April 15, 2009) made by Matthew A. Thompson and Cynthia J. Thompson be RETAINED pursuant to the requirements of Section 94 4.406 of the Ordinance Code until release by this Board.

BE IT FURTHER RESOLVED that the performance/maintenance corporate surety bond for \$247,100.00, Bond No. 1000782903 dated February 18, 2008, and issued by American Contractors Indemnity Company, is exonerated.