

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

Adopted this Resolution on 05/12/2009 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

RECUSE:



Resolution No. 2009/201

Amending Subdivision Agreement (Right-of-Way Landscaping) for SD 99-08381 for project being developed by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corp., as recommended by the Public Works Director, Danville area. (District III)

The following substitute security to guarantee the landscaping improvements as required by Title 9 of the County Code was presented for the Board approval this date:

Security with Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corp., as principal in the form of a corporate surety bond rider (Bond No. 024022269) dated April 1, 2009, and issued by Liberty Mutual Insurance Company in the amount of \$94,700.00 for faithful performance.

NOW THEREFORE BE IT RESOLVED that Subdivision Agreement (Right-of-Way Landscaping) approved by the Board on August 14, 2007, is hereby AMENDED to allow reduction of performance amount proportionate to the remaining work.

BE IT FURTHER RESOLVED that the cash deposit (Auditor's Deposit Permit No. 481661, dated April 17, 2007, in the amount of \$3,400.00), made by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corp., and the payment (labor and materials) surety (Bond No. 024022269, dated March 27, 2007 in the amount of \$169,000.00) issued by Liberty Mutual Insurance Company be RETAINED until released by this Board.

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: May 12, 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, , C. Sumpter Current Planning, Department of Conservation and Development, L. Stritt, Shapell Homes,