

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

Adopted this Resolution on 12/08/2009 by the following vote:

John Gioia
Gayle B. Uilkema
Mary N. Piepho
Susan A. Bonilla
Federal D. Glover

AYES:

NOES:

ABSENT:

ABSTAIN:

RECUSE:



Resolution No. 2009/564

Accepting completion of the Construction Road Maintenance Agreement for Point of Timber Road and portions of Byron Highway, State Route 4, Sellers Avenue, Marsh Creek Road and Camino Diablo (Haul Route) and release of cash deposit for faithful performance, SD 03-08710 project being developed by Western Pacific Housing, Inc., a Delaware Corporation, as recommended by the Public Works Director, Discovery Bay area.

Accepting completion of the Construction Road Maintenance Agreement for Point of Timber Road and portions of Byron Highway, State Route 4, Sellers Avenue, Marsh Creek Road and Camino Diablo (Haul Route) and release of cash deposit for faithful performance, SD 03-08710 project being developed by Western Pacific Housing, Inc., a Delaware Corporation, as recommended by the Public Works Director, Discovery Bay area.

NOW THEREFORE BE IT RESOLVED that the Public Works Director is AUTHORIZED to REFUND the 15,000.00 cash deposit (Auditor's Deposit Permit No. 436762, dated December 28, 2004) plus interest to Western Pacific Housing, Inc., a D.R. Horton Company, in accordance with Government Code Section 53079 (if appropriate), Ordinance Code Section 94-4.406, and the Construction Road Maintenance Agreement and performance/maintenance surety bond, Bond No. 6301789, dated February 3, 2005, issued by Safeco Insurance Company of America, 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: December 8, 2009

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

Contact: J. LaRocque - 3-2315

By: EMY L. SHARP, Deputy

cc: D. Favero, Engineering Services,, E. Sanders, M & T Lab,, A. Bell, Construction,, P. Edwards, Engineering Services , H. Finch, Maintenance , : Tom Morrison