

Recorded at the request of: Board of Supervisors

Return To: Public Works Department, 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 01/17/2012 by the following vote:

AYES: ☐

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2012/25

IN THE MATTER OF accepting completion of landscape improvements for Subdivision Agreement (Right-of-Way Landscaping) for road acceptance RA 03-01154 (cross-reference subdivision SD 99-08306), project developed by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corp., as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District II)

WHEREAS, these improvements are approximately located near South Monarch Road.

WHEREAS, the Public Works Director has notified this Board that the Right of Way Landscaping Improvements in road acceptance RA 03-01154 (cross-reference subdivision SD 99-08306) have been completed as provided in the Subdivision Agreement (Right-of-Way Landscaping) with Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corp., heretofore approved by this Board;

NOW THEREFORE BE IT RESOLVED that the improvements have been COMPLETED as of January 17, 2012 thereby establishing the six month terminal period for the filing of liens in case of action under said Subdivision Agreement (Right-of-Way Landscaping):

DATE OF AGREEMENT May 23, 2006

NAME OF BANK/SURETY National Fire Insurance Company of Hartford

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$177,950.00, Bond No. 929270300 issued by the above surety be RETAINED for the six month lien guarantee period until July 17, 2012, 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 Right-of-Way Landscaping Improvements on South Monarch Road are ACCEPTED AS COMPLETE.

BE IT FURTHER RESOLVED that upon completion of the warranty and maintenance period, 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 the beginning of the warranty period is hereby established, and the \$3,600.00 cash deposit (Auditor's Deposit Permit No. 458724, dated February 9, 2006) made by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corp. and the performance/maintenance surety bond for \$52,900.00, Bond No. 929270300 issued by National Fire Insurance Company of Harford be RETAINED pursuant to the requirements of Section 94 4.406 of the Ordinance Code until release by this Board.

Contact: J. LaRocque, (925) 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: January 17, 2012

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

By: , Deputy

cc: K. Guruwaya, Construction, M. Valdez, M & T Lab, J. Capozzo, Eng. Services, C. Low, City of San Ramon