

Recorded at the request of: BOARD OF SUPERVISORS

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

Adopted this Resolution on 12/11/2012 by the following vote:

AYES: ☐

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2012/501

IN THE MATTER OF accepting completion of improvements for road acceptance RA06-01209, (cross-reference subdivision SD99-08306), for a project developed by Shapell Homes, a Division of Shapell Industries, a Delaware Corporation, as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District II)

These improvements are approximately located near Main Branch Road.

WHEREAS the Public Works Director has notified this Board that the improvements in road acceptance RA06-01209, (cross-reference subdivision SD99-08306) have been completed as provided in the Agreement with Shapell Homes, a Division of Shapell Industries, a Delaware Corporation, heretofore approved by this Board in conjunction with the filing of the Subdivision Map.

NOW THEREFORE BE IT RESOLVED that the improvements have been COMPLETED as of December 11, 2012 thereby establishing the six month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT July 22, 2008

NAME OF BANK/SURETY The Continental Insurance Company

BE IT FURTHER RESOLVED that the payment (labor and materials) surety for \$345,200.00, Bond No. 929 412 149 issued by the above surety be RETAINED for the six month lien guarantee period until June 11, 2013, 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 Gale Ranch Pedestrian Bridge, the hereinafter described public improvement, as shown and dedicated for public use on the Final Map of Subdivision SD99-08306 filed August 1, 2006, in Book 492 of final maps at Page 47, Official Records of Contra Costa County, State of California, is ACCEPTED AS COMPLETE.

BE IT FURTHER RESOLVED that the beginning of the warranty period is hereby established, and the \$7,000.00 cash deposit (Auditor's Deposit Permit No. 505072, dated June 13, 2008) made by Shapell Homes, a Division of Shapell Industries, a Delaware Corporation, and the performance/maintenance surety bond rider for \$103,600.00, Bond No. 929 412 149 issued by

The Continental Insurance Company be RETAINED pursuant to the requirements of Section 94 4.406 of the Ordinance Code until release by this Board.

Contact: J. LaRocque 928-313-2315

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: December 11, 2012

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

By: , Deputy

cc: S. Reed, Design/Construction Division, M. Valdez, M&T Lab, H. Finch, Maintenance Div., J. Capozzo, Engineering Services Div., M. Mann, Finance Div., R. Hutchins, Records Div., Chris Low City of San Ramon, Shapell Homes 100 N Milpitas Blvd. Milpitas 95035, Continental Insurance Co. 4150 N. Drinkwater Blvd., Ste. 410 Scottsdale AZ 85251