

Recorded at the request of: **BOARD OF SUPERVISORS**

Return To: **Public Works, 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 01/08/2013 by the following vote:

AYES: ☐

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2013/21

IN THE MATTER OF approving a substitute Subdivision Agreement, subdivision SD 80-06013, for a project being developed by SDC Delta Coves, LLC, A Delaware Limited Liability Company, as recommended by the Public Works Director, Bethel Island area. (District III)

WHEREAS the following document was presented for Board approval this date:

A substitute Subdivision Agreement with SDC Delta Coves, LLC, A Delaware Limited Liability Company, subdivider, whereby said subdivider agrees to complete all improvements as required in said Subdivision Agreement within two years from the date of said agreement;

Said document was accompanied by the following:

Security to guarantee the road and drainage improvements as required by Title 9 of the County Ordinance Code, as follows:

a. Cash deposit (Auditor's Deposit Permit No. 617180 DP Date: 11/6/12 in the amount of \$ 3,850.00, made by SDC Fairway Delta JV LLC b. Additional security in the form of a corporate surety bond dated October 19, 2012 and issued by Lexon Insurance Company (Bond No. 1075689) with SDC Delta Coves, LLC, A Delaware Limited Liability Company as principal, in the amount of \$1,528,000.00 for faithful performance and \$766,000.00 for labor and materials.

All deposit permits are on file with the Public Works Department.

NOW THEREFORE BE IT RESOLVED that said substitute Subdivision Agreement is APPROVED.

BE IT FURTHER RESOLVED that the Subdivision Agreement with Delta Coves Venture, LLC,, as approved by the Board on September 11, 2007, is TERMINATED, and the improvement security bonds with Bond Safeguard Insurance Company are EXONERATED.

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 8, 2013

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

By: , Deputy

cc: Design/Construction division, Engineering Services division, Engineering Services Originator, Finance