

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 01/07/2014 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

RECUSE:

Resolution No. 2014/7

IN THE MATTER OF accepting completion of the warranty period and release of cash deposit under the Road Improvement Agreement for road acceptance RA06-01209 (cross-reference subdivision SD99-08306), for a project developed by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District II)

WHEREAS on December 11, 2012, this Board resolved that the improvements in road acceptance RA06-01209 (cross-reference subdivision SD99-08306) were completed as provided in the Road Improvement Agreement with Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, and now on the recommendation of the Public Works Director;

The Board hereby FINDS that the improvements have satisfactorily met the guaranteed performance standards for the period following completion and acceptance.

NOW, THEREFORE, BE IT RESOLVED that the Public Works Director is AUTHORIZED to REFUND the \$7,000.00 cash deposit (Auditor's Deposit Permit No. 505072, dated June 13, 2008), plus interest in accordance with Government Section 53079, if appropriate, to Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, pursuant to the Road Improvement Agreement and Ordinance Code Section 94-4.406.

BE IT FURTHER RESOLVED that the warranty period has been completed and the Road Improvement Agreement and performance/maintenance surety bond issued by The Continental Insurance Company, Bond No. 929 412 149, dated June 5, 2008, 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 7, 2014

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

By: , Deputy