

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 02/04/2014 by the following vote:

AYES: ☐

NOES: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2014/35

IN THE MATTER OF accepting completion of improvements and declaring Enderby Street, Mashona Court, Bengali Street, Bengali Court, Vestland Court, Belarus Street, Evolene Street, Baltana Court and the widening of Charbray Street as county roads for subdivision SD06-09035, for a project developed by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, as recommended by the Public Works Director, Danville area. (District II)

WHEREAS the Public Works Director has notified this Board that the improvements in subdivision SD06-09035 have been completed as provided in the Subdivision Agreement with Shapell Homes, a Division of Shapell Industries, Inc., 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 August 4, 2014, thereby establishing the six month terminal period for the filing of liens in case of action under said Subdivision Agreement: DATE OF AGREEMENT: September 14, 2010

NAME OF BANK/SURETY: The Continental Insurance Company BE IT FURTHER RESOLVED that the payment (labor and materials) surety for \$1,670,050.00 Bond No. 929 509 862 issued by the above surety be RETAINED for the six-month lien guarantee period until July 7, 2014, at which time the Board Authorizes the release of said surety less the amount of any claims on file.

BE IT FURTHER RESOLVED that Enderby Street, Mashona Court, Bengali Street, Bengali Court, Vestland Court, Belarus Street, Evolene Street and Baltana Court, the hereinafter described roads as shown and dedicated for public use on the Final Map of subdivision SD06-09035 filed September 29, 2010, in Book 512 of Final Maps at Page 33, Official Records of Contra Costa County, State of California, are ACCEPTED and DECLARED to be County Roads.

Road Name : Enderby Street Length (miles): 0.19

Road/ROW Widths: 36'/56'

Road Number: 5525 CT

System: MU

Road Name : Mashona Court Length (miles): 0.04  
Road/ROW Widths: 36'/56'  
Road Number: 5525 DG  
System: MU

Road Name : Bengali Street Length (miles): 0.44  
Road/ROW Widths: 36'/56'  
Road Number: 5525 DH  
System: MU

Road Name : Bengali Court Length (miles): 0.11  
Road/ROW Widths: 36'/56'  
Road Number: 5525 DJ  
System: MU

Road Name : Vestland Court Length (miles): 0.03  
Road/ROW Widths: 36'/56'  
Road Number: 5525 DK  
System: MU

Road Name : Belarus Street Length (miles): 0.25  
Road/ROW Widths: 36'/56'  
Road Number: 5525 DL  
System: MU

Road Name : Evolene Street Length (miles): 0.14  
Road/ROW Widths: 36'/56'  
Road Number: 5525 DM  
System: MU

Road Name : Baltana Court Length (miles): 0.02  
Road/ROW Widths: 36'/56'  
Road Number: 5525 DN  
System: MU

BE IT FURTHER RESOLVED that the widening of Charbry Street is ACCEPTED and DECLARED to be a County Road, as shown and dedicated for public use on the Final Map of subdivision SD06-09035 filed September 29, 2010, in Book 512 of Final Maps at Page 33, Official Records of Contra Costa County, State of California. BE IT FURTHER RESOLVED that the beginning of the warranty period is hereby established, and the \$33,400.00 cash deposit (Auditor's Deposit Number DP 467598, dated July 20, 2006) made by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation and the performance/maintenance surety bond rider for \$496,005.00, Bond Number 929 509 862 issued by The Continental Insurance Company be RETAINED pursuant to the requirements of Section 94-4.406 of the Ordinance Code until released 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: February 4, 2014**

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

By: , Deputy

**cc:** J. LaRocque, PWD Engineering Services, J. Capozzo, PWD Engineering Services, PWD Design/Construction Division, PWD M&T Lab, PWD Maintenance, PWD Records Division, T. – November 7, 2014, Shapell Homes, 100 N. Milpitas Blvd., Milpitas 95035, The Continental Insurance Company 4150 Drinkwater, #410 Scottsdale 85251