

Recorded at the request of: BOARD OF SUPERVISORS

Return To: PUBLIC WORKS DEPARTMENT, ENGINEERING SERVICES DIVISION

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

Adopted this Resolution on 06/09/2015 by the following vote:

AYE: John Gioia, District I Supervisor Candace Andersen, District II Supervisor Mary N. Piepho, District III Supervisor Karen Mitchoff, District IV Supervisor

NO: ☐

ABSENT: Federal D. Glover, District V Supervisor

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2015/178

IN THE MATTER OF accepting completion of improvements for subdivision SD04-08830, for a project developed by Foxwood Community, LLC, as recommended by the Public Works Director, Bay Point area. (District V)

WHEREAS these improvements are approximately located near Evora Road.

The Public Works Director has notified this Board that the improvements in subdivision SD04-08830 have been completed as provided in the Subdivision Agreement with Foxwood Community, LLC, 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 June 9, 2015, thereby establishing the six month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT: October 7, 2008

NAME OF SURETY: Developers Surety & Indemnity Co.

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$677,550.00, Bond No. 721967S issued by the above surety be RETAINED for the six-month lien guarantee period until December 9, 2015, at which time the Board AUTHORIZES the release of said surety less the amount of any claims on file.

BE IT FURTHER RESOLVED that Savona Way and Savona Court for the hereinafter described private roads, as shown and dedicated for private use on the Final Map of subdivision SD04-08830 filed July 18, 2013, in Book 516 of final maps at Page 40, Official Records of Contra Costa County, State of California, have been COMPLETED and are NOT ACCEPTED, at this time.

Road Name: Savona Way Length (miles): 0.11

Road/ROW Width: 28' / 43.5"

Road Number: N/A

System: N/A

Road Name: Savona Court Length (miles): 0.02

Road/ROW Width: 45' (bulb)

Road Number: N/A

System: N/A

BE IT FURTHER RESOLVED that there is no warranty period required, and the Public Works Director is AUTHORIZED to refund the \$13,600.00 cash deposit (Auditor's Deposit Permit No. 504062, dated June 3, 2008) plus interest in accordance with Government Code Section 53079, if appropriate, to Foxwood Community, LLC pursuant to the requirements of the County Ordinance Code; and the Subdivision Agreement and surety bond, Bond No. 721967S, dated April 3, 2008 are exonerated.

Contact: J. A.B. 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: June 9, 2015

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

By: June McHuen, Deputy

cc: