

Recorded at the request of: Board of Directors

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 03/08/2016 by the following vote:

AYE: ☐

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2016/106

IN THE MATER OF accepting completion of warranty period for the Subdivision Agreement and release of cash deposit for faithful performance, for Subdivision SD06-09134, 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 October 28, 2014, this Board resolved that the improvements in subdivision SD06-09134 were completed as provided in the Subdivision 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 \$19,000.00 cash deposit (Auditor's Deposit Permit No. 1312441, dated April 18, 2013) plus interest to Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation in accordance with Government Code Section 53079, if appropriate, Ordinance Code Section 94-4.406, and the subdivision agreement.

BE IT FURTHER RESOLVED that upon completion of the warranty and maintenance period, the San Ramon City Council shall accept the landscape improvements for maintenance and ownership in accordance with the Dougherty Valley Memorandum of Understanding.

BE IT FURTHER RESOLVED that the warranty period has been completed and the Subdivision Agreement and surety bond, Bond No. 929 596 042, dated March 15, 2013, issued by The Continental Insurance Company, are exonerated.

Contact: Jocelyn 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: **March 8, 2016**

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

By: , Deputy

cc: Public Works - Design/Construction, Public works - Engineering Services, Current Planning, Community Development, Shapell Homes, a Division of Shapell Industries, Inc., c/o toll Brothers Inc., , 6800 Koll Center Parkway, Suite 320, Pleasanton, CA 94566, Attn: Lori Stritt, The Continental Insurance Company, 4150 N. Drinkwater Boulevard, Suite 410, , Scottsdale, AZ 85251, Attn: Pamela L. Stocks , C. Low, City of San Ramon, 2222 Camino Ramon, San Ramon, CA 94583