

Recorded at the request of: Public Works, Engineering Services Division

Return To: Public Works, 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 04/12/2016 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 Federal D. Glover, District V Supervisor

NO:

ABSENT:

ABSTAIN:

RECUSE:

Resolution No. 2016/155

Accepting completion of landscape improvements for the Subdivision Agreement (Right-of-Way Landscaping) for road acceptance RA04-01168 (cross-reference subdivision SD04-08856), for a project being 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)

These improvements are approximately located along Dougherty Road from Bollinger Canyon Road to Park Avenue.

The Public Works Director has notified this Board that the Subdivision Agreement (Right-of-Way Landscaping) for RA04-01168 (cross-reference Subdivision SD04-8856), have been completed as provided in the Subdivision Agreement (Right-of-Way Landscaping) with Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, heretofore approved by this Board;

That the landscape improvements have been **COMPLETED** as of April 12, 2016, thereby is establishing the six-month terminal period for the filing of liens in case of action under said Subdivision Agreement (Right-of-Way Landscaping):

DATE OF AGREEMENT

May 12, 2009

NAME OF SURETY

The Continental Insurance Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$108,800.00, Bond No. 929 474 609 issued by the above surety be **RETAINED** for the six month lien guarantee period until October 12, 2016, at which time the Board **AUTHORIZES** the release of said surety less the amount of any claims on file.

BE IT FURTHER RESOLVED that the landscaping improvements for RA04-01168 (cross-reference subdivision SD04-08856) on along Dougherty Road from Bollinger Canyon Road to Park Avenue are **ACCEPTED AS COMPLETE**.

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 in accordance with the Dougherty Valley Memorandum of Understanding.

BE IT FURTHER RESOLVED that the beginning of the warranty and maintenance period is hereby established, and the \$2,200.00 cash deposit (Auditor's Deposit Permit No. 522781, dated April 23, 2009) made by Shapell Homes, A Division of Shapell Industries, Inc., a Delaware Corporation, and the performance/maintenance surety bond rider for \$215,400.00, Bond No. 929 474 609, issued by The Continental Insurance Company be **RETAINED** pursuant to the requirements of Section 94?4.406 of the Ordinance Code until release by this Board.

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: April 12, 2016

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

By: Stacey M. Boyd, Deputy

cc: S. Reed, Design/Construction, L. Leontoni, ES, L. Stritt, Shapell Homes, C. Hallford, Mapping Div, C. Low, City of San Ramon, The Continental Insurance Company