

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

Adopted this Resolution on 06/21/2016 by the following vote:

**AYE:**   
**NO:**   
**ABSENT:**   
**ABSTAIN:**   
**RECUSE:**



**Resolution No. 2016/413**

IN THE MATTER OF accepting completion of private improvements for subdivision SD08-09246 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)

The Public Works Director has notified this Board that the private improvements in subdivision SD08-09246 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.

WHEREAS that the private improvements have been COMPLETED as of April 27, 2016, thereby establishing the six-month terminal period for the filing of liens in case of action under said Subdivision Agreement: DATE OF AGREEMENT: August 9, 2011 NAME OF SURETY: The Continental Insurance Company WHEREAS the payment (labor and materials) surety for \$359,000.00, Bond No. 929 525 432 issued by the above surety be RETAINED for the six month lien guarantee period until December 21, 2016, at which time the Board AUTHORIZES the release of said surety less the amount of any claims on file.

WHEREAS that the private roads for the hereinafter described as Driveway Reciprocal Access, as shown and dedicated for private use on the Final Map of subdivision SD08-09246 filed August 24, 2011, in Book 513 of final maps at Page 26, Official Records of Contra Costa County, State of California, have been COMPLETED and are NOT ACCEPTED.

NOW, THEREFORE, BE IT RESOLVED that there is no warranty period required, and the Public Works Director is AUTHORIZED to refund the \$7,200.00 cash security for performance (Auditor's Deposit Permit No. 578268, dated May 31, 2011) plus interest in accordance with Government Code Section 53079, if appropriate, to Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, pursuant to the requirements of the Ordinance Code; and the Subdivision Agreement and surety bond, Bond No. 929 525 432, dated May 17, 2011 are exonerated.

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 21, 2016**

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

**Contact: Jocelyn LaRocque, 925-313-2315**

By: , Deputy

**cc:** R. Hutchins, Records, S. Reed, Design/Construction, C. Halford, Mapping, L. Lorentini, Engineering Services, L. Brown, Finance, C. Low, City of San Ramon