

Recorded at the request of: **Jocelyn LaRocque**

Return To: **Naila Thrower**

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

Adopted this Resolution on 03/21/2017 by the following vote:

AYE:

NO:

ABSENT:

ABSTAIN:

RECUSE:

Resolution No. 2017/85

IN THE MATTER OF accepting completion of private improvements for minor subdivision MS05-00002 for a project developed by Discovery Builders, Inc., as recommended by the Public Works Director, Lafayette area.

The Public Works Director has notified this Board that the private improvements in minor subdivision MS05-00002 have been completed as provided in the Subdivision Agreement with Discovery Builders, Inc., heretofore approved by this Board in conjunction with the filing of the Subdivision Map.

WHEREAS, these improvements are approximately located near Withers Avenue.

NOW, THEREFORE, BE IT RESOLVED that the private improvements have been COMPLETED as of February 9, 2017, thereby establishing the six-month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT: September 11, 2007

NAME OF SURETY: Safeco Insurance Company of America

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$65,850, Bond No. 6503356 issued by the above surety be RETAINED for the six-month lien guarantee period until September 21, 2017, 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 private roads, as shown and dedicated for private use on the Parcel Map of Minor Subdivision MS05-00002 filed September 14, 2007, in Book 201 of final maps at Page 16, Official Records of Contra Costa County, State of California, have been COMPLETED and are NOT ACCEPTED.

BE IT FURTHER RESOLVED that there is no warranty period required, and the Public Works Director is AUTHORIZED to refund the \$1,300 cash security for performance (Auditor's Deposit Permit No. 488258, dated August 16, 2007) plus interest in accordance with Government Code Section 53079, if appropriate, to Discovery Builders, Inc., pursuant to the requirements of the Ordinance Code; and the Subdivision Agreement and surety bond, Bond No. 6503356, dated August 3, 2007 are EXONERATED (subject to County Ordinance, Title 9, Section 94-4.408).

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.

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

ATTESTED: **March 21, 2017**

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

By: , Deputy

cc: Renee Hutchins, Records, Sherri Reed, Design&Construction, Chris Hallford, Mapping, Lori Brown, Finance, Discovery Builders, Inc., Safeco Insurance Co. of America