

Recorded at the request of: Jocelyn LaRocque

Return To: Melissa Billeci

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

Adopted this Resolution on 10/17/2017 by the following vote:

AYE: ☐

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2017/348

IN THE MATTER OF accepting completion of public improvements for subdivision SD16-09301, for a project developed by Shapell Industries, Inc., a Delaware Corporation, as recommended by the Interim Public Works Director, San Ramon (Dougherty Valley) area. (District II)

WHEREAS, the Interim Public Works Director has notified this Board that the improvements in subdivision SD16-09301, have been completed as provided in the Subdivision Agreement with Shapell Industries, Inc., a Delaware Corporation, heretofore approved by this Board in conjunction with the filing of the Subdivision Map.

WHEREAS, these improvements are approximately located near Dougherty Road.

NOW, THEREFORE, BE IT RESOLVED that the public improvements have been COMPLETED as of October 10, 2017, thereby establishing the six-month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT: August 16, 2016

NAME OF SURETY: North American Specialty Insurance Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$2,247,000.00, Bond No. 2202333 issued by the above surety be RETAINED for the six-month lien guarantee period until April 10, 2018, at which time the Board AUTHORIZES the release of said surety less the amount of any claims on file.

BE IT FURTHER RESOLVED that Rosamund Drive, Elderberry Drive, Tulipwood Lane, Camelia Court, and Sandcherry Court for the hereinafter described public improvements, as shown and dedicated for public use on the Final Map of subdivision SD16-09301 filed September 6, 2016, in Book 529 of final maps at Page 25, Official Records of Contra Costa County, State of California, are ACCEPTED AS COMPLETE.

Road Name: Rosamund Drive

Length (miles): 0.632

Road/ROW Width: 36'/46'

Road Name: Elderberry Drive

Length (miles): 0.473

Road/ROW Width 36'/46'

Road Name: Tulipwood Lane

Length (miles): 0.044

Road/ROW Width 36'/56'

Road Name: Camelia Court

Length (miles): 0.034

Road/ROW Width 36'/46'

Road Name: Sandcherry Court

Length (miles): 0.093

Road/ROW Width 36'/46'

BE IT FURTHER RESOLVED that public drainage improvements, as shown and dedicated for public purposes on the Final Map of Subdivision SD16-09301 filed September 6, 2016, in Book 529 of final maps at Page 25, Official Records of Contra Costa County, State of California, are ACCEPTED AS COMPLETE.

BE IT FURTHER RESOLVED that upon acceptance by the Board of Supervisors, the San Ramon City Council shall accept the improvements for maintenance and ownership in accordance with the Dougherty Valley Memorandum of Understanding.

BE IT FURTHER RESOLVED that upon approval by the Board of Supervisors, the developer, Shapell Industries, Inc., a Delaware Corporation, shall retain the improvements for maintenance and ownership in accordance with the geologic hazard abatement district (GHAD) plan of control, and until accepted by the GHAD or the City of San Ramon.

BE IT FURTHER RESOLVED that the beginning of the warranty period is hereby established, and the \$45,000.00 cash deposit (Auditor's Deposit Permit No. DP 716382, dated July 28, 2016) made by Shapell Industries, Inc., a Delaware Corporation, and the performance/maintenance surety bond rider for \$667,350.00, Bond No. 22023333 issued by North American Specialty Insurance Company be RETAINED pursuant to the requirements of Section 944.406 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: October 17, 2017**

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

By: , Deputy

**cc:** Renee Hutchins - Records, Sherri Reed, Design/Construction, Chris Lau - Maintenance, Lori Leontini - Engineering Services, Mike Mann - Finance, T-8/10/18, CHP, Chris Low - City of San Ramon, Shapell Industries, Inc., a Delaware Company, North American Specialty Insurance Company