

Recorded at the request of: Lori Lorentini (925) 313-2352

Return To: Simone Saleh, 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 12/12/2017 by the following vote:

AYE: John Gioia, District I Supervisor Candace Andersen, District II Supervisor Diane Burgis, District III Supervisor Karen Mitchoff, District IV Supervisor Federal D. Glover, District V Supervisor

NO:

ABSENT:

ABSTAIN:

RECUSE:

Resolution No. 2017/424

IN THE MATTER OF: Accepting completion of improvements for subdivision SD14-09376, for a project developed by MOMO Development 2013, LLC, as recommended by the Interim Public Works Director, Walnut Creek area. (District II)

The Interim Public Works Director has notified this Board that the improvements in subdivision SD14-09376 have been completed as provided in the Subdivision Agreement with MOMO Development 2013, LLC, heretofore approved by this Board in conjunction with the filing of the Subdivision Map.

WHEREAS, these improvements are located on Tice Valley Boulevard.

NOW, THEREFORE, BE IT RESOLVED that the improvements have been COMPLETED as of December 12, 2015, thereby establishing the six-month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT: March 1, 2016

NAME OF SURETY: Developers Surety and Indemnity Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$161,000, Bond No. 651220S issued by the above surety be RETAINED for the six month lien guarantee period until June 15, 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 the intersection improvements of Tice Valley Boulevard (public road) at Westborough Lane (private road) is ACCEPTED and DECLARED to be a County road as shown and dedicated for public use on the map of subdivision SD14-09376 filed March 22, 2016, in Book 528 of FINAL Maps at page 01, Official Records of Contra Costa County, State of California.

BE IT FURTHER RESOLVED that there is no warranty period required, and the Interim Public Works Director is AUTHORIZED to refund the \$4,000.00 cash security for performance (Auditor's Deposit Permit No. 701464, dated December 30, 2015) plus interest in accordance with Government Code Section 53079, if appropriate, to MOMO Development 2013, LLC, pursuant to the requirements of the Ordinance Code; and the Subdivision Agreement and surety bond, Bond No. 651220S, dated October 5, 2015 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: December 12, 2017

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

Contact: Lori Lorentini, (925) 313-2352

By: Stacey M. Boyd, Deputy

cc: J. Larocque, Lori Lorentini, Sherri Reed, Chris Hallford, Mapping, Michael Mann, Finance, MOMO Development 2013, LLC, Developers Surety and Indemnity Company