

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA

and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 12/11/2018 by the following vote:

AYE:
 NO:
 ABSENT:
 ABSTAIN:
 RECUSE:



Resolution No. 2018/594

IN THE MATTER OF: Accepting completion of the warranty period for the Road Improvement Agreement, and release of cash deposit for faithful performance, for road acceptance RA06-01210 (cross-reference subdivision SD04-08856), for a project developed by Shapell Industries, Inc., a Delaware Corporation, as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District II)

WHEREAS, on June 28, 2018, this Board resolved that the improvements in road acceptance RA06-01210 were completed as provided in the Road Improvement Agreement with Shapell Industries, Inc., a Delaware Corporation, and now on the recommendation of the Public Works Director;

The Board hereby FINDS that the improvements have satisfactorily met the guaranteed performance standards for the period following completion and acceptance.

NOW, THEREFORE, BE IT RESOLVED that the Public Works Director is AUTHORIZED to:

REFUND the \$127,000.00 cash deposit (Auditor's Deposit Permit No. DP689558, dated July 16, 2015 and Auditor's Deposit Permit No. DP715383, dated July 18, 2016) plus interest to Shapell Industries, Inc., a Delaware Corporation in accordance with Government Code Section 53079, if appropriate, Ordinance Code Section 94-4.406, and the Road Improvement Agreement.

BE IT FURTHER RESOLVED that the warranty period has been completed and the Road Improvement Agreement and surety bond, Bond No. 58735832, dated July 14, 2016, issued by Western Surety Company 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.

Contact: Randolph Sanders (925) 313-2111

ATTESTED: December 11, 2018

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

By: , Deputy

cc: Jocelyn LaRocque- Engineering Services, Randolph Sanders- Engineering Services, Trixie Gothro - Design & Construction, Alex Lopez - Engineering Services, Ruben Hernandez - DCD, Chris Low - City of San Ramon, Shapell Homes, a Division of Shapell Industries, Inc., Western Surety Company