

Recorded at the request of: Clerk of the Board

Return To: Public Works Dept., 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 02/01/2022 by the following vote:

AYE: ☐

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2022/26

IN THE MATTER OF accepting completion of private improvements for the Subdivision Agreement and release of cash deposit for faithful performance for minor subdivision MS93-00021 for a project developed by Michael P. Scarpelli, as recommended by the Public Works Director, Diablo area. (District II)

WHEREAS, the Public Works Director has notified this Board that the private improvements in minor subdivision MS93-00021 have been completed as provided in the Subdivision Agreement with Michael P. Scarpelli, heretofore approved by this Board in conjunction with the filing of the Subdivision Map.

WHEREAS, these improvements are approximately located near Diablo Road.

NOW, THEREFORE, BE IT RESOLVED that the improvements have been **COMPLETED** as of February 1, 2022, thereby establishing the six-month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT: July 7, 2015

NAME OF SURETY: Philadelphia Indemnity Insurance Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$152,460.00, Bond No. PB02321700010 issued by the above surety be **RETAINED** for the six month lien guarantee period until August 1, 2022, at which time the Board **AUTHORIZES** the release of said surety less the amount of any claims on file.

BE IT FURTHER RESOLVED that there is no warranty period required, and the Public Works Director is **AUTHORIZED** to refund the \$1,540.00 cash security for performance (Auditor's Deposit Permit No. DP685508, dated May 15, 2021) plus interest in accordance with Government Code Section 53079, if appropriate, to Michael P. Scarpelli, pursuant to the requirements of the Ordinance Code; and the Subdivision Agreement and surety bond, Bond No. PB02321700010, dated April 6, 2015 are **EXONERATED**.

Contact: Randolph Sanders, 925.313.2111

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: February 1, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc: