

Recorded at the request of: **BOARD OF SUPERVISORS**

Return To: **PUBLIC WORKS DEPARTMENT, 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 01/06/2015 by the following vote:

**AYE:** John Gioia, District I Supervisor Candace Andersen, District II Supervisor Mary N. Piepho, District III Supervisor Karen Mitchoff, District IV Supervisor Federal D. Glover, District V Supervisor

**NO:** ☐

**ABSENT:** ☐

**ABSTAIN:** ☐

**RECUSE:** ☐

Resolution No. 2015/8

IN THE MATTER OF accepting completion of landscape improvements for the Subdivision Agreement (Right-of-Way Landscaping) for road acceptance RA04-01166 (cross-reference subdivision SD03-08509), for a project developed by Windemere BLC Land Company, LLC, as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District II)

WHEREAS these improvements are approximately located near Bollinger Canyon Road.

The Public Works Director has notified this Board that the Right-of-Way Landscaping Improvements for road acceptance RA04-01166 (cross-reference subdivision SD03-08509), have been completed as provided in the Subdivision Agreement (Right of Way Landscaping) with Windemere BLC Land Company, LLC, heretofore approved by this Board;

NOW, THEREFORE, BE IT RESOLVED that the landscape improvements have been COMPLETED as of January 6, 2015, thereby establishing the six month terminal period for the filing of liens in case of action under said Subdivision Agreement (Right of Way Landscaping):

DATE OF AGREEMENT : July 26, 2005

NAME OF SURETY: Quanta Indemnity Company (formerly National Farmer's Union Standard Insurance Company)

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$79,650.00, Bond No. 4410195 issued by the above surety be RETAINED for the six-month lien guarantee period until July 6, 2015, 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 Right-of-Way Landscaping Improvements for road acceptance RA04-01166, as shown and dedicated for public use on the Final Map of subdivision SD03-08509, filed September 28, 2004, in Book 468 of maps at Page 21, 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 landscape improvements for maintenance in accordance with the Dougherty Valley Memorandum of Understanding.

BE IT FURTHER RESOLVED that there is no warranty and maintenance period, and the Public Works Director is AUTHORIZED to refund the \$1,590.00 cash security for performance (Auditor's Deposit Permit No. 436057, dated December 14, 2004) plus interest in accordance with Government Code Section 53079, if appropriate, to Windemere BLC Land Company,

LLC, pursuant to the requirements of the Ordinance Code; and the Subdivision Agreement (Right-of-Way Landscaping) and surety bond, Bond No. 4410195, dated December 3, 2004, are exonerated.

Contact: Jocelyn A. B. 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: January 6, 2015

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

By: Stacey M. Boyd, Deputy

*Stacey M. Boyd*

cc: Design/Construction, Engineering Services, J. Capozzo, Engineering Services, Originator, J. A.B. LaRocque, T - October 6, 2015, Windemere BLC, 6111 Bollinger Cnyn Rd Ste. 550, 94583, Quanta Indemnity, One Financial Plz, 10th Fl, Hartford CT 06103 P. Brebner, Mapping, City of San Ramon, C. Low