

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

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THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA

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

Adopted this Resolution on 02/03/2015 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. 2015/40

IN THE MATTER OF accepting completion of improvements for subdivision SD13-09325, for a project developed by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District II)

WHEREAS, these improvements are approximately located near Old Dougherty Road.

The Public Works Director has notified this Board that the improvements in subdivision SD13-09325 have been completed as provided in the Subdivision Agreement with Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, heretofore approved by this Board in conjunction with the filing of the Subdivision Map.

NOW, THEREFORE, BE IT RESOLVED that the improvements have been COMPLETED as of February 10, 2015, thereby, establishing the six-month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT: July 29, 2014

NAME OF SURETY: Philadelphia Indemnity Insurance Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$864,500.00, Bond No. PB00579800022 issued by the above surety be RETAINED for the six-month lien guarantee period until August 10, 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 Poinsettia Street from Rowan Drive to Alpine Blue Drive; Sonsilla Lane from Poinsettia Street to Parcel J; and Alpine Blue Drive from Poinsettia Street to Parcel I for the hereinafter described public improvements, as shown and dedicated for public use on the Final Map of Subdivision SD13-09325 filed May 12, 2014, in Book 520 of maps at Page 26, Official Records of Contra Costa County, State of California, are ACCEPTED AS COMPLETE.

BE IT FURTHER RESOLVED that Parcels A, B, C, D, E, F, G, H, I, J, K, L, M, N, O and P for the hereinafter described private roads, as shown and dedicated for private use on the Final Map of Subdivision SD13-09325 filed August 6, 2014, in Book 521 of maps at Page 9, Official Records of Contra Costa County, State of California, have been COMPLETED and are NOT ACCEPTED, at this time.

Road Name: Poinsettia Street from Rowan Drive to Alpine Blue Drive Length (miles): 0.19

Road/ROW Width: 36'/46'

Road Name: Sonsilla Lane from Poinsettia Street to Parcel J Length (miles): 0.04
Road/ROW Width: 36'/46'

Road Name: Alpine Blue Drive from Poinsettia Street to Parcel I Length (miles): 0.05
Road/ROW Width: 36'/46'

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 the beginning of the warranty period is hereby established, and the \$18,000.00 cash deposit (Auditor's Deposit Permit No. 654114, dated March 13, 2014) made by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, and the performance/maintenance surety bond rider for \$256,650.00, Bond No. PB00579800022 issued by Philadelphia Indemnity Insurance Company be RETAINED pursuant to the requirements of Section 94 4.406 of the Ordinance Code until release by this Board.

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: February 3, 2015

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

Stacey M. Boyd
By: Stacey M. Boyd, Deputy

cc: Design/Construction, Records, Maintenance Division, Mapping, Engineering Services, Originator, J. A.B. LaRocque, Public Works, Finance Division, City of San Ramon, C. Low, T - 12-10-2015, Shapell Homes, 6800 Koll Ctr. Pkwy. Ste 320, Pton, 94588, Philadelphia Indemnity One Bala Plaza Ste 100 Bala Cynwyd, PA 19004