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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 04/17/2018 by the following vote:

AYE: ☐ 5 **John Gioia**
Candace Andersen
Diane Burgis
Karen Mitchoff
Federal D. Glover

NO: ☒

ABSENT: ☒

ABSTAIN: ☒

RECUSE: ☒



Resolution No. 2018/121

IN THE MATTER OF: Accepting completion of the warranty period for the Subdivision Agreement (Right-of-Way Landscaping) and release of cash deposit for faithful performance, for road acceptance RA04-01168 (cross-reference subdivision SD04-08856), 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, on April 12, 2016, this Board resolved that the landscape improvements in RA04-01168 (cross-reference subdivision SD04-08856) were completed as provided in the Subdivision Agreement (Right-of-Way Landscaping) with Shapell Homes, a Division of 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 \$2,200.00 cash deposit (Auditor's Deposit Permit No. 522781, dated April 23, 2009) plus interest to Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation in accordance with Government Code Section 53079, if appropriate, Ordinance Code Section 944.406, and the Subdivision Agreement (Right-of-Way Landscaping).

BE IT FURTHER RESOLVED that upon completion of the warranty and maintenance period, the San Ramon City Council shall accept the landscape improvements for maintenance and ownership in accordance with the Dougherty Valley Memorandum of Understanding.

BE IT FURTHER RESOLVED that the warranty period has been completed and the Subdivision Agreement (Right-of-Way Landscaping) and surety bond, Bond No. 929 474 609 dated April 13, 2009, issued by The Continental Insurance Company, are EXONERATED

Contact: Lori Leontini (925)313-2352

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: April 17, 2018

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

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

cc: Jocelyn LaRocque, Dante Morabe, Design/Construction, Lori Leontini, Chris Hallford, Mapping, Ruben Hernandez - DCD, C. Low, City of San Ramon, Shapell Homes, The Continental Insurance Company