

THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board

Adopted this Resolution on 05/22/2018 by the following vote:

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

NO:

ABSENT:

ABSTAIN:

RECUSE:



Resolution No. 2018/175

IN THE MATTER OF: Accepting completion of improvements for subdivision SD05-08971 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, the Public Works Director has notified this Board that the improvements in subdivision SD05-08971 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 Final Map.

WHEREAS, these improvements are approximately located near Goldenbay Avenue between Cinnamon Ridge Road and Bayberry View Lane.

NOW, THEREFORE, BE IT RESOLVED that the improvements have been COMPLETED as of May 22, 2018, thereby establishing the six month terminal period for the filing of liens in case of action under said Subdivision Agreement:

DATE OF AGREEMENT: September 17, 2013

NAME OF SURETY: The Continental Insurance Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$519,000.00, Bond No. 929 574 175 issued by the above surety be RETAINED for the six month lien guarantee period until November 22, 2018, 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 private roads for the hereinafter described as "Driveway Reciprocal Access," as shown and dedicated for private use on the Final Map of subdivision SD05-08971 filed September 23, 2013 in Book 517 of final maps at Page 43, Official Records of Contra Costa County, State of California, have been COMPLETED and are NOT ACCEPTED, at this time.

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 there is no warranty period required, and the Public Works Director is AUTHORIZED to refund the \$10,000.00 cash security for performance (Auditor's Deposit Permit No. DP 639254, dated August 29, 2013) plus interest in accordance with Government Code Section 53079, if appropriate, to Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation pursuant to the requirements of the Ordinance Code; and the Subdivision Agreement and surety bond, Bond No. 929 574 175, dated July 15, 2013 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.

ATTESTED: May 22, 2018

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

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

Contact: Jocelyn Larocque, 925.313.2315