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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 11/17/2020 by the following vote:

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

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐



Resolution No. 2020/293

IN THE MATTER OF: Accepting completion of warranty period, and release of cash deposit for faithful performance, road acceptance RA12-01250 (cross-reference subdivision SD14-09341), for a project developed by Shapell Industries, Inc., a Delaware Corporation, as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District II)

WHEREAS, on November 15, 2016, this Board resolved that the improvements in road acceptance RA12-01250 (cross-reference SD14-09341) were completed as provided in the Road Improvement Agreement with 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 \$27,000.00 cash deposit (Auditor's Deposit Permit No. DP694126, dated September 17, 2015) plus interest to Shapell Industries, Inc., a Delaware Corporation, in accordance with Government Code Section 53079, if appropriate, Ordinance Code Section 94-4.406, and the Road Improvement Agreement.

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

BE IT FURTHER RESOLVED that the warranty period has been completed and the Road Improvement Agreement and surety bond, Bond No. 2177749, dated August 26, 2015, issued by North American Specialty Insurance Company, 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: November 17, 2020

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

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

Contact: Randolph Sanders (925) 313-2111

cc: Larry Gossett- Engineering Services, Randolph Sanders- Engineering Services, Ronald Lai, Engineering Services, Sherri Reed, Michael Mann- Finance, Joshua Laranang- Engineering Services, Chris Hallford -Mapping, Ruben Hernandez - DCD, Shapell Industries, Inc., a Delaware Corp., North American Specialty Insurance Company