

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

Adopted this Resolution on 12/08/2020 by the following vote:

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

NO:

ABSENT:

ABSTAIN:

RECUSE:



Resolution No. 2020/319

IN THE MATTER OF accepting completion of landscape improvements for a Subdivision Agreement (Right-of-Way Landscaping) for subdivision SD80-06013 (Phase I), for a project being developed by SDC Delta Coves, LLC, as recommended by the Public Works Director, Bethel Island area. (District III)

WHEREAS, these improvements are approximately located near Bethel Island Road and Gateway Road.

The Public Works Director has notified this Board that the Right-of-Way Landscaping Improvements for SD80-06013 (Phase I), have been completed as provided in the Subdivision Agreement (Right-of-Way Landscaping) with SDC Delta Coves, LLC, heretofore approved by this Board.

NOW, THEREFORE, BE IT RESOLVED that the landscape improvements have been COMPLETED as of December 8, 2020, 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: January 23, 2018

NAME OF SURETY: Lexon Insurance Company

BE IT FURTHER RESOLVED the payment (labor and materials) surety for \$2,070,600.00, Bond No. 1083540 issued by the above surety be RETAINED for the six month lien guarantee period until June 8, 2021, 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 are ACCEPTED AS COMPLETE. Upon approval by the Board of Supervisors, the developer, SDC Delta Coves, LLC, shall retain the landscape improvements for maintenance until accepted by the HOA.

BE IT FURTHER RESOLVED that there is no warranty period required, and the Public Works Director is AUTHORIZED to refund the \$41,400.00 cash security for performance (Auditor's Deposit Permit No. DP749913, dated November 21, 2017) plus interest in accordance with Government Code Section 53079, if appropriate, to SDC Delta Coves, LLC, pursuant to the requirements of the Ordinance Code; and the Subdivision Agreement (Right-of-Way Landscaping) and surety bond, Bond No. 1083540, dated October 23, 2017 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: December 8, 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, Chris Lau - Maintenance, Chris Hallford -Mapping, Cinda Tovar- Design & Construction, SDC Delta Coves, LLC, Lexon Insurance Company, T-06/08/2021