

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

Adopted this Resolution on 11/01/2022 by the following vote:

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

**NO:** ☐  
**ABSENT:** ☐  
**ABSTAIN:** ☐  
**RECUSE:** ☐



**Resolution No. 2022/373**

**IN THE MATTER OF:** Accepting completion of warranty period and release of cash deposit for faithful performance, for road improvement agreement RA06-01227 (cross reference subdivision SD16-09299), for a project developed by Shapell Industries, Inc., as recommended by the Public Works Director, San Ramon (Dougherty Valley) area. (District II)

WHEREAS, on September 17, 2019 this Board resolved that the improvements in road improvement agreement RA06-01227 (cross-reference SD16-09299) were completed as provided in the Agreement for Improvement Warranty with Shapell Industries, Inc., 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 \$16,300.00 cash deposit (Auditor's Deposit Permit No. DP792933, dated August 29, 2019) plus interest to Shapell Industries Inc., in accordance with Government Code Section 53079, if appropriate, Ordinance Code Section 94-4.406, and the Agreement for Improvement Warranty.

BE IT FURTHER RESOLVED that on September 24, 2019 under Resolution No. 2019-091, the San Ramon City Council accepted the improvements upon completion of the warranty and maintenance period, the San Ramon City Council accepted 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 Agreement for Improvement Warranty and surety bond, Bond No. 30081692, dated August 22, 2019, issued by Western Surety 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.

**Contact: Larry Gossett (925)313-2016**

**ATTESTED: November 1, 2022**

Monica Nino, County Administrator and Clerk of the Board of Supervisors

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

**cc:** Larry Gossett- Engineering Services, Ronald Lai, Engineering Services, Randolph Sanders- Design & Construction, Chris Lau - Maintenance, Chris Hallford -Mapping, Michael Mann- Finance, Chris Low - City of San Ramon, Ruben Hernandez - DCD, Shapell Industries, Inc., Western Surety Company