



**Contra  
Costa  
County**

To: Board of Supervisors  
From: Brian M. Balbas, Public Works Director/Chief Engineer  
Date: May 21, 2019

Subject: Approving the third extension of the Drainage Improvement Agreement for drainage acceptance DA11-00068, San Ramon (Dougherty Valley) area.

**RECOMMENDATION(S):**

ADOPT Resolution No. 2019/163 approving the third extension of the Drainage Improvement Agreement for drainage acceptance DA11-00068 (cross-reference SD04-08856), for a project being 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)

**FISCAL IMPACT:**

No fiscal impact.

**BACKGROUND:**

The terminal date of the Drainage Improvement Agreement needs to be extended. The developer has completed the required improvements and has requested more time for the warranty period. (Approximately 100% of the work has been completed to date.) By granting an extension, the County will give the developer the ability to keep the bond current.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **05/21/2019** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

AYE: John Gioia, District I Supervisor

Candace Andersen, District II Supervisor

Diane Burgis, District III Supervisor

Karen Mitchoff, District IV Supervisor

Federal D. Glover, District V Supervisor

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 21, 2019

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

Contact: Randolph Sanders  
(925)313-2111

By: Stacey M. Boyd, Deputy

### CONSEQUENCE OF NEGATIVE ACTION:

The terminal date of the Drainage Improvement Agreement will not be extended and the developer will be in default of the agreement, requiring the County to take legal action against the developer and surety to get the improvements installed.

### ATTACHMENTS

Resolution No. 2019/163

Drainage Improvement Agreement Extension