



**Contra  
Costa  
County**

To: Board of Supervisors  
From: Brian M. Balbas, Public Works Director/Chief Engineer  
Date: July 14, 2020

Subject: Approving the eleventh extension of the Drainage Improvement Agreement for drainage acceptance DA04-00035, Danville area.

**RECOMMENDATION(S):**

ADOPT Resolution No. 2020/188 approving the eleventh extension of the Drainage Improvement Agreement for drainage acceptance DA04-00035 (cross-reference SD99-08381), for a project being developed by Shapell Homes, a Division of Shapell Industries, Inc., a Delaware Corporation, as recommended by the Public Works Director, Danville area. (District III)

**FISCAL IMPACT:**

No fiscal impact.

**BACKGROUND:**

Bioretention facility for this subdivision project is being used as a sedimentation basin required by the stormwater pollution prevention plan (SWPPP) for the duration of the construction of new homes. Once the construction is complete (estimated in 2023), the basin will be converted to a permanent bioretention basin. By granting an extension, the

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **07/14/2020** ☒ 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: July 14, 2020

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

Contact: Randolph Sanders  
(925)313-2111

By: Stacey M. Boyd, Deputy

County will give the developer more time to complete improvements and keeps the bond current.

### CONSEQUENCE OF NEGATIVE ACTION:

The termination 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 completed.

### ATTACHMENTS

Resolution No. 2020/188

Subdivision Agreement Extension