



County of Monterey

Board of Supervisors
Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901

Board Report

File #: 14-262, **Version:** 1

- a. Accept the Axtell Street Properties Improvement Plans (PLN080039) as complete;
- b. Approve the release of the Performance Bonds, No. 105557088 in the amount of \$277,312.42 and No. 105557089 in the amount of \$99,838.75 for Axtell Street Properties Improvement Plans;
- c. Approve the release of Payment Bonds, No. 105557088 in the amount of \$126,051.10 and No. 105557089 in the amount of \$45,381.25 for Axtell Street Properties Improvement Plans in 90 days in accordance with Government Code Section 66499.7 after the passage of time for recording claims or liens; and
- d. Delegate authority to the Director of Public Works to release the Maintenance Bonds in one year upon determination that the improvements are functioning as intended.

RECOMMENDATION:

- a. Accept the Axtell Street Properties Improvement Plans (PLN080039) as complete;
- b. Approve the release of the Performance Bonds, No. 105557088 in the amount of \$277,312.42 and No. 105557089 in the amount of \$99,838.75 for Axtell Street Properties Improvement Plans;
- c. Approve the release of Payment Bonds, No. 105557088 in the amount of \$126,051.10 and No. 105557089 in the amount of \$45,381.25 for Axtell Street Properties Improvement Plans in 90 days in accordance with Government Code Section 66499.7 after the passage of time for recording claims or liens; and
- d. Delegate authority to the Director of Public Works to release the Maintenance Bonds in one year upon determination that the improvements are functioning as intended.

SUMMARY/DISCUSSION:

On July 12, 2011, the Board of Supervisors approved the Final Map and Subdivision Improvement Agreement for the Axtell Street Properties Improvement Plans (Attachment A). The subdivider has fulfilled the conditions of the Subdivision Improvement Agreement, and the subdivider's consulting engineer, LandSet Engineers, Inc. has inspected the improvements and certified their completion as to conformance with the approved plans (Attachment B). The improvements were accepted as complete by the County engineer on August 3, 2013.

The Performance Bonds in the amounts of \$277,312.42 and \$99,838.75 (Attachment C and D) will be released upon acceptance of the improvements as completed. The Payment Bonds in the amounts of \$126,051.10 and \$45,381.25 (Attachment E and F) will be released in accordance with Government Code Section 66499.7(h) (Subdivision Map Act) after the passage of time for recording claims or liens, which is 90 days after acceptance of the improvements.

The Maintenance Bonds 105557088 in the amount of \$50,420.44 and 105557089 in the amount of \$18,152.50 (Attachment G and H) are provided by the subdivider in accordance with the Subdivision Improvement Agreement. The Maintenance Bonds will be released after the period of one (1) year from the date of acceptance of the improvements if the improvements continue to function satisfactorily.

OTHER AGENCY INVOLVEMENT:

None.

FINANCING:

There is no financial impact to the General Fund. The cost of the bond release processing is funded with developer fees and collected with the application. Sufficient appropriations are available in the County Surveyor budget (Fund 001, Unit 8196) to finance the nominal cost of postage.

Prepared by: Saba Engineer, P.E., Senior Civil Engineer, (831) 755-4940

Approved by:

Robert K. Murdoch, P.E., Director of Public Works

Benny J. Young, RMA Director

Dated: March 24, 2014

Attachments: Attachment A-Subdivision Improvement Agreement; Attachment B-LandSet Engineers, Inc. letter of completion; Attachment C and D-Performance Bonds; Attachment E and F-Payment Bonds; Attachment G and H-Maintenance Bonds; Location Map (Attachments on file with the Clerk of the Board)