



## Legislation Details (With Text)

**File #:** 20-1080 **Version:** 1  
**Type:** Agenda Item **Status:** Approved  
**File created:** 8/11/2020 **In control:** Board of Supervisors  
**On agenda:** 9/29/2020 **Final action:** 9/29/2020  
**Title:** Department of Transportation recommending the Board approve and authorize the Chair to sign First Amendment to Agreement 17-54790 to Make Subdivision Improvements for Class 1 Subdivision between County and Owner, Lennar Homes of California, Inc., for Carson Creek 2A, Phase 2, TM 06-1428R, extending the performance period to March 5, 2021.

**FUNDING:** Developer Funded.

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. A - Approved CRS, 2. B - Amendment 1 to AGMT 17-54790, 3. C - AGMT 17-54790 FE, 4. Executed Agreement 17-54790

Date	Ver.	Action By	Action	Result
9/29/2020	1	Board of Supervisors	Approved	Pass

Department of Transportation recommending the Board approve and authorize the Chair to sign First Amendment to Agreement 17-54790 to Make Subdivision Improvements for Class 1 Subdivision between County and Owner, Lennar Homes of California, Inc., for Carson Creek 2A, Phase 2, TM 06-1428R, extending the performance period to March 5, 2021.

**FUNDING:** Developer Funded.

### DISCUSSION / BACKGROUND

On March 6, 2018 (Item 25), the Board of Supervisors approved the Final Map and Agreement to Make Subdivision Improvements for Class 1 Subdivision between County and Owner, Lennar Homes of California, Inc. (AGMT 17-54790) for Carson Creek 2A, Phase 2 subdivision.

Resolution 96-95 authorizes the Department of Transportation (Transportation) director to sign a one-time, twelve (12) month extension of improvement agreement performance periods. However, due to an issue with the reporting function of the tracking system and staffing turnovers/shortages, execution of the first amendment to AGMT 17-54790 (Amendment) was delayed which resulted in a lapse of the performance period. In order to correct this, staff is requesting a one year performance period extension to extend the performance period to March 5, 2021. Since the performance period extension exceeds the authority of the Transportation director under Resolution 96-95, Transportation is bringing the Amendment to the Board for approval.

The construction of this subdivision is substantially complete, however, the Developer needs to be within the performance period of the agreement in order to complete any remaining items and finalize the project. Transportation requires a valid performance period at project completion.

### ALTERNATIVES

N/A

**PRIOR BOARD ACTION**

Outlined in the Discussion / Background section above.

**OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel

**CAO RECOMMENDATION / COMMENTS**

Approve as recommended.

**FINANCIAL IMPACT**

There is no fiscal impact or change to Net County Cost associated with this item.

**CLERK OF THE BOARD FOLLOW UP ACTIONS**

- 1) The Clerk of the Board will obtain the Chair's signature on two (2) originals of the Amendment with Lennar Homes of California, Inc.
- 2) The Clerk of the Board will forward one (1) signed original Amendment to the Chief Administrative Office, Procurement and Contracts Division, attention Tara Baird, for further processing.

**STRATEGIC PLAN COMPONENT**

Infrastructure

**CONTACT**

Rafael Martinez, Director  
Department of Transportation