



Legislation Details (With Text)

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Type: Agenda Item **Status:** Approved

File created: 11/3/2022 **In control:** Board of Supervisors

On agenda: 12/13/2022 **Final action:** 12/13/2022

Title: Department of Transportation recommending the Board approve and authorize the Chair to sign Second Amendment to Agreement 19-54914 to Make Subdivision Improvements for Class 1 Subdivision between County and Owner, Lennar Winncrest, LLC for Bell Ranch - Unit 1, TM 96-1321-R (Supervisory District 1), extending the performance period to December 17, 2023.

FUNDING: Developer Funded.

Sponsors:

Indexes:

Code sections:

Attachments: 1. A - Counsel Approval, 2. B - Amend 2 to AGMT 19-54914, 3. C - AGMT 19-54914 and Amend 1, 4. Executed Amendment 2 to Agreement 19-54914

Date	Ver.	Action By	Action	Result
12/13/2022	1	Board of Supervisors	Approved	Pass

Department of Transportation recommending the Board approve and authorize the Chair to sign Second Amendment to Agreement 19-54914 to Make Subdivision Improvements for Class 1 Subdivision between County and Owner, Lennar Winncrest, LLC for Bell Ranch - Unit 1, TM 96-1321-R (Supervisory District 1), extending the performance period to December 17, 2023.

FUNDING: Developer Funded.

DISCUSSION / BACKGROUND

On December 17, 2019 (Item 41, Legistar 19-1758), the Board of Supervisors (Board) approved the Final Map and Agreement to Make Subdivision Improvements for Class 1 Subdivision between County and Owner, Lennar Winncrest, LLC for Bell Ranch - Unit 1, TM 96-1321-R, Agmt #19-54914 (Agreement).

Resolution 96-95 authorizes the Department of Transportation (Transportation) Director to sign a one-time, twelve (12) month extension of improvement agreement performance periods. On November 26, 2019, the Transportation Director signed Amendment 1 to the Agreement under this authority, extending the performance period to December 17, 2022.

The construction of this subdivision is largely 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. Resolution 96-95 requires the Board to approve subsequent extensions. Therefore, staff is requesting Board approval for a one year performance period extension to extend the performance period to December 17, 2023.

ALTERNATIVES

N/A

PRIOR BOARD ACTION

See 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 Winncrest, LLC.
- 2) The Clerk of the Board will forward one (1) signed original Amendment to Department of Transportation, attn: Lindsay Tallman, for further processing.

STRATEGIC PLAN COMPONENT

Infrastructure

CONTACT

Rafael Martinez, Director
Department of Transportation