



## Legislation Text

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**File #:** 20-1126, **Version:** 1

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Department of Transportation recommending the Board approve and authorize the Chair to sign First Amendment to Agreement to Make Subdivision Improvements for Class 1 Subdivision between County and Owner, Lennar Homes of California, Inc., for Carson Creek Unit 3, Phase 2, TM 14-1519-F-2, extending the performance period to December 19, 2021.

**FUNDING:** Developer Funded.

### **DISCUSSION / BACKGROUND**

On December 19, 2017 (Item 29), 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 17-54760) for Carson Creek Unit 3, 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 staffing turnover/shortages, execution of the first amendment to AGMT 17-54760 (Amendment) was delayed which resulted in a lapse of the performance period. In order to correct this, staff is requesting a two year performance period extension to extend the performance period to December 19, 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 Tyler Prince, for further processing.

**STRATEGIC PLAN COMPONENT**

Infrastructure

**CONTACT**

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Department of Transportation