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# County of El Dorado

## Legislation Text

**File #:** 20-1083, **Version:** 1

Department of Transportation recommending the Board approve and authorize the Chair to sign First Amendment to Road Improvement Agreement for North Silver Dove Way, Offsite Improvements Agreement 18-54823 with Lennar Winncrest, LLC, extending the performance period to May 21, 2021.

**FUNDING:** Developer Funded.

**DISCUSSION / BACKGROUND**

On May 22, 2018 (Item 21), the Board approved the Offsite Road Improvement Agreement (RIA) for North Silver Dove Way, TM 00-1371-R / TM 00-1371-E, Agreement #18-54823, with Lennar Winncrest, LLC (Developer). The RIA defined the obligations of the Developer for the performance of the work within the County Right of Way.

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 transitions and a higher than normal workload, processing of this amendment was delayed which resulted in a lapse of the performance period. In order to correct the lapse, staff is requesting a one (1) year performance period extension to extend the performance period to May 21, 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**

See Discussion / Background section above.

**OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel

**CAO RECOMMENDATION / COMMENTS**

Approve as recommended.

**FINANCIAL IMPACT**

The requested Board action has no associated fiscal impact or change to Net County Cost.

## 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 the Chief Administrative Office, Procurement and Contracts Division, attention Matthew Potter for further processing.

## STRATEGIC PLAN COMPONENT

Infrastructure

## CONTACT

Rafael Martinez, Director
Department of Transportation