

**RESOLUTION No 2014-2015**

**A RESOLUTION RESCINDING RESOLUTION NO. 2014-2009 AND  
ACCEPTING THE WASTE GAS BURNER SYSTEM REPLACEMENT  
FOR  
LAS GALLINAS VALLEY SANITARY DISTRICT**

**WHEREAS**, GSE Construction Company, Inc., of Livermore, CA, executed a contract on May 23, 2013 in the amount of \$238,000.00 to complete Waste Gas Burner System Replacement project, Job No. 10600-08, scope defined in Contract Documents and Specifications dated March 2013 prepared by District staff, for District ownership and maintenance;

**WHEREAS**, the District has authorized change orders in the total amount of -\$2,171.00, for a total final project cost of \$235,829.00; and

**WHEREAS**, Michael P. Cortez, District Engineer for the Las Gallinas Valley Sanitary District by a Notice of Completion dated June 26, 2014, a copy of which is attached hereto as Exhibit A, has acknowledged that the aforementioned improvements have been installed, tested by the District, and found to be acceptable to the District, for District ownership and maintenance; and

**WHEREAS**, the Board adopted Resolution No. 2014-2009 on June 26, 2014 which accepted the Waste Gas Burner System Replacement as Job No. 11600-08, a copy of which is attached as Exhibit B and by reference incorporated herein; and

**WHEREAS**, it was subsequently determined that the correct Job No. is 10600-08.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Directors of the Las Gallinas Valley Sanitary District herein approves the Notice of Acceptance of Completion for recordation with the Marin County Recorder.

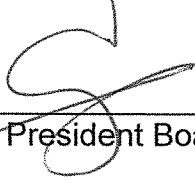
\* \* \* \* \*

I hereby certify that the forgoing is a full, true, and correct copy of a resolution duly and regularly passed and adopted by the Sanitary Board of the Las Gallinas Valley Sanitary District, Marin County, California, at a meeting thereof held on the 11<sup>th</sup> day of September 2014, by the following vote of the members thereof:

AYES, and in favor thereof, Members: Clark, Elias, Greenfield, Murray,  
NOES, Members: none Schrieberman  
ABSTAIN, Members: none  
ABSENT, Members: none

Nanci A. Turnbull  
Nanci A. Turnbull, District Secretary Pro Tem  
Las Gallinas Valley Sanitary District

APPROVED:



(seal)

Craig K. Murray, President Board of Directors



# Exhibit A

Notice of Acceptance of Completion  
Waste Gas Burner System Replacement

3/11/20



2014-0038851

Recorded at the Request of:  
**Las Gallinas Valley Sanitary District**

Recorded	REC FEE	0.00
Official Records	CONFORMED COPY	0.00
County of Marin		
RICHARD N. BENSON		
Assessor-Recorder		
County Clerk		
	JN	
12:30PM 18-Sep-2014	Page 1 of 3	

When Recorded Mail to:  
**Las Gallinas Valley Sanitary District**  
300 Smith Ranch Road  
San Rafael, CA 94903

**RECORD WITHOUT FEE  
PER G.C. 27383**

Space above this Line for Recorder's Use

**REVISED NOTICE OF ACCEPTANCE OF COMPLETION**

**LAS GALLINAS VALLEY SANITARY DISTRICT  
MARIN COUNTY, CALIFORNIA**

**WASTE GAS BURNER SYSTEM REPLACEMENT**

NOTICE IS HEREBY GIVEN, Pursuant to Section 3093 of the Civil Code of the State of California, that Michael P. Cortez, District Engineer for the Las Gallinas Valley Sanitary District, Marin County, California, on the 11<sup>th</sup> day of September, 2014, did file with the Secretary of said District a Statement of Completion of the following described work, the Waste Gas Burner System Replacement project, Job No. 10600-08, the contract for doing which was awarded to GSE Construction Company, Inc., of Livermore, California, and entered into on March 23, 2013. A copy of said Statement of Completion is attached hereto and incorporated by reference herein as Attachment 1. This notice has been revised to reflect the correct Job No. 10600-08.

That said work and improvements are public improvements owned and held by said District for the benefit of the public, and were actually completed on 29th day of January, 2014. Acceptance of completion of said work was ordered by the District Board on September 11, 2014 and the name of the surety on the contractor's Faithful Performance Bond and Payment Bond for said project is Fidelity and Deposit Company of Maryland.

That said work and improvements consisted of the performing of all work and furnishing of all labor, materials, equipment and all utility and transportation services required for the installation of the Waste Gas Burner System Replacement project, all as more particularly described in the plans and specifications approved by the Board of Directors of said District on March 14, 2013.

The site of the construction and improvements was in and around 300 Smith Ranch Road, San Rafael, CA 94903.

OWNER: Las Gallinas Valley Sanitary District  
300 Smith Ranch Road  
San Rafael, CA 94903

**VERIFICATION**

I, the undersigned, declare that I am the General Manager and duly authorized representative for the Las Gallinas Valley Sanitary District, Marin County, California, and that I have read the foregoing notice, know its contents, and that the facts therein stated are true to the best of my knowledge and belief.

(CONTINUED NEXT PAGE)

I certify (or declare) under penalty of perjury that the forgoing is true and correct.

Executed at San Rafael, California, this 16<sup>th</sup> day of September 2014.

LAS GALLINAS VALLEY SANITARY DISTRICT

  
Mark R Williams, General Manager

STATE OF CALIFORNIA)

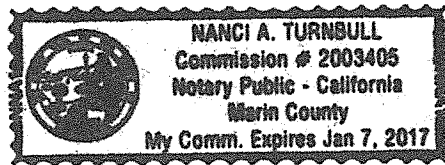
) ss.

COUNTY OF MARIN )

On 9/16, 2014, before me, Nanci A. Turnbull, Notary Public, personally appeared Mark R. Williams, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature: Nanci A. Turnbull  
Notary Public

(Seal)



**DISTRICT BOARD**

Rabi Elias  
Megan Clark  
Russ Greenfield  
Craig K. Murray  
Judy Schriebman

**DISTRICT ADMINISTRATION**

Mark R. Williams,  
General Manager  
Michael Cortez,  
District Engineer  
Mel Liebmann,  
Plant Manager  
Janice Mandler,  
Collection System/Safety Manager  
Susan McGuire,  
Administrative Services Manager

**ATTACHMENT 1**

**REVISED STATEMENT OF COMPLETION**

**WASTE GAS BURNER SYSTEM REPLACEMENT (JOB NO. 10600-08)**

I, Michael P. Cortez, District Engineer, for the Las Gallinas Valley Sanitary District, Marin County, California, do hereby certify that work and improvements described in the contract, which was entered into by and between Las Gallinas Valley Sanitary District and GSE Construction Company, Inc., of Oakland, California, dated May 23, 2013, was completed to my satisfaction on January 29, 2014. This notice has been revised to reflect the correct Job No. 10600-08.

That said work and improvements are more particularly described in the Contract Documents dated March 2013, prepared by District staff, approved by the Sanitary Board of said District, and advertised for public bidding on March 14, 2013.

I understand that neither the determination of completeness of the work, nor acceptance of the work by the District, shall operate to bar claims against the Contractor under the terms of the guarantee provisions of the Contract Documents.

Dated: September 11, 2014

By:

Michael P. Cortez, PE  
District Engineer

RESOLUTION No 2014-2009

A RESOLUTION ACCEPTING THE  
WASTE GAS BURNER SYSTEM REPLACEMENT  
FOR  
LAS GALLINAS VALLEY SANITARY DISTRICT

WHEREAS, GSE Construction Company, Inc., of Livermore, CA, executed a contract on May 23, 2013 in the amount of \$238,000.00 to complete Waste Gas Burner System Replacement project, Job No. 11600-08, scope defined in Contract Documents and Specifications dated March 2013 prepared by District staff, for District ownership and maintenance;

WHEREAS, the District has authorized change orders in the total amount of -\$2,171.00, for a total final project cost of \$235,829.00; and

WHEREAS, Michael P. Cortez, District Engineer for the Las Gallinas Valley Sanitary District by a Notice of Completion dated June 26, 2014, a copy of which is attached hereto as Exhibit A, has acknowledged that the aforementioned improvements have been installed, tested by the District, and found to be acceptable to the District, for District ownership and maintenance.

NOW, THEREFORE, the Board of Directors of the Las Gallinas Valley Sanitary District herein approves the Notice of Acceptance of Completion for recordation with the Marin County Recorder.

\* \* \* \* \*

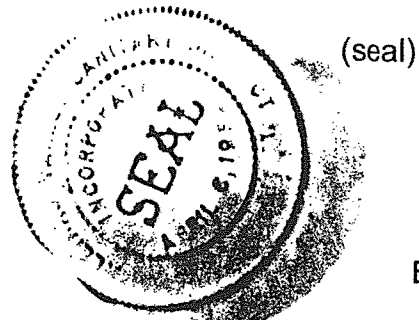
I hereby certify that the forgoing is a full, true, and correct copy of a resolution duly and regularly passed and adopted by the Sanitary Board of the Las Gallinas Valley Sanitary District, Marin County, California, at a meeting thereof held on the 26<sup>th</sup> day of June 2014, by the following vote of the members thereof:

AYES, and in favor thereof, Members: Clark, Elias, Greenfield, Murray,  
NOES, Members: none Schrieblman  
ABSTAIN, Members: none  
ABSENT, Members: none

Nanci A. Turnbull  
Nanci A. Turnbull, District Secretary Pro Tem  
Las Gallinas Valley Sanitary District

APPROVED:

[Signature]  
Craig K. Murray, President Board of Directors

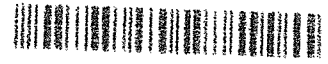


# Exhibit A

Notice of Acceptance of Completion  
Waste Gas Burner System Replacement



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2014-0027527

RECORDED  
L.G.V.S.D.

Recorded  
Official Records  
County of  
Marin  
RICHARD N. BENSON  
Assessor-Recorder  
County Clerk  
REC FEE 0.00  
12:08PM 02-Jul-2014 Page 1 of 3

Recorded at the Request of:  
Las Gallinas Valley Sanitary District

When Recorded Mail to:  
Las Gallinas Valley Sanitary District  
300 Smith Ranch Road  
San Rafael, CA 94903

RECORD WITHOUT FEE  
PER G.C. 27383

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**NOTICE OF ACCEPTANCE OF COMPLETION**

**LAS GALLINAS VALLEY SANITARY DISTRICT  
MARIN COUNTY, CALIFORNIA**

**WASTE GAS BURNER SYSTEM REPLACEMENT**

NOTICE IS HEREBY GIVEN, Pursuant to Section 3093 of the Civil Code of the State of California, that Michael P. Cortez, District Engineer for the Las Gallinas Valley Sanitary District, Marin County, California, on the 26<sup>th</sup> day of June, 2014, did file with the Secretary of said District a Statement of Completion of the following described work, the Waste Gas Burner System Replacement project, Job No. 11600-08, the contract for doing which was awarded to GSE Construction Company, Inc., of Livermore, California, and entered into on March 23, 2013. A copy of said Statement of Completion is attached hereto and incorporated by reference herein as Attachment 1.

That said work and improvements are public improvements owned and held by said District for the benefit of the public, and were actually completed on 29th day of January, 2014. Acceptance of completion of said work was ordered by the District Board on June 26, 2014 and the name of the surety on the contractor's Faithful Performance Bond and Payment Bond for said project is Fidelity and Deposit Company of Maryland.

That said work and improvements consisted of the performing of all work and furnishing of all labor, materials, equipment and all utility and transportation services required for the installation of the Waste Gas Burner System Replacement project, all as more particularly described in the plans and specifications approved by the Board of Directors of said District on March 14, 2013.

The site of the construction and improvements was in and around 300 Smith Ranch Road, San Rafael, CA 94903.

OWNER: Las Gallinas Valley Sanitary District  
300 Smith Ranch Road  
San Rafael, CA 94903

**VERIFICATION**

I, the undersigned, declare that I am the General Manager and duly authorized representative for the Las Gallinas Valley Sanitary District, Marin County, California, and that I have read the foregoing notice, know its contents, and that the facts therein stated are true to the best of my knowledge and belief.

(CONTINUED NEXT PAGE)

I certify (or declare) under penalty of perjury that the forgoing is true and correct.

Executed at San Rafael, California, this thirtieth day of June 2014.

LAS GALLINAS VALLEY SANITARY DISTRICT

  
Mark R Williams, General Manager

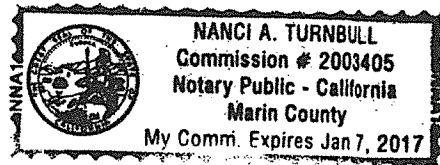
STATE OF CALIFORNIA )  
 ) ss.  
COUNTY OF MARIN )

On 6/30/2014, 2014, before me, Nanci A. Turnbull, Notary Public, personally appeared Mark R. Williams, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: Nanci A. Turnbull  
Notary Public



(Seal)



**DISTRICT BOARD**

Rabi Elias  
Megan Clark  
Russ Greenfield  
Craig K. Murray  
Judy Schriebman

**DISTRICT ADMINISTRATION**

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General Manager  
Michael Cortez,  
District Engineer  
Mel Liebmann,  
Plant Manager  
Janice Mandler,  
Collection System/Safety Manager  
Susan McGuire,  
Administrative Services Manager

**ATTACHMENT 1**

**STATEMENT OF COMPLETION**

**WASTE GAS BURNER SYSTEM REPLACEMENT (JOB NO. 11600-08)**

I, Michael P. Cortez, District Engineer, for the Las Gallinas Valley Sanitary District, Marin County, California, do hereby certify that work and improvements described in the contract, which was entered into by and between Las Gallinas Valley Sanitary District and GSE Construction Company, Inc., of Oakland, California, dated May 23, 2013, was completed to my satisfaction on January 29, 2014.

That said work and improvements are more particularly described in the Contract Documents dated March 2013, prepared by District staff, approved by the Sanitary Board of said District, and advertised for public bidding on March 14, 2013.

I understand that neither the determination of completeness of the work, nor acceptance of the work by the District, shall operate to bar claims against the Contractor under the terms of the guarantee provisions of the Contract Documents.

Dated: June 26, 2014

By:

Michael P. Cortez, PE  
District Engineer