

RESOLUTION No 2016-2078

A RESOLUTION ACCEPTING THE
PLANT IMPROVEMENTS 2015 PHASE 1
FOR
LAS GALLINAS VALLEY SANITARY DISTRICT

WHEREAS, West Bay Builders, Inc., of Novato, CA, executed a contract on March 26, 2015 in the amount of \$1,854,500 to complete PLANT IMPROVEMENTS 2015 PHASE 1 project, Job No. 12600-02, scope defined in Contract Documents and Specifications dated January 2015 prepared by District staff, for District ownership and maintenance;

WHEREAS, the District has authorized change orders in the total amount of \$173,694, for a total final project cost of \$2,028,194; and

WHEREAS, Michael P. Cortez, District Engineer for the Las Gallinas Valley Sanitary District by a Notice of Completion dated September 8, 2016, 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 8th day of September 2016, by the following vote of the members thereof:

AYES, and in favor thereof, Members: Clark, Elias, Greenfield, Murray, Schriebman
NOES, Members: None.
ABSTAIN, Members: None.
ABSENT, Members: None.



Teresa L. Lerch, District Secretary
Las Gallinas Valley Sanitary District

APPROVED:


Judy Schriebman, President Board of Directors



(seal)

Exhibit A

Notice of Acceptance of Completion
PLANT IMPROVEMENTS 2015 PHASE 1

4
FREE

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

2016-0042168
Recorded
Official Records
County of
Marin
RICHARD N. BENSON
Assessor-Recorder
County Clerk
REC FEE 0.00
RS
12:22PM 19-Sep-2016 Page 1 of 4

RECEIVED

OCT -7 2016

L.G.V.S.D.

Space above this Line for Recorder's Use

NOTICE OF ACCEPTANCE OF COMPLETION

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

PLANT IMPROVEMENTS 2015 PHASE 1

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 8th day of September, 2016, did file with the Secretary of said District a Statement of Completion of the following described work, the Plant Improvements 2015 Phase 1 project, Job No. 12600-02, the contract for doing which was awarded to West Bay Builders, Inc., of Novato, California, and entered into on March 26, 2015. 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 30th day of June, 2016. Acceptance of completion of said work was ordered by the District Board on September 8, 2016 and the name of the surety on the contractor's Faithful Performance Bond and Payment Bond for said project is The Berkley Insurance Company.

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 Plant Improvements 2015 Phase 1 project, all as more particularly described in the plans and specifications approved by the Board of Directors of said District on January 13, 2015.

The site of the construction and improvements was in and around San Rafael, California.

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

VERIFICATION

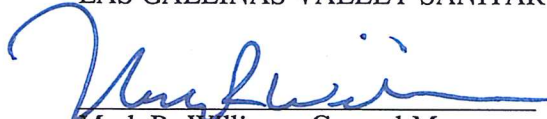
I, the undersigned, declare that I am the General Manager and duly authorized representative for the Las Gallinas Valley Sanitary District, Marin County, California, and that I have read the foregoing notice, know its contents, and that the facts therein stated are true to the best of my knowledge and 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 Sixteenth day of September 2016.

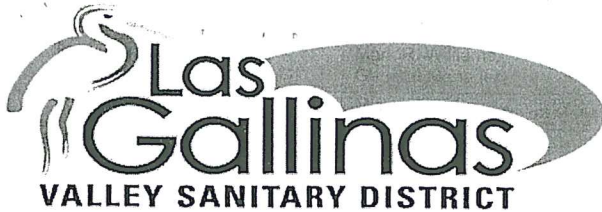
LAS GALLINAS VALLEY SANITARY DISTRICT


Mark R. Williams, General Manager

SEAL

ACKNOWLEDGEMENT





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
Susan McGuire,
Administrative Services Manager
Greg Pease,
Collection System/Safety Manager

ATTACHMENT 1

STATEMENT OF COMPLETION

PLANT IMPROVEMENTS 2015 PHASE 1 (JOB NO. 12600-02)

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 West Bay Builders, Inc., of Novato, CA, dated March 26, 2015, was completed to my satisfaction on June 30, 2016.

That said work and improvements are more particularly described in the Contract Documents dated January 2015, prepared by District staff, approved by the Sanitary Board of said District, and advertised for public bidding on January 13, 2015.

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 8, 2016

By:

Michael P. Cortez, PE
District Engineer

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Marin)
On September 16, 2016 before me, Teresa Lerch, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Mark R. Williams
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) S are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) 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 Teresa Lerch
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____ Document Date: _____
Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____