

RESOLUTION No 2013-1971

A RESOLUTION ACCEPTING THE  
RECYCLED WATER FACILITY  
FOR  
Las Gallinas Valley Sanitary District

**WHEREAS**, GSE Construction Company, Inc., of Pleasanton, CA, executed a contract on September 26, 2011 in the amount of \$6,830,000.00 to complete Recycled Water Facility project, scope defined in Contract Documents dated September 2011 prepared by Aqua Engineering of Bountiful, Utah, for District ownership and maintenance;

**WHEREAS**, the District has authorized change orders in the total amount of \$546,315, for a total final project cost of \$7,376,315.00; and

**WHEREAS**, Michael P. Cortez, District Engineer for the Las Gallinas Valley Sanitary District by a Notice of Completion dated February 14, 2013, 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 14<sup>th</sup> day of February 2013, by the following vote of the members thereof:

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

*Carolyn A. Memmott*  
\_\_\_\_\_  
Carolyn A. Memmott, District Secretary  
Las Gallinas Valley Sanitary District

APPROVED:

*Megan Clark*  
\_\_\_\_\_  
Megan Clark, President Board of Directors



# Exhibit A

Notice of Acceptance of Completion  
Recycled Water Facility



2013-0011876

|  |         |             |
|--|---------|-------------|
| Recorded<br>Official Records<br>County of<br>Marin<br>RICHARD N. BENSON<br>Assessor-Recorder<br>County Clerk | REC FEE | 0.00        |
| 01:53PM 20-Feb-2013  | a       | Page 1 of 3 |

RECEIVED

MAR 18 2013

L.G.V.S.D.

~~RECEIVED~~

~~MAR 15 2013~~

~~L.G.V.S.D.~~

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

Space above this Line for Recorder's Use

**NOTICE OF ACCEPTANCE OF COMPLETION**

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

**RECYCLED WATER FACILITY**

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 14<sup>th</sup> day of February, 2013, did file with the Secretary of said District a Statement of Completion of the following described work, the Recycled Water Facility project, the contract for doing which was awarded to GSE Construction Company, Inc., of Pleasanton, California, and entered into on September 26, 2011. 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 6th day of December, 2012. Acceptance of completion of said work was ordered by the District Board on February 14, 2013 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 Recycled Water Facility project, all as more particularly described in the plans and specifications approved by the Board of Directors of said District on July 28, 2011.

The site of the construction and improvements was in and around the Las Gallinas Valley Sanitary District, 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)







**DISTRICT BOARD**

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

**DISTRICT ADMINISTRATION**

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

**ATTACHMENT 1**

**STATEMENT OF COMPLETION**

**RECYCLED WATER FACILITY**

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 Pleasanton, California, dated September 26, 2011, was completed to my satisfaction on December 6, 2012.

That said work and improvements are more particularly described in the Contract Documents dated September 2011, prepared by Aqua Engineering of Bountiful, Utah, approved by the Sanitary Board of said District, and advertised for public bidding on July 18, 2011.

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: February 14, 2013

By:

Michael P. Cortez, PE  
District Engineer