

RESOLUTION No 2017-2105

A RESOLUTION ACCEPTING THE  
DBF VALVE 7 & 8 AND EFFLUENT BOX WEIR REPLACEMENT  
FOR

LAS GALLINAS VALLEY SANITARY DISTRICT

WHEREAS, Western Water Constructors, Inc., of Santa Rosa, California, executed a contract on November 22, 2016 in the amount of \$57,000 to complete DBF VALVE 7 & 8 AND EFFLUENT BOX WEIR REPLACEMENT project, JOB NO. 2367-600, scope defined in Contract Documents and Specifications dated October 2016 prepared by District staff, for District ownership and maintenance;

WHEREAS, Western Water Constructors, Inc. completed the project without change orders; and

WHEREAS, Michael P. Cortez, District Engineer for the Las Gallinas Valley Sanitary District by a Notice of Completion dated September 14, 2017, 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.

\* \* \* \* \*

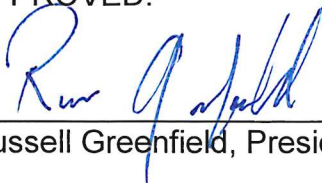
I hereby certify that the forgoing is a full, true, and correct copy of a resolution duly and regularly passed and adopted by the Sanitary Board of the Las Gallinas Valley Sanitary District, Marin County, California, at a meeting thereof held on the 14<sup>th</sup> day of September 2017, by the following vote of the members thereof:

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



Teresa Lerch, District Secretary  
Las Gallinas Valley Sanitary District

APPROVED:

  
Russell Greenfield, President Board of Directors



(seal)

# Exhibit A

Notice of Acceptance of Completion  
DBF VALVE 7 & 8 AND EFFLUENT BOX WEIR REPLACEMENT

*Free*



2017-0037763

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

Recorded  
Official Records  
County of  
Marin  
RICHARD N. BENSON  
Assessor-Recorder  
County Clerk  
REC FEE 0.00  
50  
Page 1 of 4  
11:35AM 21-Sep-2017

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

RECEIVED  
OCT 11 2017  
L.G.V.S.D.

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**

**DBF VALVE 7 & 8 AND EFFLUENT BOX WEIR 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 14<sup>th</sup> day of September 2017, did file with the Secretary of said District a Statement of Completion of the following described work, the DBF VALVE 7 & 8 AND EFFLUENT BOX WEIR REPLACEMENT project, Job No. 2367-600, the contract for doing which was awarded to Western Water Constructors, Inc., of Santa Rosa, California, and entered into on November 22, 2016. 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 23<sup>rd</sup> day of July, 2017. Acceptance of completion of said work was ordered by the District Board on September 14, 2017 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 DBF VALVE 7 & 8 AND EFFLUENT BOX WEIR REPLACEMENT project, all as more particularly described in the plans and specifications approved by the Board of Directors of said District on October 13, 2016.

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 18<sup>th</sup> day of September 2017.

LAS GALLINAS VALLEY SANITARY DISTRICT

*Mark R. Williams*  
Mark R. Williams, General Manager



STATE OF CALIFORNIA)

) ss.

COUNTY OF MARIN )

On \_\_\_\_\_, 2017, before me, Teresa Lerch, 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.

*See Attached*

Signature: \_\_\_\_\_  
Notary Public

(Seal)

**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 18, 2017 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) is/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 [Handwritten Signature]  
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: notice of completion DBF Jakes Document Date: 9.18.17  
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: \_\_\_\_\_

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

**ATTACHMENT 1****STATEMENT OF COMPLETION****DBF VALVE 7 & 8 AND EFFLUENT BOX WEIR REPLACEMENT (JOB NO. 2367-600)**

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 Western Water Constructors, Inc., of Santa Rosa, California, dated November 22, 2016, was completed to my satisfaction on July 23, 2017.

That said work and improvements are more particularly described in the Contract Documents dated October 2016, prepared by District staff, approved by the Sanitary Board of said District, and advertised for public bidding on October 13, 2016.

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 14, 2017

By:

Michael P. Cortez, PE  
District Engineer