

**RESOLUTION #09-48**

**A RESOLUTION OF THE ALBANY CITY COUNCIL ACCEPTING IMPROVEMENTS AS COMPLETE AND DIRECTING FILING OF THE NOTICE OF COMPLETION FOR CONTRACT NO. C09-03 ALBANY PRE-SCHOOL SEISMIC IMPROVEMENT PROJECT.**

**WHEREAS**, by agreement dated June 15, 2009, the City of Albany contracted with A & E Emaar, to construct Contract No. C09-03 (Albany Pre-school Seismic improvement Project), in accordance with the official plans and specifications prepared therefor, copies of which are on file in the Community Development Department offices; and,

**WHEREAS**, a Notice of Completion has been prepared, a copy of which is attached hereto, marked Exhibit "A," and included herein by reference; and,

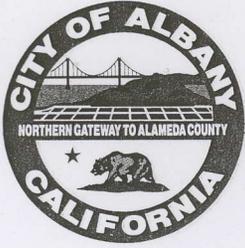
**WHEREAS**, an inspection of the project construction was completed on October 26, 2009, and at that time, all items were found to be complete and all work was found to be in compliance with the approved drawings and specifications.

**NOW, THEREFORE, BE IT RESOLVED**

1. The work described as Contract No C09-03, Albany Pre-school Seismic improvement Project, is hereby accepted.
2. The City Clerk is authorized and directed to file the original of Notice of Completion in the office of the Alameda County Recorder.



Mayor Marge Atkinson



# City of Albany

1000 SAN PABLO AVENUE • ALBANY, CALIFORNIA 94706-2295

**CITY ADMINISTRATOR**  
PH. (510) 528-5710  
FAX (510) 528-5797

**CITY ATTORNEY**  
PH. (510) 524-9205  
FAX (510) 526-9190

**CITY CLERK**  
PH. (510) 528-5720  
FAX (510) 528-5797

**CITY COUNCIL**  
PH. (510) 528-5720  
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**COMMUNITY DEVELOPMENT &  
ENVIRONMENTAL RESOURCES**

- Building
- Engineering
- Environmental Resources
- Maintenance
- Planning

PH. (510) 528-5760  
FAX (510) 524-9359

**FINANCE & ADMINISTRATIVE  
SERVICES**

**CITY TREASURER**  
PH. (510) 528-5730  
FAX (510) 528-2743

**FIRE & EMERGENCY MEDICAL  
SERVICES**

PH. (510) 528-5771  
FAX (510) 528-5774

**PERSONNEL**

PH. (510) 528-5714  
FAX (510) 528-5797

**POLICE**

PH. (510) 525-7300  
FAX (510) 525-1360

**RECREATION & COMMUNITY  
SERVICES**

1249 Marin Avenue  
PH. (510) 524-9283  
FAX (510) 528-8914

- Friendship Club/  
Childcare Program  
PH. (510) 524-0135
- Senior Center  
PH. (510) 524-9122  
FAX (510) 524-8940
- Teen Center  
PH. (510) 525-0576

**RESOLUTION NO.** 09-48

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,

this 16th day of November, 2009, by the following votes:

AYES: Council Members Lieber, Thomsen, Wile & Mayor Atkinson

NOES: None

ABSENT: None

ABTAIN: Council Member Javandel

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this 17th

day of November, 20 09.

  
JACQUELINE L. BUCHOLZ, CMC  
CITY CLERK

The City of Albany is dedicated to maintaining its small town ambience, responding to the needs of the community,  
and providing a safe, healthy environment now and in the future.



PRINTED ON RECYCLED PAPER

Recorded at the request of:  
CITY OF ALBANY

When Recorded, Mail to:  
City Clerk  
City of Albany  
1000 San Pablo Avenue  
Albany, CA 94706

(Space Above for Recorder's Use)

## EXHIBIT "A"

### NOTICE OF COMPLETION AND ACCEPTANCE OF PUBLIC WORK

Notice is hereby given by the City of Albany, a municipal corporation, located in Alameda County, State of California, with its principal offices at City Hall, 1000 San Pablo Avenue, Albany, CA 94706, of the following:

That it has caused the construction and installation of the following described public work upon the following described real property; and the furnishing of all labor, materials, methods or processes, implements, tools, machinery, equipment, transportation, and services necessary to accomplish same, to wit: **Albany Pre-school Seismic Improvements Project, Contract No. C09-03, Seismic retrofitting work at the foundation of the 850 Masonic Avenue Building.**

That said City of Albany is in possession of said real property and owns a fee simple estate or an easement for public use therein;

That said work was done in accordance with plans and specifications therefore approved and adopted by said City of Albany, and said work was done pursuant to a public works contract dated **June 15, 2009**, duly awarded by said City of Albany to **A & E Emaar, 727 San Pablo Avenue, #220, Albany, California 94706**, and was accepted by the City Council of the City of Albany as complete on November 16, 2009.

That the undersigned certifies that she is authorized to and does make this verification on behalf of the City of Albany; that she has read the foregoing notice and knows the contents thereof; and that the undersigned declares under penalty of perjury that the foregoing is true and correct to the best of his knowledge.

Executed on Nov. 16, 2009, at Albany, California.

CITY OF ALBANY  
A Municipal Corporation

By Ana Bernardes.  
Ana Bernardes, Project Manager  
City of Albany