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RESOLUTION #2014-1

**A RESOLUTION OF THE ALBANY CITY COUNCIL ACCEPTING
IMPROVEMENTS AS COMPLETE AND DIRECTING FILING OF THE
NOTICE OF COMPLETION FOR BUCHANAN/ MARIN BIKEWAY, PIERCE
ST. TO SAN PABLO AVE, CONTRACT NO. C12-2, FEDERAL PROJECT CML
5178(012), FTIP ID NO. ALA110030**

WHEREAS, by agreement dated November 15, 2012, the City of Albany ("City") contracted with Prism Engineering, Inc of Hayward, CA ("Prism"), to perform the contract ("Contract") and construct the work ("Work") under Contract No. C12-2 (Buchanan/Marin Bikeway, Pierce St. to San Pablo Ave Federal Project CML 5178(012), FTIP ID No. ALA110030), in accordance with the Contract Documents prepared therefor, copies of which are on file in the City's Community Development Department offices; and,

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

WHEREAS, an inspection of the Work was completed on December 12, 2013, and at that time, all items of Work were found to be complete, and all the Work was found to be in compliance with the approved drawings and specifications; and,

WHEREAS, the Work has been satisfactorily completed, Prism has not, as yet, completed all its administrative obligations under the Contract,

NOW, THEREFORE, BE IT RESOLVED,

1. The Work described under Contract No C12-2, Buchanan/Marin Bikeway, Pierce St. to San Pablo Ave Federal Project CML 5178(012), FTIP ID No. ALA110030, is hereby accepted.

2. The City Clerk is authorized and directed to file the original of Notice of Completion of the Work in the office of the Alameda County Recorder.


MAYOR

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: **Buchanan/ Marin Bikeway, Pierce St. to San Pablo Ave, Contract No. C12-2, Federal Project CML 5178(012), FTIP ID No. ALA110030.**

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 **November 15, 2012**, duly awarded by said City of Albany to **Prism Engineering Inc., Hayward CA 94545**, and was accepted by the City Council of the City of Albany as complete on February 3, 2014.

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 her knowledge.

Executed on 2/3, 2014, at Albany, California.

CITY OF ALBANY
A Municipal Corporation

By Ana Bernardes
Ana Bernardes, Project Manager
City of Albany



City of Albany

1000 San Pablo Avenue • Albany, California 94706
(510) 528-5710 • www.albanyca.org

RESOLUTION NO. 2014-1

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

The 3rd day of February, 2014, by the following votes:

AYES: Council Members Atkinson, Barnes, Maass, Vice Mayor Wile & Mayor Thomsen

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this 4th
day of February, 2014.

Eileen Harrington
DEPUTY CITY CLERK