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**RESOLUTION NO. 2014-46**  
**A RESOLUTION OF THE ALBANY CITY COUNCIL ACCEPTING**  
**IMPROVEMENTS AND DIRECTING FILING OF THE NOTICE OF**  
**COMPLETION FOR CONTRACT NO. C13-21: CONSTRUCTION OF 2013**  
**SEWER IMPROVEMENT PROJECT: KEY ROUTE BLVD, CORNELL**  
**AVE AND TALBOT AVENUE**

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WHEREAS, by agreement signed December 17, 2013, the City of Albany contracted with Darcy and Harty Construction, Inc. to construct Contract No. C13-21 (Sewer Improvement Project: Key Route Blvd, Cornell Ave and Talbot Ave), in accordance with the project drawings and specifications published by the City dated October 2013; and

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

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WHEREAS, an inspection of the project construction was completed on April 23, 2014 and at that time, all items were found to be complete and all work found to be in compliance with the project drawings and specifications.

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**NOW THEREFORE, BE IT RESOLVED,**

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1. The work described within Contract No. C13-21 Construction of 2013 Sewer Improvement Project: Key Route Blvd, Cornell Ave and Talbot Ave, is hereby accepted.

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

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PEGGY THOMSEN, 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: **Construction of 2013 Sewer Improvement Project: Key Route Blvd, Cornell Ave and Talbot Ave, Contract No. C13-21.**

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;

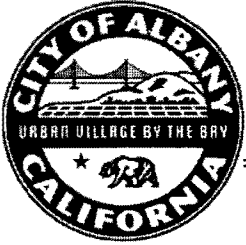
That said work was done in accordance with plans and specifications therefore approved and adopted by said City of Albany, and said work was done pursuant to a public works contract dated **December 17, 2013**, duly awarded by said City of Albany to **Darcy and Harty Construction Inc., San Francisco CA 94124**, and was accepted by the City Council of the City of Albany as complete on May 5, 2014.

That the undersigned certifies that he 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 5th, 2014, at Albany, California.

CITY OF ALBANY  
A Municipal Corporation

By Ray Chan  
Ray Chan, Public Works Director/City Engineer  
City of Albany



# City of Albany

1000 San Pablo Avenue • Albany, California 94706  
(510) 528-5710 • [www.albanyca.org](http://www.albanyca.org)

**RESOLUTION NO. 2014-46**

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

The 5th day of May, 2014, by the following votes:

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

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this 6th  
day of May, 2014.

Eileen Harrington  
DEPUTY CITY CLERK