

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

**RESOLUTION NO. 2017-8**

**A RESOLUTION OF THE ALBANY CITY COUNCIL AUTHORIZING  
PROVISIONAL ACCEPTANCE OF THE COMPLETED IMPROVEMENTS FOR  
THE BRIGHTON AVENUE GREEN STREET IMPROVEMENT CONTRACT  
NO. C16-12, AND AUTHORIZE THE FILING OF THE NOTICE OF  
COMPLETION**

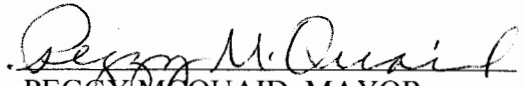
**WHEREAS**, by agreement dated July 25, 2016 the City of Albany contracted with Ray's Electric, Inc. of Oakland, CA to perform the scope of work for Brighton Avenue Green Street Improvements Contract No. C 16-12, in accordance with its Contract Documents, Plans and Specifications, prepared by WRECO Consultants and the City Standard Details and Specifications; and

**WHEREAS**, a Notice of Completion of the work has been prepared and a copy is attached hereto, marked Exhibits A; and

**WHEREAS**, staff inspections have verified that all items of work are complete and in compliance with the approved plans, specifications and the Contract Documents; and

**WHEREAS**, the Contract C 16-12 requires the contractor to maintain the contract landscaping for a two-year period through October 31, 2018, which includes watering, fertilizing, weed removal, mulching and replacement of damaged landscaping.

**NOW, THEREFORE, BE IT RESOLVED**, that the Albany City Council hereby approves and accepts the completed contract improvements, except for the two-year landscape maintenance, and authorizes the staff to file the Notice of Completion for the Brighton Avenue Green Street Improvement Contract No. C16-12.

  
PEGGY MCQUAID, 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)

### 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:

**Contract No. C16-12, Brighton Avenue Pilot Green Street Improvements** including but not limited to construction of new storm water bio-treatment basin with landscaping, concrete curbs, gutters, walkways, storm drains, trench drains, roadway improvements, pedestrian safety warning signals and traffic signage within existing rights-of-way of Brighton Avenue, Albany, California.

That the 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 therefor, approved and adopted by said City of Albany, and said work was done pursuant to a public works contract dated July 25, 2016, duly awarded by said City of Albany to Ray's Electric, Inc., 411 Pendleton Way, Oakland, CA 94621, and was accepted by the City Council of the City of Albany as complete on March 6, 2017, except for the landscape maintenance which must be maintained by Ray's Electric, Inc. or its successor in interest through October 31, 2018 as per the contract requirements.

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 March 7, 2017, at Albany, California.

CITY OF ALBANY  
A Municipal Corporation

By



Jocelyn Walker, CIP Program Manager



# City of Albany

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

## RESOLUTION NO. 2017-8

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

the 6th day of March, 2017, by the following votes:

AYES: Council Members Barnes, Nason, Pilch and Mayor McQuaid

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: Council Member Maass

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

7th day of March, 2017.

*Eileen Harrington*

Eileen Harrington  
DEPUTY CITY CLERK