

1 **RESOLUTION #05-23**

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3 **A RESOLUTION OF THE ALBANY CITY COUNCIL ACCEPTING**
4 **IMPROVEMENTS AS COMPLETE AND DIRECTING FILING OF THE**
5 **NOTICE OF COMPLETION FOR CONTRACT NO. 04-12**
6 **Curtis Street and Sonoma Avenue Sewer Rehabilitation(and**
7 **767 Gateview Avenue Sewer Rehabilitation)**

8 **WHEREAS**, by agreement dated December 1, 2004, the City of Albany contracted with
9 D'Arcy and Harty Construction, Inc. (hereinafter called Contractor) to construct Contract No. 04-
10 12 (Curtis Street and Sonoma Avenue Sewer Rehabilitation), in accordance with the official plans
11 and specifications prepared therefor, copies of which are on file in the Community Development
12 Department offices; and,

13 **WHEREAS**, a Change Orders were issued to Contractor in December 2004 and March
14 2005 to perform emergency sewer work at 767 Gateview Avenue; and

15 **WHEREAS**, the City's Community Development Director has filed with the City Clerk a
16 Notice of Completion, a copy of which is attached hereto, marked Exhibit "A," and included
17 herein by reference; and,

18 **WHEREAS**, items requiring completion or correction was issued to the Contractor; and,

19 **WHEREAS**, an inspection of the project construction was completed on March 22, 2005,
20 and at that time, all previously identified items requiring completion or correction were found to
21 be complete and all work was found to be in compliance with the approved drawings and
22 specifications.

23 **NOW, THEREFORE, BE IT RESOLVED that:**

- 24 1. The work described as Contract No. 04-12, Curtis Street and Sonoma Avenue Sewer
25 Rehabilitation (and 767 Gateview Avenue sewer), is hereby accepted.
26 2. The City Clerk is authorized and directed to file the original of Exhibit "A" in the
27 office of the Alameda County Recorder.

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29 Mayor Robert Good

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