RESOLUTION NO. 2018-8

A RESOLUTION OF THE ALBANY CITY COUNCIL AUTHORIZING THE INTERIM CITY MANAGER TO CLOSEOUT THE 2015 PAVEMENT REHABILITATION PROJECT (C15-12) AND MAKE ADJUSTMENTS TO THE PROJECT BUDGET

WHEREAS, on October 6, 2015, the City Council awarded contract No. C15-12 to Oliver DeSilva Inc. dba Gallagher & Burk, Inc. for the construction of the 2015 Pavement Rehabilitation Project; and

WHEREAS, the project is now complete and Change Order No. 5 in the amount of $184,519.72 is necessary to include additional work performed by the Contractor as they relate to other unforeseen changes in field conditions; and

WHEREAS, additional funds in the amount of $15,866 are needed to fully fund the cost of the change order; and

WHEREAS, Notice of Completion of the work has been prepared and a copy is attached to the Staff Report, and

WHEREAS, staff inspections have verified that all contract work items are complete and in compliance with the approved plans, specifications and the contract documents.

NOW, THEREFORE, BE IT RESOLVED, that the Albany City Council hereby authorizes the Interim City Manager to accept the improvements completed in the 2015 Pavement Rehabilitation Project (Contract No. C15-12) and file of the Notice of Completion with the County Recorder’s Office, and execute Change Order #5 in the amount of $184,519.72 to closeout Contract No. C15-12.
BE IT FURTHER RESOLVED, that the Albany City Council hereby approves budget adjustments including an increase in the FY 15/16 project in the amount of $15,866 from the Measure F Storm Drain Fund (2006).

PEGGY MCQUAID, MAYOR
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. C15-12. 2015 Pavement Rehabilitation Project** including but not limited to asphalt paving of several city streets, fixing of potholes, slurry seal, repair of street drainage, curb, gutter, and curb ramp reconstruction, and installation of pavement markers and striping.

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 therefore approved and adopted by said City of Albany, and said work was done pursuant to a public works contract dated October 6, 2015, duly awarded by said City of Albany to Oliver DeSilva Inc. dba Gallagher & Burk, Inc., 344 High Street, Oakland, CA 94601, and was accepted by the City Council of the City of Albany as complete on January 8, 2018.

That the undersigned certifies that he is authorized to and does make this verification on behalf of the City of Albany; that he 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 **January 8**, 2018, at Albany, California.

CITY OF ALBANY
A Municipal Corporation

By ____________________________
Mark Hurley, Public Works Director/City Engineer
City of Albany
RESOLUTION NO. 2018-8

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,
the 8th day of January, 2018, by the following votes:

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

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this
9th day of January, 2018.

Eileen Harrington

Eileen Harrington
DEPUTY CITY CLERK