

**SEWER AUTHORITY MID-COASTSIDE**  
**RESOLUTION NO. 11-2013**

**RESOLUTION ACCEPTING COMPLETION OF WORK AND  
DIRECTING FILING OF NOTICE OF COMPLETION  
(Wastewater Treatment Plant Concrete Repair Project)**

**RESOLVED**, by the Board of Directors of the Sewer Authority Mid-Coastside, San Mateo County, California, that:

**WHEREAS**, the Sewer Authority Mid-Coastside (“SAM” or “Authority”) has undertaken, a project known as the Wastewater Treatment Plant Concrete Repair Project (“Project”), to be performed at the Authority’s Wastewater Treatment Plant;

**WHEREAS**, the Authority entered into a contract, dated as of May 2, 2013, with Andreini Brothers, Inc. (the “Contractor”) for the Project (the “Work”) as described in the contract documents, entitled “Wastewater Treatment Plant Concrete Repair Project,” dated March 2013, on file at the office of this Authority;

**WHEREAS**, the Contractor has notified the Authority’s engineer, pursuant to Section 1.5.8(H) of the contract documents, that the Work has been completed; and

**WHEREAS**, the Authority’s engineer has inspected and recommended acceptance of the Work and, pursuant to Section 1.5.8.(I) of the contract documents, submitted to this Board a final progress pay estimate;

**NOW, THEREFORE, IT IS DETERMINED AND ORDERED**, as follows:

1. The Work is accepted as complete, and the final progress pay estimate is accepted.
2. Such acceptance is not to be construed by either the Contractor or its surety as a waiver of their obligation to repair and replace, and totally protect the Authority from loss or damage made evident, for the period set forth in the contract documents, resulting from or caused by defective materials or faulty workmanship.
3. The Manager shall file, pursuant to Section 9204 of the California Civil Code, a Notice of Completion with respect to the Work.
4. As a condition of the final payment to be made to the Contractor, the Contractor has:
  - A. Provided to the Authority, pursuant to Section 1.5.2(C) of the contract documents, a maintenance bond in the amount of 10% of the Contract Price, with a corporate surety approved by the Authority, to guarantee the correction of failure due to materials or workmanship provided or done by the Contractor, including the repairs of any damage to other parts of the

Authority's wastewater system resulting from such defects; and

- B. Executed the Release of Contract in the form set forth in Section 1.4.4 of the Contract Documents.
- 5. The Authority shall pay the Contractor the amount set forth in the final progress pay estimate, after deducting therefrom all previous payments and such other lawful amounts as the terms of the Contract prescribe.

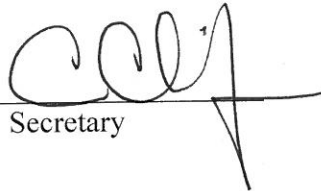
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I hereby certify that the foregoing is a full, true and correct copy of a resolution duly and regularly passed and adopted by the Board of Directors of the Sewer Authority Mid-Coastside, at a meeting thereof held on the 22nd day of July, 2013 by the following vote:

AYES: Kowalczyk, Alifano, Woren, Harvey, Boyd, Clark

NOES: None

ABSENT: None

  
Secretary