

**TOWN OF  
APPLE VALLEY, CALIFORNIA**

**AGENDA MATTER**

**Subject Item:**

**ACCEPTANCE OF WORK, NOTICE OF COMPLETION AND RELEASE OF RETENTION FOR THE DRYWELL PROJECT 2010-11, PROJECT # 2011-01.**

**SUMMARY STATEMENT:**

On March 8, 2011, the Town awarded a contract to Pyramid Building and Engineering Inc., to construct the 2010-11 Drywell Project. The contract was to provide necessary labor, equipment and materials to construct 16 Drywell systems at various locations in the Town.

Pyramid Building and Engineering Inc., has satisfactorily completed work under this contract on September 13, 2011. The total contract cost is \$471,805.20.

**Recommended Action:**

1. Accept the work for the Drywell project for a total cost of \$471,805.20.
2. Direct the Town Clerk to file the Notice of Completion for the contract work, notify surety and to exonerate contract bonds.
3. Direct the Finance Director to release retained funds 30-days after the filing of the Notice of Completion, provided no claims are filed against the contractor.

**Proposed by:** ENGINEERING DIVISION

**Item Number** \_\_\_\_\_

**T. M. Approval:** \_\_\_\_\_

**Budgeted Item**  **Yes**  **No**

Recording Requested by:  
**Town of Apple Valley**

When Recorded mail to:  
**Town of Apple Valley  
Engineering Division  
14955 Dale Evans Parkway  
Apple Valley, CA 92307**

FOR RECORDER'S USE ONLY

**NOTICE OF COMPLETION**  
(Public Works Project)

This document is recorded at the request of and for the benefit of the Town of Apple Valley, California, and is therefore exempt from the payment of the recording fee pursuant to Government Code Section 27383 and from the payment of the documentary transfer tax pursuant to Revenue and Taxation Code 11922.

NOTICE IS HEREBY GIVEN, that

1. The undersigned, Norman B. Miller is the duly appointed and qualified Town Engineer of the Town of Apple Valley, a municipal corporation of the State of California, which is located within the County of San Bernardino, in said State, and the address of the undersigned is 14955 Dale Evans Parkway, Apple Valley, California 92307.
2. That on the 8th day of March 2011 and pursuant to approval of the City Council of the said Town, the Town entered into a contract with Pyramid Building & Engineering, Inc. whose address is 10975 G. Ave., Hesperia, CA 92345. This contract is in accordance with the Town of Apple Valley's Plans and Specifications and for the Drywell Project 2011-11, Project #2011-01.
3. That all of the said work or improvement was located on various Town road segments, within the Town of Apple Valley, APN unknown.
4. That all of the said work or improvement contemplated in and under said contract, including additional work and changes, was completed and accepted by the Town Council action on September 27, 2011.
5. That the surety on the Performance Bond of said Contractor and the surety on the Labor and Material Bond of said Contractor, under said contract, was and is \$444,881.00 and \$444,881.00.

The undersigned, being the first duly sworn, says: That the duly appointed and qualified Town Engineer of the Town of Apple Valley, the political subdivision of the State of California, which conducted the proceedings for the improvement, located at 14955 Dale Evans Parkway, in said Town, described or referred to in the foregoing Notice; and that he has read the foregoing "Notice of Completion"; and knows the contents thereof, and that the facts recited therein are true.

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Norman B. Miller, P.E.  
Town Engineer  
Town of Apple Valley, California

STATE OF CALIFORNIA                    )  
COUNTY OF SAN BERNARDINO        )  
TOWN OF APPLE VALLEY                )ss