



Santa Barbara School Districts

Date: April 22, 2008

To: Dr. J. Brian Sarvis, Superintendent

From: David J. Hetyonk, Director of Facilities and Operations

Subject: Acceptance of Completed Contract, Library and Classroom Replacement at Franklin Elementary School

Bond Fund Consent Agenda: XX

Background:

On April 12, 2005, the Board awarded a contract to Viola Incorporated in the amount of \$4,839,000.00 for the subject project.

Issue:

Pursuant to Civil Code Section 3093, a Notice of Completion must be filed within 10 days after the completion of the work or improvement. The design architects, engineers, inspectors, and construction/project managers have inspected the project and are satisfied that all work has been completed per the contract documents.

To ensure the district has received all preliminary 20-day and stop notices per Civil Code Sections 3183 – 3184, retention will be held for not less than thirty-five (35) days. In accordance with Public Contract Code Section 7107, retention will be held not more that sixty (60) days.

Fiscal Impact:

The completed construction contract amount is \$5,815,727.00.

Funding Source:

This project was funded with Measure I-98 bond funds (Fund 24) with \$1,432 in site funds for a site requested electrical upgrade in change order #5, and \$250,000 from elementary developer fees for the new library.

Recommendation:

It is recommended that the Board accept the completed contract and direct staff to file the Notice of Completion with the County Recorders Office.

Attachment(s)?	<input checked="" type="checkbox"/>	Yes (if so, please attach)	<input type="checkbox"/>	No	<input type="checkbox"/>	Powerpoint	<input type="checkbox"/>	Overhead	<input type="checkbox"/>	Consultant
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RECORDING REQUESTED BY

AND WHEN RECORDED MAIL TO

NAME **Santa Barbara School Districts**
STREET ADDRESS **724 Santa Barbara Street**
CITY STATE ZIP **Santa Barbara, California 93101**

SPACE ABOVE THIS LINE FOR RECORDER'S USE

NOTICE OF COMPLETION

Notice pursuant to Civil Code Section 3093, must be filed within 10 days after completion. (See reverse side for complete requirements.)
Notice is hereby given that:

- The undersigned is owner or corporate officer of the owner of the interest or estate stated below in the property hereinafter described:
- The full name of the owner is **Santa Barbara School Districts**
- The full address of the owner is **720 Santa Barbara Street, Santa Barbara, California 93101**
- The nature of the interest or estate of the owner is: In fee.

Fee Simple

(If other than Fee, strike "In fee" and insert, for example, "purchaser under contract of purchase," or "Lessee")

- The full names and full addresses of all persons, if any, who hold title with the undersigned as joint tenants or as tenants in common are:

NAMES	ADDRESSES
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- The full names and full addresses of the predecessors in interest of the undersigned, if the property was transferred subsequent to the commencement of the work or improvements herein referred to:

NAMES	ADDRESSES
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- A work of improvement on the property hereinafter described was completed on **April 22, 2008**. The work done was:

Library and Classroom Replacement

- The names of the contractor, if any, for such work of improvement was **Viola Incorporated**
1144 Commercial Avenue, Oxnard, CA 93031
(If no contractor for work of improvement as a whole, insert "None")

(Date of Contract)

- The property on which said work of improvement was completed is in the City of **Santa Barbara**,
County of **Santa Barbara**, State of **CA**, and is described as follows:

Franklin Elementary School

- The street address of said property is **1111 East Mason Street**
(If no street address has been officially assigned, insert "none".)

Dated **April 23, 2008**

(Signature of Owner or corporate officer of Owner named in paragraph 2, or his agent)

VERIFICATION

I, the undersigned, say: I am the **Deputy Superintendent** the declarant of the foregoing Notice of Completion;
(President of, Manager of, Partner of, Owner of, etc.)

I have read said Notice of Completion and know the contents thereof; the same is true to my own knowledge. I declare under penalty of perjury that the foregoing is true and correct.

Executed on **April 23**, **2008** at **Santa Barbara**, **California**.

(Personal signature of the individual who is swearing that the contents of the Notice of Completion are true)

