



RESOLUTION No. 18-500

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION APPROVING THE NOTICE OF ACCEPTANCE AND FINAL COMPLETION OF THE CONTRACT WITH SUNPOWER CORPORATION, SYSTEMS FOR THE NEVADA COUNTY ENERGY CONSERVATION PROJECT WITH CONTRACT COSTS TOTALING \$10,365,691 AUTHORIZING THE CHAIR OF THE BOARD TO EXECUTE THE CERTIFICATES OF FINAL SYSTEM COMPLETION FOR THE SOLAR ENERGY SYSTEMS LOCATED AT THE NEVADA COUNTY LAKE OF THE PINES WASTEWATER TREATMENT PLANT AND THE HIGHWAY 49 RANCH PROPERTY AND DIRECTING THE CLERK OF THE BOARD TO RECORD THIS NOTICE IN ACCORDANCE WITH CIVIL CODE SECTION 9208

WHEREAS, the County of Nevada entered into an Agreement with SunPower Corporation, Systems (1414 Harbour Way South, Richmond, CA 94804) per Resolution 16-177 in a contract amount not to exceed \$10,399,154 that includes a provision for contingency of \$700,000; and

WHEREAS, said Agreement was for the Nevada County Energy Conservation and Generation Project to engineer, procure, and construct five solar energy generation projects at the Eric Rood Administration Center, the Wayne Brown Correctional Facility, the Carl F. Bryan II Juvenile Hall, the Lake of the Pines Wastewater Treatment Plant, and the Highway 49 Ranch Property; and

WHEREAS, the Eric Rood Administration Center, the Wayne Brown Correctional Facility, the Carl F. Bryan II Juvenile Hall have been completed and the Certificates of System Completion authorized through Resolution 18-038; and

WHEREAS, the final two systems have been completed to the satisfaction of the Nevada County Chief Information Officer and the Nevada County Building Department and that the Close-out Documentation has been received from SunPower in accordance with Section 4.2 (*Final Completion*) of the Agreement; and

WHEREAS, said construction at all five sites have been completed to the satisfaction of the Nevada County Chief Information Officer and the Nevada County Building Department on August 1, 2018 with contract costs totaling \$10,365,691.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Nevada County Board of Supervisors:

1. Accepts the work at the following sites as complete and authorizes the Chair of the Board to sign the System Completion Notices for the following locations:

Lake of the Pines Wastewater Treatment Plant Solar Photovoltaic Facility
10984 Riata Way
Auburn, California
Date of Final Completion: June 14, 2018
System Project Cost: \$1,810,021.45

Highway 49 Ranch Property Solar Photovoltaic Facility
16782 State Hwy 49
Nevada City, California
Date of Final Completion: August 1, 2018
System Project Cost: \$4,615,334.44

2. Directs the Auditor Controller to release the final payment for these two sites as invoiced according to Section 5.5 (*Final Payment*) of the Agreement.
3. Accepts the work at all five sites as being completed.
4. Directs the Clerk of the Board to release the Bond for Labor and Materials in December 30, 2018 and the Bond of Faithful Performance on October 1, 2019.
5. Directs the Clerk of the Nevada County Board of Supervisors to record this Notice in accordance with Civil Code Section 9208.

BE IT FURTHER RESOLVED THAT the Auditor-Controller is hereby authorized and directed to release and pay the 5% retention thirty-five (35) days after the recording of the Notice of Completion, and no later than sixty (60) days after completion of the project as defined in PCC Sec. 7107, to assure that there are no Stop Payment notices filed against the project.

PASSED AND ADOPTED by the Board of Supervisors of the County of Nevada at a regular meeting of said Board, held on the 9th day of October, 2018, by the following vote of said Board:

Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: 


Edward Scofield, Chair

10/09/2018 cc: Recorder (1)

10/10/2018 cc: Facilities*
IGS*
Building*
AC*

SUNPOWER®

CERTIFICATE OF FINAL COMPLETION

Final Completion occurs on the date when SunPower Corporation, Systems' obligation under this Agreement are complete and accepted by:

County of Nevada

and final payment becomes due and payable, as established by this Agreement.

Job Number: 11548

Job Name: NevCo Lake of Pines

Customer : County of Nevada

Contract Date: April 26, 2016

Project or Designated Area Shall Include:

Design, Engineering and Installation of a Photovoltaic System per Project drawings and specifications.

Located at:

10984 Riata Way, Auburn, California 95602

The Work under this Agreement has been reviewed and found to be complete in accordance with the Contract Documents. The Date of Final Completion is hereby established as:

June 14, 2018

Signing of this Certificate of Final Completion by **Customer** in no way alters the responsibility of SunPower Corporation, Systems to complete all the work in accordance with the Contract Documents.

Customer

accepts the Work as complete on:

Date

I certify under penalty of perjury under the laws of the State of California that the forging is true and correct.

SunPower Corporation, Systems:

By:

Title:

Date: 7/18/2018

Customer: County of Nevada

By: Edward Scofield

Title: Chair, Board of Supervisors

Date: 10/9/18

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Job Number: 11549

Job Name: NevCo Ranch

Customer : County of Nevada

Contract Date: April 26, 2016

Project or Designated Area Shall Include:

Design, Engineering and Installation of a Photovoltaic System per Project drawings and specifications.

Located at:

16782 CA-49, Nevada, California 95959

The Work under this Agreement has been reviewed and found to be complete in accordance with the Contract Documents. The Date of Final Completion is hereby established as:

September 24, 2018

Signing of this Certificate of Final Completion by **Customer** in no way alters the responsibility of SunPower Corporation, Systems to complete all the work in accordance with the Contract Documents.

Customer

accepts the Work as complete on:

Date

I certify under penalty of perjury under the laws of the State of California that the forging is true and correct.

SunPower Corporation, Systems:

By: Patrick Dalton

Title: Regional Operations
Manager

Date: 8/24/2018

Customer: County of Nevada

By: Edward Scofield

Title: Chair, Board of Supervisors

Date: 10/9/18

**RECORDING REQUESTED BY:
&
RETURN TO:**

**Board of Supervisors
County of Nevada
950 Maidu Avenue
Nevada City, CA 95959-8617**

**Nevada County Recorder
Gregory J. Diaz
Document#: 20180019718
Wednesday October 10 2018, at 10:37:47 AM**

Paid: \$0.00 KP

DOCUMENT TITLE

**NEVADA COUNTY BOARD OF SUPERVISORS
RESOLUTION 18-500**

**RESOLUTION APPROVING THE NOTICE OF ACCEPTANCE AND FINAL
COMPLETION OF THE CONTRACT WITH SUNPOWER CORPORATION, SYSTEMS
FOR THE NEVADA COUNTY ENERGY CONSERVATION PROJECT WITH
CONTRACT COSTS TOTALING \$10,365,691 AUTHORIZING THE CHAIR OF THE
BOARD TO EXECUTE THE CERTIFICATES OF FINAL SYSTEM COMPLETION FOR
THE SOLAR ENERGY SYSTEMS LOCATED AT THE NEVADA COUNTY LAKE OF
THE PINES WASTEWATER TREATMENT PLANT AND THE HIGHWAY 49 RANCH
PROPERTY AND DIRECTING THE CLERK OF THE BOARD TO RECORD THIS
NOTICE IN ACCORDANCE WITH CIVIL CODE SECTION 9208**

**THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION
(Govt. Code 27361.6)
Additional Recording Fee Applies**



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Ayes: Supervisors Heidi Hall, Edward Scofield, Dan Miller, Hank Weston and Richard Anderson

Noes: None.

Absent: None.

Abstain: None.

ATTEST:

JULIE PATTERSON HUNTER
Clerk of the Board of Supervisors

By: Julie Patterson Hunter

Edward Scofield

Edward Scofield, Chair
The foregoing instrument is a correct copy of the original on file in this office.

Resolution 18-500

ATTEST: October 10, 2018

Julie Patterson Hunter, Clerk of the Board

County of Nevada

BY: Mark A. Bond

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By:

Title:

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Job Number: 11549

Job Name: NevCo Ranch

Customer : County of Nevada

Contract Date: April 26, 2016

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