

MINUTES OF JANUARY 3RD, 1928.

A regular meeting of the Council of the Town of San Anselmo was held in the Council Chambers on Tuesday evening, January 3rd, 1928, at the hour of 8 o'clock.

Present: Councilmen Schmidt, Smith, Hensley and Peyton.
Absent: Councilman Carl.
Councilman Peyton presiding.

The minutes of the previous meeting were read and approved.

RESOLUTION FIXING TIME AND PLACE FOR HEARING ON ACCEPTANCE OF WORK AND ISSUANCE OF BONDS. (ACQUISITION AND IMPROVEMENT DIST. NO. 1 - TOWN OF SAN ANSELMO.)

Councilman Smith introduced the following resolution and moved its adoption:

"WHEREAS, in the matter of Acquisition and Improvement District No. 1 of the Town of San Anselmo, a declaration of completion of the work and improvement contracted to be done in the above entitled proceeding, together with an itemized statement of the expenses thereof and the total sum for which bonds are claimed by the contractor, which total sum is Twenty-six thousand and No/100 (\$26,000.00) Dollars, all in the manner and form set forth in Section 22 of the "Acquisition and Improvement Act of 1925", was filed with the Clerk of this Council on this the 3rd day of January, 1928;

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Town of San Anselmo hereby fixes the 23rd day of January, 1928, at the hour of 8 o'clock P.M. as the time and the council chambers of the council of the town of San Anselmo in the Town Hall of the Town of San Anselmo as the place, where a hearing shall be had for the purpose of determining whether or not the work and improvement in the above entitled matter shall be accepted as being completed according to the contract, and for determining the aggregate amount for which bonds shall be issued to the contractor or assignee therefor, and of furnishing an opportunity to all persons interested in any of the work or improvement done, or in any matter affecting said improvement and the assessment district therefor, and feeling aggrieved by any act or determination done or made in the said proceeding, or claiming that any of the previous acts or proceedings are irregular, defective, erroneous or faulty, or claiming that the work or improvement has not been performed according to the contract in a good and substantial manner, or claiming that any portion of the work or improvement for any reason was omitted or illegally included in the contract for the same, or having any objections to offer or any reason to advance why bonds should not be issued in the amount set forth in the declaration and statement on file, to appear before this council and by it be heard upon any of the above mentioned matters; and

BE IT FURTHER RESOLVED, that the clerk of this council shall give notice of said hearing by publishing a notice of said hearing by two (2) insertions in the San Anselmo Herald, a weekly newspaper of general circulation published and circulated in the Town of San Anselmo, and hereby designated for that purpose by this council, and by posting a copy thereof for at least two days on or near the council chamber door of this council, the date of the first publication and that of such posting to be not less than ten days before the date fixed for said hearing."

Resolution was seconded by Councilman Hensley and carried by the following vote:

Ayes: Councilmen Schmidt, Smith, Hensley and Peyton.
Noes: None.
Absent: Councilman Carl.

DECLARATION UPON COMPLETION OF CONTRACT.
(ACQUISITION AND IMPROVEMENT DISTRICT NO. 1 - TOWN OF SAN ANSELMO)

Councilman Smith introduced the following resolution and moved its adoption:

"WHEREAS, the Pacific States Construction Co., as contractor (as will more fully appear by reference to the proceedings of the Board of Trustees and Council of the Town of San Anselmo, Marin County, California, on the 13th day of June, 1927, in the matter of Acquisition and Improvement District No. 1 of the Town of San Anselmo) was awarded the contract for doing the work and improvement described in Resolution of Intention No. 1 in said above entitled matter adopted by said Board of Trustees and Council on the 2nd day of May, 1927;

AND WHEREAS, pursuant to said award, said contractor duly entered into contract for the doing of said work and improvement with H.E.C. Feusier, as Superintendent of Work in said above entitled matter, in the time, form and manner as provided by the Act of the Legislature of the State of California, designated the "Acquisition and Improvement Act of 1925", approved May 23rd, 1925, and amendments thereto;

AND WHEREAS, said contractor pursuant to said award and to said contract, entered into the performance of said work and improvement in accordance with the terms and provisions of said contract and to the satisfaction of H.E.C. Feusier and his successor, Geo.W. Manley, the duly appointed "Superintendent of Work" in said above entitled matter;

NOW THEREFORE, the said Geo. W. Manley, as said "Superintendent of Work" and the said Pacific States Construction Co., as contractor, do make in good faith this Declaration Upon Completion of Contract;

That the amount due upon said contract as of the contract price, exclusive of incidental expenses, is the sum of Twenty-three thousand seven hundred twenty-three and 57/100 (\$23,723.57) dollars.

That the incidental expenses of the improvement and of the proceedings are as follows:

Posting of Notices.....	\$ 9.50
Publication of Notices.....	116.25
Engineering fees @ 7% of the Contract	
Amount.....	1660.65
Inspection.....	356.50
Estimated Cost of Publishing Notice	
of Final Hearing.....	30.00
Estimated Cost of Issuing Bonds.....	103.53
Total of Incidental Expenses	\$2,276.43
Total of Contract Price Plus	
Incidental Expenses	26,000.00

That the total sum for which bonds of the district are claimed by the contractor is the sum of Twenty-six thousand and No/100 (\$26,000.00) dollars.

Dated and signed this 10th day of December, 1927.

Geo. W. Manley
Superintendent of Work in the Matter of
Acquisition and Improvement No.1 of the
Town of San Anselmo.
PACIFIC STATES CONSTRUCTION CO.
By A. T. PETERSON, Secretary
Contractor.

(Seal of Pacific States Construction Company)

STATE OF CALIFORNIA)
CITY AND COUNTY OF) ss:
SAN FRANCISCO)

Geo. W. Manley being duly sworn deposes and says:
That he is the duly appointed "Superintendent of Work" in the matter of Acquisition and Improvement District No. 1 of the Town of San Anselmo;

That as such superintendent of work he has made and signed, in good faith, the foregoing "Declaration Upon Completion of Contract";

That the statements contained in said "Declaration Upon Completion of Contract" are in all respects true and correct.

Subscribed and sworn to before me GEO. W. MANLEY
this 10th day of December, 1927.

MARY A. LAPACHET, Notary Public in and for the
City and County of San Francisco, State of California.

(Notarial Seal)

STATE OF CALIFORNIA)
 CITY AND COUNTY OF) ss:
 SAN FRANCISCO)

A. T. Peterson, being duly sworn, deposes and says:

That he is the Secretary of the Pacific States Construction Co., (a corporation), the contractor in the matter of Acquisition and Improvement District No.1 of the Town of San Anselmo, and as such secretary is duly authorized to and does make this affidavit in behalf of said corporation;

That he is cognizant of the facts stated in the foregoing "Declaration Upon Completion of Contract" and that he has made and signed said "Declaration Upon Completion of Contract" in good faith;

That the statements contained in said "Declaration Upon Completion of Contract" are in all respects true and correct.

A. T. PETERSON

Subscribed and sworn to before me
 this 10th day of December, 1927.

MARY A. LAPACHET, Notary Public in and for
 the City and County of San Francisco, State
 of California."

Resolution was seconded by Councilman Hensley, and
 carried by the following vote:

Ayes: Councilmen Schmidt, Smith, Hensley and Peyton.

Noes: None.

Absent: Councilman Carl.

DEED- J.D. BENNETT, ET UX. TO TOWN OF SAN ANSELMO:

Upon motion of Councilman Schmidt, the Deed from J.D. Bennett,
 et ux, conveying Lots 258 to 263, inclusive, - Short Ranch, to the Town
 of San Anselmo, was accepted and the Clerk instructed to file same for
 record with the County Recorder. Motion was seconded by Councilman
 Hensley and carried by the following vote:

Ayes: Councilmen Schmidt, Smith, Hensley and Peyton.

Noes: None.

Absent: Councilman Carl.

Upon motion of Councilman Smith, seconded by Councilman
 Hensley, the Chairman was appointed as a committee of one to confer with
 the Marin Water District in connection with increased water supply and
 pressure to certain districts in the Town.

WARRANTS:

Upon motion of Councilman Schmidt, Warrants Nos. 283 to
 304, inclusive, were ordered paid. Motion was seconded by Councilman
 Hensley and carried by the following vote:

Ayes: Councilmen Schmidt, Smith, Hensley and Peyton.

Noes: None.

Absent: Councilman Carl.

There being no further business, the meeting was adjourned
 to Monday evening, January 23rd, 1928 at the hour of 8 o'clock.

Read and approved

January 23rd 1928.

L. Brown,

Clerk.