



**SAN MARCOS**  
DISCOVER LIFE'S POSSIBILITIES



## ATTACHMENT 1

RESOLUTION NO. 2018-XXXX

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS  
ACCEPTING THE EAST MISSION ROAD FIBER OPTIC CAPITAL  
IMPROVEMENT PROGRAM PROJECT (CIP #88504)

WHEREAS, on October 11, 2016 the CITY COUNCIL of the CITY OF SAN MARCOS, CALIFORNIA entered into an agreement with HMS Construction, Inc. (Contractor) for the East Mission Road Fiber Optic Capital Improvement Program Project (CIP #8850/Federal Project No. HSIPL 5381-034); and

WHEREAS, the Contractor has completed said improvements in substantial conformance with the Project's Plans and Specifications, and,

WHEREAS, the Contractor has requested that the improvements be accepted and the bonds filed with the City for said improvements to be released.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of San Marcos does hereby accept the improvements as set forth in the Project's Plans and Specifications.

BE IT FURTHER RESOLVED that the City Council orders the Labor and Materials Bond to be released six (6) months plus thirty-five (35) days from the recording of a Notice of Completion by the County Recorder, providing no valid claims for labor and materials are filed prior to that date. The City Clerk is hereby ordered to release the Faithful Performance Bond one (1) year after the Notice of Completion has been recorded.

PASSED, APPROVED and ADOPTED by the City Council of the City of San Marcos, California, this 26th day of June, 2018, by the following vote:

AYES: COUNCILMEMBERS:  
NOES: COUNCILMEMBERS:  
ABSENT: COUNCILMEMBERS:

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James M. Desmond, Mayor  
City of San Marcos

ATTEST:

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Phillip Scollick, City Clerk  
City of San Marcos