



EMERGENCY SEWER RELOCATIONS  
WITHIN ORANGE COUNTY AREA  
November 23, 2010  
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RECOMMENDATION

It is recommended that the District Board authorize payment of \$103,115.00 to Kana Pipeline, Inc. for emergency sewer relocation services rendered.

  
KEITH G. JONES  
Public Works Director

  
By: Myung Chun  
Assistant Engineer

Attachment: Contract Invoice

**Recommended for Approval**

  
**Matthew Feral**  
**General Manager**



Kana Pipeline, Inc.  
1639 E. Miraloma Ave.  
Placentia CA 92870  
714/986-1400

License: 461487

# Contract Invoice

Invoice#: 6587

Date: 11/05/2010

**Billed To:** Garden Grove Sanitary District  
Garden Grove CA

**Project:** Berry Ave. & Garza Ave.  
Berry Ave. & Garza Ave.  
TG 798 2-C  
Garden Grove CA 00000

**Due Date:** 11/30/2010

**Terms:**

**Order#**

Description	Amount
October	103,115.00

*A service charge of 0.00 % per annum will be charged on all amounts overdue on regular statement dates.*

*Thank you for your prompt payment!*

Sales Tax:	0.00
Invoice Total:	103,115.00
Retention:	10,311.50
Amount Paid:	0.00
<b>Amount Due</b>	<b>92,803.50</b>

Job # 4926

**CONDITIONAL WAIVER AND RELEASE  
UPON PROGRESS PAYMENT**

CALIFORNIA CIVIL CODE SECTION 3262 (d) (1)

Upon receipt by the undersigned of check from Garden Grove Sanitary District in the sum of \$ 92,803.50 payable to Kana Pipeline, Inc. and when the check has been properly endorsed and has been paid by the bank upon which it is drawn, this document shall become effective to release any mechanics' lien, stop notice, or bond right the undersigned has on the job of Garden Grove Sanitary District located at Berry Ave. /Katella Ave. and Katella Ave. / Garza Ave. , Garden Grove, Ca. to the following extent. This release covers a progress payment for labor, services, equipment, or material furnished to Garden Grove Sanitary District through October 31<sup>st</sup>, 2010 only and does not cover any retentions retained before or after the release date; extras furnished before the release date for which payment has not been received; extras or items furnished after the release date. Rights based upon work performed or items furnished under a written change order which has been fully executed by the parties prior to the release date are covered by this release unless specifically reserved by the claimant in this release. This release of any mechanics' lien, stop notice, or bond right shall not otherwise affect the contract rights, including rights between parties to the contract based upon a rescission, abandonment, or breach of the contract, or the right of the undersigned to recover compensation for furnished labor, services, equipment, or material covered by this release if that furnished labor, services, equipment, or material was not compensated by the progress payment. Before any recipient of this document relies on it, said party should verify evidence of payment to the undersigned.

Dated: November 8<sup>th</sup>, 2010

Kana Pipeline, Inc.  
(Company Name)  
By [Signature]  
(Signature)  
Kellee Ramelot - Accounts Receivable  
(Print Name & Title)

NOTE: CIVIL CODE 3262 (d) (1) PROVIDES: *Where the claimant is required to execute a waiver and release in exchange for, or in order to induce payment of, a progress payment and the claimant is not, in fact, paid in exchange for the waiver and release, or a single payee check or joint payee check is given in exchange for the waiver and release, the waiver and release shall follow substantially the form set forth above.*

Kana Pipeline, Inc.  
 1639 E. Miraloma Ave.  
 Placentia CA 92870  
 714/986-1400

**Invoice**

Application: 1  
 Period: 11/05/2010

License: 461487

Owner: Garden Grove Sanitary District  
 13802 Newhope Street  
 Garden Grove CA 92842

Job Location: Berry Ave. & Katella Ave.  
 Katella Ave. & Garza Ave.  
 Garden Grove, CA

**Application For Payment On Contract**

Original Contract.....	103,115.00
Net Change by Change Orders.....	0.00
Contract Sum to Date.....	103,115.00
Total Complete to Date.....	103,115.00
Total Retained.....	10,311.50
Total Earned Less Retained.....	92,803.50
Less Previous Billings.....	0.00
Current Payment Due.....	92,803.50
Balance on Contract.....	10,311.50

**Contractor's Certification of Work**

The undersigned contractor certifies that, to the best of the contractor's knowledge, the work on the above named job has been completed in accordance with the plans and specifications to the level of completion indicated on the attached schedule of completion.

Contractor:  Date: 11.9.10

Terms: Invoices are due and payable from the date of invoice. All overdue amounts will be charged a service charge of 0.00 % per annum. Please make checks payable to: Kana Pipeline, Inc.

Thank you for your prompt payment.

# Invoice

Application: 1

Period: 11/05/2010

## Schedule of Work Completed

Description of Work	Scheduled	Changes	Contract	Previous	Current Comp.	Stored Mat.	Total Comp.	%	Balance	Retained
200,000 Sewer Modification	68,515.00		68,515.00		68,515.00		68,515.00	100.00		6,851.50
200,000 Remove & Install N	34,600.00		34,600.00		34,600.00		34,600.00	100.00		3,460.00
<b>Totals:</b>	<b>103,115.00</b>		<b>103,115.00</b>		<b>103,115.00</b>		<b>103,115.00</b>	<b>100.00</b>		<b>10,311.50</b>

## Project Description:

For emergency sewer relocations at Katella Ave. & Garza Ave. and Katella Ave. & Berry Ave. The relocation involved the installation of approximately 40 LF of 8" PVC sewer pipe, removal 2 existing manholes, construction of 2 manholes and 2 drop manholes, sewer by-pass and traffic control.