

# CITY OF GILLETTE

www.gillettewy.gov

Public Affairs Department – City Clerk Division

201 E. 5<sup>th</sup> Street Gillette, WY 82716

Phone: (307) 686-5210

clerks@gillettewy.gov

## NOTICE OF SUBSTANTIAL COMPLETION AND FINAL ACCEPTANCE

In accordance with the provisions of paragraphs 16-6-116, Title 16, Chapter 6, Wyoming Statutes, 1982 Republished Edition, notice is hereby given that Z & Z Seal Coating, Inc., PO Box 80371, Billings, MT 59108, as contractor, has completed in accordance with the specifications, therefore, 2024 Crack Sealing Project, Project 24EN14.

Final inspection and acceptance thereof having been made; final payment is now due the Contractor in accordance with the terms of the contract. Said final payment will be made on the 2<sup>nd</sup> day of December 2024, said date being the 41st day after the first publication of the notice.

  
Alicia Allen, City Clerk

Publish:       October 22, 2024  
                  October 29, 2024

cc:     Finance  
          Engineering  
          Clerk's Office

## WARRANTY

Z and Z Seal Coating, Inc. hereinafter the CONTRACTOR, does expressly affirm, promise and guarantee all project improvements including materials, equipment and workmanship on the 24EN14 2024 Crack Sealing Project FOR A PERIOD OF One Year FROM THE DATE THE PROJECT IMPROVEMENTS ARE ACCEPTED BY FORMAL ACTION OF THE GILLETTE CITY COUNCIL. In the event that a particular item of equipment or major element of the total project improvements was placed into continuous service prior to Substantial Completion of the total project, an Attachment A may be attached to this Warranty to designate the separate warranty periods. Attachment A shall only be used when the requirements of Supplementary Condition 13.07 have been met.

CONTRACTOR further agrees in the event that any or all of the Project improvements fail to conform to the Contract Documents or require any rebuilding, construction or reconstruction to keep Project improvements in conformity with the Contract Documents or to bring Project improvements up to the Contract Document Specifications that CONTRACTOR will pay all necessary, reasonable and normal costs whatsoever, incurred by **the City of Gillette** in repairing, construction, reconstruction, or rebuilding any of the Project improvements which at any time within the above mentioned period of ONE YEAR is not in conformity with the Contract Documents.

Provided, however: That **the City of Gillette** shall give written notice to CONTRACTOR that the City of Gillette intends to perform work on the Project improvements and that said notice shall specify the improvement, its location and the cause or kind of non-conformity with reference to the relevant Contract Documents. Said notice shall be sent to CONTRACTOR by registered mail before **City of Gillette** begins any work or incurs any cost unless an emergency situation occurs. The occurrence of an emergency shall be determined in the reasonable discretion of the City Engineer of the City of Gillette, and is declared to be an event which renders advance notice contrary to the health, safety or welfare of the residents of the City of Gillette. In case the City Engineer finds the existence of an emergency requiring immediate action he shall serve notice to CONTRACTOR in the form above mentioned as soon as practical and shall include an explanation of the state of affairs requiring emergency action.

Provided, further: That the obligation of CONTRACTOR shall be to compensate the City of Gillette for bringing any improvements up to the Contract Documents Specifications and this obligation shall cover all work necessary to bring the improvement into conformity, even if the work occurs after the expiration of the one year period specified above if the City sent notice as provided above within the one year period or, in the case of any emergency as provided above if the City actually began work on the improvement within the one year period.

CONTRACTOR and the City of Gillette agree and acknowledge that this Agreement is the consideration for acceptance by the City of Gillette of the Project improvements for maintenance by the City of Gillette including, but not limited to the release of any performance or penal bonds, letters of credit, cash escrows, promissory notes or other securities posted and approved to secure the installation of required Project improvements for 24EN14 2024 Crack Sealing Project.

DATED this 4th day of Sept, 2024.

Z and Z Seal Coating, Inc.  
CONTRACTOR (COMPANY NAME)

[Signature]  
SIGNATURE

V.P  
(TITLE)

Montana  
STATE OF ~~WYOMING~~ }  
Stillwater  
COUNTY OF ~~CAMPBELL~~ } SS

The foregoing instrument was acknowledged before me by Spencer Foster this 4 day of Sept, 2024.

Witness my hand and official seal  
TERRI JACKSON  
NOTARY PUBLIC for the  
State of Montana  
Residing at Park City, Montana  
My Commission Expires  
February 2, 2026  
My commission Expires: 2-2-2026

[Signature]  
Notary Public

APPROVED BY CITY OF GILLETTE

[Signature]  
MAYOR, CITY OF GILLETTE

ATTEST:

Alvin Allen  
GILLETTE CITY CLERK





## CERTIFICATE OF SUBSTANTIAL COMPLETION

Project: 2024 Crack Sealing Project  
Project No.: 24EN14  
Owner: City of Gillette  
Date of Contract: March 28, 2024  
Contractor: Z and Z Seal Coating, Inc.  
Engineer: Consolidated Engineers, Inc.

**This Certificate of Substantial Completion applies to:**

All Work under the Contract Documents:  
 The following specified portions:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

August 30, 2024  
**Date of Substantial Completion**

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor and Engineer, and found to be complete.

**The responsibilities between OWNER and CONTRACTOR for security, operation, safety, maintenance, heat, utilities, insurance and warranties shall be as provided in the Contract Documents except as amended as follows:**

Amended Responsibilities  
 Not Amended

Owner's Amended Responsibilities:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Contractor's Amended Responsibilities:

\_\_\_\_\_  
\_\_\_\_\_

The following documents are attached to and made part of this Certificate:

N/A

This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents nor is it a release of Contractor's obligation to complete the Work in accordance with the Contract Documents.

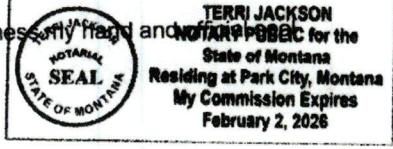
DATED this 4<sup>th</sup> day of SEP, 2024

Z and Z Seal Coating  
CONTRACTOR (COMPANY NAME)

[Signature] V.P  
SIGNATURE (TITLE)

Montana  
STATE OF WYOMING }  
Stillwater } SS  
COUNTY OF GAMPBELL }

The foregoing instrument was acknowledged before me by Spencer Foster  
this 4 day of Sept, 2024

Witness my hand and Notary Public for the  
  
TERRI JACKSON  
Notary Public for the  
State of Montana  
Residing at Park City, Montana  
My Commission Expires  
February 2, 2026

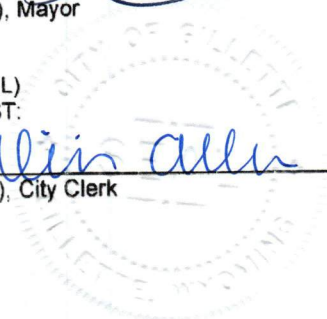
[Signature]  
Notary Public

My commission Expires: 2-2-2026

CITY OF GILLETTE  
[Signature]  
(Name), Mayor

10/15/2024  
Date

(SEAL)  
ATTEST:  
[Signature]  
(Name), City Clerk



## CERTIFICATE OF FINAL COMPLETION

Project: 2024 Crack Sealing Project  
Project No.: 24EN14  
Owner: City of Gillette  
Date of Contract: March 28, 2024  
Contractor: Z and Z Seal Coating, Inc.  
Engineer: Consolidated Engineers, Inc.

**This Certificate of Final Completion applies to:**

- All Work under the Contract Documents:
- The following specified portions:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

August 30, 2024  
Date of Final Completion

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor and Engineer, and found to be complete in accordance with the Contract Documents.

The project will be advertised according to W.S. 16-6-116, and the Affidavit on Behalf of the Contractor is attached to and made part of this Certificate.

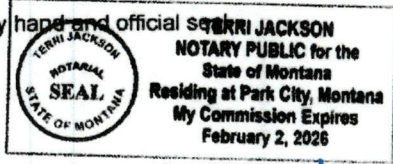
DATED this 4th day of Sept, 2024

Z and Z Seal Coating, Inc.  
CONTRACTOR (COMPANY NAME)

[Signature] V.P.  
SIGNATURE (TITLE)

montana  
STATE OF WYOMING }  
Sidewater } SS  
COUNTY OF CAMPBELL }

The foregoing instrument was acknowledged before me by Spencer Foster  
this 4 day of Sept, 2024

Witness my hand and official seal  
  
TERRI JACKSON  
NOTARY PUBLIC for the  
State of Montana  
Residing at Park City, Montana  
My Commission Expires  
February 2, 2026

[Signature]  
Notary Public

My commission Expires: 2-2-2026

CITY OF GILLETTE  
[Signature]  
(Name), Mayor

10/15/2024  
Date

(SEAL)  
ATTEST:  
[Signature]  
(Name), City Clerk

