

RESOLUTION NO. 2843-11

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
ACCEPTING THE CONTRACT WORK FOR THE CONSTRUCTION OF THE
PLEASANT AVENUE DRAINAGE IMPROVEMENT PROJECT AND DIRECTING
THE TOWN CLERK TO RECORD A NOTICE OF COMPLETION**

WHEREAS, the Town Council awarded the contract for construction of the Pleasant Avenue Drainage Improvement Project to Gentry General Engineering, on July 7, 2010; and

WHEREAS, Gentry General Engineering (Contractor), has completed approximately 97% of the work specified in the contract to the satisfaction of the Public Works Director/Town Engineer and the facility is fully functional; and

WHEREAS, during the final stages of construction, Gentry General Engineering informed the Town of Windsor Public Works Department that they were ceasing all company operations due to financial problems; and

WHEREAS, five vendors provided materials for the Project and were not paid by the Contractor and have submitted claims to the Contractor's surety company, Insurance Company of the West (ICW Group), and

WHEREAS, ICW Group has satisfied its payment bond obligations on the Project by paying each of the payment bond claims that it received; and

WHEREAS, ICW has requested that they receive the retainer being held on the Project;

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Windsor hereby accepts the completed contract work performed on the Pleasant Avenue Drainage Improvement Project; and

BE IT FURTHER RESOLVED that the Town Clerk is hereby directed to record a Notice of Completion for said completed contract work; and

BE IT FURTHER RESOLVED that the Town Manager is hereby authorized to release any contract retention to the surety company, Insurance Company of the West, thirty-five (35) days after the recordation of the Notice of Completion, provided that all liens have been cancelled or vendors submitting stop notices have been paid.


PASSED, APPROVED AND ADOPTED this 21st day of September 2011, by the following vote:

AYES: COUNCILMEMBERS GOBLE, SALMON, SCHOLAR AND
VICE MAYOR FUDGE

NOES: NONE

ABSTAIN: NONE

ABSENT: MAYOR ALLEN


DEBORA FUDGE, VICE MAYOR

ATTEST:


MARIA DE LA O, TOWN CLERK