

RESOLUTION 2023-08-05

**A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF SOUTHWEST SUBURBAN SEWER DISTRICT, KING
COUNTY, WASHINGTON, RATIFYING AND CONFIRMING
ACCEPTANCE, AS COMPLETED, THE CONTRACT
COMMONLY KNOWN AS THE LIFT STATION 18 UPGRADES PHASE 1 –
FORCEMAIN IMPROVEMENTS PROJECT, BETWEEN LASER UNDERGROUND &
EARTHWORKS, INC. AS
CONTRACTOR, AND SOUTHWEST SUBURBAN SEWER
DISTRICT, AS OWNER**

WHEREAS, the District entered into a contract known as the Lift Station 18 Phase 1 – Forcemain Improvements Project ("Contract") with Laser Underground & Earthworks, Inc. for the construction of sewer improvements relating to the installation 1,857 linear feet of new HDPE Sanitary Sewer Pipes to replace existing forcemain pipes using directional drilling, as well as the installation of a new saddle manhole; and

WHEREAS, the District has certified that the contractor has completed the contract and recommend acceptance of the project as complete; and

WHEREAS, Southwest's Board of Commissioners accepted such contract as complete in its regular meeting held on August 15, 2023; and

WHEREAS, the District determined that there was a total amount due to Laser Underground & Earthworks, Inc. of \$895,255.69 representing the original contract amount of \$890,000.00 and bid item additions previously authorized in the amount of \$33,816.00 and reductions in the amount of \$110,686.40 which, including sales tax of \$82,126.09 totaled \$895,255.69 and of such sums \$854,599.21 was paid to Laser Underground & Earthworks, Inc. by the District; and

WHEREAS, it was determined that the Retainage in the amount of \$40,656.48 shall be released upon receiving the following information:

- a) Receipt of the releases from the Department of Labor and Industries and the tax commission, including receipt of the Department of Revenue certificate;
- b) Verification that no liens have been filed against this public work improvement for thirty (30) days from the date of completion of the contract work; and

- c) On completion of (a) and (b), then said moneys may be released by the District on or after thirty (30) days from the date of completion of the contract work.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Southwest Suburban Sewer District, King County, Washington, as follows: Prior action accepting as complete the Contract commonly known as the Lift Station 18 Phase 1 – Forcemain Improvements Project is ratified and confirmed. There is retainage in the amount of \$40,656.48 which is still due to be released to the contractor. The retainage shall be held and released to the contractor on or after thirty (30) days from the date of contract acceptance as ratified by this resolution, provided that, prior to release of such retainage, the District receives no claims against said retainage from the Washington State Department of Labor and Industries or the Department of Revenue, and that no liens have been filed against the retainage within 30 days from the completion of contract work, or that any such claims or liens have been satisfied by the contractor within such thirty (30) days period.

ADOPTED by the Board of Commissioners of Southwest Suburban Sewer District, King County, Washington, at a regular meeting thereof held this 15th day of August, 2023.

SOUTHWEST SUBURBAN SEWER DISTRICT
KING COUNTY, WASHINGTON

Individual Commissioner's
Vote on Resolution

In Favor of: _____
 Opposed: _____
 Abstained: _____



 Scott Hilsen, President and Commissioner

In Favor of: _____
 Opposed: _____
 Abstained: _____



 William A. Tracy, Vice President and Commissioner

In Favor of: _____
 Opposed: _____
 Abstained: _____



 Susan M. Genzale, Secretary and Commissioner

CERTIFICATE

I, Susan M. Genzale, Secretary of the Board of Commissioners of Southwest Suburban Sewer District, King County, Washington, DO HEREBY CERTIFY that the foregoing resolution is a true and correct copy of Resolution 2023-08-05 of said Board, duly adopted at a regular meeting thereof held on the 15th of August, 2023, signed by the members of such Board in attendance at such meeting and attested by myself in authentication of such adoption.



Susan M. Genzale
Secretary of the Board of Commissioners
Southwest Suburban Sewer District