

RESOLUTION 2011-03

**A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF SOUTHWEST SUBURBAN SEWER DISTRICT, KING
COUNTY, WASHINGTON, RATIFYING AND CONFIRMING
AS COMPLETED, THE CONTRACT COMMONLY KNOWN
AS THE CHELSEA PARK V PROJECT, BETWEEN
INSITUFORM TECHNOLOGIES, INC, AS CONTRACTOR,
AND SOUTHWEST SUBURBAN SEWER
DISTRICT, AS OWNER**

WHEREAS, the District entered into a contract known as the Chelsea Park Phase V Project ("Contract") with Insituform Technologies, Inc, for the repair of sewer infrastructure; and

WHEREAS, the District has certified that the contractor has substantially 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 April 5, 2011; and

WHEREAS, the District determined that there was a total amount paid to Insituform Technologies, Inc, of \$619,157.07 representing the original contract amount of \$513,093.00 and bid item additions and deletions previously authorized in the amount of \$79,401.80 which, including sales tax of \$56,287.01, totaled \$648,781.81; and of such sums \$619,157.07 was paid to Shoreline Construction, by the District; and

WHEREAS, it was determined that the Retainage in the amount of \$29,624.74 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 bond 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 Chelsea Park Phase V Project on April 5, 2011, is ratified and confirmed. There is a retainage 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 (April 5, 2011) 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, Employment Securities Department 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 5th day of April, 2011.

SOUTHWEST SUBURBAN SEWER DISTRICT
KING COUNTY, WASHINGTON

Individual Commissioner's
Vote on Resolution

In Favor of:
 Opposed:
 Abstained:



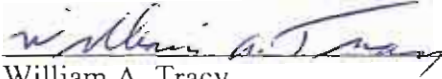
 Scott Hilsen,
 President and Commissioner

In Favor of:
 Opposed:
 Abstained:



 Susan M. Genzale
 Vice-President and Commissioner

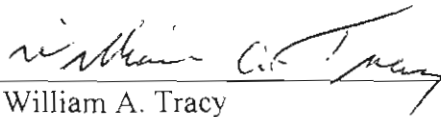
In Favor of:
 Opposed:
 Abstained:



 William A. Tracy,
 Secretary and Commissioner

C E R T I F I C A T E

I, William A. Tracy, 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 2011-03 of said Board, duly adopted at a regular meeting thereof held on the 5th of April, 2011, signed by the members of such Board in attendance at such meeting and attested by myself in authentication of such adoption.



William A. Tracy
Secretary of the Board of Commissioners
Southwest Suburban Sewer District