

RESOLUTION NO. 15-14

A RESOLUTION AUTHORIZING FINAL PAYMENT AND RELEASE OF RETAINAGE TO J&L PAVING, INC.,; GRANTING AUTHORITY TO THE MAYOR TO EXECUTE SAID RESOLUTION AND AUTHORIZING CITY SECRETARY TO AUTHENTICATE MAYOR'S SIGNATURE TO SAID RESOLUTION, AND AUTHORIZING CITY MANAGER TO EXECUTE ALL INSTRUMENTS REQUISITE IN IMPLEMENTING SAID RESOLUTION, AND AUTHORIZING CITY SECRETARY TO AUTHENTICATE CITY MANAGER'S SIGNATURE TO THIS RESOLUTION.

A regular meeting of the City Council of the City of Commerce, Texas, was held in Commerce, Texas, at City Hall, on the 19th day of May 2015, at 6:00 p.m.; a majority of Council Member's being present and constituting a quorum, the following Resolution was adopted:

WHEREAS, on May 1, 2014, the City of Commerce, Texas entered into TWDB project number CW 72263 and DW 61475 for the Monroe Street Pavement Repair project with J&L Paving, Inc., out of Paris, Texas; and

WHEREAS, on March 31, 2015 the City's staff and consulting Engineer, Halff Associates, certified that the work on the contract was complete and ready for final payment and that it was completed in conformance with the contract documents, plans, specifications, field orders and change orders; and

WHEREAS, the construction contractor J&L Paving, Inc., of Paris, Texas as certified that they have met all contractual obligations; and

WHEREAS, the two-year warranty begins on March 31, 2015 and ends at midnight on March 31, 2017 as provided by the provisions of the contract documents; and

WHEREAS, the final contact amount is \$449,680.25 after change orders and reconciliation of final quantities; and

WHEREAS, the remaining monies due to J&L Paving, Inc., is ready for final payment upon the City's receipt of funds and approvals from the Texas Water Development Board in the amount of \$44,968.03.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL THAT THE CONTRACT IS OFFICIALLY ACCEPTED AND FINAL PAYMENT IS APPROVED.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor of the City of Commerce, Texas, be authorized and he is hereby authorized to execute this Resolution;

BE IT FURTHER RESOLVED that the City Secretary be authorized and she is hereby authorized to attest to the signature of the Mayor to this Resolution;

BE IT FURTHER RESOLVED that the City Secretary be authorized and she is hereby authorized to attest to the signature of the City Manager to any and all instruments requisite to implementing this Resolution.

PASSED BY THE GOVERNING BODY of the City of Commerce, Texas, at a regular meeting of the City Council of the City of Commerce, Texas, on the 19th day of May 2015.

ATTEST:


Marty Keene

Marty Keene, City Secretary

(Seal)

CITY OF COMMERCE:

John Ballotti, Jr.

John Ballotti, Mayor

APPROVED AS TO FORM:

Jay Garrett

Jay Garrett, City Attorney

I, Marty Keene, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of a resolution, and that the same has not been repealed and is in full force and effect.

(Seal)

Marty Keene

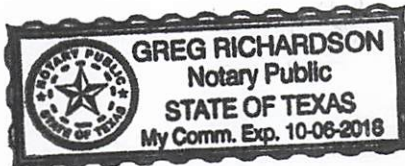
Marty Keene, City Secretary

Sworn to and subscribed before me, on this the 26 day of May, 2015 to certify which witness my hand and seal of office.

Greg Richardson

Notary Public, State of Texas

(seal)



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