

RESOLUTION NO. 06-022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
TERMINATING THE CONTRACT WITH WYSONG CONSTRUCTION,
AWARDING THE CONTRACT TO NEWTON CONSTRUCTION, AND
ALLOCATING ADDITIONAL FUNDS FOR THE SHERWOOD PARK PLAYGROUND STRUCTURE
UPGRADES, PHASE 1A OF THE SHERWOOD PARK MASTER PLAN

WHEREAS, on December 20, 2005, City Council did award a contract to Wysong Construction in the amount to \$1,055,385.00 for the construction of Phase 1A of the Sherwood Master Plan; and

WHEREAS, City Council determined in the best interest of the City to terminate the contract for the City's convenience in accordance with the contract documents; and

WHEREAS, City Council has also determined it in the best interest of the City to re-award the contract to Newton Construction in the amount of \$1,092,700; and

WHEREAS, the budget for the project requires an additional \$40,000.00 to cover the cost of construction and potential termination costs.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. The City Council of the City of El Paso de Robles authorizes a transfer of \$12,000 from General Fund Reserves to the Park Development Impact Fee Fund as follows:

| | |
|------------------|-------------|
| 100-000-5899-000 | \$ (12,000) |
| 216-000-4899-000 | \$ 12,000 |

SECTION 2. The City Council of the City of El Paso de Robles approves a supplemental budget appropriation from Park Development Impact Fee Fund in the amount of \$40,000.00 to budget account 216-910-5452-426.

SECTION 3. The City Council of the City of Paso Robles does hereby terminate the contract for Sherwood Park Playground Structure Upgrades with Wysong Construction in the amount of \$ 1,055,325 for the City's convenience.

SECTION 4. The City Council of the City of Paso Robles does hereby award the contract for Sherwood Park Playground Structure Upgrades to Newton Construction in the amount of \$1,092,700.00.

SECTION 4. The City Council of the City of Paso Robles does hereby authorize and direct the City Manager to execute an agreement with Newton Construction for Sherwood Park Playground Structure Upgrades.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 21st day of February 2006 by the following vote:

AYES: Nemeth, Picanco, Strong, and Mecham

NOES:

ABSTAIN:

ABSENT: Heggarty

ATTEST:

Frank R. Mecham, Mayor

Cathy M. David, Deputy City Clerk