

# RESOLUTION 1954

## A RESOLUTION OF THE CITY OF NORTH BEND, WASHINGTON, ACCEPTING THE CITY HALL PROJECT AS COMPLETE AND AUTHORIZING THE RELEASE OF RETAINAGE

**WHEREAS**, City of North Bend (“City”) staff advertised for bids for the City Hall Project (the Project); and

**WHEREAS**, Skyward Construction, Inc. submitted the lowest responsive and responsible bid; and

**WHEREAS**, the Project was awarded to Skyward Construction, Inc. on May 15, 2018; and

**WHEREAS**, Skyward Construction, Inc. began work in June 2018; and

**WHEREAS**, the Project Architect deemed the project to be substantially complete, as that term is defined in the project contract, on December 2, 2020; and

**WHEREAS**, after reaching agreement with Skyward on Change Order No. 5 reflecting settlement of the City’s claims related to project construction, the final cost of the project was \$6,733,535.93; and

**WHEREAS**, the City Council must accept projects prior to submitting for releases from the State Department of Revenue, Department of Labor and Industries, and the Employment Security Department; and

**WHEREAS**, the City may not release contract retainage until such releases have been received from the applicable state agencies;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BEND, WASHINGTON, DOES HEREBY RESOLVE AS FOLLOWS:**

**Section 1.** The City of North Bend accepts Skyward Construction, Inc. work on the City Hall Project.

**Section 2.** The City of North Bend authorizes the release of the retainage on the contract upon receipt of the appropriate clearances from the state, and in the manner further described in the Settlement and Release Agreement between Skyward and the City.

**PASSED BY THE CITY COUNCIL OF THE CITY OF NORTH BEND,  
WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 6<sup>TH</sup> DAY OF  
OCTOBER, 2020.**

**CITY OF NORTH BEND:**

**APPROVED AS TO FORM:**

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**Rob McFarland, Mayor**

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**Michael R. Kenyon, City Attorney**

**ATTEST/AUTHENTICATED:**

Effective: October 6, 2020

Posted: October 7, 2020

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**Susie Oppedal, City Clerk**