CITY OF LAKE ELMO WASHINGTON COUNTY STATE OF MINNESOTA

RESOLUTION NO. 2010-007

A RESOLUTION ACCEPTING THE WORK FOR THE 2009 STREET IMPROVEMENT PROJECT

WHEREAS, pursuant to a written contract signed with the City on July 7, 2009, Tower Asphalt, Inc. has satisfactorily completed the 2009 Street Improvement Project in accordance with such contract.

WHEREAS, the one-year Warranty for the improvements began on February 3rd, 2010 and will end on February 2nd, 2011 and an one-year warranty inspection will be completed in January, 2010, and the contractor will be required to repair or replace, as directed by the City, any work or materials that are found to be defective, at the Contractor's sole cost and expense.

BE IT RESOLVED, the work completed under said contract is hereby accepted and approved, and,

BE IT FURTHER RESOLVED that the City Administrator and Mayor are hereby directed to issue a proper order for the final payment on such contract, taking the contractor's receipt in full.

Date: tebruary 3, 2010 CITY OF LAKE ELMO

Dean A. Johnston

Mayor

ATTEST:

Bruce A. Messelt City Administrator