

RESOLUTION NO. 460-R

A RESOLUTION TERMINATING THE SERVICES OF E<sub>2</sub> ENTERPRISES, LTD. OF MILWAUKIE, OREGON, CONTRACTOR FOR THE PUBLIC WORKS PROJECT KNOWN AS TROUTDALE WELL NO. 6 PUMP HOUSE.

WHEREAS, the Common Council of the City of Troutdale entered into an agreement with E<sub>2</sub> Enterprises, Ltd. on May 11, 1982, and

WHEREAS, said Contractor neither possesses adequate equipment, employees, experienced workman, nor has sufficient financial resources to complete the required work, and

WHEREAS, the Contractor has failed to make payment to certain materials suppliers and subcontractors, and

WHEREAS, the contract time allowed by the Agreement for completion of all work expired on January 20, 1982.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE, THAT:

The City of Troutdale, in accordance with Article 15.2 of the General Conditions of the Contract Documents hereby terminates the services of E<sub>2</sub> Enterprises, Ltd. and after the required notification as outlined in Article 15.2 shall take possession of the Project and all equipment and materials delivered.

No further payments shall be made to E<sub>2</sub> Enterprises, Ltd. until after the project is completed.

The City of Troutdale shall negotiate in good faith with materials suppliers and subcontractor to satisfy contractor's outstanding obligations under the contract.

City shall pursue completion of the contract by readvertising for competitive bids all remaining work.

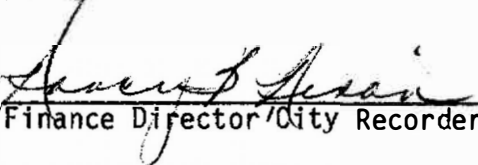
Termination and readvertisement shall be subject to formal approval by Farmers Home Administration.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF TROUTDALE, OREGON, THIS 23RD DAY OF FEBRUARY 1982.

YEAS: 6 NAYS: 0

  
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Robert M. Sturges, Mayor

ATTEST:

  
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Finance Director/City Recorder