

RESOLUTION NO. R-2021-

A RESOLUTION authorizing Change Order #7 – Claim Resolution with Halme Construction, Inc. for the Bravo Company Blvd. MSW and Wood Debris Removal project LF2529

WHEREAS, Halme Construction, Inc. was selected as the contractor for the Bravo Company Blvd. Municipal Solid Waste and Wood Debris Removal project (LF2529); and

WHEREAS, Halme Construction, Inc. filed a claim against the City requesting sales tax on items used in the contract in the amount of \$117,305.66 be paid by the City; and

WHEREAS, Halme Construction, Inc. was preparing to file another claim against the City for extra work performed due to common borrow compaction issues in the amount of \$124,576.08; and

WHEREAS, due to a dispute over some of the claims made by Halme Construction, Inc., the City of Yakima suggested non-binding mediation in an effort to work through and settle Halme's claims, and Halme Construction, Inc. accepted mediation as a method to address its claims; and

WHEREAS, during mediation, both parties agreed that the payment of \$100,000 to Halme Construction, Inc. would forever resolve both the sales tax claim and the potential claim for extra work due to common borrow compaction issues; and

WHEREAS, the City Council of the City of Yakima finds that it is in the best interests of the City of Yakima and its residents to proceed with issuing Change Order #7 – Claim Resolution to address the two claims of Halme Construction, Inc. with regards to the wood debris removal project; now, therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF YAKIMA:

The City Manager is hereby authorized to execute Change Order #7 – Claim Resolution between the City of Yakima and Halme Construction, Inc., attached hereto and incorporated herein by this reference, in the amount of One Hundred Thousand Dollars (\$100,000) for City Project No LF2529.

ADOPTED BY THE CITY COUNCIL this 19th day of October, 2021.

Patricia Byers, Mayor

ATTEST:

Sonya Claar Tee, City Clerk