



# MEMO

**To:** Randy Hill  
**From:** Jon Lutz  
**Date:** 1/18/11  
**Re:** Weed Park to Wildcat Den Trail

The Weed Park to Wildcat Den Trail project has been let through the Iowa Department of Transportation. This project was awarded to Sulzberger Excavating, Inc. at the City Council meeting on January 6, 2011. At this time, the City requests approval of a Resolution to Approve the Contract and Bond for this project.

**RESOLUTION** \_\_\_\_\_

**APPROVING CONTRACT AND BOND  
ON THE WEED PARK TO WILDCAT DEN TRAIL**

WHEREAS, this Council has awarded the contract for the Weed Park to Wildcat Den Trail project to Sulzberger Excavating, Inc. dated the 13<sup>th</sup> day of January, 2011, in the amount of \$448,578.90; and

WHEREAS, this Council has authorized and directed the Mayor and City Clerk to enter into a written contract for this project with said contractor, subject to final approval by this Council; and

WHEREAS, the contract and bond has been examined by this Council;

NOW, THEREFORE, IT IS RESOLVED that:

1. The above contract between the City of Muscatine, Iowa and Sulzberger Excavating, Inc. dated the 13<sup>th</sup> day of January, 2011, in the amount of \$448,578.90 is approved.
2. The performance bond accompanying such contract, wherein Sulzberger Excavating, Inc. appears as principal and Berkley Regional Insurance Company appears as surety, is approved.

The original executed contract and performance bond shall be placed on file in the office of the City Clerk.

PASSED, APPROVED AND ADOPTED THIS 20<sup>th</sup> DAY OF JANUARY, 2011.

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Richard W. O'Brien, Mayor

ATTEST:

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Gregg Mandsager, City Administrator