RECOMMENDED ACTION AND JUSTIFICATION:

Resolution Authorizing Chair of the Board of Supervisors to execute takeover agreement between the County of Mariposa and St. Paul Fire and Marine Insurance Company to complete construction of the Yosemite West Wastewater Treatment Facility Project

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On July 6, 2004 the Board of Supervisors passed resolution 04-325 authorizing Public Works to award the bid to Mauldin-Dorfmeier for the construction of the Yosemite West Wastewater Treatment Facility in the amount of $2,879,358 and authorized the Chair of the Board of Supervisors to execute the contract.

In February, 2005 Mauldin-Dorfmeier filed for bankruptcy and is no longer able to complete the project. Their bonding company, St. Paul Fire and Marine Insurance Company has requested to takeover and complete the project on behalf of Mauldin-Dorfmeier.

Pursuant to this request, they are asking that the County enter into a takeover agreement. The takeover agreement requires that St. Paul Fire and Marine Insurance Company comply with the contract terms and conditions of the Mauldin-Dorfmeier contract bonds, plans and drawings, and special conditions and specifications.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Negative action will delay the completion of the project.

Financial Impact? ( ) Yes (X) No Current FY Cost: $  
Budgeted In Current FY? (X) Yes ( ) No ( ) Partially Funded 
Amount in Budget: $  
Additional Funding Needed: $  
Annual Recurring Cost: $  
  List Attachments, number pages consecutively  
  1. Takeover Agreement  

CLERK'S USE ONLY:  
Res. No.: 25-244  
Ord. No.  
Vote – Ayes: 5  
Noes:  
Absent:  
Approved  
Minute Order Attached ( ) No Action Necessary  
The foregoing instrument is a correct copy of the original on file in this office.  
Date:  
Attest: MARGIE WILLIAMS, Clerk of the Board  
County of Mariposa, State of California  
By:  Deputy  

COUNTY ADMINISTRATIVE OFFICER:  
Request Action Recommended ( ) No Opinion  
Comments:  
_________________________________________  
_________________________________________  
_________________________________________  
_________________________________________  
_________________________________________  
_________________________________________  

cAO:  

Revised Dec. 2002
THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA

ADOPTED THIS Order on June 7, 2005

ACTION AND VOTE:

B) Adopt a Resolution Authorizing the Chair of the Board of Supervisors to Execute a Takeover Agreement between the County of Mariposa and St. Paul Fire and Marine Insurance Company to Complete Construction of the Yosemite West Wastewater Treatment Facility Project

BOARD ACTION: Discussion was held with Dana Hertfelder. Supervisor Bibby asked if the agreement should be signed by the Chair versus the Public Works Director; and she noted that there are blanks in the agreement that need to be filled in. Dana advised of the information to be inserted in the blanks in the agreement. (M)Stetson, (S)Fritz, Res. 04-244 was adopted authorizing the Chair to sign the agreement and with the blanks to be filled in as discussed/Ayes: Unanimous.

cc: Mary Hodson, Deputy County Administrative Officer
    Ken Hawkins, Auditor
    Tom Guarino County Counsel
    File