

**RESOLUTION NO. 2008-574**

Adopted by the Sacramento City Council

August 19, 2008

**APPROVING A TAKEOVER AGREEMENT: NORTH LAGUNA BIKE TRAIL  
REHABILITATION (K19005100)**

**BACKGROUND**

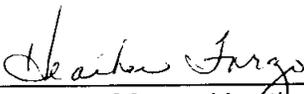
- A. North Laguna Bike Trail Rehabilitation is a 2,585 linear-foot bike trail located in South Sacramento.
- B. On October 16, 2007, the City and K & L General Engineering, Inc. (Contractor) entered into City Contract No. 2007-252 for the North Laguna Bike Trail Rehabilitation Project. On February 14, 2008 the Contractor informed the City it would not be able to fulfill its obligation to complete the project under Section 8 of the contract. The contract was terminated on March 3, 2008.
- C. Through a Takeover Agreement between the City and Indemnity Company of California (ICC), ICC has elected to undertake arranging for the performance and completion of the work called for in the Contract through an independent contractor, Sierra Asphalt.

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL  
RESOLVES AS FOLLOWS:**

- Section 1. The Takeover Agreement in the amount of \$263,771.26 to ICC in reference to the terminated City Contract No. 2007-252 for the North Laguna Bike Trail Rehabilitation (K19005100) is approved.
- Section 2. The City Manager is authorized to execute the Takeover Agreement with Indemnity Company of California to bring the North Laguna Bike Trail Rehabilitation project to final completion.

Adopted by the City of Sacramento City Council on August 12, 2008 by the following vote:

- Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Fargo.
- Noes: None.
- Abstain: None.
- Absent: None.

  
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Mayor Heather Fargo

Attest:

  
for Shirley Concolino, City Clerk