



## Request for City Council Committee Action From the Departments of Public Works

**Date:** October 8, 2013

**To:** Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee

**Referral to:** Honorable Betsy Hodges, Chair Ways & Means/Budget Committee

**Subject: Fridley Dewatering Plant Warranty with Graham Construction Services**

**Recommendation:**

Authorize proper City officers to execute acceptance of a warranty document (07105 Crystalline Waterproofing) on behalf of the City.

**Previous Directives:** None

Prepared by: Shahin Rezania, Water Treatment and Distribution Services

Approved by: \_\_\_\_\_  
Steven A. Kotke, P.E., Director of Public Works

Presenters in Committee: Shahin Rezania

**Financial Impact**

- No financial impact

**Background/Supporting Information:**

On September 9, 2009 the City entered into a contract with Graham Construction Services, Inc. to construct dewatering plant improvements at 4300 Marshall Street, NE, Fridley, MN. As part of its work under the contract, Graham installed two holding tanks. The tanks were found to have leaks prior to the end of construction, and as such, the City withheld a portion of Graham's retainage as allowed under the contract. Graham has since worked with its subcontractor, Euclid Chemical, to newly waterproof the tanks. In addition to the application of new waterproofing, the City requested a warranty from Euclid in exchange for release of Graham's \$500,000 retainage. Euclid has provided a warranty that has been reviewed and deemed acceptable by the City Attorney's Office. The Department of Public Works recommends that the City accept the warranty and authorize the proper City officers to execute the same. Upon execution, the Department will release the retainage to Graham.