



WHEREAS, warranties are assigned per Section 12.7 of the SIPA; and

WHEREAS, Ryan has satisfied all applicable requirements of the Ordinance Permit Acceptance process as required by the SIPA and RDA for the installation of certain public improvements such that a recommendation is made to Council that the public infrastructure identified in Ordinance Permit 20200010103 accepted with the following agreed upon conditions:

CONDITIONS #1 - 4

1. The warranty as provided for in Section 12.7 of the SIPA applies to all highlighted roadways shown in Exhibit A except for Bohland Avenue between Falls Passage East and Falls Passage West.
2. The tabletop as shown on Plan Sheets 124 and 336 of the Approved As-Built Plans shall be repaired and or replaced to the satisfaction of the City per the Contract Documents. Said repair and or replacement shall include areas adjacent to the tabletops in so far as the work is required due to the work needed on the tabletop.
3. The timing and extents of any repair and or replacement shall be as determined by the City based on consultation with Ryan/Project Paul upon further review during the 2022 construction season. The limits of repair and or replacement shall be memorialized in writing. Any repair and or replacement shall be completed before the 2022/2023 snow season.
4. The warranty for the public infrastructure repaired or replaced as part of the repair and or replacement of the tabletop, including the tabletop specifically, shall begin once the work has been approved by the City per the Contract Documents.

NOW, THEREFORE, BE IT RESOLVED, that the City Council accepts the infrastructure as so defined in the attached Exhibit A and with the afore stated agreed upon conditions and pursuant to the RDA and SIPA for commencement of the warranty period following Council acceptance.