



# City of Smyrna

City of Smyrna  
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## Issue Sheet

File Number: RES2021-08

Agenda Date: 10/4/2021

Version: 1

Status: Presented

In Control: City Council

File Type: Resolution

Agenda Number: A.

**WARD / COUNCILMEMBER:** City Wide

### **\$ IMPACT:**

#### **Agenda Title:**

Approve Resolution RES2021-08 ratifying the suspension of work notice sent by the Community Development Department to Donelson Construction Company, LLC., and terminating the Resurfacing Project Contract between the City and Donelson Construction Company, LLC., dated July 21, 2021, as approved in Article XIII of said contract and authorize the Mayor or City Administrator to sign and execute all additional notices or other documents related thereto.

**WARD: City Wide**

### **ISSUE AND BACKGROUND:**

The city entered into a Resurfacing Project Contract with Donelson Construction Company, LLC., on July 21, 2021. Article XIII of this contract authorizes the city to suspend the work of this contract, with or without cause, for a period not to exceed 90 days and to terminate the contract, with or without cause. On or around August 26, 2021, public works notified Donelson Construction Company, LLC., that it found the work to be unsatisfactory and that all future work was suspended. This notice also advised that the city would terminate the contract as of a certain date. No work has been done on the project since this notice was sent. The resolution formally ratifies the notice suspending the work previously sent by community development and terminates the contract as provided by Article XIII of said contract and reserves all rights and remedies afforded to it under the contract.

**RECOMMENDATION / REQUESTED ACTION:** The recommendation is to approve Resolution RES2021-08 ratifying the suspension of work notice sent by the Community Development Department to Donelson Construction Company, LLC., and terminating the Resurfacing Project Contract between the City and Donelson Construction Company, LLC., dated July 21, 2021, as approved in Article XIII of said contract and authorize the Mayor or City Administrator to sign and execute all additional notices or other documents related thereto.