

RESOLUTION NO. R-254018

R. 81-1795

APR 20 1981

WHEREAS, Pacific Seating Company, an individual, by contract with The City of San Diego, which contract is on file in the office of the City Clerk as Document No. RR-251817-C, agreed to reupholster 3,000 seats as part of the Civic Theatre Rehabilitation project; and

WHEREAS, the contract required the upholstery work to be completed by September 5, 1980; and

WHEREAS, as of September 5, 1980 Pacific Seating Company had upholstered a majority of the seats in an incomplete and unacceptable manner; and

WHEREAS, the City has repeatedly made the Civic Theatre available to Pacific Seating to allow it to correct its defective work; and

WHEREAS, Pacific Seating has only utilized a small percentage of available hours to correct its defective work, resulting in a large number of unacceptably upholstered chairs remaining to be corrected; and

WHEREAS, Pacific Seating has not worked to correct the defective upholstery since January 21, 1981; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

That Pacific Seating Company be declared to be in default of its contract for not complying in good faith to meet its legal obligations, under its contract with the City of San Diego for construction of Civic Theatre - Rehabilitation, Schedule V, Upholstery, as set forth in Document No. A-00103

02088

and filed in the office of the City Clerk on August 18, 1980
as Document No. RR-251817-C.

APPROVED: JOHN W. WITT, City Attorney

By SP Rosenbaum
S. Patricia Rosenbaum, Deputy

SPR:vl:841 (x715.4)
3/25/81
Or.Dept.: E&D

APR 20 1981

Passed and adopted by the Council of The City of San Diego on _____
by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By Ellen Board, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution Number R-254018 Adopted

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