

FW: [EXTERNAL]NMIT -- Request for an extension

Leaphart, Alvin <alvin.leaphart@lacnm.us>

Fri 3/25/2022 1:47 PM

To: Lynne, Steven <steven.lynne@lacnm.us>

Cc: ~Attorney <~Attorney@lacnm.us>

FYI—We received a proposal from Mr. Sommer.

J. Alvin Leaphart
County Attorney
Incorporated County of Los Alamos
1000 Central Ave., Ste. 340
Los Alamos, New Mexico 87544
Phone (505) 662-8020
Fax (505) 662-8019

From: Leaphart, Alvin**Sent:** Friday, March 25, 2022 1:46 PM**To:** Karl H. Sommer <karls@sommerkarnes.com>**Cc:** Mychal L. Burton <mychal@sommerkarnes.com>; Deb Tupler <debt@sommerkarnes.com>; Larry Hawker <larryhawker@gmail.com>; John Mahoney <john@jjmahoney.com>; John Rizzo <john.rizzo@nmit.net>**Subject:** RE: [EXTERNAL]NMIT -- Request for an extension

Mr. Sommer:

Thank you for your proposal. I will forward this on to the County Manager.

Sincerely,

J. Alvin Leaphart
County Attorney
Incorporated County of Los Alamos
1000 Central Ave., Ste. 340
Los Alamos, New Mexico 87544
Phone (505) 662-8020
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From: Karl H. Sommer <karls@sommerkarnes.com>**Sent:** Friday, March 25, 2022 1:41 PM**To:** Leaphart, Alvin <alvin.leaphart@lacnm.us>**Cc:** Mychal L. Burton <mychal@sommerkarnes.com>; Deb Tupler <debt@sommerkarnes.com>; Larry Hawker <larryhawker@gmail.com>; John Mahoney <john@jjmahoney.com>; John Rizzo <john.rizzo@nmit.net>**Subject:** [EXTERNAL]NMIT -- Request for an extension

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Dear Mr. Leaphart:

ATTACHMENT B

I am writing on behalf of NMIT to request an extension of time to complete the work on the Hill Top Inn property. As the County is aware, the work has begun, but is not complete. The combustibles have been removed, the asbestos remediation will begin on Monday, and an application for the demolition permit has been submitted. Our client is up against the deadline set forth in the adopted Resolution. We request an extension to complete the work to June 30, 2022. We propose that we enter into an agreement related to that deadline, with an escrow of cash to be made which satisfy a daily penalty for non-completion by the June 30, 2022, date. I propose a daily penalty/liquidated damage of \$350 per day and deposit of \$35,000 to secure the payment of the penalty or liquidated damages.

I would appreciate the County’s consideration of this proposal. It would seem more expedient to have my clients finish the work, as it has begun, a contractor is in place to do the work, and the County would be starting from the beginning.

Thank you for your attention to this matter.

~Karl H. Sommer

Contact information:

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P. O. Box 2476
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