

RESOLUTION NO. 49-16
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER John Beale ON THE 20th
DAY OF June, 2016.

A RESOLUTION AUTHORIZING THE SETTLEMENT OF ALL CLAIMS WITH KARVO PAVING COMPANY FOR THE CENTERVILLE FEEDWIRE ROAD IMPROVEMENTS AND RATIFYING THE ACTIONS OF THE CITY MANAGER IN TAKING ALL NECESSARY STEPS TO RESOLVE THE SAME.

WHEREAS, the City of Centerville and Karvo Paving Company (Karvo), entered into a contract dated June 4, 2014, for the construction of the City of Centerville's Feedwire Road Improvements ("the Contract"); and

WHEREAS, there existed disputes and claims by Karvo against the City of Centerville related to the Contract; and

WHEREAS, the City and Karvo desired to resolve any and all disputes, claims, liens and causes of action they now have, and have ever had, arising out of or related to the Contract; and

WHEREAS, Karvo's claims may have exceeded \$500,000; and

WHEREAS, the parties have agreed that payment of \$200,000 is a fair and equitable resolution of the dispute; and

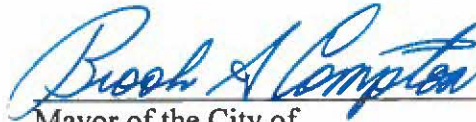
WHEREAS, this Council is of the opinion that a proposed settlement is in the best interests of the citizens of this City.

NOW THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

Section 1. The actions of the City Manager, to resolve all disputes and claims of Karvo under the Contract by payment of \$200,000 by the City to Karvo, is hereby ratified and determined to have been in the best interests of the City. The City Manager is hereby authorized to take any further actions necessary to settle any and all claims of the Contract relating to the Feedwire Road Improvements.


Section 2. This Resolution shall take effect at the earliest date allowed by law.

PASSED THIS 20th day of June, 2016.



Mayor of the City of
Centerville, Ohio

ATTEST:



Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 49-16, passed by the Council of the City of Centerville, Ohio on the 20th day of June, 2016.



Clerk of the Council

Approved as to form, consistency
with existing ordinances, the
charter & constitutional provisions
Department of Law
Scott A. Liberman
Municipal Attorney