

RESOLUTION NO. 9-95  
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER J.V. STONE ON THE 30<sup>th</sup> DAY  
OF JANUARY, 1995.

A RESOLUTION RATIFYING THE ACTION OF THE ASSISTANT CITY  
MANAGER IN EXECUTING CHANGE ORDERS FOR THE  
CONSTRUCTION OF THE YANKEE TRACE CLUBHOUSE RESERVING,  
HOWEVER, TO THE CITY OF CENTERVILLE THE DECISION AS TO  
WHAT PARTY IS LEGALLY RESPONSIBLE FOR THE PAYMENT OF  
SAME.

WHEREAS, certain change orders for the construction of the Clubhouse at Yankee Trace  
Golf Course have been presented to the City of Centerville for approval; and

WHEREAS, the City of Centerville questions its liability for the payment of said change  
order, but is concerned that the construction schedule proceed without interruption; and

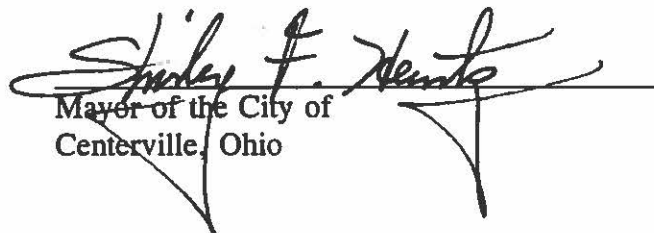
WHEREAS, there is not sufficient time for the City to submit the question as to the  
liability for the payment of the items in the change order to arbitration;

NOW, THEREFORE,


THE MUNICIPALITY OF CENTERVILLE HEREBY RESOLVES:

Section 1. That the action of the Assistant City Manager in executing the  
change orders listed in Exhibit A, attached hereto and incorporated herein which action was  
taken under protest is hereby ratified, reserving, however, the City's right to contest the liability  
for the payment of said change order.

PASSED THIS 30<sup>th</sup> day of JANUARY, 1995.

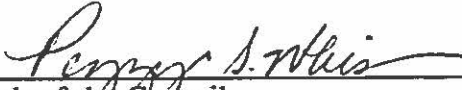
  
Mayer of the City of  
Centerville, Ohio

ATTEST:

  
Asst. 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. 9-90, passed by the Council of the City of Centerville, Ohio on the 30th day of JANUARY, 19 95.

  
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Clerk of the Council  
*Assistant*

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Robert W. Pennington  
Municipal Attorney

## EXHIBIT "A"

YANKEE TRACE CLUBHOUSE  
CHANGE ORDERS

DESCRIPTION	AMOUNT
Add electrical work for 20 cart chargers	\$ 3,704.41+
Add changing room at pro shop	1,236.36+
Reduce window size in office 132	57.80-
Conduit and boxes for additional telephone outlets in pro shop	556.23+
Electrical work for direct buried pump	3,416.44+
Add vent to grease interceptor	258.69+
Revise location of foundation drain at cart ramp	502.95+
Prepare isometric drawing	754.75+
Add steel at academy window	1,353.22+
Revise overhead door at cart ramp	189.79+
Revise door 102A	229.67+
Revise door 125	110.99+
Revise pipe/duct chase at chimney	356.11+
Security system upgrade	3,052.23+
Fire protect structural diaphragm	NTE 14,450.00+
Kitchen modifications	119,026.44+
Delete stone on gable at north chimney and install EIFS	1,688.32-
Smoke barrier in attic	12,960.97+