

RESOLUTION NO. 49-94
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Brooks Compton ON THE
15th DAY OF August, 1994.

A RESOLUTION RATIFYING THE ACTION TAKEN
BY THE CITY MANAGER TO EXECUTE AN AGREEMENT
WITH GREAT TRADITIONS DEVELOPMENT GROUP,
INC. FOR THE CONSTRUCTION AND INSTALLATION
OF A WATER MAIN IN CONNECTION WITH THE
YANKEE TRACE DEVELOPMENT.


WHEREAS, on the 27th day of June, 1994 and Agreement
was signed by Great Traditions Development Group, Inc. and the
City of Centerville in conjunction with an Agreement for the
development of approximately 215 acres more or less surrounding
the Centerville golf course known as Yankee Trace, and

WHEREAS, in accordance with this Agreement Great
Traditions agreed to construct and install the extension of the
water main along Yankee Street as necessary to serve the project
and to initiate such construction and installation promptly upon
the execution of this Agreement.

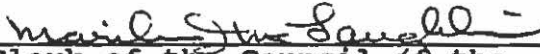
NOW, THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY
RESOLVES:

SECTION 1. That the action taken by the City Manager
on the 27th day of July, 1994 is hereby ratified, and the City
Manager is hereby directed to do all things necessary to carry
out the terms of said Agreement, a copy of which is attached
hereto, marked Exhibit "A" and incorporated herein.

PASSED this 15th day of August,
1994.


Mayor of the City of
Centerville, Ohio

ATTEST:


Clerk of the Council of the
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution Number 49-94, passed by the Council of the City of Centerville, Ohio, on the 15th day of August, 1994.

Marie J. Farquhar
Clerk of Council

Approved as to form, consistency
with the Charter and Constitutional Provisions.
Department of Law
Robert N. Farquhar
Municipal Attorney

AGREEMENT

THIS AGREEMENT is entered into this 27th day of June, 1994 between Great Traditions Development Group, Inc., an Ohio corporation ("GT") and The City of Centerville, Ohio (the "City") under the following circumstances:

A. GT and the City have entered into a certain Agreement dated June 27, 1994 (the "Purchase Agreement"). All capitalized terms contained herein shall have the same meanings assigned to such terms by the Purchase Agreement.

B. GT and the City desire to commence the construction work necessary to extend a water main along Yankee Road for the benefit of the Project prior to the Initial Closing, and GT is willing to initiate such construction prior to the Initial Closing upon the terms and conditions contained in this Agreement.

NOW, THEREFORE, in consideration of the mutual agreements contained herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, GT agrees to construct and install the extension of the water main along Yankee Street as necessary to serve the Project and to initiate such construction and installation promptly upon the execution of this Agreement and the City agrees that, if the Initial Closing does not occur and the Purchase Agreement is terminated, then the City shall promptly, upon the request of GT, reimburse GT for all of its costs and expenses incurred as a result of the construction and installation.

Executed as of this day and year first above written.

GREAT TRADITIONS DEVELOPMENT
GROUP, INC.
an Ohio corporation

By 
Name Thomas N. Humes
Its President

THE CITY OF CENTERVILLE, OHIO

By 
Name Gregory B. Horn
Its City Manager