

**VILLAGE OF YELLOW SPRINGS  
RESOLUTION 2016-63**

**AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO A CONTRACT CLOSEOUT  
AGREEMENT WITH HNTB CORPORATION**

**WHEREAS**, the Village and HNTB Corporation entered into a Professional Criteria Engineering Services Contract dated December 19, 2014 (the "Engineering Services Contract") for HNTB to provide engineering services at the new Water Treatment Plant (the "Project"); and

**WHEREAS**, HNTB satisfactorily performed four of the six tasks pursuant to the Engineering Services Contract; and

**WHEREAS**, with the mutual agreement of HNTB and the Village, the parties have determined that it would be beneficial to terminate the Engineering Services Contract in order to allow Sam Swanson, a former employee of HNTB, to continue working on the Project and provide continuity for the engineering services; and

**WHEREAS**, the Village Manager recommends Village Council authorize the Village Manager to enter into a Contract Closeout Agreement with HNTB.

**NOW, THEREFORE, COUNCIL FOR THE VILLAGE OF YELLOW SPRINGS, OHIO  
HEREBY RESOLVES THAT:**

**Section 1.** Village Council accepts the recommendation of the Village Manager and hereby authorizes the Village Manager to enter into a Contract Closeout Agreement with HNTB Corporation setting forth the terms and conditions for termination of the Engineering Services Contract.

**Section 2.** The Village Manager is hereby authorized to enter into the Contract Closeout Agreement attached hereto as Exhibit "A" in the same or substantially similar form.

**Section 3.** This Resolution shall become effective immediately upon adoption.

\_\_\_\_\_  
Karen Wintrow, Council President

Passed: 12-5-2016

Attest: \_\_\_\_\_  
Judy Kintner, Clerk of Council

Roll Call:

Karen Wintrow \_\_Y\_\_

Brian Housh \_\_Y\_\_

Gerald Simms \_\_Y\_\_

Marianne MacQueen \_Y\_\_

Judith Hempfling \_\_Y\_\_