

RESOLUTION NO. 2019-09
AUTHORIZING THE CITY OF NORTH AUGUSTA TO ENTER INTO A
SETTLEMENT AGREEMENT WITH ODELL ASSOCIATES, INC. INVOLVING A
DISPUTE RELATED TO THE CONTRACT OF MARCH 4, 2014.

WHEREAS, the City entered into a contract with Odell Associates, Inc., dated March 4, 2014, whereby Odell agreed to provide professional services to the City related to the design of a minor-league baseball stadium; and

WHEREAS, a dispute arose between the parties regarding an allegation by the City as to Odell's responsibility for certain owner-alleged errors and omissions; and

WHEREAS, the parties have negotiated this matter and have reached an agreement that is satisfactory to both parties; and

WHEREAS, the final Settlement Agreement has been reduced to writing and is set forth in the document attached hereto, marked Exhibit "A"; and

WHEREAS, Mayor and City Council have reviewed this Settlement Agreement with input from the appropriate Representatives of the City and find that such Agreement is reasonable, avoids the expense and inconvenience of litigation and is in the best interest of the City.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of North Augusta, South Carolina, in meeting duly assembled and by the authority thereof, that the City Administrator is authorized as follows:

1. To execute the attached document, marked as Exhibit "A" entitled, "Final Settlement Agreement and Release"; and
2. To execute such other documentation necessary to carry out the settlement as described.

DONE, RATIFIED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH AUGUSTA, SOUTH CAROLINA, ON THIS 4TH DAY OF MARCH, 2019.

SIGNED BY:


ROBERT A. PETTIT, MAYOR

ATTESTED BY:


SHARON LAMAR, CITY CLERK

Scanned Into Laserfiche

Date: 3-5-19

By: shp

Repository: Admin Gen
Resolutions
2019