

**RESOLUTION BY THE HENDERSONVILLE CITY COUNCIL APPROVING  
AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES, INC PROPOSAL TO  
PROVIDE ENGINEERING SERVICES FOR THE CLEAR CREEK GREENWAY  
PROJECT**

**WHEREAS**, the City of Hendersonville wishes to contract for Professional Engineering Services for the Clear Creek Greenway Project; and

**WHEREAS**, staff has received and evaluated a letter of interest for such services from seven engineering firms, with Kimley-Horn and Associates, Inc, (“Kimley Horn”) scoring highest among the seven (7) such letters received; and

**WHEREAS**, based on the evaluations, staff is recommending that City Council declare Kimley-Horn to be best qualified to provide these Professional Engineering Services; and

**WHEREAS**, the NCDOT has provided concurrence for the determination of using Kimley-Horn for Professional Engineering Services; and

**WHEREAS**, a contract for Professional Engineering Services with Kimley-Horn has been presented to City Council for approval;

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Hendersonville, North Carolina that:

1. Kimley-Horn is declared to be the best qualified firm to provide Professional Engineering Services for the Clear Creek Greenway Project.
2. The contract for Professional Engineering Services with Kimley Horn is approved as presented.
3. The City Manager is authorized to execute the contract with Kimley-Horn on behalf of City Council in the amount of \$758,406.24 for professional engineering services for the Clear Creek Greenway Project, with such changes as he deems appropriate, in consultation with the City Attorney.
4. The City Manager is authorized to approve change orders totaling up to \$75,000.00 for the contract with Kimley-Horn, provided budgeted are available.
5. The City Manager, City Attorney and City staff are authorized take such other actions as are necessary to carry out the terms of this Resolution.

Adopted by the City Council of the City of Hendersonville, North Carolina on this 3rd day of November, 2022.

Attest:

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Barbara G. Volk, Mayor, City of Hendersonville

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Angela L. Reece, City Clerk

Approved as to form:

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Angela S. Beeker, City Attorney