

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A  
HOLDOVER LICENSE BETWEEN THE CITY AND THE  
TENNESSEE DEPARTMENT OF TRANSPORTATION FOR  
LANDSCAPING ON STATE ROUTES 1, 36, 93, AND 126 IN  
SULLIVAN COUNTY

WHEREAS, on May 21, 2013 city adopted Resolution No. 2013-189 which approved a license agreement with the Tennessee Department of Transportation (TDOT) authorizing city to install and maintain landscaping at several intersections and/or interchanges on State Routes 1, 36, 96, and 126; and

WHEREAS, that agreement was for a ten-year period which ends on June 30, 2023; and

WHEREAS, in order for city to initiate the license renewal process and to continue to install and maintain landscaping along State Routes 1, 36, 93, and 126 until a new license agreement can be approved a holdover license between the city and TDOT must be executed.

Now therefore,

BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN AS FOLLOWS:

SECTION I. That the holdover license with TDOT authorizing the city to continue installation and maintenance of landscaping along State Routes 1, 36, 93, and 126 is approved.

SECTION II. That the mayor, or in his absence, incapacity, or failure to act, the vice-mayor, is authorized and directed to execute, in a form approved by the city attorney and subject to the requirements of Article X, Section 10 of the Charter of the City of Kingsport, a holdover license with the Tennessee Department of Transportation to deliver the holdover license and to take any and all action as may be required on the part of the city to carry out, give effect to, and consummate the transactions contemplated by the holdover license and this resolution.

SECTION II. That the mayor is further authorized to make such changes approved by the mayor and the city attorney to the agreement that do not substantially alter the material provisions of the agreement, and the execution thereof by the mayor and the city attorney is conclusive evidence of the approval of such changes.

SECTION III. That the board finds that the actions authorized by this resolution are for a public purpose including recreational and educational, and will promote the health, comfort, and prosperity of the citizens of the city.

SECTION IV. That this resolution shall take effect from and after its adoption, the public welfare requiring it.

ADOPTED this the 16th day of May, 2023.

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PATRICK W. SHULL, MAYOR

ATTEST:

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ANGELA MARSHALL, DEPUTY CITY RECORDER

APPROVED AS TO FORM:

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RODNEY B. ROWLETT, III, CITY ATTORNEY