

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

A RESOLUTION APPROVING AN AMENDMENT TO THE PROFESSIONAL SERVICE AGREEMENT WITH CDM SMITH, INC., TO PERFORM FORCEMAIN SURGE ANALYSIS FOR COOKS VALLEY SEWER LIFT STATION; AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT; AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AMENDMENT

WHEREAS, on November 7, 2023, the board approved Resolution No.: 2024-107 authorizing the mayor to sign a professional services agreement with CDM Smith, Inc., for the South Fork Holston Sewershed Capacity Study; and

WHEREAS, during the course of the South Fork Holston Sewershed Capacity Study, it was determined that transient water during start-up and shutdown may be reducing pump life; and

WHEREAS, the amendment will allow CDM Smith, Inc. to perform a surge analysis for the existing 2013 Cooks Valley sewer lift station (#212) and existing 8-inch force main to evaluate the effects of transients caused from power failure at the pump station and start-up and shut down of the pump station; and

WHEREAS, CDM Smith will complete the surge analysis under the current South Fork Sewershed Capacity study budget, thus requiring no additional fees.

Now therefore,

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

SECTION I. That an amendment to the professional services agreement with CDM Smith, Inc., to perform a surge analysis on the Cooks Valley sewer lift station (#212) and forcemain, is approved.

SECTION II. That the mayor, or in his absence, incapacity, or failure to act, the vice-mayor, is authorized 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, an amendment to the professional services agreement with CDM Smith, Inc to perform a surge analysis on the Cooks Valley sewer lift station (#212) and forcemain, to deliver the agreement and 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 agreement 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 amendment 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 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 5th day of August, 2025.

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PAUL W. MONTGOMERY, 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