

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

A RESOLUTION WAIVING THE REQUIREMENTS FOR THE DISPOSAL OF SURPLUS PERSONAL PROPERTY PURSUANT TO KINGSPORT CODE OF ORDINANCES SECTION 2-571; AUTHORIZING THE SALE OF OUTDATED EXHIBIT ITEMS; AND AUTHORIZING THE MAYOR TO SIGN A SALE AGREEMENT AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

WHEREAS, as part of the preparations for the phase 1 renovations to the Bays Mountain Park Nature Center outdated and/or damaged items need to be removed in order to make space for new exhibits and to facilitate the renovation process; and

WHEREAS, several items have been identified as no longer desirable for the future use or aesthetic of the Nature Center which consist of the following: praying mantis model, black widow model, orb weaver spider model, monster cabinet, seed exhibit, saw fish nose model, sea gull model, mannequins, termite exhibit, wall animal sculptures, card catalog cabinet; and

WHEREAS, the Bays Mountain Park Association, a 501(c)(3) nonprofit corporation which supports the park, has expressed an interest in acquiring these items; and

WHEREAS, Kingsport Code of Ordinances section 2-571(7) authorizes the board to waive any requirements for the disposition of city owned personal property and to dispose of the property as is determined to be in the best interest of the city; and

WHEREAS, the board finds that a donation of these items which are no longer useful or desired to Bays Mountain Park Association to be in the best interest of the city.

Now therefore,

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

SECTION I. That the board of mayor and aldermen, pursuant to the findings set forth above which are incorporated herein by reference and pursuant to the authority granted by Kingsport Code of Ordinances section 2-571(7) does waive the requirements for the disposal of surplus personal property with regards to the items listed herein and authorizes the donation of the same to Bays Mountain Park Association.

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 donation agreement with Bays Mountain Park Association, 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 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 V. That this resolution shall take effect from and after its adoption, the public welfare requiring it.

ADOPTED this the 7th day of March, 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