

RESOLUTION NO. ____

A RESOLUTION APPROVING A SITE AGREEMENT WITH FIRST
TENNESSEE HUMAN RESOURCE AGENCY FOR USE OF
SPACE FOR THE NUTRITION MEAL SITE PROGRAM AT THE
KINGSPORT SENIOR CENTER

WHEREAS, First Tennessee Human Resource Agency (FTHRA) has asked to utilize space at the Kingsport Senior Center for their Nutrition Meal Site Program (Program); and

WHEREAS, FTHRA has provided the Program at the Kingsport Senior Center for many years, wherein congregate meals as well as home-delivered meals were provided; and

WHEREAS, this Site Agreement is a continuation of providing the space in the Kingsport Senior Center for that Program to continue.

Now therefore,

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

SECTION I. That a Site Agreement with First Tennessee Human Resource Agency for use of space at the Kingsport Senior Center 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, a Site Agreement with First Tennessee Human Resource Agency for use of space at the Kingsport Senior Center 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, said agreement being as follows:

First Tennessee Human Resource Agency
Meals on Wheels Northeast Tennessee
704 Rolling Hills Drive
Johnson City, TN 37604
423.461.8217
Site Agreement

This Agreement made and entered into between the First Tennessee Human Resource Agency, hereinafter referred to as Agency; and Senior Center listed below, hereinafter referred to as Agent. The Agent presently owns/occupies or has use of buildings designated and known as **Kingsport Senior Center** and/or Nutrition Program Meal Site, which houses the Agency's Nutrition Program Meal Site.

THEREFORE, in consideration of the Agency providing the Nutrition Program for the Elderly and Disabled, the Agent does hereby agree to provide space for the Agency's Nutrition Meal Site as follows:

THE AGENT

Will provide and be responsible for all buildings and equipment, including Health, Utilities, Fire and Safety Code compliance, liability and property insurance, as deemed appropriate, including the Nutrition Meal Site equipment whether owned or provided by agency necessary for operations of the program.

THE AGENCY

Will be responsible for ensuring the Nutrition Program for the Elderly and Disabled is compliant with all appropriate regulations; and for the maintenance and upkeep of the Nutrition Meal Site, including all equipment, wherever/whenever located under the Agency's inventory.

This Agreement is to be on the continuing basis subject to negotiated changes between the parties or a 60-day written notice of cancellation by either party.

[Acknowledgements Deleted for Inclusion in this Resolution]

SECTION III. That the mayor is further authorized to make such changes approved by the mayor and 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 IV. That the board finds 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 21st of February, 2023.

PATRICK W. SHULL, MAYOR

ATTEST:

ANGELA MARSHALL, DEPUTY CITY RECORDER

APPROVED AS TO FORM:

RODNEY B. ROWLETT, III, CITY ATTORNEY