

RESOLUTION NO. _____

A RESOLUTION APPROVING THE CONVEYANCE OF REAL PROEPTY TO THE TENNESSEE DEPARTMENT OF TRANSPORTATION FOR ROCK SLIDE MITIGATION AND AUTHORIZING THE MAYOR TO EXECUTE AN APPROPRIATE DEED AND ANY OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

WHEREAS, the Tennessee Department of Transportation (TDOT) contacted city staff in late 2024 concerning TDOT's acquisition of a portion of city owned property for a rock slide mitigation project along the east bound lanes of Interstate 26 between exits one and three; and

WHEREAS, more specifically TDOT seeks to acquire 1.116 acres in fee and 1.639 acres for temporary construction easement which are encompassed within Tax Parcel 060 006.00; and

WHEREAS, based upon an intendent appraisal, TDOT has offered as compensation for the property to be acquired the total sum of \$4,050 of which \$2,790 is compensation for the 1.116 acres acquired in fee and \$1,230 is compensation for the temporary construction easement; and

WHEREAS, the temporary construction easement will revert to City three year from and after the commencement of construction; and

WHEREAS, at its December 19th, 2024 the Kingsport Regional Planning Commission voted to send a favorable recommendation to the board in support of the conveyance; and

WHEREAS, this conveyance and the project itself will benefit the health, safety, and welfare of the citizens of Kingsport by mitigating the risk of rock slides along this area of Interstate 26 which has previously been impacted by such events.

Now therefore,

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

SECTION I. That the offer of \$4,050.00 by TDOT for the acquisition of real property along Interstate 26 for rock slide mitigation purposes is accepted and the conveyance of 1.116 acres in fee and 1.639 acres for construction easement being a portion of Tax Parcel 060 006.00 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, all necessary agreements and an appropriate deed to convey the aforementioned property to TDOT for rock slide mitigation purposes 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 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 21st day of January 2025.

PAUL W. MONTGOMERY, MAYOR

ATTEST:

ANGELA MARSHALL, DEPUTY CITY RECORDER

APPROVED AS TO FORM:

RODNEY B. ROWLETT, III, CITY ATTORNEY