

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

A RESOLUTION APPROVING A RELEASE FOR PROPERTY DAMAGE WITH STEPHEN REDMON THROUGH USAA GENERAL INDEMNITY COMPANY AND AUTHORIZING THE MAYOR TO EXECUTE THE RELEASE AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

WHEREAS, on July 12, 2024 Stephen Redmon lost control of his vehicle and hit a brick column and plaque at Centennial Park; and

WHEREAS, Mr. Redmon's insurer, USAA General Indemnity Corporation, has offered to settle the claim with the city for the damages incurred in the amount of \$22,697.00; and

WHEREAS, based on the amount of the policy limits and other pertinent factors it is deemed advisable to settle the claim for the amount offered; and

WHEREAS, USAA General Indemnity Corporation requires a release be executed by city in exchange for payment of damages.

Now therefore,

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

SECTION I. That a Release for Property Damage with USAA General Indemnity Corporation in the amount of \$22,697.00 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, the Release for Property Damage with USAA General Indemnity Corporation, to deliver the release 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 release and this resolution, said release being as follows:

**Release for Property Damage**

Member Name	Claim Number	Date of Loss
Stephen B Redmon	030765259 - 800	07/12/2024

FOR AND IN CONSIDERATION of the payment to me/us of the sum of Twenty Two Thousand Six Hundred Ninety Seven and 00/100 (\$22,697.00 ) , the receipt of which is hereby acknowledged, I/we, being of lawful age, do hereby release, and forever discharge Stephen B Redmon from all liability for damages to any and all property resulting from automobile accident occurring on or about July 12, 2024 , at or near Kingsport , TN .

It is expressly understood that this release applies only to liability for the property damage which arose from the above-stated event and that this release does not affect any other rights, causes of action, or demands that the releaser may have for other damages, including but not limited to personal injury claims, or other claims that have or may arise out of the other events or contacts.

IT BEING FURTHER AGREED AND UNDERSTOOD that this settlement is a compromise of a disputed claim and that the payment is not to be construed as an admission on the part of the party or parties hereby released of any liability whatever in consequence of said accident.

Tennessee Code Annotated § 56-53-111 4(b) states: "It is a crime to knowingly provide false, incomplete or misleading information to an insurance company for the purpose of defrauding the company. Penalties include imprisonment, fines and denial of insurance benefits.  
[Acknowledgements Deleted for Inclusion in this Resolution]

SECTION III. That the mayor is further authorized to make such changes approved by the mayor and the city attorney to the release set out herein that do not substantially alter the material provisions of the release, 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 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 18th day of February, 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