

RESOLUTION NO. _____

A RESOLUTION APPROVING PAYMENT TO PHIL HOSKINS
FOR THE REPLACEMENT OF A BRICK COLUMN UPON
EXECUTION OF A RELEASE OF ALL CLAIMS ACCEPTABLE TO
THE CITY

WHEREAS, on or around September 8, 2025 during the scope and course of street maintenance, a milling machine operated by a city employee struck and damaged a brick column at 1000 Shepparton Lane; and

WHEREAS, in connection therewith a liability claim was filed with Public Entity Partners (PEP) the risk management pool in which the city participates; and

WHEREAS, the claim was approved and the amount of \$4,395.86 was paid to Mr. Hoskins based upon a quote for replacement of the column by a contractor of Mr. Hoskins' choosing in exchange for which a release for all claims and demands was signed; and

WHEREAS, since then a demand for \$4,500.00 in additional compensation has been made to replace an existing adjacent column which was undamaged due to the fact the contractor was unable to obtain matching brick for the column to be replaced; and

WHEREAS, funds are available in account number 615-1702-413.51-31.

Now therefore,

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

SECTION I. That the payment of \$4,500.00 to Phil Hoskins for the replacement of a brick column in connection with a prior liability claim is approved upon execution of a release of all claims which shall be deemed acceptable to the city upon approval as to form by the city attorney.

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 release of all claims and to 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 application or 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 IV. That this resolution shall take effect from and after its adoption, the public welfare requiring it.

ADOPTED this the 18th day of November, 2025.

PAUL W. MONTGOMERY, MAYOR

ATTEST:

ANGELA MARSHALL, DEPUTY CITY RECORDER

APPROVED AS TO FORM:

RODNEY B. ROWLETT, III, CITY ATTORNEY