

## **RESOLUTION 44 -2024**

**A RESOLUTION APPROVING THE EXTENSION OF THE DUE DILIGENCE PERIOD UP TO AND INCLUDING OCTOBER 14, 2024 FOR THE SALES AGREEMENT FOR THE CITY OF MT. JULIET TO SELL APPROXIMATELY 29.7 ACRES OF LAND IDENTIFIED AS MAP 054 PARCEL 08203 (TOMLINSON PROPERTY) LOCATED IN THE CITY OF MT. JULIET WILSON COUNTY, TN AND AUTHORIZING THE CITY MANAGER TO SIGN THE AGREEMENT THAT WAS APPROVED ON MARCH 25, 2024 BY RESOLUTION 20-2024**

**WHEREAS**, the City of Mt. Juliet Board of Commissioners desires to extend the Due Diligence Period in the agreement to sell the property identified as Map 054 Parcel 08203 (Tomlinson Property) located in the City of Mt. Juliet, Wilson County, TN; and

**WHEREAS**, the property was originally purchased for the Mt. Juliet Parks Department; and

**WHEREAS**, the Board of Commissioners approved the sale of this property to Toll Bros., Inc. for \$1,000,000.00 on March 25, 2024 with Resolution 20-24 after Legal Review per the Agreement of Sale.

**WHEREAS**, the amendment to the approved Sales Agreement is attached to extend the Due Diligence Time Period up to and including October 14, 2024.

**NOW, THEREFORE, BE IT RESOLVED** by the City of Mt. Juliet, Wilson County, Tennessee as follows:

**Section 1.** The City of Mt. Juliet Board of Commissioners approves the attached Amendment to the Agreement of Sale for the property located at Map 054 Parcel 08203 being approximately 29.7 acres to Toll Brothers for \$1,000,000.00, that extends the Due Diligence Period up to and including October 14, 2024.

**Section 2.** The City Manager is authorized to sign the attached Amendment to the Agreement for Sale following legal review.

**Section 3.** In the event of conflict between this resolution or any part hereof, and the whole or part of any existing resolution of the City, the conflicting resolution is repealed to the extent of the conflict but no further.

**Section 4.** If any section, clause, provision, or portion of the resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion of the resolution.

This Resolution shall take effect at the earliest date allowed by law, the public welfare requiring it.

**PASSED: 7/8/24**

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James Maness, Mayor

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Kenneth D. Martin, City Manager

ATTEST:

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Sheila Lockett, MMC  
City Recorder

APPROVED AS TO FORM:

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L. Gino Marchetti, Jr.  
City Attorney