

RESOLUTION 11-2025

RESOLUTION APPROVING THE AGREEMENT BETWEEN THE CITY OF MT. JULIET, TENNESSEE, AND MIDDLE TENNESSEE ELECTRIC MEMBERSHIP CORPORATION (MTE) FOR THE GOLDEN BEAR GATEWAY UTILITY RELOCATION AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT

WHEREAS, the City of Mt. Juliet seeks to improve roadway safety and capacity within the City; and

WHEREAS, the City of Mt. Juliet plans to construct a road widening project on Golden Bear Gateway ("Project") and for said Project to be constructed it will be necessary for MTE to relocate its facilities, 10% of which are located in public right-of-way and 90% of which are located on private utility easement; and

WHEREAS, MTE has furnished the City with an estimate and relocation plans showing the cost and manner of relocating these facilities, including engineering, which estimate is in the amount of \$114,084.41, and of which 90% represents the pro-rata share to which MTE is entitled to reimbursement for relocation of utility facilities located on private utility easement, and 10% represents the pro-rata share for relocation of utility facilities located on public highway right-of-way; and

WHEREAS, the City is liable for the relocation of utility facilities located on private utility easement, but is not liable for adjustment of facilities located in publicly owned right-of-way, and

WHEREAS, the parties wish to enter into an agreement to provide for the relocation of said facilities.

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

Section 1. The Board of Commissioners approves the Agreement with MTE.

Section 2. Mayor James Maness is hereby authorized to execute the said Agreement with MTE.

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or any part hereof, and the whole or part of any existing resolution of the City, the conflicting resolution is repealed to the extent of the conflict but no further.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.

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

PASSED: 2/10/2025

James Maness, Mayor

ATTEST:

Sheila S. Lockett, MMC
City Recorder

APPROVED AS TO FORM:

Kenneth Martin, City Manager

Samantha A. Burnett
Attorney