

RESOLUTION NO. 482

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN INTERLOCAL AGREEMENT WITH THE CITY OF KINGSPORT FOR PLANNING ASSISTANCE.

BE IT RESOLVED,

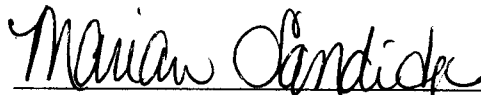
That the Mayor be and hereby is authorized to execute, in a form to be approved by the Attorney, an interlocal agreement with the City of Kingsport for planning services.

A D O P T E D this the 24th day of January, ^{2012.}~~2011.~~

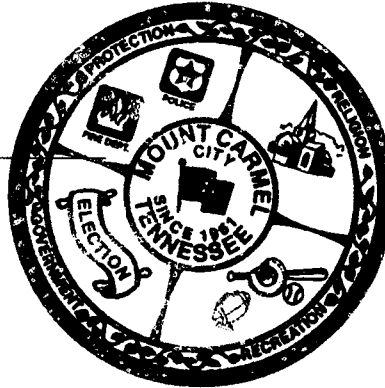


GARY W. LAWSON, Mayor

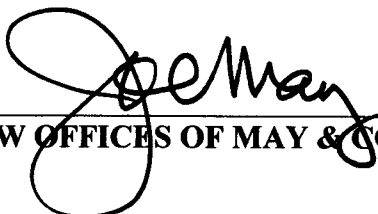
ATTEST:



MARIAN SANDIDGE, Recorder



APPROVED AS TO FORM:



LAW OFFICES OF MAY & COUP

FIRST READING	AYES	NAYS	OTHER
Alderman Eugene Christian	X		
Alderman Leann DeBord	X		
Alderman Frances Frost	X		
Alderman Kathy Roberts	X		
Alderman Thomas Wheeler	X		
Vice Mayor Carl Wolfe	X		
Mayor Gary Lawson	X		
TOTALS	7	0	0

PASSED: January 24, 2012

**AGREEMENT
BETWEEN
THE TOWN OF MOUNT CARMEL, TENNESSEE
AND
THE CITY OF KINGSFORT, TENNESSEE**

**INTER-LOCAL COOPERATION AGREEMENT
FOR LOCAL PLANNING ASSISTANCE
TO SERVE THE TOWN OF MOUNT CARMEL**

WHEREAS, the Town of Mount Carmel, Tennessee, is a municipal corporation of the State of Tennessee pursuant to *Tenn. Code Ann. §§6-1-101 et seq.* the Mayor – Aldermanic Charter; and,

WHEREAS, the City of Kingsport, Tennessee is a municipal corporation of the State of Tennessee pursuant to *1917 Tenn. Pir. Acts, Ch. 76* as amended, its Charter; and,

WHEREAS, pursuant to *Tenn. Code Ann. §12-9-104* the Town of Mount Carmel, Tennessee and the City of Kingsport, Tennessee have the power to enter into a joint powers agreement with one or more other public agencies for joint or cooperative action; and,

WHEREAS, it would be to the economic benefit of the Town of Mount Carmel, Tennessee to improve its planning program to serve the present and future needs of the Town of mount Carmel; and,

WHEREAS, the City of Kingsport, Tennessee has a professional planning staff with sufficient resources to provide planning assistance to the Town of Mount Carmel, Tennessee. Now therefore,

THIS AGREEMENT MADE AND ENTERED INTO AS OF THE 1ST DAY OF January, 2012, by and between the Town of Mount Carmel, Tennessee, hereinafter referred to as "TOWN" and the City of Kingsport, Tennessee, hereinafter called "CITY".

1. PURPOSE. This agreement shall be for the purpose of providing planning assistance with all phases of the comprehensive program for TOWN.

2. CONSIDERATION. For and in consideration of the services to be provided hereunder by CITY to TOWN, TOWN shall pay the sum of EIGHT THOUNSAND FOUR HUNDRED AND 00/100'S DOLLARS to CITY annually.

3. PAYMENT. TOWN shall pay CITY in equal quarterly installments.

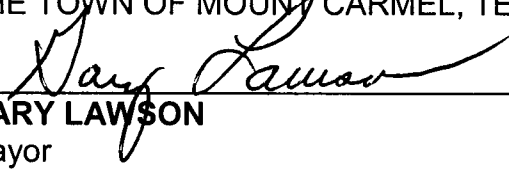
4. TERM. The initial term of this Agreement shall be for the municipal fiscal year ending June 30, 2012, and shall automatically renew for two (2) additional years, at which time TOWN and CITY may continue this agreement on such terms as may be agreed upon; except that if either party reasonably determines for any reason that the services requested or provided are no longer effective, each will have the right, on one hundred and twenty (120) days written notice to the other, to terminate this Agreement without penalty or recourse, in which event the effective termination date of this Agreement will be at the end of the one hundred and twenty (120) days period following the date of the written notice of termination.

5. SERVICES. CITY shall provide access to its Development Services Division to provide the following services to TOWN:

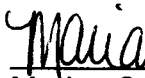
- a. have one or more professional planners available to confer with TOWN staff and Planning Commissioners regarding long-range programs of the Planning Commission; provide guidance with comprehensive plans and other planning studies and documents;
- b. have one or more professional planners available to assist in the preparation of land use controls, including but not limited to zoning ordinances, subdivision regulations, flood plain management regulations or other land use controls; and provide advice and assistance to TOWN staff and Planning Commissioners in evaluating development proposals;
- c. have one or professional planners available to attend monthly meetings of TOWN Planning Commission;
- d. have one or more Geographic Information System technicians available to provide technical support for mapping and similar activities;
- e. provide access to planning related research and library materials;
- f. have one or more professional planners available to provide training for the members of TOWN's Planning Commission, Board of Zoning Appeals, Zoning Administrator and staff such as shall comply with the requirements if *Tenn. Code Ann. §§13-3-101, 13-4-101 and 13-7-205* and similar laws or regulations as may be applicable.

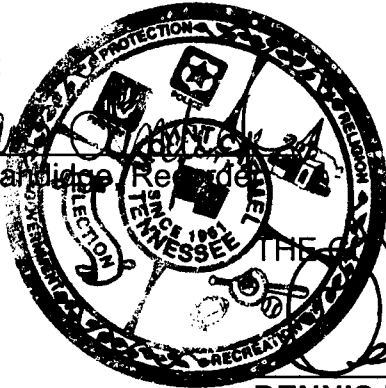
IN WITNESS WHEREOF, the parties have executed this agreement as of the day and year first above written.

THE TOWN OF MOUNT CARMEL, TENNESSEE:

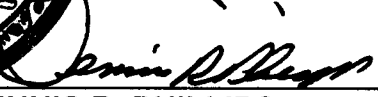

GARY LAWSON
Mayor

ATTEST:

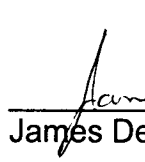

Marian Sandage, Recorder

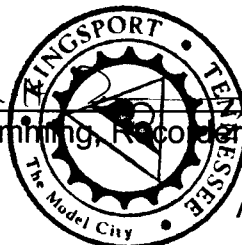


THE CITY OF KINGSPORT, TENNESSEE

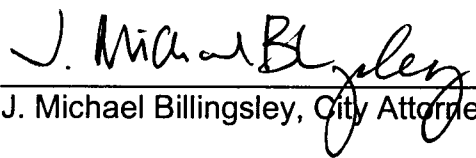

DENNIS R. PHILLIPS
Mayor

ATTEST:


James Demming, Recorder



APPROVED AS TO FORM:


J. Michael Billingsley, City Attorney