

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO ENTER INTO AN AGREEMENT WITH THE ELECTRIC POWER BOARD TO RELOCATE EXISTING FACILITIES WITHIN AN EPB EASEMENT FOR THE 2888 ROSSVILLE BOULEVARD DRAINAGE PROJECT, CONTRACT NO. S-09-005-802, FOR AN AMOUNT NOT TO EXCEED TWO THOUSAND FOUR HUNDRED SIXTY AND 45/100 DOLLARS (\$2,460.45).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, it is hereby authorizing the Administrator of the Department of Public Works to enter into an agreement with the Electric Power Board to relocate existing facilities within an EPB easement for the 2888 Rossville Boulevard Drainage Project, Contract No. S-09-005-802, for an amount not to exceed \$2,460.45.

ADOPTED: _____, 2012.

/mms

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: 8/22/12

Preparer: Dennis Malone

Department: Public Works

Brief Description of Purpose for Resolution/Ordinance:

Res./Ord. # _____ Council District #

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City Council approval is requested to authorize the Department of Public Works to enter into an agreement with Electric Power Board (EPB), for a Sales Order No. 17801 to relocate existing facilities within an EPB Easement for the 2888 Rossville Boulevard Drainage Project, Contract No. S-09-005-802, in the amount not to exceed \$2,460.45.

Name of Vendor/Contractor/Grant, etc.	<u>Electric Power Board</u>	New Contract/Project? (Yes or No)	<u>No</u>
Total project cost \$	<u>2,460.45</u>	Funds Budgeted? (YES or NO)	<u>Yes</u>
Total City of Chattanooga Portion \$	<u>2,460.45</u>	Provide Fund	<u>6031</u>
City Amount Funded \$	<u>2,460.45</u>	Provide Cost Center	<u>K80114</u>
New City Funding Required \$	<u>0</u>	Proposed Funding Source if not budgeted	_____
City's Match Percentage %	_____	Grant Period (if applicable)	_____

List all other funding sources and amount for each contributor.

Amount(s)	Grantor(s)
_____	_____
_____	_____
_____	_____
_____	_____

Agency Grant Number _____

CFDA Number if known _____

Other comments: (Include contingency amount, contractor, and other information useful in preparing resolution)

Approved by: _____

DESIGNATED OFFICIAL/ADMINISTRATOR

Reviewed by: FINANCE OFFICE

Please submit completed form to @budget, City Attorney and City Finance Officer

Revised: 1/26/09

TERMS AND CONDITIONS

1. I, the undersigned, am a lawful REPRESENTATIVE of the ENTITY RESPONSIBLE FOR PAYMENT, and as such I certify that I am legally authorized to bind said ENTITY to all the TERMS AND CONDITIONS of this Sales Order.
2. If work in addition to that referenced on the front of this form is requested by me or is deemed necessary by EPB, I understand that I will be liable and responsible for the actual costs of materials, labor, equipment usage, and overheads incurred by EPB
3. I agree to pay the full amount of the invoice rendered above within thirty (30) days of invoice. For any unpaid balance remaining ten (10) or more days past the due date, I also agree to pay an additional 1.5% per month applied to the unpaid balance for
4. I hereby expressly agree to be subject to the jurisdiction of the Courts of the State of Tennessee and hereby waive any objections to venue, personal jurisdiction and/or subject matter jurisdiction that I may otherwise have in response to any claim or act
5. I hereby indemnify and hold harmless EPB from any and all claims raised by third parties relating to or arising from work performed hereunder, except arising as caused by the sole negligence of EPB or its employees.

I hereby authorize payment of this Sales Order in the amount of \$2,460.45. In addition to my Preconstruction Payment of \$0.00, I agree to pay the remainder of this Sales Order, if any, according to the TERMS AND CONDITIONS above.

ENTITY RESPONSIBLE FOR PAYMENT

Name (Print): _____

Signature: _____

Date Signed: _____