

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING PAYMENT TO
TIMBERBROOK, LLC FOR A TEMPORARY
CONSTRUCTION EASEMENT RELATIVE TO CONTRACT
NO. E-03-027, GOODWIN ROAD EXTENSION –
GUNBARREL ROAD TO JENKINS ROAD, FOR TRACT NO.
1, PROPERTY LOCATED AT 7440 GOODWIN ROAD,
CHATTANOOGA, TN 37421, TAX MAP NO. 159A-B-020,
FOR AN AMOUNT NOT TO EXCEED TWO THOUSAND
FOUR HUNDRED FOURTEEN DOLLARS (\$2,414.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA,
TENNESSEE, That it is hereby authorizing payment to Timberbrook, LLC for a Temporary
Construction Easement relative to Contract No. E-03-027, Goodwin Road Extension – Gunbarrel
Road to Jenkins Road, for Tract No. 1, property located at 7440 Goodwin Road, Chattanooga,
TN 37421, Tax Map No. 159A-B-020, for an amount not to exceed \$2,414.00.

ADOPTED: _____, 2013

/mms

7(e)

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: June 28, 2013

Preparer: Dennis Malone *[Signature]*

Department: Public Works

Brief Description of Purpose for Resolution/Ordinance: Res./Ord. # _____ Council District # 4

Council approval is requested to authorize payment to Timberbrook, LLC, for a Temporary Construction Easement, relative to Contract E-03-027, Goodwin Road Extension - Gunbarrel Road to Jenkins Road, for Tract No. 1, property located at 7440 Goodwin Road, Chattanooga, TN 37421, Tax Map No. 159A-B-020, in the amount not to exceed \$2,414.00.

Name of Vendor/Contractor/Grant, etc.	<u>Timberbrook, LLC</u>	New Contract/Project? (Yes or No)	<u>No</u>
Total project cost \$	<u>2,414.00</u>	Funds Budgeted? (YES or NO)	<u>No</u>
Total City of Chattanooga Portion \$	<u>2,414.00</u>	Provide Fund	<u>4016</u>
City Amount Funded \$	<u>2,414.00</u>	Provide Cost Center	<u>K12105</u>
New City Funding Required \$	_____	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)

Requested in FY14 Capital Budget *(GENERAL)*

Approved by: *[Signature]*

Reviewed by: FINANCE OFFICE
DESIGNATED OFFICIAL/ADMINISTRATOR

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

Revised: 1/26/09

MAIL TAX BILL TO:
Timberbrook, LLC
9616 Mountain Shadows Drive
Chattanooga, Tennessee 37421
(TAX MAP NO. 159A B 020)

THIS INSTRUMENT PREPARED BY:
City of Chattanooga, Tennessee
Department of Public Works
Engineering Division
Development Resource Center
1250 Market Street
Chattanooga, Tennessee 37402

TRACT # 1

TEMPORARY CONSTRUCTION EASEMENT

FOR AND IN CONSIDERATION OF TWO THOUSAND FOUR HUNDRED FOURTEEN DOLLAR (\$2,414.00) in hand paid and other good and valuable considerations, the receipt and sufficiency of which is hereby acknowledged, Timberbrook, LLC, the owner of Property No. 159A B 020 as shown on a Hunnicutt Tax Map, in the city of Chattanooga, Tennessee, does hereby authorize the CITY OF CHATTANOOGA, TENNESSEE, a municipal corporation, to enter upon its property for the purposes of roadway and sidewalk construction and necessary appurtenances, including a reasonable working area adjacent to the sidewalk.

Located in the City of Chattanooga, Hamilton County, Tennessee, as shown by deed of record in Book 7452, Page 515, in the office of the Register of Hamilton County, Tennessee. Said temporary construction easement being more particularly described as follows:

containing 4828 square feet, or 0.111 acre, as shown on Drawing No. E03027-TRACT 1 attached and made a part of this document.

We also by these presents do hereby transfer, convey, and grant unto the City above referenced easement on, through, under, and across the portion of said property for said purposes and we do hereby release and discharge the City from any and all damages and claims whatsoever resulting from such construction and maintenance; provided, however, that said City, where and when required or necessary, will restore said premises and any and all shrubbery, fences, or walks, as near as is feasible, to the same conditions as they were before the construction.

TO HAVE AND TO HOLD the above-described property as a temporary construction easement for public street purposes unto the said City and its successors in title.

IN TESTIMONY WHEREOF, the grantors have hereunto set their signatures this the 15 day of June 2013.

Name ✓ E.E. Wyzelski

Title ✓ owner

Name _____

Title _____

STATE OF TENNESSEE:

COUNTY OF HAMILTON:

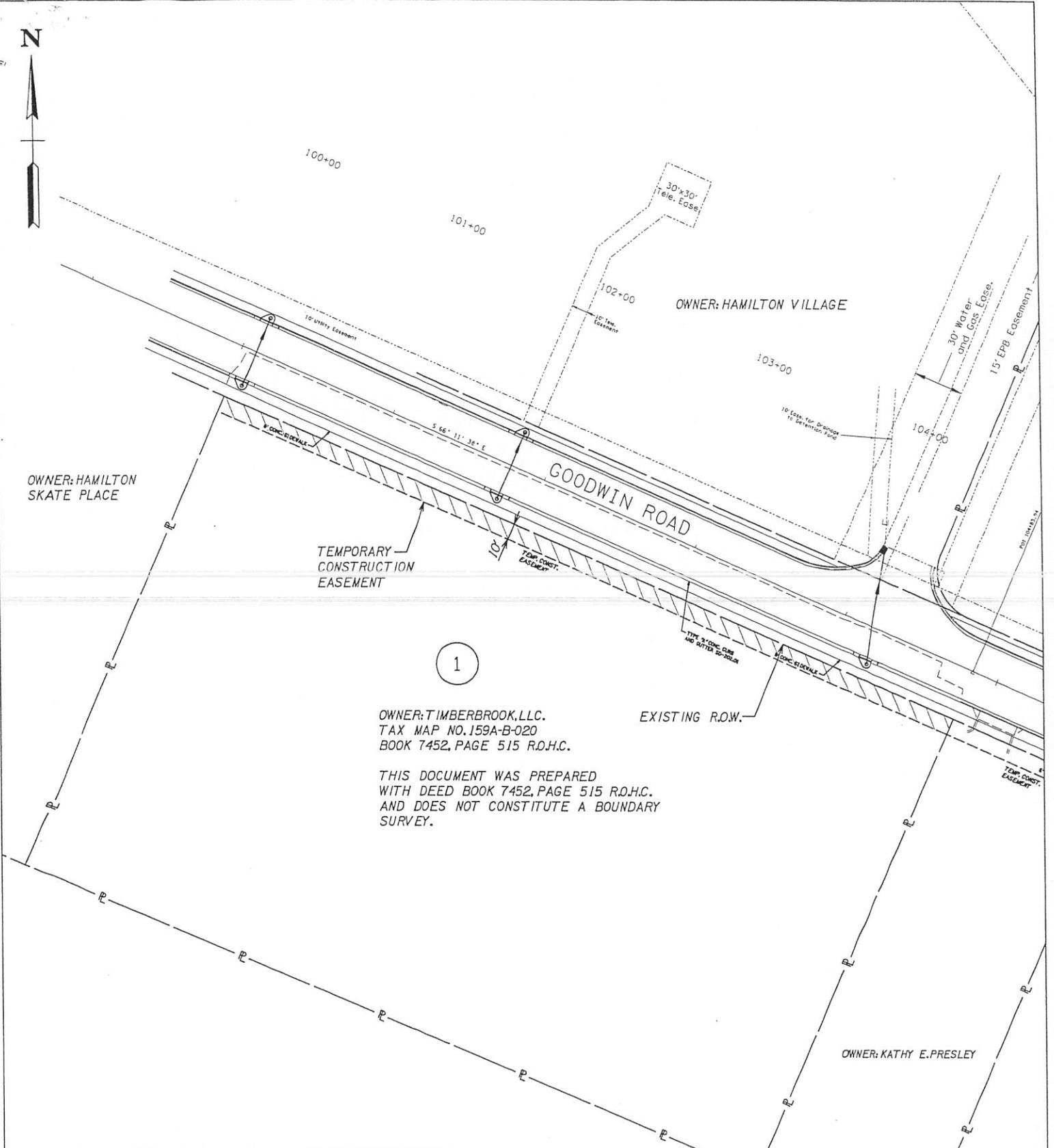
On this 15 day of June 2013, before me personally
 appeared E.E. Weggely and _____ with whom I
 am personally acquainted, and who upon oath acknowledged themselves to be the
WESSELS
OWNER and _____, respectively, of
 _____, within named bargainor, a
 corporation, and that they as such OWNER and _____
 being authorized so to do, executed the foregoing instrument for the purposes therein
 contained, by signing the name of the corporation by themselves as such
OWNER and _____.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal.



James K. Gutshall
 NOTARY PUBLIC

My Commission Expires: 2.4.2014



1

OWNER: TIMBERBROOK, LLC.
 TAX MAP NO. 159A-B-020
 BOOK 7452, PAGE 515 R.O.H.C.

THIS DOCUMENT WAS PREPARED
 WITH DEED BOOK 7452, PAGE 515 R.O.H.C.
 AND DOES NOT CONSTITUTE A BOUNDARY
 SURVEY.

TRACT NO.	OWNERSHIP		BOOK	PAGE	RIGHT-OF-WAY REQUIRED	TEMP. CONST. ESMT. REQD.
	TIMBERBROOK, LLC.					
1	TAX MAP # 159A-B-020		7452	515	N/A	4828 S.F. .111 ACRE

CITY OF CHATTANOOGA DEPT. OF PUBLIC WORKS ENGINEERING DIVISION	SCALE: 1" = 80'	DATE: MARCH 14, 2013
	REVISION:	DWG. E03027-TRACT 1