

**BOARD OF MAYOR AND ALDERMEN OF THE
TOWN OF JONESBOROUGH, TENNESSEE**

RESOLUTION No.: _____

**RESOLUTION AUTHORIZING AMENDMENTS TO THE TERMS OF THE
INTER-LOCAL AGREEMENT AND LEASES AND OTHER DOCUMENTS
RELATED TO THE JONESBOROUGH SCHOOL PROPOSAL AND THE
DOCUMENTS ASSOCIATED THEREWITH, INCLUDING BUT NOT LIMITED TO
THE BUILDING LEASE AGREEMENT**

WHEREAS, the Town has the power to enter into Inter-local Agreements with Washington County to perform any governmental service, activity or undertaking which each public agency is authorized by law to perform; and

WHEREAS, pursuant to *Tennessee Code Annotated* Section 7-51-901, *et.seq.* the Town is authorized to enter into capital leases and/or lease purchase arrangements; and

WHEREAS, the Town entered into an Inter-local Agreement, leases, and other documents to build a school in the town of Jonesborough, as set out in final terms of agreements originally executed on or about November 13, 2019, and amended on or about October 20, 2020, with approval of the Board of Mayor and Aldermen; and

WHEREAS, the Design Committee provided for in the documents referenced above has completed its work and the Town has selected a contractor and is in the process of reaching a guaranteed maximum price for the project construction; and

WHEREAS, the Town has concluded with the contractor the cost of construction and current market conditions will be over the original budget amount; and

WHEREAS, the Washington County Commission has approved an increase in the maximum funding for the project with such increase not to exceed \$10,000,000.00; and

WHEREAS, the completed construction drawings reflect a revised square footage which requires amendment of the building lease; and

WHEREAS, the County Commission in meeting on September 27, 2021, has approved the construction drawings as represented in the attached Collective Exhibit "A" to their resolution passed that evening; and

WHEREAS, the Board of Mayor and Aldermen met in conjunction with the County School Board on September 24, 2021, to allow final input from the School Board with respect to the design; and

WHEREAS,the Board of Mayor and Aldermen finds it is appropriate to approve the increase in costs and the final construction drawings for the school project; now therefore

BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF JONESBOROUGH, TENNESSEE THAT:

SECTION 1: That the Board of Mayor and Aldermen finds the amendments identified in this Resolution and memorialized in final form in the amended and restated Building Lease Agreement, Exhibit “B”, to be appropriate and in the best interest of the Town of Jonesborough, its citizens, and taxpayers.

SECTION 2: The Mayor of Jonesborough is hereby authorized to execute the amended and restated Building Lease along with any other documents necessary to carry out the amendments referenced in Section 1 and the other items contained in this Resolution to include the Inter-local Agreement on this project, Building Lease Agreement, Facilities Lease Agreement and Agreement to accept Title, subject to the Town Attorney’s review, consistent with the intent of this Resolution.

SECTION 3: The construction drawings represented by Collective Exhibit “A” and having been provided to the Town by the architect are approved.

SECTION 4: This Resolution shall take affect from and after the date on which it is approved by the Board of Mayor and Aldermen and executed by the mayor and attested to by the Recorder and approved as to form by the Town Attorney as hereinafter set forth.

Introduced by Alderman:

Seconded by Alderman:

Aldermen Voting **FOR** Resolution:

Aldermen Voting **AGAINST** Resolution:

Aldermen **ABSTAINING**:

Aldermen **NOT VOTING**:

Aldermen **ABSENT**:

MAYOR’S VOTE:

ADOPTED BY THE TOWN LEGISLATIVE BODY, in session duly assembled, on this the _____ day of September 2021.

Honorable Chuck Vest, Mayor

ATTEST:

Abbey Miller, Town Recorder

APPROVED AS TO FORM:

James R. Wheeler, Town Attorney
