RESOLUTION NO. 27508

A RESOLUTION AUTHORIZING MISSIONARY RIDGE NEIGHBORHOOD ASSOCIATION C/O CONNELLY ENSIGN TO USE TEMPORARILY THE RIGHT-OF-WAY THROUGHOUT THE NEIGHBORHOOD TO INSTALL TWO (2) COMMUNITY MARKERS IN THE ASSOCIATION'S BOUNDARIES, AS SHOWN ON THE MAPS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That MISSIONARY RIDGE NEIGHBORHOOD ASSOCIATION C/O CONNELLY ENSIGN, (hereinafter referred to as "Temporary User") be and is hereby permitted to use temporarily the right-of-way throughout the neighborhood to install two (2) community markers in the Association's boundaries, as shown on the maps attached hereto and made a part hereof by reference.

BE IT FURTHER RESOLVED, That said temporary usage shall be subject to the following conditions:

1.   Temporary User shall execute the Indemnification Agreement attached hereto in favor of the City of Chattanooga, its officers, agents and employees for any and all claims for damages for injuries to persons or property related to or arising out of the temporary usage.

2.   Temporary User agrees to vacate the property and temporary use upon reasonable notice from the City to do so.

3.   Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

4.   The placement of markers must be coordinated with and approved by the City of Chattanooga's Traffic Engineering Department.

5. Any encroachment onto private or public property requires the approval of the property owner.

ADOPTED: May 14, 2013

/mms

INDEMNIFICATION AGREEMENT

This Indemnification Agreement is entered into by and between THE CITY OF CHATTANOOGA, TENNESSEE (hereinafter the "City"), and MISSIONARY RIDGE NEIGHBORHOOD ASSOCIATION C/O CONNELLY ENSIGN (hereinafter "Temporary User"), this 14th day of May, 2013.

For and in consideration of the granting of the temporary usage of the right-of-way throughout the neighborhood to install two (2) community markers in the Association's boundaries, as shown on the maps attached hereto and made a part hereof by reference, the receipt of which is hereby acknowledged, Temporary User agrees as follows:

1.   Temporary User shall defend, and hold harmless the City of Chattanooga, Tennessee, its officers, agents and employees from any and all claims for damages for injuries to persons or property related to or arising out of the aforementioned temporary use.

2.   Temporary User shall vacate the property and temporary use upon reasonable notice from the City to do so; the parties hereto agree that "reasonable notice" shall be deemed to be thirty (30) days. Temporary User shall restore the property to its original condition when it is returned to the City.

3.   Temporary User shall provide adequate access for maintenance of any utilities located within the easement.

4.   The placement of markers must be coordinated with and approved by the City of Chattanooga's Traffic Engineering Department.

5.   Any encroachment onto private or public property requires the approval of the property owner.

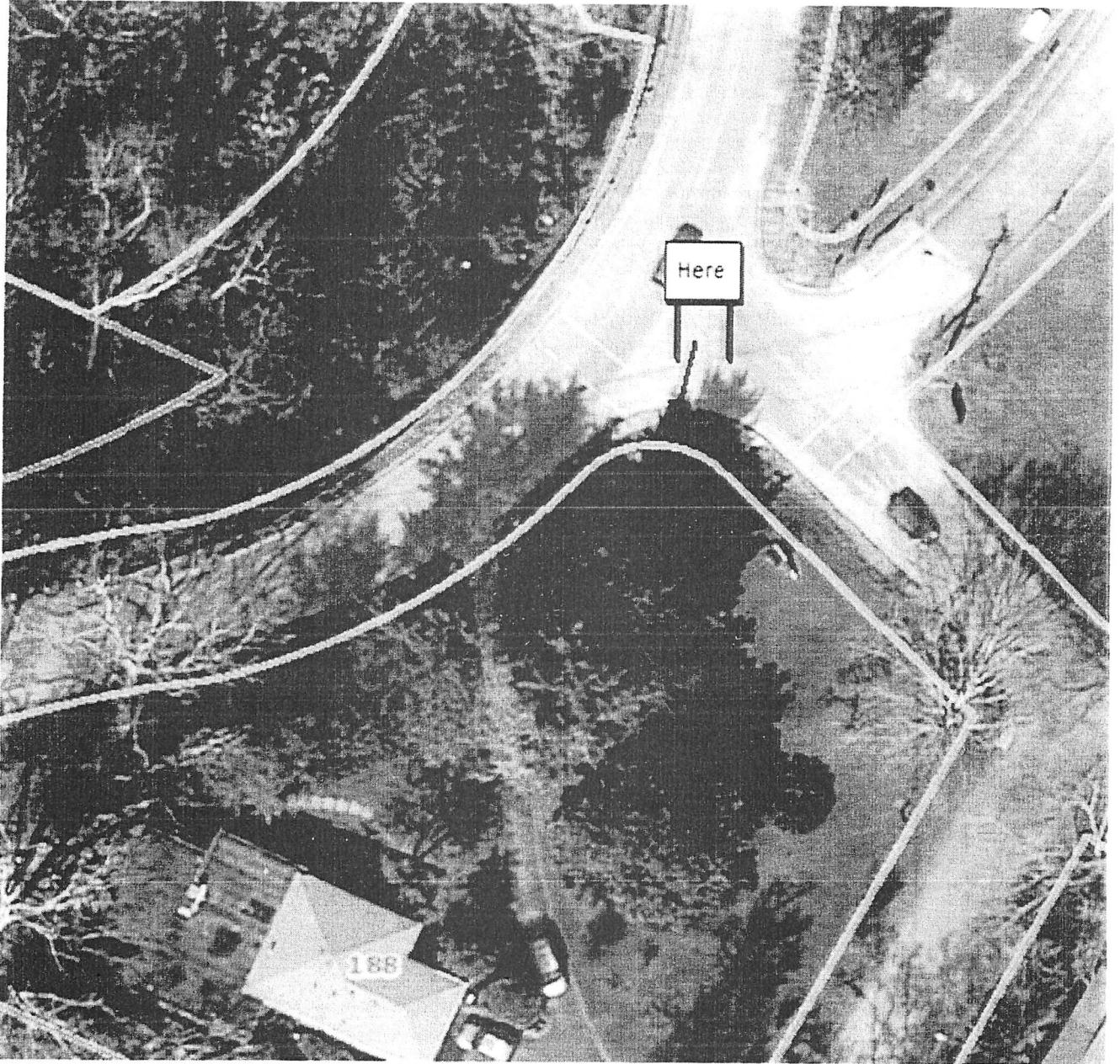MISSIONARY RIDGE NEIGHBORHOOD ASSOCIATION

MAY 14, , 2013   BY: _Connelly Ensign_
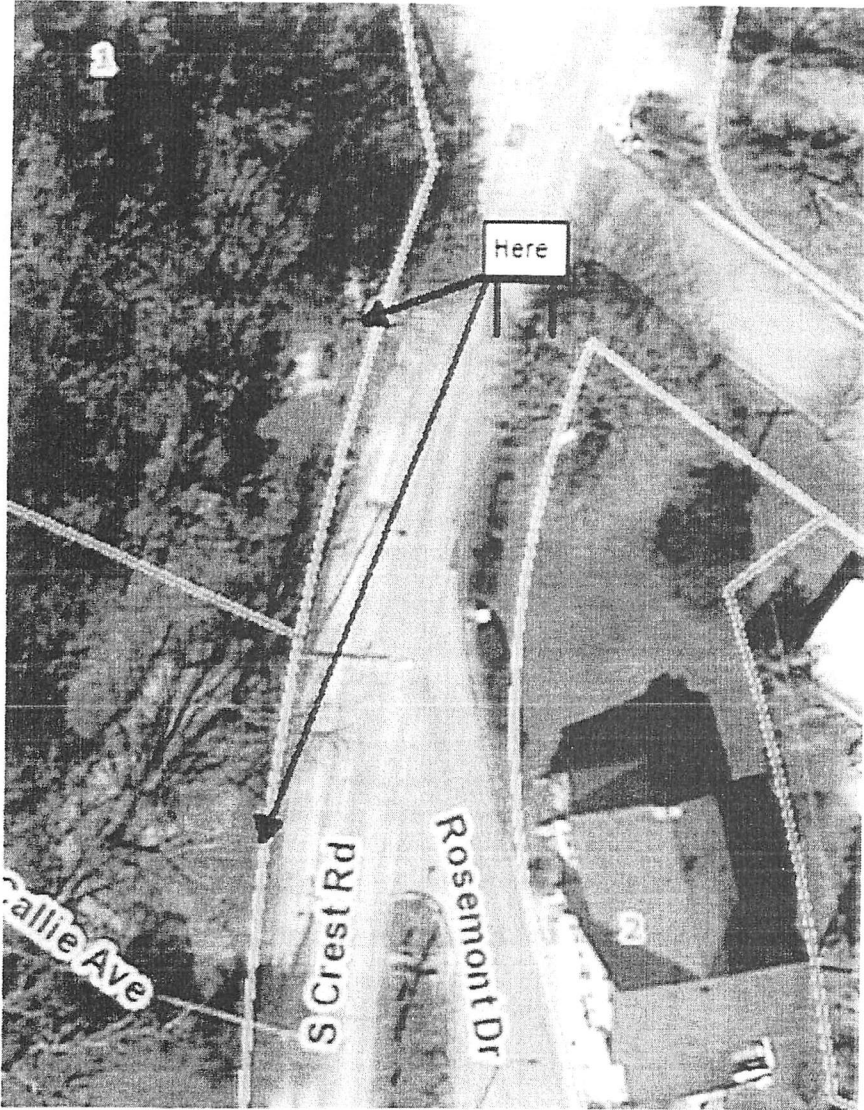Date   Connelly Ensign

CITY OF CHATTANOOGA, TENNESSEE

May 14 , 2013   BY: _____
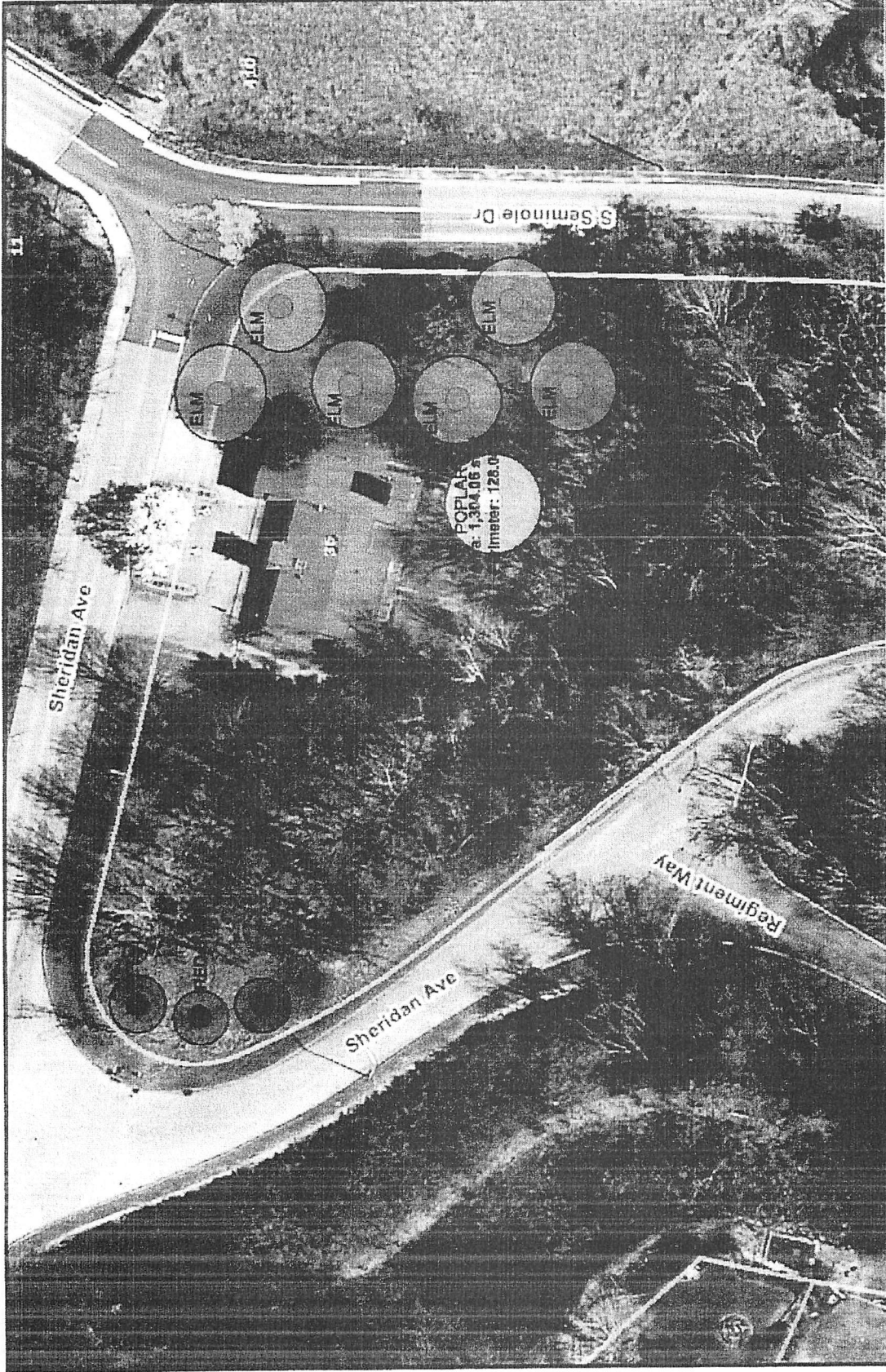Date   Andy Berke, Mayor

The property is 188 S. Crest Rd. – Tax Map #: 156FP014. Kiosk installation would be on the corner close to the sidewalk crossing.

The other location in Overview Park (Tax Map #146MD002 and #146MD001) would have the sign placed in the park over the existing fence to allow reading from the sidewalk. I labeled two locations in the park for Traffic Engineering to examine, both of which are inside the fence.

Here

Callie Ave

S Crest Rd

Rosemont Dr

Thanks!
Ron

Missionary Ridge Fire Hall Planting 2012