

**RESOLUTION 14-157**

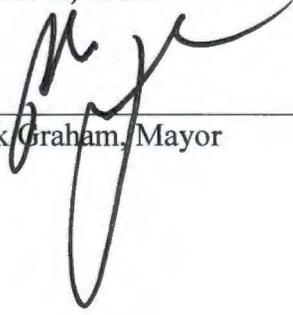
**A RESOLUTION TO APPROVE THE DONATION OF THE RIGHT-OF-WAY TO TDOT FOR THE TRAFFIC SIGNAL AT HIGHWAY 31 AND MILES JOHNSON PARKWAY**

**WHEREAS**, the Spring Hill Board of Mayor and Aldermen is committed to the safety of the citizens of the City of Spring Hill; and

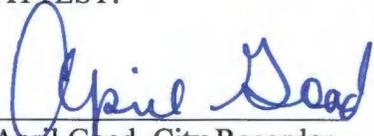
**WHEREAS**, the intersection of Highway 31 and Miles Johnson Parkway has been approved for the installation of a traffic signal; and

**NOW, THEREFORE BE IT RESOLVED**, that the Board of Mayor and Alderman for City of Spring Hill approves the donation of the right of way in the southwest quadrant of Highway 31 and Miles Johnson Parkway to TDOT for the purpose of construction of the traffic signal.

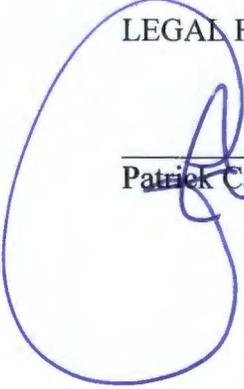
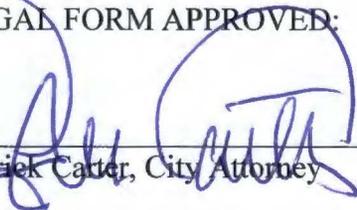
**Passed and adopted by the Board of Mayor and Aldermen of the City of Spring Hill, Tennessee on the 15<sup>th</sup> day of December, 2014.**

  
\_\_\_\_\_  
Rick Graham, Mayor

ATTEST:

  
\_\_\_\_\_  
April Goad, City Recorder

LEGAL FORM APPROVED:

  
  
\_\_\_\_\_  
Patrick Carter, City Attorney

STATE OF TENNESSEE  
DEPARTMENT OF TRANSPORTATION  
INITIAL CONTACT

FEDERAL PROJECT: STP-H-NH-6(95)

COUNTY: Williamson

STATE PROJECT: 94004-2231-94

TRACT: 2

On the 20th day of NOVEMBER, 2014, I/we, the owner(s) of the above-referenced property, was personally contacted by Randal D. Coble, ROW Agent 3, TDOT at Spring Hill City Hall in Spring Hill, TN. At that time, the purpose of the project identified above and details concerning the effects of the project were discussed. The plan sheet referenced above was presented and explained.

In accordance with the above-mentioned meeting and based on the discussion of benefits and rights available to me as an affected owner of land required for a highway improvement, I have made the following election:

[Check One:]

  X  

Being fully apprised of my right to receive just compensation for the property in question, I have freely determined to waive my rights to have the property appraised and to receive just compensation. I agree to donate said lands to the STATE OF TENNESSEE and will execute a warranty deed to accomplish said donation, for the express consideration of advancing the construction of the above-referenced highway project.

Being fully apprised of my right to receive just compensation for the property in question, I request that an offer of just compensation be provided for my consideration in granting the land required for the construction of the above-referenced highway project.

The above election being given freely this 20th day of NOVEMBER, 2014.

  Randal D. Coble    
ROW AGENT

  [Signature]    
OWNER - Mayor City of Spring Hill  
        
OWNER  
        
OWNER



STATE OF TENNESSEE  
DEPARTMENT OF TRANSPORTATION

REGION 3  
6601 CENTENNIAL BOULEVARD  
NASHVILLE, TENNESSEE 37243  
(615) 350-4200

JOHN C. SCHROER  
COMMISSIONER

BILL HASLAM  
GOVERNOR

September 30, 2014

Honorable Rick Graham, Mayor  
City of Spring Hill  
199 Town Center Parkway, P.O. Box 789  
Spring Hill, TN 37174

RE: STP-H-NH-6(95)  
94004-2231-94  
County: Williamson  
SR-6 (US-31/ Main Street) Intersection at Miles Johnson  
Parkway I.M. 0.25

Dear Mayor Graham:

I am enclosing one copy of the proposal on the subject project that has been signed by the Commissioner and the Department of Transportation for the State of Tennessee, Department of Transportation.

If further assistance is needed, please contact me.

Yours truly,

*Neal D. Priest*

Neal D. Priest  
Transportation Manager 2  
Region 3 Right-of-Way Office

NDP:kj  
Encls.

**RESOLUTION 14-101**

**A RESOLUTION APPROVING THE PROPOSAL AND PLANS FOR TRAFFIC SIGNAL AT THE INTERSECTION OF SR-6 (US-31/MAIN STREET) AND MILES JOHNSON PARKWAY**

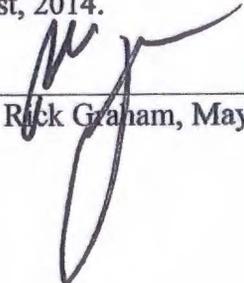
**WHEREAS**, the City of Spring Hill is partnered with the Tennessee Department of Transportation on various projects; and

**WHEREAS**, the State of Tennessee Department of Transportation has requested that the proposal and plans be approved by the Spring Hill Board of Mayor and Aldermen.

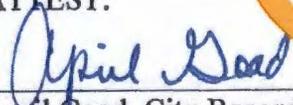
**NOW, THEREFORE, BE IT RESOLVED** by the Board of Mayor and Aldermen of the City of Spring Hill, Tennessee approves the proposal and plans for a traffic signal at the intersection of SR-6 (US-31/Main Street) and Miles Johnson Parkway.

**BE IT FURTHER RESOLVED THAT** Proposal and Plans for a traffic signal at the intersection of SR-6 (US-31/Main Street) and Miles Johnson Parkway shall be attached and considered part of this Resolution.

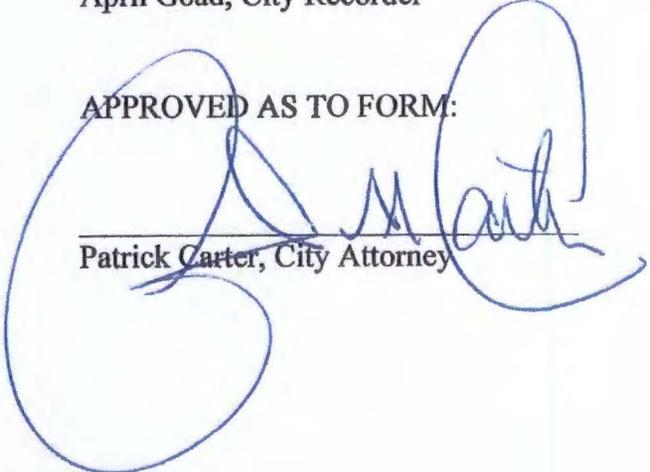
Passed and adopted by the Board of Mayor and Aldermen of the City of Spring Hill, Tennessee, on the 1<sup>st</sup> day of August, 2014.

  
\_\_\_\_\_  
Rick Graham, Mayor

ATTEST:

  
\_\_\_\_\_  
April Goad, City Recorder

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Patrick Carter, City Attorney

Federal Project Number: STP-H-NH-6 (95)  
State Project Number: 94004-2231-94

## P R O P O S A L

### OF THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF TENNESSEE

### TO THE CITY OF SPRING HILL, TENNESSEE:

The DEPARTMENT OF TRANSPORTATION of the State of Tennessee, hereinafter "DEPARTMENT", proposes to construct a project in the CITY of SPRING HILL, hereinafter "CITY", designated as State Project Number 94004-2231-94, that is described as State Route 6 ( US-31/Main Street) from Intersection at Miles Johnson Parkway @ L.M. 0.29 in Spring Hill to, and the CITY agrees to cooperate with the DEPARTMENT as set forth in this proposal, so that the general highway program may be carried out in accordance with the intent of the General Assembly of the State.

Accordingly, the parties agree as follows:

1. That in the event any civil actions in inverse condemnation or for damages are instituted by reason of the DEPARTMENT, or its contractor, going upon the highway right-of-way and easements, and constructing said project in accordance with the plans and as necessary to make the completed project functional, the CITY will notify in writing the Attorney General of the State, whose address is P.O. Box 20207, Nashville, Tennessee 37202-0207, of the institution of each civil action, the complaint and all subsequent pleadings, within ten (10) days after the service of each of the same, under penalty of defending such actions and paying any judgments which result therefrom at its own expense.

2. The CITY will close or otherwise modify any of its roads or other public ways if indicated on the project plans, as provided by law.

Federal Project Number: STP-H-NH-6 (95)

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3. The CITY will transfer or cause to be transferred to the DEPARTMENT without cost to it, all land owned by the CITY or by any of its instrumentalities as required for right-of-way or easement purposes, provided such land is being used or dedicated for road or other public way purposes.

4. Where privately, publicly or cooperatively owned utility lines, facilities and systems for producing, transmitting or distributing communications, power, electricity, light, heat, gas, oil, crude products, water, steam, waste, storm water not connected with highway drainage, and other similar commodities, including publicly owned facilities such as fire and police signal systems and street lighting systems are located within the right-of-way of any road or other public way owned by the CITY, or any of its instrumentalities, the CITY agrees that it will take action necessary to require the removal or adjustment of any of the above described facilities as would conflict with the construction of the project. But the foregoing may not be a duty of the CITY since it shall become operative only after the DEPARTMENT has been unsuccessful in its efforts to provide for said removals or adjustments for the benefit of the CITY.

The foregoing does not apply to those utility facilities which are owned by the TOWN or one of its instrumentalities, it being understood that the CITY has the duty to relocate or adjust such facilities, if required, provided the CITY is notified to do so by the DEPARTMENT with detailed advice as to this duty of the CITY.

5. The CITY will maintain any frontage road to be constructed as part of the project.

6. After the project is completed and open to traffic, the CITY will accept for jurisdiction and maintenance such parts of any existing DEPARTMENT highway to be replaced by the project.

7. The CITY will make no changes or alter any segment of a road on its road system that lies within the limits of the right-of-way acquired for any interchange to be constructed as part of the

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project and will not permit the installation or relocation of any utility facilities within the right-of-way of any such a segment of one of its roads without first obtaining the approval of the DEPARTMENT.

8. No provision hereof shall be construed as changing the maintenance responsibility of the CITY for such part of the project as may presently be on its highway, street, road or bridge system.

9. It is understood and agreed between the DEPARTMENT and the CITY that all traffic control signs for the control of traffic on a street under the jurisdiction of the CITY and located within the DEPARTMENT's right-of-way shall be maintained and replaced by the CITY.

10. When traffic control devices for the direction or warning of traffic, lighting of roadways or signing, or any of them, which are operated or function by the use of electric current are constructed or installed as part of the project, they will be furnished with electricity and maintained by the CITY.

11. If, as a result of acquisition and use of right-of-way for the project, any building and/or structure improvements become in violation of a CITY setback line or building and/or structure requirement, including, but not limited to, on-premise signs, the CITY agrees to waive enforcement of the CITY setback line or building and/or structure requirement and take other proper governmental action as necessary to accomplish such waiver.

12. The CITY will prohibit encroachments of any kind upon the right-of-way and easements for the project.

13. The CITY will prohibit the servicing of motor vehicles within the right-of-way and easements for the project.

14. The CITY will obtain the approval of the DEPARTMENT before authorizing parking on the right-of-way and easements for the project.

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State Project Number: 94004-2231-94

15. The CITY will not install or maintain any device for the purpose of regulating the movement of traffic on the roadway except as warranted and in conformity with the Manual on Uniform Traffic Control Devices.

16. The DEPARTMENT will maintain the completed project if it is classified as full access control (i.e., a project which has no intersecting streets at grade), and it will maintain the pavement from curb to curb where curbs exist or the full width of the roadway where no curbs exist on non-access control projects. The CITY agrees to maintain other parts of non-access control projects.

17. If a sidewalk is constructed as a component of this project, the CITY shall be responsible for maintenance of the sidewalk and shall assume all liability for third-party claims for damages arising from its use of the sidewalk or premises beyond the DEPARTMENT'S maintenance responsibilities as set forth in Section 16 of this Proposal.

18. When said project is completed, the CITY thereafter will not permit any additional median crossovers, or the cutting of the pavement, curbs, gutters and sidewalks, by any person, firm, corporation or governmental agency, without first obtaining the approval of the DEPARTMENT.

19. The DEPARTMENT will acquire the right-of-way and easements, construct the project and defend any inverse condemnation or damage civil actions of which the Attorney General has received the notice and pleadings provided for herein.

20. The project plans hereinbefore identified by number and description are incorporated herein by reference and shall be considered a part of this proposal, including any revisions or amendments thereto, provided a copy of each is furnished the CITY.

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21. The acceptance of this proposal shall be evidenced by the passage of an ordinance, or by other proper governmental action, which shall incorporate this proposal verbatim, or by reference thereto.

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IN WITNESS WHEREOF, the DEPARTMENT has caused this proposal to be executed by  
its duly authorized official on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

THE CITY OF SPRING HILL

BY:   
Mayor

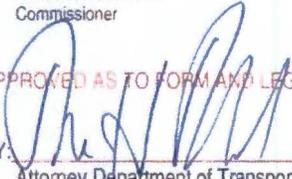
DATE: 8/18/14

STATE OF TENNESSEE  
DEPARTMENT OF TRANSPORTATION

BY:   
John C. Schroer  
Commissioner

DATE: SEP 26 2014

APPROVED AS TO FORM AND LEGALITY

BY:   
Attorney Department of Transportation

DATE: 9/4/14