

STATUS: FAILED 12-15-08

RESOLUTION 08-69

**A RESOLUTION AUTHORIZING THE MAYOR
TO ENTER INTO A CONTRACTUAL RELATIONSHIP
WITH MAURY COUNTY FOR
A RECYCLING CENTER**

WHEREAS, the City has been contacted by Maury County, Tennessee for the purpose of locating a temporary recycling center in Spring Hill, Tennessee located at Food Lion Shopping Center at Highway 31 and Stephen P. Yokich Parkway.

WHEREAS, it is in the best interests of the citizens of Spring Hill to develop a recycling center for the deposit of aluminum and plastic products for recycling; and

WHEREAS, the Board of Mayor and Aldermen has authorized, by the passage of this Resolution, the Mayor to enter into an agreement with Maury County for the development of a recycling center in Spring Hill at a not to exceed cost of \$1,350.00.

NOW, THEREFORE BE IT RESOLVED, by the Board of Mayor and Aldermen of the City of Spring Hill that the Mayor be authorized to sign a contract, approved by the City Attorney, for the establishment of a county owned and maintained recycling center in Spring Hill, Tennessee.

Passed and adopted this 15th day of December, 2008.

Danny M. Leverette, Mayor

ATTEST:

April Goad, City Recorder

LEGAL FORM APPROVED:

Timothy P. Underwood, City Attorney

AGREEMENT

This agreement is made by and between the City of Spring Hill, Tennessee ("City") and Maury County, Tennessee ("County") entered on this _____ day of December, 2008.

It is the desire of the County and City to locate a recycling collection site for the deposit of plastic and aluminum products within the corporate city limits of Spring Hill, Tennessee.

The City hereby certifies that the proposed location at Food Lion Shopping Center at Highway 31 and Stephen P. Yokich Parkway is properly zoned for such service and that the Planning Commission for the City has approved the site plan on December 8th, 2008. It is further agreed that the County will maintain the recycling center at such location for a period of twelve (12) months commencing on January 1st, 2009 and ending on January 1st, 2010. It is agreed at the end of such period the City and County shall renegotiate the terms of this agreement and agree for the site to remain at the proposed location or agree to an additional site. If no agreement is reached on a future site this agreement shall be terminated. It is agreed by both parties that the proposed location is to be considered only a temporary site.

The City hereby agrees to reimburse the County the sum of \$1,350.00 for one-half of the expenses associated with the recycling center. The City shall pay such sum on or before January 1st, 2010. The recyclables deposited in the recycling center shall be the sole possession of the County for which the City will have no right or interest.

In return for the City's payment the County will maintain the recycling center site and further agrees to remove the recyclables in a timely fashion, by use of its county employees and equipment. The County further agrees to timely remove any trash, rubbish or refuse which is not a recyclable, but was left at the recycling site inadvertently or intentionally.

The County will obtain and maintain permission from the property owner of the proposed site and keep the premises safe and clean and make best efforts to limit the aesthetic impact on nearby developments and businesses.

The City shall not be responsible for any damages to the recycling bins or the real property and building where the recycling site is located. The City shall not be responsible for any property or personal injuries sustained by any employee, agent or independent contractor of the County or landowner nor shall the City shall be responsible or liable for any property or personal injury sustained by any third person who may utilize the recycling center. The County hereby agrees to indemnify and hold completely harmless the City for any and all claims arising out of the use, maintenance or upkeep of the proposed recycling center.

Entered this _____ day of December, 2008.

County Mayor James L. Bailey, Jr.
Maury County, Tennessee

Mayor Danny M. Leverette
City of Spring Hill, Tennessee



Maury County 9th. District Commissioner

3016 General Forrest Drive
Columbia, Tennessee 38401
(931) 381-5544

GLEN E. HASSE
Commissioner

November 17, 2008

Mayor Danny M. Leverette
City of Spring Hill, Tennessee
199 Town Center Parkway
Spring Hill, Tennessee 37174

Dear Mayor Leverette:

I am contacting you to request your assistance in helping Maury County finance the lease cost for the Recycling Center in Spring Hill. We are seeking your Building and Zoning Department's approval to locate the Recycling Center in the Northwest corner of the Food Lion Strip Mall on Stephen P Yokich Parkway. This issue is currently scheduled to be submitted on November 21, 2008. The owner of the property who lives in Johnson City, Tennessee is asking \$225/month for a one year lease and to maintain his property in its current condition. I am requesting that the City of Spring Hill Share this lease cost and the cost, if any, of repairing any damage to his property.

The Maury County Solid Waste Department normally shows a small profit in the collection, separation, housekeeping maintenance, preparation for sale, and the sale of recyclable materials which are collected at its Recycling Centers. This is due primarily to maintaining the integration of each type of material and the use of "inmate" labor. However, it is estimated that the additional container pick up mileage and the lease cost, will result in a loss for this center.

I believe Spring Hill residents will enthusiastically embrace and utilize this Recycling Center because they wish to help protect the environment and reduce the City's landfill costs. This strategic location will help them accomplish this.

Thank you for your time and consideration .

Yours truly,

Glen Hasse



Maury County 9th. District Commissioner

3016 General Forrest Drive
Columbia, Tennessee 38401
(931) 381-5544

GLEN E. HASSE
Commissioner

November 17, 2008

Mr. Farrell White
Director Building Codes and Zoning
City of Spring Hill
Spring Hill, Tennessee

(TOWN CENTER)
• PERMITTED USE

Dear Mr. White:

We are asking the City of Spring Hill to approve our proposed use of the area listed as "Recycling Bins" on the attached aerial photograph. This area is in the Northwest corner of the Food Lion Shopping Center located at Tennessee State Highway 31 and Stephen P Yokich Parkway. Also attached is a photograph of Maury County's Recycling Center on Beckett Street in Columbia. This Recycling Center would contain 6 bins as shown in the attached photograph. The bins sit on a concrete pad 70 foot wide X 64 foot depth (not including the width of the sidewalk). Maury County utilizes inmate labor to clean the area around the bins on an almost daily basis. The Food Lion Shopping Center is managed by Turner and Company in Nashville. The property is owned by Sell Family Partners LP in Johnson City, Tennessee. They are willing to lease us the proposed property. The owner's concerns of litter and damaged asphalt paving would be handled by Maury County personnel.

This site would be utilized as a provisional one year trial site to determine the feasibility, both cost and quantity of recycled materials accumulated, of a recycling center in Spring Hill. We are also asking a waiver of the fencing and/or "blind" requirements for this period.

I believe that Spring Hill and Maury County residents would enthusiastically welcome the opportunity to help their City, County, and environment by recycling as much of their solid waste stream as possible. They can only accomplish this if we provide a convenient method and location. Of course, some effort is required to keep the materials separate and to prevent abuse of the center; however, the overall benefits greatly outweigh these problems.

Thank you for your time and consideration.

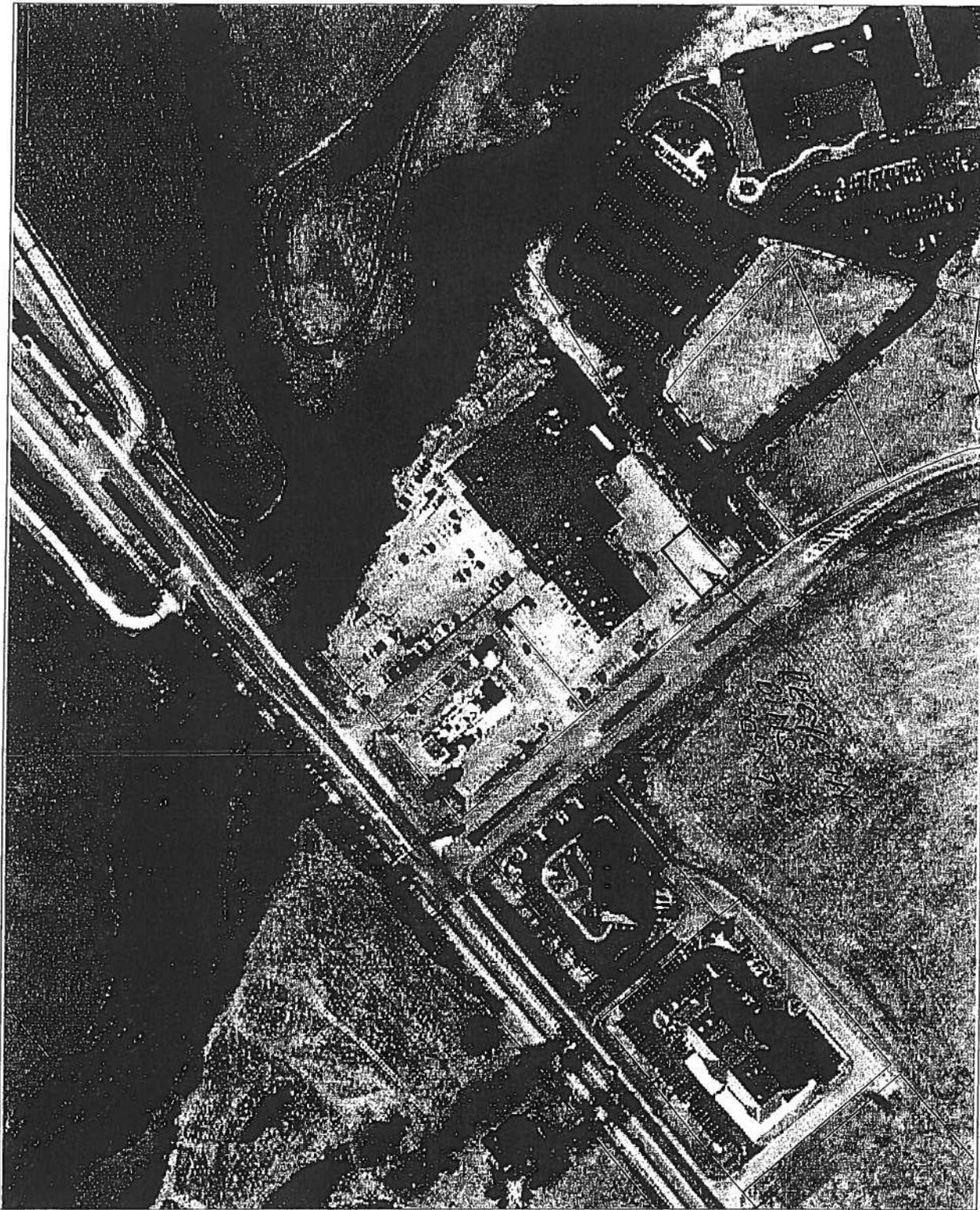
Yours truly,

Glen E. Hasse
Chairman
Maury County Commission Recycling Committee



MAURY COUNTY, TENNESSEE

DISCLAIMER: THIS MAP IS FOR PROPERTY TAX ASSESSMENT PURPOSES ONLY. IT WAS CONSTRUCTED FROM PROPERTY INFORMATION RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS, AND IS NOT CONCLUSIVE AS TO LOCATION OF PROPERTY OR LEGAL OWNERSHIP.

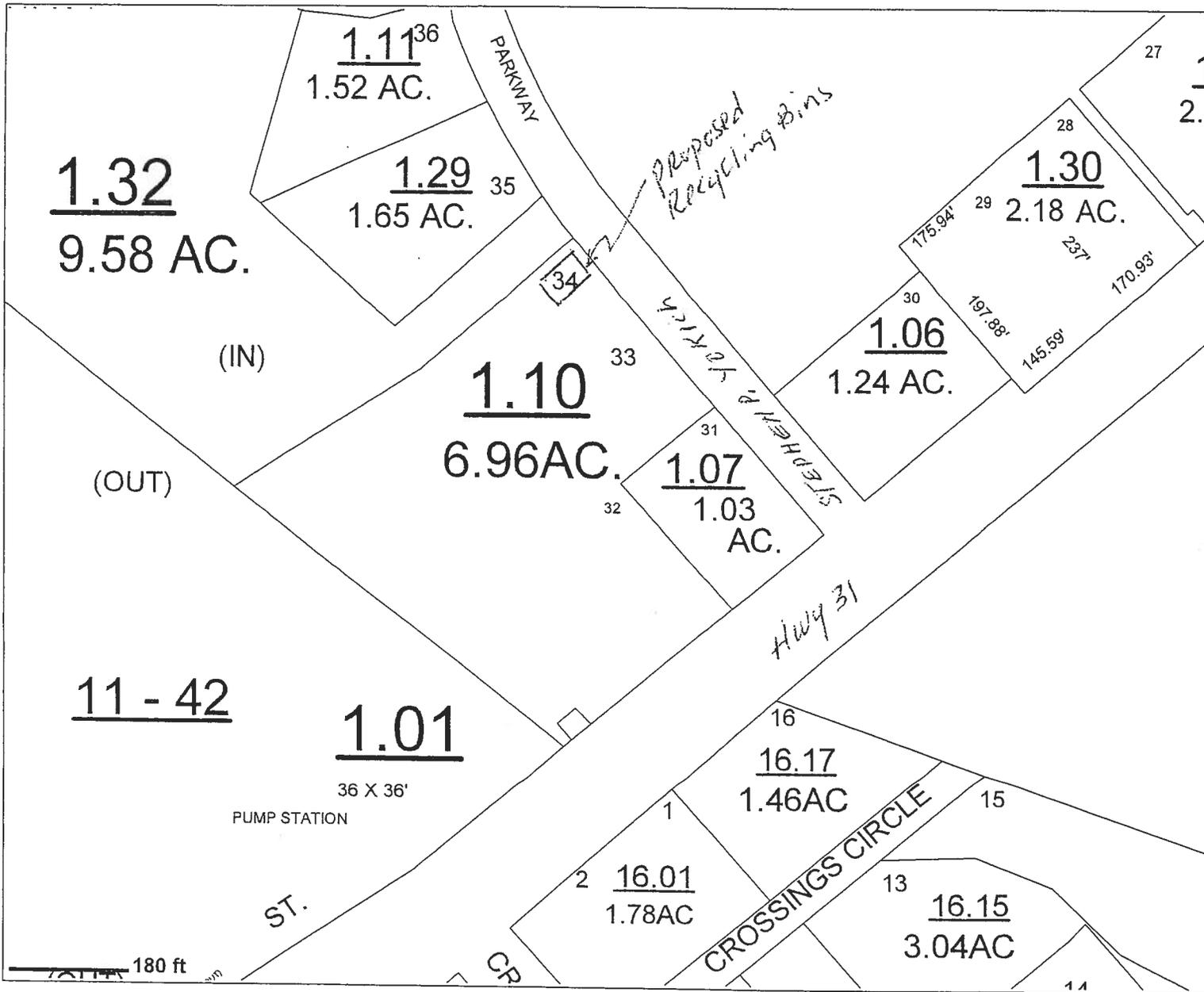


○ CEMETARY

□ PARCELS

ORTHOPHOTO (Image)



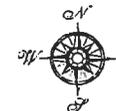


- CEMETARY ○
- TEXT ■
- TEXT_400 ■
- LEADER400 □
- PARCELS □



MAURY COUNTY, TENNESSEE

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glen or kathy

From: "Turner & Associates Realty" <turnerandassociates@comcast.net>
To: <gehasse@cpws.net>
Sent: Monday, October 27, 2008 10:44 AM
Subject: Recycle

Glen,

Agreement for a 12 month ground lease for \$225/month with lessee responsible for trash pick up; damage to parking lot; supply certificate of insurance; Landlord can cancel upon 30 days notice for damage, nuisance or excessive trash; conditioned on City approval. Get back to me when you can and we will draw up the formal documents. Thanks,

Monte Turner, CCIM
Turner & Associates Realty, Inc.
Retail Development, Leasing and Management
P.O. Box 150326
Nashville, TN 37215
615-383-7878 phone
615-383-9878 fax
turnerandassociates@comcast.net

No virus found in this incoming message.

Checked by AVG - <http://www.avg.com>

Version: 8.0.175 / Virus Database: 270.8.5/1760 - Release Date: 11/1/2008 9:36 AM

11/17/2008