

## Legislation Details (With Text)

**File #:** 17-0793      **Version:** 2      **Name:** Green - Off-Street Parking Lease Termination Agreement

**Type:** Resolution      **Status:** Passed

**File created:** 8/30/2017      **In control:** Board of Mayor & Aldermen

**On agenda:** 11/14/2017      **Final action:** 11/14/2017

**Title:** Consideration of Resolution 2017-68, a Resolution Authorizing the City Administrator to Terminate the Off-Street Parking Lease Agreement COF Contract No. 2013-0104 with Mr. John M. Green for the Parking Area located Behind 118-4th Avenue N, Franklin, TN, 37014; (10/10/17 WS)

**Sponsors:** Eric Stuckey, Vernon Gerth, Shauna Billingsley

**Indexes:**

**Code sections:**

**Attachments:** 1. Res. 2017-68 Green - Parking Lease Termination 8-17\_with Exhibit A.Law Approved (002)

Date	Ver.	Action By	Action	Result
11/14/2017	2	Board of Mayor & Aldermen	approved	Pass
10/10/2017	2	Work Session	referred as a Consent Item	

**DATE:** September 13, 2017

**TO:** Board of Mayor and Aldermen

**FROM:** Eric Stuckey, City Administrator  
Vernon Gerth, Assistant City Administrator - Community/Economic Development  
Shauna Billingsley, City Attorney

**SUBJECT:**

Consideration of Resolution 2017-68, a Resolution Authorizing the City Administrator to Terminate the Off-Street Parking Lease Agreement COF Contract No. 2013-0104 with Mr. John M. Green for the Parking Area located Behind 118-4<sup>th</sup> Avenue N, Franklin, TN, 37014; (10/10/17 WS)

**Purpose**

The purpose of this memorandum is to provide information to the Franklin Board of Mayor and Aldermen (BOMA) concerning the termination of the off-street parking lease agreement between the City of Franklin and Mr. John M. Green and, to authorize the City Administrator to sign the enabling Resolution 2017-68 which documents the termination of this agreement.

**Background**

On July 11, 2013, the City of Franklin entered into an off-street parking lease agreement with Mr. John Green for the parking lot located immediately behind his office located at 118 - 4<sup>th</sup> Avenue North. The agreement made the 21 off-street parking spaces available to the public.

The term of the agreement was ten (10) years, unless the Mr. Green exercised his right to terminate the agreement as stipulated in Article 6 of the Agreement. In accordance with the agreement, Mr. Green informed the City of his intention to terminate the Agreement and stated that he would be installing a self-pay kiosk which would allow him to charge for parking. There has been increasing interest of other property owners in our historic downtown to install self-pay kiosks and begin collecting revenue from visitors parking on private property.

On July 12, 2017, Mr. Green submitted a check in the amount of \$5,600 satisfying the termination clause of the agreement. The \$5,600 was the specified pro-rated share of the expense the City initially incurred for improving Mr. Green's off-street parking lot with asphalt paving and striping.

#### **Financial Impact**

In accordance with the lease agreement, Mr. Green has reimbursed the City \$5,600 which represents his pro-rated share for the cost of the improvements (asphalt paving and striping) the City incurred shortly after the lease agreement was executed the summer of 2013.

#### **Recommendation**

Staff recommends approval of Resolution 2017-68.