

RESOLUTION NO. 2016/08-03

A RESOLUTION TO AUTHORIZE THE ACQUISITION AND/OR CONDEMNATION OF CERTAIN REAL PROPERTY AND REAL PROPERTY RIGHTS IN CONNECTION WITH THE DEVELOPMENT OF THE LAKELAND MIDDLE PREPARATORY SCHOOL

WHEREAS, The Board of Education for the Lakeland School System (“Board”) has considered whether to acquire certain property and property rights from the Rudolph and Susan Jones Family Partnership, Jones Gilliland Group, LLC, Rudolph and Susan Jones Family, LLC and Rudolph Jones, III and Sarah E. Wallace, more particularly described on Exhibit A, in connection with the extension of certain thoroughfares and roadways to the Lakeland Middle Preparatory School from Canada Road and Old Brownsville Road; and

WHEREAS, The Board has determined that no agreement has been reached by both sides on the voluntary transfer of the property and property rights; and

WHEREAS, The Board desires to acquire the property and property rights by acquisition or the exercise of eminent domain;

WHEREAS, The Board desires to receive the opinion of value for the property and property rights from the Board of Appraisers appointed by the Mayor of the City of Lakeland; and to acquire the property and property rights for this value, if possible from the Rudolph and Susan Jones Family Partnership, Jones Gilliland Group, LLC, Rudolph and Susan Jones Family, LLC and Rudolph Jones, III and Sarah E. Wallace; and

WHEREAS, In the event that an agreement cannot be reached for a voluntary transfer of the property and property rights, the Board desires to acquire the property by eminent domain.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE LAKELAND SCHOOL SYSTEM: The Board of Education of Lakeland School System finds that it is in the public interest to acquire certain property and property rights more particularly described on Exhibit A attached hereto by acquisition or the exercise of eminent domain from Rudolph and Susan Jones Family Partnership, Jones Gilliland Group, LLC, Rudolph and Susan Jones Family, LLC and Rudolph Jones, III and Sarah E. Wallace; and

BE IT FURTHER RESOLVED: The Board of Education of Lakeland School System authorizes its Superintendent Ted Horrell to acquire the property and property rights more particularly described on Exhibit A from Rudolph and Susan Jones Family Partnership, Jones Gilliland Group, LLC, Rudolph and Susan Jones Family, LLC and Rudolph Jones, III and Sarah E. Wallace, based on the valuation set by the Board of Appraisers appointed by the Mayor of the City of Lakeland; and

BE IT FURTHER RESOLVED: The Board of Education of Lakeland School System authorizes its attorney to take all action necessary to acquire the property and property rights, more particularly described on Exhibit A, by the exercise of the right of eminent domain, in the event a voluntary acquisition is not achieved; and

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BE IT FURTHER RESOLVED: The Board of Education of Lakeland School System hereby obligates itself to pay such sums from its General Funds as may be found to be due to Rudolph and Susan Jones Family Partnership, Jones Gilliland Group, LLC, Rudolph and Susan Jones Family, LLC and Rudolph Jones, III and Sarah E. Wallace by the Circuit Court.

PASSED AND ADOPTED by the Lakeland Board Of Education, Lakeland, Tennessee on this 10th day of August, 2016, public welfare requiring it.

Kevin Floyd, *Chairman*

Ted Horrell, *Superintendent*

ATTEST:

Jessie Rosales, *LSS Board Recorder*