

Resolution 1963-05

The Mayor then called upon the City Attorney to report upon the status of the litigation between The Metropolitan Government of Nashville and Davidson County and the Nashville Suburban Utility District, wherein it is now proposed that the Utility District's properties will be taken over by the Metropolitan Government and the Utility District will cease operation. The City Attorney reported that negotiations were now going on between the Metropolitan Government and attorneys for the Utility District looking toward the discontinuance of the District's activities as of February 1, 1964, and that he had expressed the City's general willingness to participate in a Consent Decree which would provide that the City of Belle Meade would retain the right to grant permits to the Metropolitan Government for cutting of streets and rights-of-way as necessary in the installation of water mains and pipes, whereby the Metropolitan Government would make all repairs to roads and streets made necessary by such cutting at the Metropolitan Government's expense, and whereby The Metropolitan Government would hold the City harmless against any liability for injury to persons or to property resulting from the cutting of the rights-of-way or the repair thereto, and it was further anticipated that arrangements would be made for the continuation of the installation of fire hydrants at the City's expense, and also for the connection of sewers which might be installed by the City of Belle Meade with those being installed by Metropolitan Government. Upon conclusion of the Attorney's report discussion followed at the end of which it was moved by Commissioner Smith, seconded by Vice Mayor Teas, voted upon and

RESOLVED, That the City Attorney be and is hereby authorized to negotiate with attorneys for the Metropolitan Government, the Nashville Suburban Utility District and others toward the preparation of a final decree which would protect the City's rights as heretofore reported, and is further hereby expressly authorized to execute same on behalf of the City provided it is found by the City Attorney to be in due and legal form and to protect the City's interests as outlined in his report hereinabove.



MAYOR



VICE MAYOR



COMMISSIONER



CITY RECORDER

Date of Adoption:
December 20, 1963

**Original Resolution not found. Copied from minute book April 21, 2009
by City Recorder Linda Berner.