

RESOLUTION NO. 756 - 2018

A RESOLUTION AUTHORIZING THE MAYOR, ON BEHALF OF THE URBAN COUNTY GOVERNMENT, TO EXECUTE A MEMORANDUM OF AGREEMENT WITH TRANSYLVANIA UNIVERSITY GRANTING THE UNIVERSITY PERMISSION TO BUILD EIGHT (8) TENNIS COURTS IN COOLAVIN PARK; GRANTING THE UNIVERSITY PRIORITY ACCESS TO SAID TENNIS COURTS, TO BE SCHEDULED IN ADVANCE WITH THE DIVISION OF PARKS AND RECREATION, FOR AN INITIAL PERIOD OF TWENTY (20) YEARS, FOLLOWED BY TWO (2) AUTOMATIC RENEWALS OF TEN (10) YEARS EACH UNLESS THE AGREEMENT IS CANCELLED; REQUIRING THAT ALL FUNDS THE UNIVERSITY GENERATES THROUGH THE EXERCISE OF ITS PRIORITY ACCESS BE INVESTED IN MAINTENANCE, CAPITAL IMPROVEMENTS, AND EVENTS FOR THE TENNIS COURTS; AND DIVIDING RESPONSIBILITY TO MAINTAIN THE TENNIS COURTS BETWEEN THE UNIVERSITY AND THE URBAN COUNTY GOVERNMENT.

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BE IT RESOLVED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 - That the Mayor, on behalf of the Lexington-Fayette Urban County Government, be and hereby is authorized to execute the Memorandum of Agreement, which is attached hereto and incorporated herein by reference, with Transylvania University, granting the University permission to build eight (8) tennis courts in Coolavin Park; granting the University priority access to said tennis courts, to be scheduled in advance with the Division of Parks and Recreation, for an initial period of twenty (20) years, followed by two (2) automatic renewals of ten (10) years each unless the Agreement is cancelled; requiring that all funds the University generates through the exercise of its priority access be invested in maintenance, capital improvements, and events for the tennis courts; and dividing responsibility to maintain the tennis courts between the University and the Urban County Government.

Section 2 - That this Resolution shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: December 4, 2018

MAYOR



ATTEST:



CLERK OF URBAN COUNTY COUNCIL

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