

RESOLUTION NO. 24176

A RESOLUTION THAT THE LIGHTS AT MONTAGUE PARK  
BE DECLARED SURPLUS AND AUTHORIZING THE SALE  
OF SAID FIXTURES TO OTHER NON-PROFIT  
ORGANIZATIONS TO BE USED FOR PUBLIC  
RECREATIONAL PURPOSES.

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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA,  
TENNESSEE, That the lights at Montague Park be and are hereby declared surplus; and

BE IT FURTHER RESOLVED that there be and is hereby authorized the sale of said  
surplus lights to other non-profit organizations to use said lights for public recreational purposes.

ADOPTED: August 24, 2004

/pm

**PURCHASE AGREEMENT**

THIS AGREEMENT is made this \_\_\_\_ day of \_\_\_\_\_, 2004, between the City of Chattanooga, hereinafter known as "Seller", and \_\_\_\_\_, hereinafter known as "Purchaser".

**Section One.**

The Seller agrees to sell to Purchaser the field light fixture or fixtures (hereinafter referred to as "Fixtures") from Montague Park situated in the City of Chattanooga, Hamilton County, Tennessee. In consideration whereof, the Purchaser agrees to pay to Seller one dollar (\$1.00).

**Section Two.**

This Agreement shall not be assignable by either party. This Agreement cannot be altered, modified, changed, extended, waived, or terminated, except by a writing signed by both parties.

**Section Three.**

It is hereby expressly agreed to, and understood by the parties that the Fixtures are to be used exclusively for public recreational activities.

**Section Four.**

This Agreement shall be governed by the laws of the state of Tennessee.

**Section Five.**

Seller makes no warranties, express or implied, as to the operability, fitness, or functionality of the Fixtures.

Section Six.

Purchaser agrees to indemnify and hold harmless Seller for any property loss or damage or personal injury that occurs during the removal of, installation of, or subsequent use of the Fixtures.

[INSERT NAME OF THE COMMUNITY ASSOCIATION]

By: \_\_\_\_\_  
Printed Name: \_\_\_\_\_  
Title: \_\_\_\_\_

CITY OF CHATTANOOGA, TENNESSEE  
DEPARTMENT OF PARKS, RECREATION  
ARTS AND CULTURE

By: \_\_\_\_\_  
JERRY MITCHELL, Administrator