

RESOLUTION

To Authorize the Mayor to Enter into an Agreement with Russell Hospital Corporation to Submit to a Neutral Third-Party Regarding Gas Usage

WHEREAS, a dispute exists between the City of Alexander City (City) and Russell Hospital Corporation (RMC) regarding the amount of natural gas used by RMC and billed by the City over a period of time; and

WHEREAS, the parties have had multiple meetings to resolve this issue to no avail; and

WHEREAS, the City and RMC agree that in lieu of litigation it is in their best interest for the dispute to be mediated by a neutral third party; and

WHEREAS, the City and RMC will provide a copy of all submissions to the other prior to submission to Arbitrator; and

WHEREAS, each party shall accept and abide by the decision of the Arbitrator and shall hereby waive litigation in any Judicial Court, as well as court ordered mediation or arbitration except as necessary to enforce the decision of the Arbitrator. The costs of the Arbitrator shall be equally divided between the parties.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Alexander City hereby authorize the mayor to enter into an agreement with Russell Hospital Corporation to select an Arbitrator within thirty (30) days of the date of this resolution.

BE IT FURTHER RESOLVED that disclosure and a hearing shall be done within thirty (30) days thereafter unless additional time is needed at the request of the Arbitrator.

ADOPTED THIS 16TH DAY OF OCTOBER, 2023.

FOR PUBLIC RELEASE

By: Audrey "Buffy" Colvin, President
Alexander City Council

AUTHENTICATED THIS 16TH DAY OF OCTOBER, 2023.

FOR PUBLIC RELEASE

By: Stephanie J. Southerland
City Clerk

APPROVED:

FOR PUBLIC RELEASE

By: Curtis "Woody" Baird
Mayor

Yeas: Tapley, Hardy, Colvin, E. Brown, Keel

Nays: None