



**J. Hicks Excavating, Inc.**



P.O. Box 3849  
Crossville, TN 38557-3849

48 Porcelain Tile Drive  
Crossville, TN 38555

Phone: 931-707-0022  
Fax: 931-707-0044  
Email: [jhicksinc@volfirst.net](mailto:jhicksinc@volfirst.net)

**Dewey Hicks**  
*President*

**Naomi Hicks**  
*Secretary-Treasurer*

**Jacquie Hicks Mitchell**  
*Executive Vice President*

**Jim Mitchell**  
*Vice President*

City of Crossville  
392 North Main Street  
Crossville, TN 38555

November 17, 2015

Council Members,

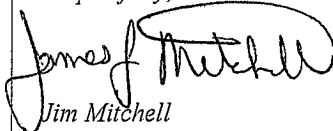
J. Hicks Excavating Inc. would like to thank you for considering our offer and your willingness to resolve this matter by countering our original offer. We would also like to bring this issue to an end, and have put together some additional information in order to do so.

We did some research on wetland mitigation and the differences between 2007 and the present. In the year 2007 a mitigation ( in-lieu ) fund did not exist. Wetlands had to be purchased from private individuals which had been approved by the State. There were no wetlands available for purchase in Cumberland county and there are still none. The closest site would have been Morgan County. The prices at that time were between 28,000 and 32,000 per acre, depending on how much the landowner could get for the property. Assuming the City of Crossville would have obtained the lowest price in 2007 of 28,000 per acre, that leaves a difference of 7,000 per acre or ( credit ) between 2007 and what the City paid in 2014..

With that information in-hand, J. Hicks would propose the following to settle the Soccer complex suit. In addition to the attorney and consulting fees of \$ 64,000, we propose to add \$ 28,000 ( \$ 7,000 per credit ) making the total settlement \$ 92,000. This would reduce the mitigation to the amount the City would have paid in 2007 and cover the costs the City incurred dealing with the Corp Of Engineers.

We believe this is a fair and reasonable solution.

*Respectfully,*



*Jim Mitchell*  
*Vice President*

*J. Hicks Excavating, Inc.*  
*Cell phone: 865-567-3425*

