

ORDINANCE NO. 23-424

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, a municipal corporation within the State of Alabama, as follows:

1. That, in the judgment and opinion of the City Council of the City of Huntsville, and pursuant to its powers under Alabama Code §11-47-21, the certain parcel of land described in Exhibit “A,” which is attached hereto and incorporated herein, (the “Property”) is surplus to the needs of the City of Huntsville.

2. That, in the judgment and opinion of the City Council of the City of Huntsville, the Property is not needed by any department or division of the City of Huntsville for public or municipal purposes.

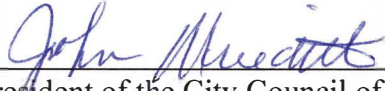
3. That the City desires to enter into a lease agreement with Barracuda Restaurant, LLC, for use of the Property as a restaurant. The lease will serve a valid and sufficient public purpose, notwithstanding the incidental benefit accruing to a private entity, as the same will increase sales and tax revenue, promote commerce, and serve as a catalyst for entertainment and development in the downtown area.

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, that the Mayor be, and he is hereby, authorized to enter into that certain Lease Agreement, by and between City of Huntsville, an Alabama municipal corporation (“Landlord”), and Barracuda Restaurant, LLC, a Louisiana limited liability company (“Tenant”), which said agreement is substantially in words and figures as that certain document attached hereto and identified as “Lease Agreement between City of Huntsville, Alabama, Landlord, and Barracuda Restaurant, LLC, Tenant,” consisting of fifteen (15) pages (including exhibits) and the date of May 25, 2023, (the “Lease Agreement”) appearing on the first page thereof, together with the signature of the City Clerk, and an executed copy of said document, after being signed by the Mayor and the City Clerk, shall be permanently kept on file in the Office of the Clerk of the City of Huntsville, Alabama.

NOW, THEREFORE, BE IT FURTHER ORDAINED that the Mayor be and he is hereby authorized to execute the Lease Agreement, on behalf of the City of Huntsville, and any and all such documents relevant, required, and/or relating to effect, carry out, or complete the lease of the Property contemplated therein.

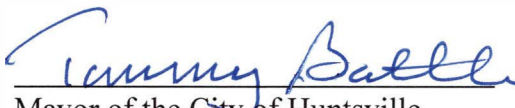
ORDINANCE NO. 23-424 (Cont.)

ADOPTED this the 25th day of May, 2023.



President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 25th day of May, 2023.



Mayor of the City of Huntsville,
Alabama