

ORDINANCE NO. 23-903

BE IT RESOLVED 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 BJLAC, LLC, for use of the Property as a dumpster storage compartment. 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 RESOLVED 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 BJLAC, LLC, an Alabama 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, as Landlord, and BJLAC, LLC, as Tenant,” consisting of eleven (11) pages (including exhibits) and the date of November 2, 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 City Clerk of the City of Huntsville, Alabama.

NOW, THEREFORE, BE IT FURTHER RESOLVED 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.

ADOPTED this the 2nd day of November, 2023.

/s/ John Meredith
President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 2nd day of November, 2023.

/s/ Tommy Battle
Mayor of the City of Huntsville,
Alabama