

**ORDINANCE NO. 2019 - 5123**

**AN ORDINANCE DECLARING CERTAIN REAL PROPERTY NO LONGER NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND AUTHORIZING THE LEASE OF SAID PROPERTY BY THE CITY OF PELL CITY, ALABAMA**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELL CITY, ALABAMA, AS FOLLOWS:**

1. It is hereby established and declared that the following described real property of the City of Pell City, Alabama, is no longer needed for public or municipal purposes, to-wit: An office suite located on the second floor in the Municipal Complex of the City of Pell City, 1000 Bruce Etheredge Parkway, Pell City, Alabama 35128, containing approximately 250 square feet.

2. The City of Pell City, Alabama, having received an offer from MSH Appraisal, LLC to lease that real property described in Section 1, above, it is hereby declared to be in the best interest of the public and the City of Pell City, Alabama, to lease said real property to MSH Appraisal, LLC under the following terms and conditions, to-wit:

- Approximately 250 square feet of office space located on the second floor of the Municipal Complex together with the right to use in common with Lessor, its employees, invitees, and customers, and Lessor's other tenants and their employees, invitees, and customers, the conference room and restroom facilities located on the second floor of the Municipal Complex for a term of one (1) year at the annual rental rate of \$4,200.00 or \$350.00 per month, commencing on the 1<sup>st</sup> day of May, 2019

3. Pursuant to the authority granted by § 11-47-21, Ala. Code 1975, the Mayor of the City of Pell City, Alabama, is hereby directed to execute the lease agreements, in form and substance as attached hereto as Exhibit A, in the name of the City of Pell City, Alabama, by and between the City and MSH Appraisal, LLC.

4. Severability. If any part, section, or provision of this Ordinance shall hereafter be declared unconstitutional or invalid for any reason, such declaration shall not affect the validity of any other section or provision of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

5. Repeal of Conflicting Ordinances. Any Ordinance, Resolution, or previous Council authorization in conflict with this Ordinance shall be and is hereby repealed on the effective date of this Ordinance.

6. Effective Date. This Ordinance shall become effective immediately upon approval and publication as required by law.

**ADOPTED AND APPROVED** this the 22<sup>nd</sup> day of April, 2019.

\_\_\_\_\_  
James McGowan - Council President

ATTEST:

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Penny Isbell - City Clerk

**APPROVED** this 22<sup>nd</sup> day of April, 2019.

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William T. Pruitt, IV - Mayor

ATTEST:

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Penny Isbell - City Clerk

**CERTIFICATION**

I, Penny Isbell, Clerk of the City of Pell City, hereby certify that the above Ordinance was duly adopted by the City Council of the City of Pell City at a regular meeting held on the 22<sup>nd</sup> day of April, 2019, and that same has been published in accordance with law in the *St. Clair News Aegis* on the \_\_\_\_ day of \_\_\_\_\_, 2019.

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City Clerk