

**ORDINANCE 2021-007 - ADM**

**AN ORDINANCE DECLARING A PORTION OF THE PROPERTY LOCATED AT 7200 WILL POND ROAD, TRUSSVILLE, ALABAMA, 35173 IS NOT PRESENTLY NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES AND IS DECLARED SURPLUS AND APPROVING A LEASE FOR THE PROPERTY WITH SCA PERFORMANCE, INC.**

**WHEREAS**, the City of Trussville, Alabama (“City”) is presently the owner of the property located at 7200 Will Pond Road, Trussville, Alabama, 35173, which is commonly known as the “Goldkist Property;” and

**WHEREAS**, the Goldkist Property presently sits unused and vacant; and

**WHEREAS**, representatives of SCA Performance, Inc. (“SCA”) approached the City seeking to lease a portion of that property from the City for SCA’s use; and

**WHEREAS**, section 11-47-21 of the Code of Alabama (1975) permits real property that is not presently needed for a public or municipal purpose to be declared surplus and leased to a private entity provided the consideration for the lease is found to be adequate; and

**WHEREAS**, having reviewed the terms of the proposed lease (attached as Exhibit “A”) between SCA and the City, the City Council of the City of Trussville, Alabama (“Council,”) finds that the consideration paid by SCA to the City is adequate for its proposed use; and

**WHEREAS**, the Council has reviewed the terms of the proposed lease and finds it in the best interest of the City to declare a portion of that property surplus and approve the attached lease for the property; and

**WHEREAS**, such declaration of surplus shall only apply to that portion of the Goldkist Property identified in Exhibit “B,” and that upon the termination of the lease, this declaration of surplus shall automatically terminate.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TRUSSVILLE, ALABAMA**, as follows:

Section 1. It is hereby declared and established that the portion of the real property located at 7200 Will Pond Road and more particularly identified in Exhibit “B,” of the City of Trussville, Alabama, is no longer needed for public or municipal purpose.

Section 2. The City of Trussville, Alabama, having received an offer from SCA Performance, Inc. to lease that real property described in Exhibit B it is hereby declared to be in the best interest of the public and the City of Trussville, Alabama, to lease said real property to SCA Performance, Inc. under the conditions and terms stated in that lease agreement attached as Exhibit “A.”

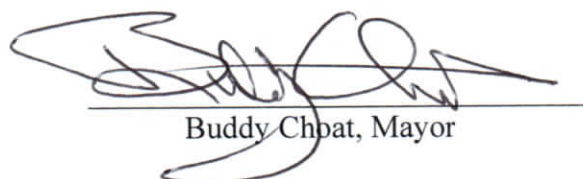
Section 3. Pursuant to the authority granted by section 11-47-21 of the Code of Alabama (1975,) the mayor of the City of Trussville, Alabama, is hereby authorized and directed to execute the attached lease agreement in the name of the City and is further authorized and directed to take all necessary action to implement the lease and effectuate its intent.

Section 4. This ordinance shall become effective immediately upon its adoption, approval, and publication as required by law.

ADOPTED AND APPROVED THIS THE 21ST DAY OF JANUARY, 2021



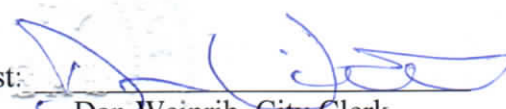
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Alan Taylor, Council President



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Buddy Chbat, Mayor



Attest:

  
Dan Weinrib, City Clerk

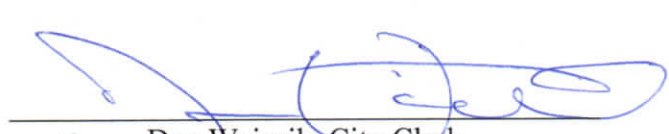
### CERTIFICATION

I, Dan Weinrib, City Clerk of the City of Trussville, Alabama do hereby certify that this is a true and correct copy of Ordinance Number 2021-007 -ADM of the City of Trussville, Alabama, adopted on January 21, 2021, and posted in the following places:

Trussville City Hall  
Trussville Public Library  
Trussville Civic Center

on January 22, 2021, and effective five days thereafter.

Given under my hand and seal this 22nd day of January, 2021.

  
Dan Weinrib, City Clerk  
City of Trussville, Alabama