



# Huntsville, Alabama

305 Fountain Circle  
Huntsville, AL 35801

## Cover Memo

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**Meeting Type:** City Council Regular Meeting **Meeting Date:** 9/12/2024

**File ID:** TMP-4622

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**Department:** Parks and Recreation

**Subject:**

**Type of Action:** Approval/Action

Resolution authorizing the Mayor to execute Modification #1 to the Facility Use Agreement between the City of Huntsville and Knight-Eady Sports Group, LLC, to reschedule the "Space Race" due to the forecasted arrival of hurricane Francine.

Resolution No.

**Finance Information:**

**Account Number:** NA

**City Cost Amount:** NA

**Total Cost:** NA

**Special Circumstances:**

**Grant Funded:** NA

**Grant Title - CFDA or granting Agency:** NA

**Resolution #:** NA

**Location: (list below)**

**Address:** Big Spring Park East, 200 Church Street.

**District:** District 1 ☐ District 2 ☐ District 3 ☐ District 4 ☐ District 5 ☐

**Additional Comments:**

This 5K/walk/run/ride event agreement was originally entered into on June 27, 2024, by Resolution No. 24-459 and is scheduled for September 11 and 12. Due to the expected hurricane forecast, it is being rescheduled for September 24 and 25.

**RESOLUTION NO. 24-\_\_\_\_\_**

**BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama, that the Mayor be, and is hereby authorized to execute into Modification No. 1 to the Facility Use Agreement between the City of Huntsville and Knight-Eady Sports Group, LLC, originally entered into on June 27, 2024 by Resolution No. 24-459, on behalf of the City of Huntsville, a municipal corporation in the State of Alabama, which said agreement is substantially in words and figures similar to that certain document attached hereto and identified as "Modification #1 to Facility Use Agreement between the City of Huntsville and Knight-Eady Sports Group, LLC, Pursuant to Resolution No. 24-459," consisting of two (2) pages, and the date of September 12, 2024, appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, an executed copy of said document being permanently kept on file in the Office of the City Clerk of the City of Huntsville, Alabama.

**ADOPTED** this the 12th day of September, 2024.

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

**APPROVED** this the 12th day of September, 2024.

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Mayor of the City of  
Huntsville, Alabama

**MODIFICATION #1 TO**  
**FACILITY USE AGREEMENT**  
**BETWEEN THE CITY OF HUNTSVILLE**  
**AND KNIGHT-EADY SPORTS GROUP, LLC**  
**PURSUANT TO RESOLUTION NO. 24-459**

**MODIFICATION # 1 TO FACILITY USE AGREEMENT BETWEEN**  
**THE CITY OF HUNTSVILLE**  
**AND KNIGHT-EADY SPORTS GROUP, LLC**

This Modification to License Agreement (the “Modification #1”) is entered into this 12<sup>th</sup> day of September 2024, by and between the City of Huntsville, a municipal corporation in the State of Alabama (hereinafter referred to as the “City” or “Licensor”), and Knight Eady Sports Group, LLC, an Alabama Limited Liability Corporation (hereinafter referred to as “Knight Eady” or “Licensee”).

**WHEREAS**, the City of Huntsville and Knight Eady previously entered into an agreement on June 27, 2024 pursuant to Resolution No. 24-459 (“Agreement”) whereby Knight-Eady would sponsor an event called the “Space Race” to include a 5k walk/run/ride, entertainment, music, food, and beverages, at Big Spring Park East, located at 200 Church Street, Huntsville, AL 35801; and

**WHEREAS**, setup for the event was to begin on Wednesday, September 11, 2024, with the Event occurring on September 12, 2024; and

**WHEREAS**, Knight-Eady wishes to reschedule the event in light of the forecasted arrival of Hurricane Francine;

**NOW THEREFORE**, for and in consideration of the mutual covenants herein, the parties agree to modify its agreement as follows:

That portion of Section 1 of Agreement which currently reads,

“...Licensee may access the Premises for Event set-up starting at 7:00 AM on Wednesday, September 11, 2024 and lasting until 11:00 PM on Wednesday, September 11, 2024. Event set-up will resume at 6:00 a.m. on Thursday, September 12, 2024. The Event shall commence at 5:00 PM. on Thursday, September 12, 2024, and shall conclude no later than 10:00 PM on Thursday, September 12, 2024. The take-down of the Event and restoration of the Premises shall begin immediately after the event and be concluded no later than 1:00 AM on Friday, September 13, 2024.”

\_\_\_\_\_  
President of the City Council of the  
City of Huntsville, Alabama  
Date: September 12, 2024

Is amended to read:

“...Licensee may access the Premises for Event set-up starting at 7:00 AM on Tuesday, September 24, 2024 and lasting until 11:00 PM on Tuesday, September 24, 2024. Event set-up will resume at 6:00 a.m. on Wednesday, September 25, 2024. The Event shall commence at 5:00 PM. on Wednesday, September 25, 2024, and shall conclude no later than 10:00 PM on Wednesday, September 25, 2024. The take-down of the Event and restoration of the Premises shall begin immediately after the event and be concluded no later than 1:00 AM on Thursday, September 26, 2024.

All other provisions of Agreement remain in full force and effect.

**IN WITNESS WHEREOF,** the parties hereto have caused this Modification #1 to be executed under their respective seals and delivered as of the date first above written.

**LICENSOR:  
ATTEST**

\_\_\_\_\_  
Shaundrika Edwards  
City Clerk

**THE CITY OF HUNTSVILLE, ALABAMA**

By: \_\_\_\_\_  
Tommy Battle, Mayor

**KNIGHT EADY SPORTS GROUP, LLC**

By: \_\_\_\_\_

Its: \_\_\_\_\_