



# Huntsville, Alabama

308 Fountain Circle  
Huntsville, AL 35801

## Cover Memo

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**Meeting Type:** City Council Regular Meeting **Meeting Date:** 1/12/2023

**File ID:** TMP-2449

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**Department:** Fire and Rescue

**Subject:**

**Type of Action:** Approval/Action

Resolution authorizing the Mayor to enter into an Agreement with Robert W. Williams for the purchase of Boathouse.

Resolution No.

**Does this item need to be published?** No

If yes, please list preferred date(s) of publication: NA

**Finance Information:**

**Account Number:** 1000-42-42100-520500-00000000-

**City Cost Amount:** \$10,000.00

**Total Cost:** \$10,000.00

**Special Circumstances:**

**Grant Funded:** NA

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

**Resolution #:** NA

**Location:** (list below)

**Address:**

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

**Additional Comments:** NA



**RESOLUTION NO. 23- \_\_\_\_\_**

**BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama, that the Mayor is hereby authorized to enter into an Agreement by and between the City of Huntsville, a municipal corporation in the State of Alabama, and Robert W. Williams for the purchase of a boathouse to support Huntsville Fire and Rescue's water rescue training and response which said Agreement is substantially in words and figures similar to the certain document attached hereto and identified as "Agreement between the City of Huntsville and Robert W. Williams" consisting of two (2) pages plus three (3) additional pages consisting of Attachment "A" and the date of January 12, 2023 appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, and executed copy of said document being permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville, Alabama.

**ADOPTED** this the 12<sup>th</sup> day of January, 2023.

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

**APPROVED** this the 12<sup>th</sup> day of January, 2023.

\_\_\_\_\_  
Mayor of the City of Huntsville,  
Alabama

**AGREEMENT BETWEEN THE CITY OF HUNTSVILLE  
AND ROBERT W. WILLIAMS**

**STATE OF ALABAMA     )**  
**)**  
**COUNTY OF MADISON    )**

This Agreement is made this 12<sup>th</sup> day of January 2023 between the City of Huntsville, a municipal corporation in the State of Alabama (hereinafter referred to as “City”), and Mr. Robert W. Williams, an individual (hereinafter referred to as “Williams”).

**RECITALS**

**WHEREAS**, the City of Huntsville’s Fire and Rescue Department (hereinafter “HFR”) currently possesses a donated boat used for water rescue training and response; and

**WHEREAS**, it would be beneficial to HFR to store the boat in a boathouse to protect the boat and facilitate improved efficiency in HFR’s water rescue training and enhance incident response time;

**WHEREAS**, Williams owns a boathouse that is in good operational condition and currently located at Ditto Landing in Huntsville, Alabama which he desires to sell to the City for the amount of Ten Thousand Dollars (\$10,000); and

**WHEREAS**, HFR personnel have examined the boathouse and its components and determined that the structure would be beneficial to enhance the usage of its boat to accomplish its missions and that the price of \$10,000 is a fair and reasonable price for the boathouse;

**NOW THEREFORE**, in consideration of the mutual promises and covenants herein contained, the parties do hereby agree as follows, to-wit:

1. Williams agrees to sell, convey, and deliver to the City the boathouse identified in Attachment “A” hereto which is currently located at Ditto Landing East.
2. The City shall pay Williams the agreed sale price amount of Ten Thousand Dollars (\$10,000).
3. HFR’s Deputy Chief Wesley Ogle shall serve as the City’s representative for accomplishing the transaction and acceptance of the boathouse which shall occur on or before January 31, 2023.
  - a. The City and Williams will meet at the boathouse to inspect the condition and ensure all components described in Attachment “A” are in good operating condition.

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

- b. The City will provide a payment via check or ACH in the amount of the agreed sale price in exchange for the executed bill of sale at which point the transfer of the boathouse will occur.
4. This agreement shall be effective upon execution by Williams together with approval of the City of Huntsville's City Council and execution of the agreement by the City's Mayor.
5. This agreement may be terminated by either party upon seven (7) days written notice to the other should such other party fail substantially to perform in accordance with the material terms through no fault of the party initiating the termination.
6. This agreement shall be governed by the law of the State of Alabama. Proper venue of any action to enforce this agreement shall be in the Circuit Court of Madison County, Alabama or the United States District Court for the Northern District of Alabama, Northeastern Division.
7. Time limitations contained herein, or provided for hereby, are of the essence of this Agreement.

**IN WITNESS WHEREOF**, the parties have executed this agreement on the day and year first above written.

SELLER:  
Mr. Robert W. Williams  
An Individual

\_\_\_\_\_  
Robert W. Williams

BUYER:  
CITY OF HUNTSVILLE  
A Municipal Corporation in the State of Alabama

\_\_\_\_\_  
BY: Its Mayor  
ITS: Tommy Battle

ATTEST:

\_\_\_\_\_  
BY: Kenneth Benion  
ITS: Clerk-Treasurer

**ALABAMA GENERAL BILL OF SALE****1. THE PARTIES.**

Buyer's Name: City of Huntsville with a mailing address of P O Box 308 Huntsville, AL 35804

Seller's Name: Robert W. Williams with a mailing address of [REDACTED]  
Huntsville, AL 35803

**2. PERSONAL PROPERTY.**

Serial Number (SN) (if any): Not Applicable

The below-described items shall be known as the "Personal Property" which is described in more detail in the Attached documents .

Boathouse located at Ditto Landing East  
2009 Versa Tube, Heavy Duty Metal Building  
2009 Floating Dock Platform  
2006 HydroHoist Boat Lift  
2021 Champion Power Equipment Ultralight 2500 Watt Gasoline Portable Inverter Generator

**3. TRADE/PURCHASE PRICE.** ☒ check one (1)

☒ - Seller accepts payment in the amount of Ten Thousand and 00/100 Dollars (\$10,000.00) to be paid on:

☒ - The date of this bill of sale.

☐ - At a future date no later than (Not Applicable)

☐ - Other. (Not Applicable)

☐ - Buyer is receiving the Personal Property as a Gift.

☐ - Seller accepts trade for the Personal Property in exchange for: (Not Applicable)

**4. BUYER AND SELLER DISCLOSURE.**

The undersigned Seller affirms that the information herein and attached about the Personal Property is accurate to the best of their knowledge. The undersigned Buyer accepts receipt of this bill of sale and understands that the above Personal Property is sold on an "as is, where is" condition with no guarantees or warranties, either expressed or implied.

**Seller's Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

Print Name: Robert W. Williams, Individual

**Buyer's Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

Print Name: Wesley Ogle, Deputy Fire Chief, Huntsville Fire and Rescue

## **Detailed Description of Boathouse and Included Equipment**

### **2009 VersaTube, Heavy Duty Metal Building**

- Dimensions: 16ft wide x 35ft length x 12ft wall height (14ft overall height)
- Coated metal panels and galvanized frame
- Insulated walls and ceiling
- Lexan Skylights
- Electrical system: conduit wired, fluorescent lights, electrical outlets, and GFI breaker box
- Remote control, motorized Rollup garage door with opening: 10ft wide x 12ft tall
- Locking Entry door dockside

### **2009 Floating Dock Platform**

- Outside Dimensions: 16ft wide x 35ft length
- Inside Slip Dimensions: 10ft wide x 24ft length
- Sturdy 2 inch by 8 inch pressure treated wood frame construction
- Frame connected with bolted, galvanized dock brackets
- 2 inch by 6 inch pressure treated wood deck attached with stainless steel screws
- Oversized encapsulated foam flotation meeting current TVA requirements

### **2006 HydroHoist Boat Lift**

- 6,000 pound capacity - Current configuration fits 26 foot Sea Ray Deck Boat
- Boat Bunk configuration is adjustable to accommodate hull design
- Three Polyethylene floatation tubes
- Galvanized metal frame
- Carpet covered boat bunks
- Four-point pivoting lift system – does not load attached dock system
- Electric Vacuum pump and valve station to lift and launch boat

### **2021 Champion Power Equipment Ultralight 2500-Watt Gasoline Portable Inverter Generator**

- TruFuel Engineered, Ethanol Free 4-Cycle Fuel

## Disclosure of **Known Issues** - Boathouse and Included Equipment

Generally, the Boathouse is well-built of sturdy materials and in excellent condition

### 2009 VersaTube, Heavy Duty Metal Building

- Dimensions: 16ft wide x 35ft length x 12ft wall height (14ft overall height)
- Coated metal panels and galvanized frame
- Insulated walls and ceiling
- Lexan Skylights – **Some of the 8 skylights have a few holes.**
- Electrical system: conduit wired, fluorescent lights, electrical outlets, and GFI breaker box
- Remote control, motorized Rollup garage door with opening: 10ft wide x 12ft tall
- Locking Entry door dockside

### 2009 Floating Dock Platform

- Outside Dimensions: 16ft wide x 35ft length
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- Boat Bunk configuration is adjustable to accommodate hull design
- Three Polyethylene flotation tubes
- Galvanized metal frame
- Carpet covered boat bunks
- Four-point pivoting lift system – does not load attached dock system
- Electric Vacuum pump and valve station to lift and launch boat – **Faulty power switch stuck in On position.**

### 2021 Champion Power Equipment Ultralight 2500-Watt Gasoline Portable Inverter Generator