



Huntsville, Alabama

308 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 4/13/2023

File ID: TMP-2758

Department: Community Development

Subject:

Type of Action: Introduction

Ordinance declaring certain property surplus and to be donated to Family Services Center, Inc.

Type of Document: Ordinance No.

Finance Information:

Account Number: N/A

City Cost Amount: \$ 0

Total Cost: \$ 0

Special Circumstances:

Grant Funded: N/A

Grant Title - CFDA or granting Agency: N/A

Resolution #: N/A

Location: (list below)

Address: 613 Kennan Rd NW, Huntsville, AL 35811

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

Additional Comments:

ORDINANCE NO. 2023-____

WHEREAS, the City of Huntsville wishes to further promote affordable housing within its jurisdiction and help stabilize neighborhoods by creating homeownership opportunities to benefit low to moderate income families; and,

WHEREAS, Family Services Center, Inc., is a local non-profit developer that creates affordable single-family housing in Huntsville.

THEREFORE BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, that certain property be declared surplus and no longer needed for a municipal purpose or public use and donated to Family Services Center, Inc. The subject property described below:

613 Kennan Road NW, Huntsville, Alabama 35811
Lot 12, Blk 2 Yarbrough Estates 2nd Addition, PPIN # 11860

BE IT FURTHER ORDAINED by the City Council of the City of Huntsville, Alabama, that the Mayor of the City of Huntsville is hereby authorized, requested and directed to enter into an agreement with Family Services Center, Inc. to convey by donation the described property, said agreement being substantially similar in words and figures to that document identified as “Agency Agreement between the City of Huntsville and the Family Services Center, Inc.” consisting of a total of two (2) pages and a date of _____, appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, and an executed copy of said document being permanently kept on file in the Office of the City Clerk of the City of Huntsville, Alabama.

BE IT FURTHER ORDAINED upon the completion of the donation, that the Mayor and the City Clerk be, and they are hereby authorized and directed to execute and attest, respectively, for and on behalf of the City of Huntsville, Alabama, a document which does convey the City of Huntsville’s interest in the property described above to Family Services Center, Inc. and is authorized to execute on behalf of the City any other documents necessary to complete the conveyance of the City’s interests.

ADOPTED this the ____ day of _____, 2023.

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

APPROVED this the ____ day of _____, 2023.

Mayor of the City of Huntsville,
Alabama

**AGENCY AGREEMENT
BETWEEN THE CITY OF
HUNTSVILLE AND
FAMILY SERVICES
CENTER, INC.**

STATE OF ALABAMA

COUNTY OF MADISON

AGENCY AGREEMENT

THIS AGREEMENT, made and entered into this ____ day of _____, 2023, by and between Family Services Center, Inc., hereinafter referred to as “AGENCY”, and the City of Huntsville, a municipal corporation in the State of Alabama, hereinafter referred to as “CITY”.

WITNESSETH:

WHEREAS, Agency develops affordable housing that helps stabilize neighborhoods by providing homeownership opportunities to benefit low to moderate-income families; and,

WHEREAS, City desires to donate property to Agency to promote affordable housing opportunities within its jurisdiction; and,

WHEREAS, the City of Huntsville Community Development Department acquired the subject property from the State of Alabama Department of Revenue for the purpose of creating additional affordable housing; and

WHEREAS, the donated property by City to Agency for such purposes constitutes a legitimate need in the community; and,

WHEREAS, both parties acknowledge the receipt of good and valuable consideration supporting the terms and conditions of this agreement.

NOW, THEREFORE, for and in consideration of the mutual promises and covenants contained herein, the parties agree as follows:

**President of the City Council of
the City of Huntsville, Alabama**
Date: _____

A. Agency will provide the services authorized by its Articles of Incorporation, by-laws, or other applicable documents which govern the scope of its services.

B. City agrees to donate property described below to Agency.

Property: 613 Kennan Road NW, Huntsville, AL 35811
Lot 12, Blk 2 Yarbrough Estates 2nd Addition
PPIN # 11860

C. The parties agree that the services provided by Agency serve a legitimate public purpose.

The Parties agree that any form of electronic signature, including but not limited to signatures via facsimile, standing, or electronic mail, may substitute for the original signature and shall have the same legal effect as the original signature.

IN WITNESS THEREOF, the City and the Agency have executed this Agreement on this the 27th day of April, 2023.

THE CITY OF HUNTSVILLE, ALABAMA

DATE: _____


Tommy Battle, Mayor
City of Huntsville, Alabama

ATTEST:

Shaundrika Edwards, City Clerk
City of Huntsville, Alabama

FAMILY SERVICES CENTER, INC.

DATE: 03.27.2023


Its: President

ATTEST:

