



Baldwin County Commission

Legislation Details (With Text)

File #: 21-0032 **Version:** 1

Type: Other Staff Recommendations **Status:** Agenda Ready

File created: 9/23/2020 **In control:** Baldwin County Commission Regular

On agenda: 10/6/2020 **Final action:**

Title: Amendment of Lillian Recreational Center, Inc. Lease Agreement

Indexes:

Attachments: 1. First Amendment to Lease Agreement 20201006, 2. Lillian Recreational Center Lease Agreement 2019-2024

Date	Ver.	Action By	Action	Result
10/6/2020	1	Baldwin County Commission Regular		

Meeting Type: BCC Regular Meeting

Meeting Date: 10/6/2020

Item Status: New

From: Wayne Dyess, County Administrator

Submitted by: Anu Gary, Administrative Services Manager

ITEM TITLE

Amendment of Lillian Recreational Center, Inc. Lease Agreement

STAFF RECOMMENDATION

Discussion Item only at this time. Dr. Melvin Whitehurst will be present during the October 5, 2020, Work Session to discuss the current lease agreement for the Lillian Recreational Park.

This agenda item was tabled by the Commission during the 9/22/2020 Regular Meeting, to the October 6, 2020, Regular Meeting.

Related to the Lease Agreement between the Baldwin County Commission and Lillian Recreational Center, Inc., for the Lillian Recreational Center, Inc., to lease 6 acres, more or less, of county property known as the Lillian Recreational Center Park in Lillian for the purposes of providing a public park and a recreational facility, take the following action:

1) Approve the First Amendment to the Lease Agreement, said amendment to be effective October 6, 2020.

BACKGROUND INFORMATION

Previous Commission action/date: 02/05/2019 - Last lease agreement approval.

September 22, 2020, BCC Regular Meeting - This Agenda Item was tabled to the October 6, 2020,

BCC Regular meeting to allow for further review of documents.

Background: On February 5, 2019, the Commission approved a Lease Agreement between the Baldwin County Commission and Lillian Recreational Center, Inc., for the Lillian Recreational Center, Inc., to lease 6 acres, more or less, of county property known as the Lillian Recreational Center Park in Lillian for the purposes of providing a public park and a recreational facility. The term of the lease shall begin upon the date of full execution and expire five (5) years thereafter, unless sooner terminated by either party according to the terms contained in the agreement. This agreement shall supersede and make null and void, any previous Lease Agreements between the Baldwin County Commission and Lillian Recreational Center, Inc., related to the County property known as the Lillian Recreational Center Park in Lillian.

Currently, \$1.00 per year is paid to the County by the Lillian Recreational Center, Inc. and the County pays \$1,200.00 annually to the Lillian Recreational Center, Inc. to off-set miscellaneous repairs to the premises.

At this time, the Commission wishes to take over the maintenance of the premises, including building (s) and grounds, with the Lillian Recreational Center, Inc. still managing the daily operations and events at the park. Amendment to the Lease Agreement is necessary to effect those changes.

General Background Information:

Since the late 1980's, when the County acquired the 6-acre Lillian Recreational Park property located in the unincorporated Lillian community on US Highway 98, the Commission has entered into a series of five-year lease agreements with Lillian Recreational Center, Inc. The property is used as a public park and recreational facility for the Lillian community. The County Parks Division performs grounds maintenance on Center property on a periodic basis, and the County Building Maintenance Department performs facilities/equipment maintenance at the Center on an infrequent basis.

FINANCIAL IMPACT

Total cost of recommendation: TBD - The cost of maintenance and needed repairs at the Lillian Recreational Park to be added to the Parks Department budget, beginning Fiscal Year 2021.

Budget line item(s) to be used: TBD

If this is not a budgeted expenditure, does the recommendation create a need for funding?
N/A

LEGAL IMPACT

Is legal review necessary for this staff recommendation and related documents?
Yes.

Reviewed/approved by: Approved by Laura Coker, Stone Crosby 09/08/2020 akc

Additional comments: N/A

ADVERTISING REQUIREMENTS

Is advertising required for this recommendation? N/A

If the proof of publication affidavit is not attached, list the reason: N/A

FOLLOW UP IMPLEMENTATION

For time-sensitive follow up, select deadline date for follow up: N/A

Individual(s) responsible for follow up: Administration - correspondence to:

Letter via U.S. Regular Mail to:

Reverend Melvin E. Whitehurst, Ph.D., President
Lillian Recreational Center, Inc.
32369 Highway 98
Lillian, Alabama 36549

cc:

Cian Harrison
Eva Cutsinger
Madison Steele
Wayne Dyess
Joey Nunnally
Frank Lundy
Terri Graham

Action required (list contact persons/addresses if documents are to be mailed or emailed):
N/A

Additional instructions/notes: N/A