

**RESOLUTION BY THE CITY OF HENDERSONVILLE CITY COUNCIL TO
AUTHORIZE A LEASE OF CITY OWNED REAL PROPERTY AT 129
MITCHELLE DRIVE**

WHEREAS, the City of Hendersonville owns property located at 129 Michelle Drive, Hendersonville, NC 28792, described in deed of record in Deed Book 1318, Page 126, Henderson County Registry (“Subject Property”); and

WHEREAS, the City of Hendersonville purchased the Subject Property for the purposes of building a pump station; and

WHEREAS, the Subject Property currently houses, in addition to the pump station, an outdoor advertising sign owned by Lamar OCI South, LLC (“Lamar”) and Lamar wishes to renew this lease for an additional ten (10) year period, and the City does not need and will not need the space occupied by Lamar’s sign during the proposed ten (10) year lease term; and

WHEREAS, North Carolina General Statute § 160A-272 authorizes the City Council to lease City owned real property the City Council determines will not be needed by the City for the term of the lease and requires public notice at least 30 days before approving the execution of a lease in excess of one year; and

WHEREAS, the City of Hendersonville declared its intent to authorize a lease at their regular meeting of August 7, 2025. The nonexclusive lease of the Subject Property to Lamar which will permit Lamar to leave their outdoor advertising sign in place during the Lease term; and

WHEREAS, Staff advertised City Council’s intent to lease in a newspaper of general circulation in Henderson County thirty (30) days prior to the November 7, 2025 regular City Council Meeting.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hendersonville, North Carolina that:

1. The City authorizes a lease renewal for the Subject Property to the Lamar.
2. The annual rent shall be \$ 5,250, paid annually, for the first five (5) years of the Lease term, and \$ 5,512, paid annually for the second five (5) years of the lease term.;
3. City Council authorizes Adam Steurer, Utilities Director, to execute the Lease Agreement with terms consistent with this Resolution.

Adopted by the City Council of the City of Hendersonville, North Carolina on this ____ day of _____20____.

Attest:

Barbara G. Volk, Mayor, City of Hendersonville

Jill Murray, City Clerk

Approved as to form: Angela S. Beeker, City Attorney