

RESOLUTION NO. _____

A RESOLUTION APPROVING CERTAIN IMPROVEMENTS AND ALTERATIONS AT HUNTER WRIGHT STADIUM AND AUTHORIZING THE MAYOR TO EXECUTE ANY DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION

WHEREAS, on May 4, 2021, city adopted Resolution No.: 2021-224 which approved a lease of Hunter Wright Stadium to Kingsport Convention and Visitors Bureau; and

WHEREAS, Boyd Sports, LLC, operates the Kingsport Axmen and subleases Hunter Wright Stadium from Kingsport Convention and Visitors Bureau; and

WHEREAS, Boyd Sports, LLC, has identified the addition of a group sales area along the 3rd base foul line which would expand the viewing options for groups wishing to attend baseball games; and

WHEREAS, the improvements contemplated by the addition of the group sales area include a 7,300 square foot concrete plaza and 200 linear feet of chain link fence parallel to the third base foul line; and

WHEREAS, the proposed project represents an approximate \$117,074.00 improvement to the facility with no cost to the city and the proposed project would be completed by May 1, 2023, prior to the AAC Baseball and NAIA Opening Round Tournaments; and

WHEREAS, according to Section 9 of the current lease, any improvements, alterations, or modifications to the property are required to be approved by the city prior to commencement of same.

Now therefore,

BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN AS FOLLOWS:

SECTION I. That the improvement and alterations to Hunter Wright Stadium referenced herein are approved.

SECTION II. That the mayor, or in his absence, incapacity, or failure to act, the vice-mayor, is authorized and directed to execute, in a form approved by the city attorney and subject to the requirements of Article X, Section 10 of the Charter of the City of Kingsport, all documents necessary and proper to facilitate any agreements or documents for Kingsport Convention and Visitors Bureau to effectuate the purpose of the agreement or this resolution.

SECTION III. That the mayor is further authorized to make such changes approved by the mayor and the city attorney to the agreement that do not substantially alter the material provisions of the agreement, and the execution thereof by the mayor and the city attorney is conclusive evidence of the approval of such changes.

SECTION IV. That the board finds that the actions authorized by this resolution are for a public purpose including recreational and educational, and will promote the health, comfort, and prosperity of the citizens of the city.

SECTION V. That this resolution shall take effect from and after its adoption, the public welfare requiring it.

ADOPTED this the 21st day of March, 2023.

PATRICK W. SHULL, MAYOR

ATTEST:

ANGELA MARSHALL, DEPUTY CITY RECORDER

APPROVED AS TO FORM:

RODNEY B. ROWLETT, III, CITY ATTORNEY