

RESOLUTION NO. 20-36

A Resolution to Update the Legal Description of Resolution 20-24 to Introduce a Bill to the Alabama Legislature to Approve the Annexation of the Portion of Property South of the Current City Limits

WHEREAS, it is the opinion of the City Council of the City of Alexander City, Alabama that the public health and public good require that certain territory shall be brought within and annexed to the corporate limits of the City of Alexander City, Alabama and will promote economic and commercial development and add extensive shoreline of Lake Martin into the corporate limits of the City; and

WHEREAS, the City Council deems it wise, expedient and economical to apply for the annexation of said territory to the corporate limits of the City of Alexander City, Alabama by the passage of a Local Law in the Legislature of Alabama; and

WHEREAS, the City Council has caused to be prepared a Bill for introduction in the Legislature of Alabama, accurately describing said territory, to accomplish the annexation of said territory to the corporate limits of the City of Alexander City, Alabama;

NOW, THEREFORE, be it resolved by the City Council of the City of Alexander City, Alabama in meeting duly assembled, and it is hereby resolved by authority thereof, as follows:

- (1) That the Mayor of the City of Alexander City, Alabama be and is hereby directed to cause the following notice to be published in a newspaper of general circulation published in Tallapoosa County, Alabama, once each week for four consecutive weeks, commencing on February 6th [day], 2020, to-wit:

LSA2020-384

A BILL

TO BE ENTITLED

AN ACT

To alter, rearrange, and extend the boundary lines and corporate limits of the City of Alexander City in Tallapoosa County.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The boundary lines and corporate limits of the City of Alexander City in Tallapoosa County are altered, rearranged, and extended to include within the corporate limits of the city, in addition to the lands now included, all of the following territory:

The South 1/2, the South 1/2 of the NW 1/4 South of Young Ferry Road, the West 1/2 of the SW 1/4 of the NE 1/4, the West 1/2 of the NW 1/4 of the NE 1/4 of the SW 1/4 of the NE 1/4, the SW 1/4 of the NE 1/4 of the SW 1/4 of the NE 1/4, the South 1/2 of the SE 1/4 of the NE 1/4 of the SW 1/4 of the NE 1/4, the SE 1/4 of the SW 1/4 of the NE 1/4, and the South 1/2 of the South 1/2 of the SW 1/4 of the SE 1/4 of the NE 1/4 of Section 14, T-21-N, R-21-E, Tallapoosa County, Alabama. All above the 491' m.s.l. full pool elevation of Lake Martin.

The South 1/2, the South 1/2 of the NE 1/4 of Section 13, T-21-N, R-21-E, Tallapoosa County, Alabama. All above the 491' m.s.l. full pool elevation of Lake Martin.

The SW 1/4 of Section 18, T-21-N, R-22-E, Tallapoosa County, Alabama. All above the 491' m.s.l. full pool elevation of Lake Martin.

The NW 1/4 of Section 19, T-21-N, R-22-E, Tallapoosa County, Alabama. All above the 491' m.s.l. full pool elevation of Lake Martin.

The NW 1/4 of the NE 1/4, the NW 1/4, the West 1/2 of the SW 1/4, the NW 1/4 of the NE 1/4 of the SW 1/4 of Section 24, T-21-N, R-21-E, Tallapoosa County, Alabama. All above the 491' m.s.l. full pool elevation of Lake Martin.

The NE 1/4, the NW 1/4, the SE 1/4, the East 1/2 of the SW 1/4, the SW 1/4 of the SW 1/4, the South 110' of the NW 1/4 of the SW 1/4 of Section 23, T-21-N, R-21-E, Tallapoosa County, Alabama. All above the 491' m.s.l. full pool elevation of Lake Martin.

The North 330' of Section 26, the North 330' of the NW 1/4 of the NW 1/4 of Section 25, T-21-N, R-21-E, Tallapoosa County, Alabama. All above the 491' m.s.l. full pool elevation of Lake Martin.

PARCEL A

Begin at a found iron pin known as the Northeast Corner of the SE 1/4 of Section 22, T-21-N, R-21-E, Tallapoosa County, Alabama; thence S 89°46'13" W 410.00' to a point located on the centerline of Speake Road; thence northeasterly along said centerline of Speake Road N 31°52'46" E 281.17' to a point; thence N 38°14'39" E 144.02' to a point; thence N 24°30'32" E 140.00' to a point; thence N 14°19'25" E 389.19' to a point; thence leaving said centerline of Speake Road N 88°16'50" W 609.81' to a point located on the East Right-of-Way (80') of Alabama Highway No. 63; thence along said East Right-of-Way (80') of Alabama Highway No. 63 the following five (5) courses: (1) N 01°43'10" E 221.98'; (2) Chord Bearing N 11°34'34" W, Chord Distance 708.19', Radius 1,540.00'; (3) N 24°52'09" W 165.18'; (4) Chord Bearing N 15°13'55" W, Chord Distance 455.35', Radius 1,360.00'; (5) N 05°35'41" W 275.46' to a point; thence leaving said East Right-of-Way (80') of Alabama Highway No. 63 S 89°24'03" E 961.50' to a found iron pin; thence S 00°22'45" E 2,642.02' to a found iron pin and the point of beginning. Containing 34.58 acres, more or less, and lying in and being a part of East 1/2 of the NE 1/4 of Section 22, T-21-N, R-21-E, Tallapoosa County, Alabama.

PARCEL B

Commence at a found iron pin known as the Northeast Corner of the SE 1/4 of Section 22, T-21-N, R-21-E, Tallapoosa County, Alabama; thence S 00°16'59" E 732.79' to a found iron pin and the POINT OF BEGINNING for the herein described parcel of land; thence S 00°26'30" E 1,909.24' to a point; thence S 00°05'13" E 330.00' to a point; thence S 89°57'26" W 1,428.18' to a point located in a curve on the East Right-of-Way (80') of Alabama Highway No. 63; thence along said East Right-of-Way (80') of Alabama Highway No. 63 the following five

(5) courses: (1) Chord Bearing N 18°39'53" E, Chord Distance 144.43', Radius 1,380.00'; (2) N 21°39'51" E 553.64'; (3) Chord Bearing N 24°22'07" E, Chord Distance 468.07', Radius 4,960.00'; (4) N 27°04'23" E 260.59'; (5) Chord Bearing N 22°01'50" E, Chord Distance 265.45', Radius 1,510.00' to a found iron pin; thence leaving said East Right-of-Way (80') of Alabama Highway No. 63 N 73°15'59" E 326.38' to a found iron pin; thence N 16°48'39" W 300.12' to a found iron pin; thence S 73°11'21" W 171.16' to a found iron pin located in a curve on the East Right-of-Way (80') of Alabama Highway No. 63; thence along said East Right-of-Way (80') of Alabama Highway No. 63 the following two (2) courses: (1) Chord Bearing N 02°51'20" E, Chord Distance 68.49', Radius 1,510.00'; (2) N 01°33'22" E 221.74' to a found iron pin located in a curve at the intersection of said East Right-of-Way (80') of Alabama Highway No. 63 and the East side of Speake Road; thence leaving said East Right-of-Way (80') of Alabama Highway No. 63 and northeasterly along said East side of Speake Road (Chord Bearing N 32°26'42" E, Chord Distance 67.77', Radius 129.86') to a found iron pin; thence leaving said East side of Speake Road N 89°31'10" E 643.36' to a found iron pin and the point of beginning. Containing 48.78 acres, more or less, and lying in and being a part of the East 1/2 of the SE 1/4 of Section 22, and the North 1/2 of the NE 1/4 of Section 27, all in T-21-N, R-21-E, Tallapoosa County, Alabama.

All above described property is located in Tallapoosa County, Alabama.

Total acreage of above descriptions is approximately 1,510 acres, more or less.

Also the following:

In Township 22 North, Range 21 East, Tallapoosa County, Alabama, all of the Northwest 1/4 of the Southeast 1/4 of Section 28, being approximately 40 acres, more or less.

Section 2. In accordance with Section 11-42-6(b) of the Code of Alabama 1975, a map showing what territory is proposed to be annexed to the City of Alexander City is on file in the office of the Judge of Probate in Tallapoosa County, Alabama, and the map is open to the inspection of the public.

Section 3. This act shall become effective immediately following its passage and approval by the Governor, or its otherwise becoming law.

LEGAL NOTICE
STATE OF ALABAMA
TALLAPOOSA COUNTY

Notice is hereby given pursuant to Section 106 as amended by Amendment 341 to the Constitution of Alabama 1901 that a bill substantially as follows will be introduced in the 2020 Session of the Legislature of Alabama and application for its passage and enactment will be made:

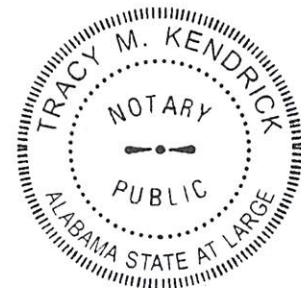
- (2) That the City Clerk be and is hereby directed to prepare the necessary copies of the above-mentioned Bill for introduction in the Legislature; and that immediately after the fourth publication of the notice prescribed in (1) above the City Clerk shall pay the cost of such publication and procure from said publisher an affidavit substantially as follows:

STATE OF ALABAMA
TALLAPPOOSA COUNTY

Before me Tracy Kendrick, a Notary Public in and for the State and County aforesaid personally appeared [Signature], who, being by me first duly sworn, deposes and sayeth that during the times herein mentioned he [she] was Publisher of The Alexander City Outlook, a newspaper of general circulation published in Tallapoosa County, Alabama, and that the attached notice was published in said newspaper once a week for four consecutive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on 2/6/20, 2/13/20, 2/20/20, and 2/27/20, all in the year 2020.

Sworn to and subscribed before me on this 5th day of February 2020.

Tracy Kendrick Notary Public



Resolution: 20-36

The City Clerk is further directed to deliver the prepared Bills together with the publisher's affidavit to the Hon. Clyde Chambliss, Senator and respectively request that he cause the same to be introduced in the Legislature of Alabama.

ADOPTED AND APPROVED this 3rd day of February 2020.

ATTEST:

Amanda F. Thomas
Amanda F. Thomas, City Clerk

Bobby Tapley
Presiding Councilmember

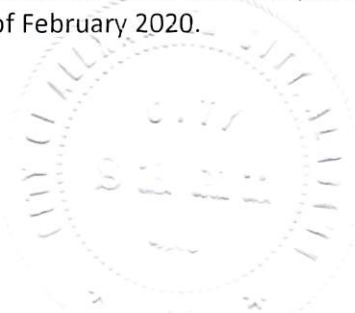
Thomas J. Spraggins
Thomas J. Spraggins, Mayor

CERTIFICATION OF CITY CLERK

The undersigned, as City Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of **Resolution No. 20-36** which was adopted by the City Council on this 3rd day of February 2020.

WITNESS MY SIGNATURE, as City Clerk of the City Alexander City, Alabama, under the seal thereof, this 3rd day of February 2020.

Amanda F. Thomas
City Clerk of the
City of Alexander City, Alabama



SEAL

Yeas: Tapley, Colvin, E. Brown, & C. Brown

Nays: none

SPECIAL NOTICE RE LOCAL LAWS

NO SPECIAL, PRIVATE, OR LOCAL LAW CAN BE PASSED, except in reference to fixing the time of holding courts, unless notice of the intention to apply therefor shall have been published, without cost to the State, in the county or counties where the matter or thing to be affected may be situated. The notice must state the substance of the proposed law and be published at least once a week for four consecutive weeks in some newspaper published in such county or counties. Such publication must have been completed prior to the day on which the bill is introduced.

Proof by affidavit (proof of publication) which verifies that notice has been properly published must be exhibited to the House of Representatives and the Senate, and one copy of such proof must be attached to the original copy of the bill which is offered for introduction.

The county or municipality affected by a local law introduced by a legislator must pay for advertising the notice, if the notice is signed by the Legislator, even though the bill is not passed. (Section 11-13-6, Code of Alabama 1975)


LEGISLATIVE SERVICES AGENCY

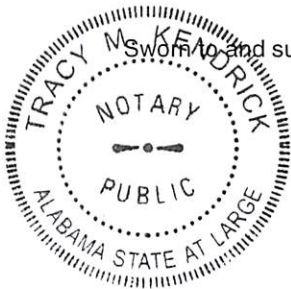
[THIS COPY FOR THE NEWSPAPER: THIS NOTICE MUST BE PRINTED
PRECEDING THE BILL]
STATE OF ALABAMA
COUNTY OF TALLAPOOSA

NOTICE is hereby given that a bill substantially as follows will be introduced in the 2020 Regular Session of the Legislature of Alabama and application for its passage and enactment will be made:

PROOF OF PUBLICATION

STATE OF ALABAMA
COUNTY OF TALLAPOOSA

 Before me, the undersigned authority in and for said County in said State, this day personally appeared _____, who, being by me first duly sworn, deposes and says that during the times herein mentioned he was Publisher of the Alexander City Outlook, a newspaper of general circulation published in Tallapoosa County, Alabama, and that the attached notice was published in said newspaper once a week for four successive weeks without cost to the State of Alabama, said notice having appeared in the issues of said paper on February 4, 2020, February 13, 2020, February 20, 2020, and February 27, 2020, all in the year 2020.



Sworn to and subscribed before me February 5, 2020.

Tracy Kendrick

Title Notary