

ORDINANCE NO. 2014-01

AN ORDINANCE OF THE CITY OF ALEXANDER CITY, ALABAMA, TO EXEMPT CERTAIN "COVERED ITEMS" FROM THE MUNICIPAL SALES AND USE TAX DURING THE LAST FULL WEEKEND OF FEBRUARY, 2014, AS AUTHORIZED BY ACT 2012-256, GENERALLY REFERRED TO AS THE STATE SEVERE WEATHER PREPAREDNESS SALES TAX HOLIDAY LEGISLATION.

BE IT ORDAINED BY THE CITY COUNCIL OF ALEXANDER CITY, ALABAMA, AS FOLLOWS:

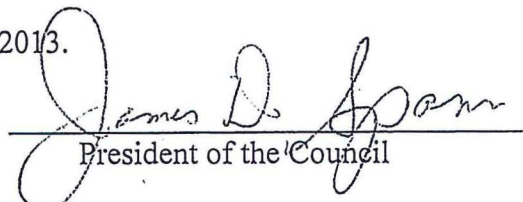
Section 1. In conformity with the provisions Act 2012-256 enacted by the Alabama Legislature during the 2012 Regular Session, providing for a State Severe Weather Preparedness Sales Tax Holiday, the City of Alexander City, Alabama, exempts "covered items" from municipal sales and use tax during the same period, beginning at 12:01 a.m. on the last Friday in February, 2014, (February 21, 2014) and ending at twelve midnight the following Sunday (February 23, 2014).

Section 2. This ordinance shall be subject to all terms, conditions, definitions, time periods, and rules as provided by Act 2012-256, except that the time period shall only be as specified in Section 1 above and not for all years thereafter.

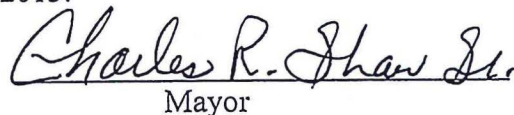
Section 3. The City Clerk is hereby authorized and directed to certify a copy of this ordinance under the seal of the City of Alexander City, Alabama, and to forward said certified copy to the Alabama Department of Revenue to be recorded and posted on the Department website.

Section 4. This ordinance shall become effective on January 3, 2014.

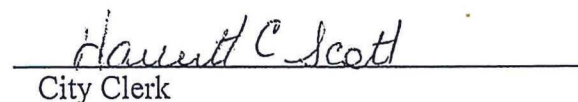
ADOPTED this 18TH day of November, 2013.


President of the Council

APPROVED this 18TH day of November, 2013.


Mayor

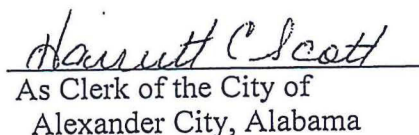
ATTEST:


City Clerk

CERTIFICATION OF CITY CLERK

The undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a correct, and complete copy of Ordinance No 2014-01 which was duly adopted by the City Council on the 18th day of November, 2013.

WITNESS MY SIGNATURE, as Clerk of the City of Alexander City, Alabama, under the seal thereof, this 18TH day of November, 2013.


As Clerk of the City of
Alexander City, Alabama

SEAL

ORDINANCE NO. 2014-02

WHEREAS, Russell Brands, LLC., does own certain property along Lee Street know as Parcel 18 of the Russell Complex, and

WHEREAS, said property is contiguous to the current corporate limits of the City of Alexander City, Alabama, and

WHEREAS, M. Clayton Humphries, Jr., Vice President of Russell Brands, LLC., has petitioned the City of Alexander City, Alabama, to annex of said property into the corporate limits of the City of Alexander City, Alabama, and

WHEREAS, M. Clayton Humphries, Jr. has the authority to sign for and bind Russell Brands, LLC, in his official capacity as Vice President, and

WHEREAS, said property to be annexed into the corporate limits of the City of Alexander City, Alabama, are described as follows:

Parcel 18 (Russell Corporation Main Office)

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,151.88' to a point; thence North 3,122.96' to an iron pin; thence N 48°09'10" W 225.84' to an iron pin; thence N 01°09'38" W 34.19' to an iron pin located in a curve on the South Right-of-Way (R.O.W. Varies) of Central of Georgia Railroad; thence southwesterly along said curve and South Right-of-Way (Chord Bearing S 67°51'42" W, Chord Distance 445.74' , Radius 1,437.27') to an iron pin and the POINT OF BEGINNING for the herein described parcel of land; thence leaving said curve and South Right-of-Way S 08°46'22" E 68.80' to an iron pin; thence S 33°49'36" W 48.34' to an iron pin; thence S 34°21'36" W 113.00' to an iron pin; thence S 01°21'52" W 76.66' to an iron pin; thence S 88°41'55" W 128.45' to a mag nail; thence S 58°27'35" W 78.78' to a mag nail; thence S 88°02'00" W 138.28' to an iron pin located on the East Right-of-Way (100') of a future proposed roadway; thence along said East Right-of-Way the following two (2) courses: (1) N 20°01'18" W 30.36'; (2) Chord Bearing N 00°46'39" W, Chord Distance 263.68', Radius 400.00' to an iron pin located in a curve on the South Right-of-Way (R.O.W. Varies) of Central of Georgia Railroad; thence northeasterly along said curve and South Right-of-Way (Chord Bearing N 85°20'06" E, Chord Distance 427.51', Radius 1,437.27') to the point of beginning. Containing 2.49 acres, more or less, and lying in and being a part of the SW 1/4 of the NE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

WHEREAS, the City does wish to annex said parcel of property into the corporate limits of the City of Alexander City, Alabama.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, that the above described property be and is hereby annexed into the corporate limits of the City of Alexander City pursuant to Section 11-42-20 thru 11-42-24 Code of Alabama, 1975, as amended:

This Ordinance shall become effective immediately upon its adoption and publication as required by law.

ADOPTED this 18th day of November, 2013.

James D. Spann
President of the Council

APPROVED this 18th day of November, 2013.

Charles R. Shaw Sr.
Mayor

ATTEST:

Hannah C. Scott
City Clerk

CERTIFICATION OF CITY CLERK

The Undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. 2014-02 which duly adopted by the City Council on this 18th of November, 2013.

WITNESS MY SIGNATURE, as Clerk of the City of Alexander City, Alabama, under the seal thereof, this 18th day of November, 2013.

Hannah C. Scott
As City Clerk of the
City of Alexander City,
Alabama

SEAL

ORDINANCE NO. 2014-02

WHEREAS, Russell Brands, LLC., does own certain property along Lee Street know as Parcel 18 of the Russell Complex, and

WHEREAS, said property is contiguous to the current corporate limits of the City of Alexander City, Alabama, and

WHEREAS, M. Clayton Humphries, Jr., Vice President of Russell Brands, LLC., has petitioned the City of Alexander City, Alabama, to annex of said property into the corporate limits of the City of Alexander City, Alabama, and

WHEREAS, M. Clayton Humphries, Jr. has the authority to sign for and bind Russell Brands, LLC, in his official capacity as Vice President, and

WHEREAS, said property to be annexed into the corporate limits of the City of Alexander City, Alabama, are described as follows:

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WHEREAS, the City does wish to annex said parcel of property into the corporate limits of the City of Alexander City, Alabama.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, that the above described property be and is hereby annexed into the corporate limits of the City of Alexander City pursuant to Section 11-42-20 thru 11-42-24 Code of Alabama, 1975, as amended:

This Ordinance shall become effective immediately upon its adoption and publication as required by law.

ADOPTED this 18th day of November, 2013.

James D. Spann
President of the Council

APPROVED this 18th day of November, 2013.

Charles R. Shaw Jr.
Mayor

ATTEST:

Hannah C. Scott
City Clerk

CERTIFICATION OF CITY CLERK

The Undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. 2014-02 which duly adopted by the City Council on this 18th of November, 2013.

WITNESS MY SIGNATURE, as Clerk of the City of Alexander City, Alabama, under the seal thereof, this 18th day of November, 2013.

Hannah C. Scott
As City Clerk of the
City of Alexander City,
Alabama

SEAL

ORDINANCE NO. 2014-02

WHEREAS, Russell Brands, LLC., does own certain property along Lee Street know as Parcel 18 of the Russell Complex, and

WHEREAS, said property is contiguous to the current corporate limits of the City of Alexander City, Alabama, and

WHEREAS, M. Clayton Humphries, Jr., Vice President of Russell Brands, LLC., has petitioned the City of Alexander City, Alabama, to annex of said property into the corporate limits of the City of Alexander City, Alabama, and

WHEREAS, M. Clayton Humphries, Jr. has the authority to sign for and bind Russell Brands, LLC, in his official capacity as Vice President, and

WHEREAS, said property to be annexed into the corporate limits of the City of Alexander City, Alabama, are described as follows:

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WHEREAS, the City does wish to annex said parcel of property into the corporate limits of the City of Alexander City, Alabama.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, that the above described property be and is hereby annexed into the corporate limits of the City of Alexander City pursuant to Section 11-42-20 thru 11-42-24 Code of Alabama, 1975, as amended:

This Ordinance shall become effective immediately upon its adoption and publication as required by law.

ADOPTED this 18th day of November, 2013.

James D. Sparr
President of the Council

APPROVED this 18th day of November, 2013.

Charles R. Shaw Sr.
Mayor

ATTEST:

Hauitt C. Scott
City Clerk

CERTIFICATION OF CITY CLERK

The Undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. 2014-02 which duly adopted by the City Council on this 18th of November, 2013.

WITNESS MY SIGNATURE, as Clerk of the City of Alexander City, Alabama, under the seal thereof, this 18th day of November, 2013.

Hauitt C. Scott
As City Clerk of the
City of Alexander City,
Alabama

SEAL

ORDINANCE NO. 2014-03

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. It is hereby established and declared that the following described real property of the City of Alexander City, Alabama, which was declared no longer needed for municipal purposes to-wit on October 1, 1985:

A rectangular parcel of property measuring 100 feet along the North and South boundaries and 150 feet along the East and West boundaries with the Northwest corner being parallel with the Southwest corner of the existing parcel of land (leased to Energy Research, Inc. in the lease agreement of December 1, 1983) 190 feet East of the existing Russell Corporation Hangar.

That hangar site, hereinafter called the Premises, at the Thomas C. Russell Field Airport as shown on the Airport Layout Plan (Garver Engineers, March 2005) as Building B-10 and known as the Russell Lands Hangar:

SECTION 2. The City of Alexander City, Alabama, having received an offer from Alexander City Aviation Corporation of Alexander City, Alabama, to sublease from Benjamin Russell, of Russell Lands, that real property described in Section 1 above, it is hereby declared to be in the best interest of the public and the City of Alexander City, Alabama to sublease said real property to Alexander City Aviation Corporation under the following terms and conditions, to-wit:

1. The terms of this sublease shall be for a period of one (1) year and nine (9) months beginning with the 1st day of December, 2013 and ending September 30, 2015.
2. The Lessee agrees to pay the Lessor as rent for the parcel of land the sum of \$ 20.00 per month or \$ 240.00 per year payable in advance of the first day of each month during the terms of said lease.
3. The Lessee shall, at his own expense maintain, in good condition a building in accordance with the plans and specifications provided by the Lessee and approved by the Lessor.
4. The Lessee shall pay and discharge all future taxes, assessments, duties, impositions, and burdens assessed, charged, or imposed upon premises or any erection thereon. The Lessee shall keep the building and improvements upon the premises insured against loss or damage, and in the event of destruction or damage to the

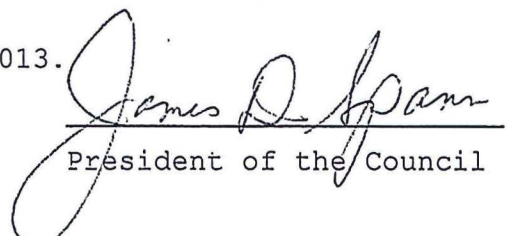
building, shall promptly restore such building to its former condition. The Lessee shall pay the premiums necessary for those purposes immediately as they become due.

5. This Lease is personal to the Lessee and shall not be sublet for any purpose without first obtaining written permission from the City. In the event the City does allow the subleasing of said build, the building must be used for a qualifying purposes as described in the Ground Space Lease Agreement.
6. Lessee agrees to abide by the Airport Rules and Regulations as adopted by the City Council of the City of Alexander City, Alabama, by Ordinance No. 2005-18 on August 15, 2005 and any subsequent revisions to said document.
7. The Lessee shall hold the Lessor harmless from any liability arising from the operation of said building.
8. At the termination of this lease, the Lessee shall surrender the premises with all permanent buildings erected thereon in such repair and condition as shall be in accordance with the covenants herein contained.

SECTION 3. Pursuant to the authority granted by Section 11-47-21 of the Alabama Code of 1975, the Mayor of the City of Alexander City, Alabama, is hereby directed to execute a lease agreement with Alexander City Aviation Corporation according to the terms set out in SECTION 2 above, and he is authorized to execute said lease agreement in the name of the City of Alexander City, Alabama.

SECTION 4. This ordinance shall become effective immediately upon its adoption.

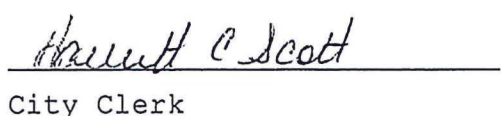
ADOPTED this 2nd day of December, 2013.


President of the Council

APPROVED this 2nd day of December, 2013


Mayor

ATTEST:


City Clerk

ORDINANCE NO. 2014-03

PAGE: 3

CERTIFICATION OF CITY CLERK

The undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. 2014-03 which was duly adopted by the City Council on the 2nd day of December, 2013.

WITNESS MY SIGNATURE, as Clerk of the City of Alexander City, Alabama, under the seal thereof, this 2nd day of December,

Haunt C Scott

As Clerk of the City
Of Alexander City,
Alabama

SEAL

ORDINANCE NO. 2014-03

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. It is hereby established and declared that the following described real property of the City of Alexander City, Alabama, which was declared no longer needed for municipal purposes to-wit on October 1, 1985:

A rectangular parcel of property measuring 100 feet along the North and South boundaries and 150 feet along the East and West boundaries with the Northwest corner being parallel with the Southwest corner of the existing parcel of land (leased to Energy Research, Inc. in the lease agreement of December 1, 1983) 190 feet East of the existing Russell Corporation Hangar.

That hangar site, hereinafter called the Premises, at the Thomas C. Russell Field Airport as shown on the Airport Layout Plan (Garver Engineers, March 2005) as Building B-10 and known as the Russell Lands Hangar:

SECTION 2. The City of Alexander City, Alabama, having received an offer from Alexander City Aviation Corporation of Alexander City, Alabama, to sublease from Benjamin Russell, of Russell Lands, that real property described in Section 1 above, it is hereby declared to be in the best interest of the public and the City of Alexander City, Alabama to sublease said real property to Alexander City Aviation Corporation under the following terms and conditions, to-wit:

1. The terms of this sublease shall be for a period of one (1) year and nine (9) months beginning with the 1st day of December, 2013 and ending September 30, 2015.
2. The Lessee agrees to pay the Lessor as rent for the parcel of land the sum of \$ 20.00 per month or \$ 240.00 per year payable in advance of the first day of each month during the terms of said lease.
3. The Lessee shall, at his own expense maintain, in good condition a building in accordance with the plans and specifications provided by the Lessee and approved by the Lessor.
4. The Lessee shall pay and discharge all future taxes, assessments, duties, impositions, and burdens assessed, charged, or imposed upon premises or any erection thereon. The Lessee shall keep the building and improvements upon the premises insured against loss or damage, and in the event of destruction or damage to the

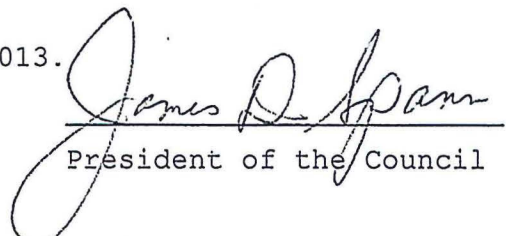
building, shall promptly restore such building to its former condition. The Lessee shall pay the premiums necessary for those purposes immediately as they become due.

5. This Lease is personal to the Lessee and shall not be sublet for any purpose without first obtaining written permission from the City. In the event the City does allow the subleasing of said build, the building must be used for a qualifying purposes as described in the Ground Space Lease Agreement.
6. Lessee agrees to abide by the Airport Rules and Regulations as adopted by the City Council of the City of Alexander City, Alabama, by Ordinance No. 2005-18 on August 15, 2005 and any subsequent revisions to said document.
7. The Lessee shall hold the Lessor harmless from any liability arising from the operation of said building.
8. At the termination of this lease, the Lessee shall surrender the premises with all permanent buildings erected thereon in such repair and condition as shall be in accordance with the covenants herein contained.

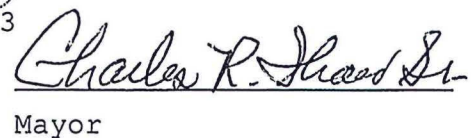
SECTION 3. Pursuant to the authority granted by Section 11-47-21 of the Alabama Code of 1975, the Mayor of the City of Alexander City, Alabama, is hereby directed to execute a lease agreement with Alexander City Aviation Corporation according to the terms set out in SECTION 2 above, and he is authorized to execute said lease agreement in the name of the City of Alexander City, Alabama.

SECTION 4. This ordinance shall become effective immediately upon its adoption.

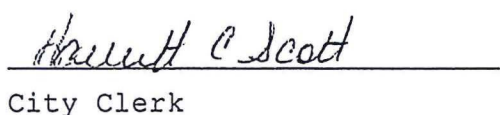
ADOPTED this 2nd day of December, 2013.


President of the Council

APPROVED this 2nd day of December, 2013


Mayor

ATTEST:


City Clerk

ORDINANCE NO. 2014-031A-03

PAGE: 3

CERTIFICATION OF CITY CLERK

The undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. 2014-03 which was duly adopted by the City Council on the 2nd day of December, 2013.

WITNESS MY SIGNATURE, as Clerk of the City of Alexander City, Alabama, under the seal thereof, this 2nd day of December,

Haunt C Scott

As Clerk of the City
Of Alexander City,
Alabama

SEAL

ORDINANCE NO. 2014-4

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Ordinance Number 2008-1, Business License Code of the City of Alexander City, Alabama, Section 28, License Classifications, Code 517510, Cable and Other Program Distribution, be amended to read as follows:

5175100--- Cable and Other Program Distribution XX

SECTION 2. That Ordinance Number 2008-1, Business License Code of the City of Alexander City, Alabama, Section 29, License Fee Schedules, Schedule "XX", be added to read as follows:

Schedule "XX" Cable Companies

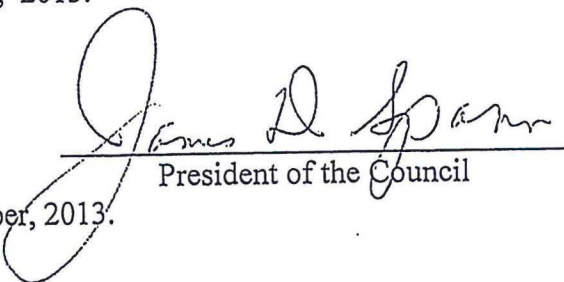
5% of gross receipts

SECTION 3. If any paragraph, section, subsection, or provision of this ordinance be declared invalid in a court of competent jurisdiction for any reason, it shall not effect the remainder of the ordinance as pertains to its validity or to other applications.

SECTION 4. Any ordinance or provisions of ordinances in conflict with the provisions of this ordinance are hereby repealed and rescinded insofar as they conflict with the provisions of this ordinance.

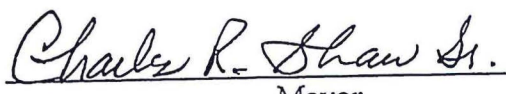
SECTION 5. This ordinance shall become effective January 1, 2014.

ADOPTED this 16th day of December, 2013.




President of the Council

APPROVED this 16th day of December, 2013.



Mayor

ATTEST:



City Clerk


ORDINANCE No. 2014-4

Page 2

CERTIFICATION OF CITY CLERK

The undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. 2014-4 which was adopted by the Council on the 16th day of December, 2013.

WITNESS MY SIGNATURE, as Clerk of the City Alexander City, Alabama, under the seal thereof, this 16th day of December, 2013.



As Clerk of the
City of Alexander City, Alabama

SEAL

ORDINANCE NO. 2014-05

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Ordinance Number 2003-01 of the City of Alexander City, Alabama, be and is hereby amended by making certain changes in the Zoning Map of the City of Alexander City, Alabama, which is made a part of said Ordinance by reference and description, as follows so as to zone certain property at the request for certain property located at Lee Street as described :

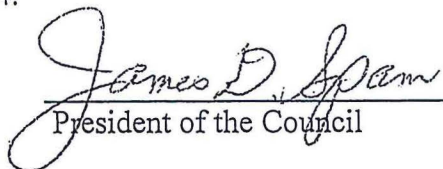
To initially zone B-3 (with all restrictions and limitations as provided by the Planning Commission), the following to wit:

Parcel No.: 62 05 08 33 1 103 006.001
62 05 08 33 1 104 001.028
63 05 08 33 4 001 001.004

SECTION 2. That the City Building Inspector and the Zoning Administrator are hereby authorized and directed upon enactment and approval of this amendment to the Zoning Ordinance of the City of Alexander City, Alabama, to cause the said change on the City Zoning Map of said City as set out in Section 1 of this amendment to said ordinance and to make notations in ink thereon of reference to dates of passage and approval of this amendment of the City Zoning Ordinance.

SECTION 3. This ordinance shall take effect immediately upon its adoption and publication as required by law.


ADOPTED this 17th day of February, 2014.


President of the Council

APPROVED this 17th day of February, 2014..


Mayor


ATTEST:


City Clerk

CERIFICATION OF CITY CLERK

The undersigned, as City Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a correct, and complete copy of Ordinance No. 2014-05 which was duly adopted by the City Council on the 17th day of February, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 17th day of February, 2014.


As City Clerk of the City of
Alexander City, Alabama

SEAL

ORDINANCE NO. 2014-06

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Ordinance Number 2003-01 of the City of Alexander City, Alabama, be and is hereby amended by making certain changes in the Zoning Map of the City of Alexander City, Alabama, which is made a part of said Ordinance by reference and description, as follows so as to zone certain property at the request for certain property located at Lee Street as described :

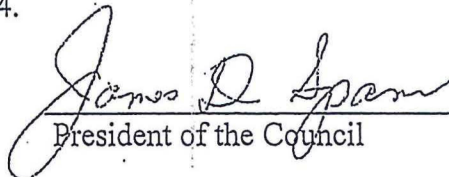
To initially zone B-3 (with all restrictions and limitations as provided by the Planning Commission), the following to wit:

Parcel No.:62 05 08 33 1 103 006.00

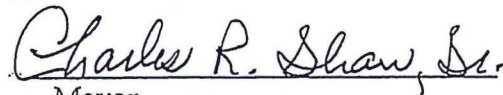
SECTION 2. That the City Building Inspector and the Zoning Administrator are hereby authorized and directed upon enactment and approval of this amendment to the Zoning Ordinance of the City of Alexander City, Alabama, to cause the said change on the City Zoning Map of said City as set out in Section 1 of this amendment to said ordinance and to make notations in ink thereon of reference to dates of passage and approval of this amendment of the City Zoning Ordinance.

SECTION 3. This ordinance shall take effect immediately upon its adoption and publication as required by law.

ADOPTED this 17th day of February, 2014.


President of the Council

APPROVED this 17th day of February, 2014..


Mayor

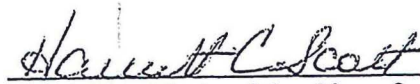
ATTEST:


City Clerk

CERIFICATION OF CITY CLERK

The undersigned, as City Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a correct, and complete copy of Ordinance No. 2014-06 which was duly adopted by the City Council on the 17th day of February, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 17th day of February, 2014.


As City Clerk of the City of
Alexander City, Alabama

SEAL

ORDINANCE NO. 2014-07

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Ordinance Number 2003-01 of the City of Alexander City, Alabama, be and is hereby amended by making certain changes in the Zoning Map of the City of Alexander City, Alabama, which is made a part of said Ordinance by reference and description, as follows so as to zone certain property at the request for certain property located at New Number 1 Drive as described :

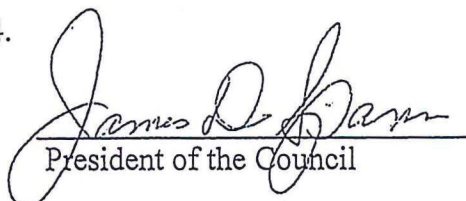
To initially zone B-3 (with all restrictions and limitations as provided by the Planning Commission), the following to wit:

Parcel No.: 62 12 02 04 1 001 001 .004

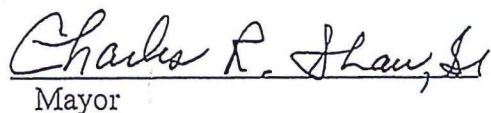
SECTION 2. That the City Building Inspector and the Zoning Administrator are hereby authorized and directed upon enactment and approval of this amendment to the Zoning Ordinance of the City of Alexander City, Alabama, to cause the said change on the City Zoning Map of said City as set out in Section 1 of this amendment to said ordinance and to make notations in ink thereon of reference to dates of passage and approval of this amendment of the City Zoning Ordinance.

SECTION 3. This ordinance shall take effect immediately upon its adoption and publication as required by law.

ADOPTED this 17th day of February, 2014.


President of the Council

APPROVED this 17th day of February, 2014.


Mayor

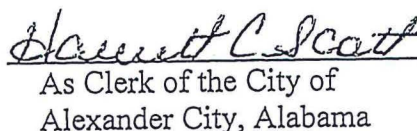
ATTEST:


City Clerk

CERIFICATION OF CITY CLERK

The undersigned, as City Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a correct, and complete copy of Ordinance No. 2014-07 which was duly adopted by the City Council on the 17th day of February, 2014.

WITNESS MY SIGNATURE, as Clerk of the City of Alexander City, Alabama, under the seal thereof, this 17th day of February, 2014.


As Clerk of the City of
Alexander City, Alabama

SEAL

ORDINANCE NO. 2014-08

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Ordinance Number 2003-01 of the City of Alexander City, Alabama, be and is hereby amended by making certain changes in the Zoning Map of the City of Alexander City, Alabama, which is made a part of said Ordinance by reference and description, as follows so as to zone certain property at the request for certain property located at Joseph Street as described :

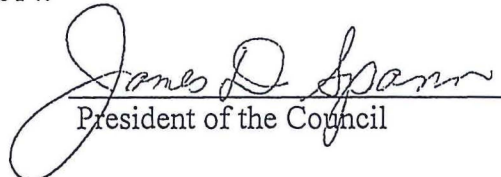
To initially zone I-1 (with all restrictions and limitations as provided by the Planning Commission), the following to wit:

Parcel No.: 62 05 08 34 3 002 005.000

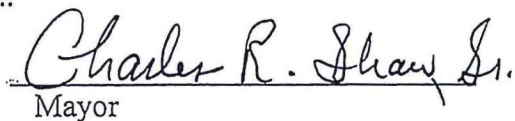
SECTION 2. That the City Building Inspector and the Zoning Administrator are hereby authorized and directed upon enactment and approval of this amendment to the Zoning Ordinance of the City of Alexander City, Alabama, to cause the said change on the City Zoning Map of said City as set out in Section 1 of this amendment to said ordinance and to make notations in ink thereon of reference to dates of passage and approval of this amendment of the City Zoning Ordinance.

SECTION 3. This ordinance shall take effect immediately upon its adoption and publication as required by law.

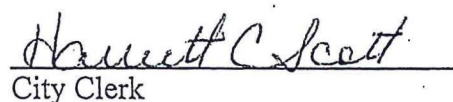
ADOPTED this 17th day of February, 2014.


President of the Council

APPROVED this 17th day of February, 2014..


Mayor

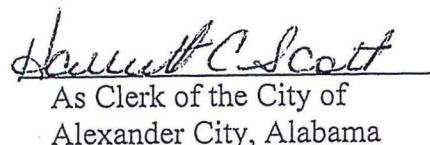
ATTEST:


City Clerk

CERIFICATION OF CITY CLERK

The undersigned, as City Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a correct, and complete copy of Ordinance No. 2014-08 which was duly adopted by the City Council on the 17th day of February, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 17th day of February, 2014.


As Clerk of the City of
Alexander City, Alabama

S E A L

ORDINANCE NO. 2014-09

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, that Ordinance No. 2012-08 be and is hereby amended as follows:

SECTION 1. The Personnel Management Manual, Section 1, General Provision, Subsection 1.13 General Provisions Related to Employees be and is hereby amended by adding the following Paragraph and Subparagraph:

1,13.8 Information Technology (IT) Equipment Use Policy

The City of Alexander City, Alabama, supports its employees by providing them with the tools they need to perform their jobs. The continued use of technology tools in the workplace is providing employees the opportunity to perform their daily tasks more efficiently and effectively, whether out in the field or in the office.

IT equipment takes on two primary forms:

- Computer and Related Tools -- This includes such things as desktop PC's, laptops, iPads, servers, printers, scanners, modems, Internet access, e-mail, and the software that makes each tool functional.
- Communications Related Tools -- This includes equipment such as telephones, cellular phones, voicemail, and fax machines.

IT equipment has played an increasing role in a majority of our employee's daily tasks. The City's policy is to provide computer and communications equipment to those employees who need it to perform their job responsibilities. These tools are meant to be used on official City business. Furthermore, this policy is intended to supplement the City's Personnel Rules and other personnel policies that govern rules of conduct and performance in the workplace. Specific policies are adopted as follows:

1. Personal use -- Personal use of IT equipment should be kept to a minimum during regular working hours. The City understands that staff may need to use telephones, computer equipment and Internet access and e-mail for personal affairs. However, staff should keep such use to a minimum outside of breaks, and the City shall be reimbursed for any charges used for such purpose.
2. Unauthorized purposes -- IT equipment shall not be used for any commercial promotional purpose, to conduct personal business affairs, or to communicate any material of a political, religious, obscene or derogatory nature that would conflict with the City's personnel policies.
3. Protecting IT equipment -- All employees share in the responsibility to protect City computer and telecommunications resources from physical and environmental damage and are responsible for the correct operation, security and maintenance of such equipment.
4. Authorized Hardware and Software Configurations -- Computer hardware and software will be installed, configured and supported by the IT department as determined first by City wide policy and then departmental policy. Only within those parameters is personal preference to be exercised. IT personnel may reconfigure systems and delete unauthorized software and data from time to time. Hardware and software is allowed to be installed on City computers if: 1) it is purchased / licensed by the City, or 2) it is purchased by / licensed to a City employee and its use has been approved by the IT department.
5. Games -- Games may not be installed on City-owned computers except as allowed under section 4 above. Computers may not be used for playing games during regular City business hours or during an employee's regular shift, except as follows:
 - As part of formal training programs;
 - used for departmental program services (e.g., recreation programs for children).

- During an employee's breaks or lunch period.
- For Firefighting personnel, during hours deemed to be "after hours" as determined operationally by the Fire Chief or his/her designee.

6. Data Backup -- Files stored on the City's computer networks shall be backed up periodically (e.g., nightly) according to the City's network backup policies. Users shall utilize network resources to store their data files to the fullest extent possible to protect the City's data resources. Users are responsible for ensuring that critical data not stored on network servers is backed up and stored in a safe location.

7. Security -- The City shall establish information security policies to which employees are expected to adhere. Computers shall not be left unattended in a state that affords inappropriate access to records of the City, or otherwise compromises security.

8. Internet and E-mail use -- All Internet and e-mail users are expected to act according to policy. That means knowing the tools, rules and etiquette and behaving accordingly. The first irresponsible action or excessive use of Internet privileges will result in a warning; the second will result in removal of Internet privileges.

- Material posted to Internet newsgroups, bulletin boards, or social media should not reflect negatively on the City and not violate any trust or copyright laws.
- Internet access is to be used only for City business during working hours. The City may restrict access to only authorized employees as determined by each department. Personal use is to be limited in accordance with Section 1.
- Each employee is reminded of other City employment policies (e.g., workplace harassment policies) that can affect Internet use. The City will implement software tools to restrict access to sites deemed by management to be inappropriate for the workplace. These software tools will allow the City to track Internet use by employee.
- Internal and Internet e-mail use will be available to all employees who are trained on the City's internal e-mail software applications, except where a department head requests otherwise.
- E-mail is considered to be a public record and may be subject to public disclosure in accordance with applicable law. Routine backup of e-mail will occur as part of the system maintenance performed by the IT department. Deletion of e-mail messages shall be performed in accordance with the City's Records Retention schedule.

9. No expectation of privacy for voice, Internet, and electronic mail -- The tools provided by the City in accordance with this policy remain the property of the City and for purpose of business communications. Accordingly, the City retains the right to review employee usage of such equipment. Employees shall have no expectation of privacy for voice and electronic mail (e-mail) communications. Examples when management and systems administrators may, from time to time, have need to review employee usage and messages sent or received include but are not limited to:

- Attempting to retrieve lost messages
- Recovering from system failures or monitoring system performance
- Complying with various internal and external investigations such as grievances, workplace harassment claims, or suspected criminal acts
- To ensure that City systems are being used for business purposes

10. Encryption -- Encryption is a method of protecting data files from unauthorized access (e.g., passwording documents). above and beyond the network file security systems established by the IT department.


ORDINANCE NO. 2014-09

PAGE NO. 3

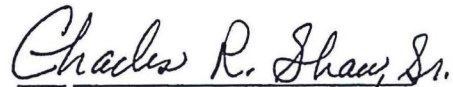
If employees need to use encryption to protect their data files above and beyond the security systems provided techniques available by IT, Those employees should make the passwords or other keys to "unlock" such encryption techniques available to their supervisor upon request.

SECTION 2. All ordinance or parts of ordinances in conflict with this ordinance are hereby repealed.

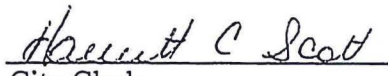
ADOPTED this 17th day of February, 2014.


President of the Council

APPROVED this 17th day of February, 2014.


Mayor

ATTEST:

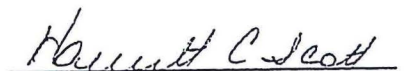

City Clerk

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 Ordinance No. 2014-09 which was duly adopted by the City Council on this 17th day of February, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 17th day of February, 2014 .

SEAL


As City Clerk of the
City of Alexander City,
Alabama

ORDINANCE NO. 2014-12

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Ordinance Number 2003-01 of the City of Alexander City, Alabama, be and is hereby amended by making certain changes in the Zoning Map of the City of Alexander City, Alabama, which is made a part of said Ordinance by reference and description, as follows so as to zone certain property at the request of the City of Alexander City, Alabama, located at 461 5th Way Street described :

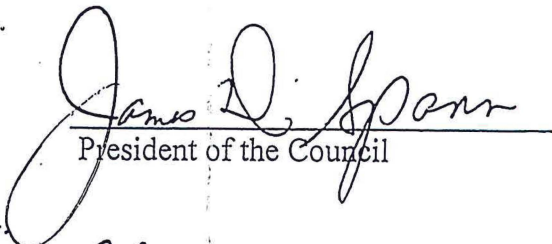
To initially zone B-2 (with all restrictions and limitation as provided by the Planning Commission), the following to wit:

Parcel No: 62 05 08 33 4 001 001.002

SECTION 2. That the City Building Inspector and the Zoning Administrator are hereby authorized and directed upon enactment and approval of this amendment to the Zoning Ordinance of the City of Alexander City, Alabama, to cause the said change on the City Zoning Map of said City as set out in Section 1 of this amendment to said ordinance and to make notations in ink thereon of reference to dates of passage and approval of this amendment of the City Zoning Ordinance.

SECTION 3. This ordinance shall take effect immediately upon its adoption and publication as required by law.

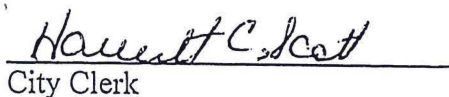
ADOPTED this 16th day of June, 2014.


President of the Council

APPROVED this 16th day of June, 2014.


Mayor

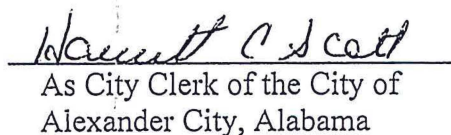
ATTEST:


City Clerk

CERIFICATION OF CITY CLERK

The undersigned, as City Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a correct, and complete copy of Ordinance No. 2014-12 which was duly adopted by the City Council on the 16th day of June, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 16th day of June, 2014


As City Clerk of the City of
Alexander City, Alabama

S E A L

ORDINANCE NO. 2014-11

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Chapter 18 Section 61 of the Code of Ordinance of the City of Alexander City, Alabama, be amended so such section shall read as follows:

“Section 18-61 BUILDING CODE- Adopted.

Pursuant to the authority granted to the cities and towns by Section 11-45-8 of the Code of Alabama, 1975, as amended, there is hereby adopted by the City Council, for the purpose of prescribing regulations governing the installation, construction, alteration, demolition and moving of buildings, that certain code printed in pamphlet form known as the International Building Code, 2006 Edition, prepared by the International Building Code Council, which not less than three (3) copies have been and now are filed in the office of the City Clerk, and the same is hereby adopted and incorporated as fully as if set out at the length herein and from the date on which this section shall take effect, the provisions thereof shall be controlling within the corporate limits of the City.”

SECTION 2. That Chapter 18 Section 69 of the Code of Ordinance of the City of Alexander City, Alabama, be amended so such section shall read as follows:

“Section 18-69 RESIDENTIAL CODE- Adopted.

Pursuant to the authority granted to the cities and towns by Section 11-45-8 of the Code of Alabama, 1975, as amended, there is hereby adopted by the City Council, for the purpose of prescribing regulations governing the installation, construction, alteration, demolition and moving of buildings, that certain code printed in pamphlet form known as the International Residential Code, 2006 Edition, prepared by the International Building Code Council, of which not less than three (3) copies have been and now are filed in the office of the City Clerk, and the same is hereby adopted and incorporated as fully as if set out at the length herein and from the date on which this section shall take effect, the provisions thereof shall be controlling within the corporate limits of the City.”

SECTION 3. That Chapter 18 Section 70 of the Code of Ordinance of the City of Alexander City, Alabama, be amended so such section shall read as follows.

“Section 18-70 EXISTING BULIDING CODE- Adopted.

Pursuant to the authority granted to the cities and towns by Section 11-45-8 of the Code of Alabama, 1975, as amended, there is hereby adopted by the City Council, for the purpose of prescribing regulations governing the installation, construction, alteration, demolition and moving of buildings, that certain code printed in pamphlet form known as International Existing Building Code, 2006 Edition prepared by the International Building Code Council, of which not less than three (3) copies have been and now are filed in the office of the City Clerk, and the same is hereby adopted and incorporated as fully as if set out at length herein and from the date on which this section shall take effect the provisions thereof shall be controlling within the corporate limits of the City.”

SECTION 4. That Chapter 18 Section 71 of the Code of Ordinance of the City of Alexander City, Alabama, be amended so such section shall read as follows:

“Section 18-71 PROPERTY MAINTENANCE CODE- Adopted.

Pursuant to the authority granted to the cities and towns by Section 11-45-8 of the Code of Alabama, 1975, as amended, there is hereby adopted by the City Council, for the purpose of prescribing regulations governing the installation, construction, maintenance, alteration, demolition an moving of buildings, that certain code printed in pamphlet form known as the international Property Maintenance Code, 2006 Edition, prepared by the International Code Council, of which not less than three (3) copies have been and now are filed in the office of the City Clerk, and the same is hereby adopted and incorporated as fully as if set out that length herein and from the date on which this section shall take effect, the provisions thereof shall be controlling within the corporate limits of the City.”

SECTION 5. That Chapter 18 Section 197 of the Code of Ordinance of the City of Alexander City, Alabama, be amended so such section shall read as follows:

“Section 18-197 GAS CODE- Adopted.

Pursuant to the authority granted to the cities and towns by Section 11-45-8 of the Code of Alabama, 1975, as amended, there is hereby adopted by the City Council, for the purpose of prescribing regulations governing the installation, of gas plumbing or gas fixtures, that certain code printed in pamphlet form known as the International Gas Code, 2006 Edition, prepared by the International Code Council, of which not less than three (3) copies have been and now are filed in the office of the City Clerk, and the same is hereby adopted and incorporated as fully as if set out at length herein and from the time this section shall take effect, the provisions thereof shall take effect, the provisions thereof shall be controlling within the corporate limits of the City.”

SECTION 6. That Chapter 18 Section-251of the Code of Ordinance of the City of Alexander City, Alabama, be amended so such section shall read as follows:

“Section 18-251 MECHANICAL CODE- Adopted.

Pursuant to the authority granted to the cities and towns by Section 11-45-8 of the Code of Alabama, 1975, as amended, there is hereby adopted by the City Council, for the purpose of prescribing regulations governing the installation, construction, alteration, demolition and moving of buildings, that certain code printed in pamphlet form known as the International Mechanical Code, 2006 Edition, prepared by the International Building Code Council, of which not less than three (3) copies have been and now are filed in the office of the City Clerk, and incorporated as fully as if set out at length herein and from the date on which this section shall take effect, the provisions thereof shall be controlling within the corporate limits of the City.”

SECTION 7. That Chapter 18 Section 271 of the Code of Ordinance of the City of Alexander City, Alabama, be amended so such section shall read as follows:

“Section 18-271 PLUMBING CODE- Adopted.

Pursuant to the authority granted to the cities and towns by Section 11-45-8 of the Code of Alabama, 1975, as amended, there is hereby adopted

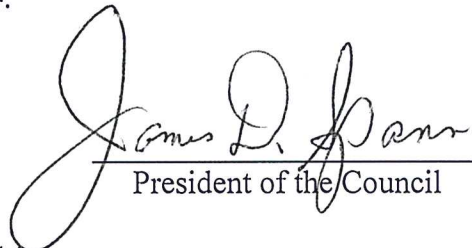
by the City Council, for the purpose of prescribing regulations governing plumbing and, plumbing materials and fixtures, that certain code printed in pamphlet form known as the International Plumbing Code, 2006 Edition, prepared by the International Code Council, of which not less than three (3) copies have been and now are filed in the office of the City Clerk, and the same is hereby adopted and incorporated as fully as if set out at length herein and from the date on which this section shall take effect, the provisions thereof shall be controlling within the corporate limits of the City.”

SECTION 8. That any ordinance or parts of ordinance in conflict with the provision of this ordinance are hereby repealed and rescinded.

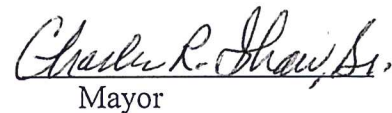
SECTION 9. That if any section, subsection, paragraph, or phase of this ordinance be declared invalid by the court of competent jurisdiction for any reason pertaining to any particular application, it shall not affect the remaining portion of the ordinance or application to other provisions.

SECTION 10. That this ordinance shall become effective immediately upon adoption and publication as required by law.

ADOPTED this 16th day of June, 2014.


President of the Council

APPROVED this 16th day of June, 2014


Mayor

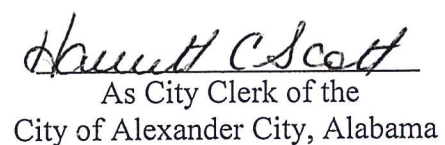
ATTEST:


City Clerk

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 Ordinance No. 2014-11 which was duly adopted by the City Council on this 16th day of June, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 16th day of June, 2014.


As City Clerk of the
City of Alexander City, Alabama

SEAL

**PROOF OF PUBLICATION
STATE OF ALABAMA
TALLAPOOSA COUNTY**

Before me, a notary public in and for the county and state above listed, deposes and says that:

"My name is Shannon Elliott. I am the legal advertising representative of The Alexander City Outlook. The Newspaper is printed in the English language, has a general circulation and its principal editorial office in the county above listed and has been mailed under the second or publication class mailing privilege of the United States Postal Service from the post office where it is published at least 51 weeks a year.

The newspaper published the attached legal notice in the issues of:

May 23 & 30, 2014

The sum charged for these publications was

\$ 373.80

The sum charged by the newspaper for said publication is the actual lowest regular price for legal advertising notices as determined by Ala. Code §6-8-64(a).

There are no agreements between the newspaper and the officer or attorney charged with the duty of placing the attached legal advertising notices whereby any advantage, gain or profit accrued to said officer or attorney."

Shannon Elliott
AFFIANT

Sworn and subscribed this

2 day of June, 2014.

Ashley Dunn
Notary Public

My commission expires: 02/12/2018

RESOLUTION NO.14-66
BE IT RESOLVED by the City Council of the City of Alexander City, Alabama, as follows :

SECTION 1. That the City Council of the City of Alexander City, Alabama, proposes to consider the adoption of the following EDITIONS of the respective Codes.

1. THE INTERNATIONAL BUILDING CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.
2. THE INTERNATIONAL RESIDENTIAL CODE,

2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.

3. THE INTERNATIONAL EXISTING BUILDING CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.

4. THE INTERNATIONAL MECHANICAL CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.

5. THE INTERNATIONAL GAS CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.

6. THE INTERNATIONAL PLUMBING CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.

7. THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC. hereinafter designated as the official , 1. BUILDING CODE 2. RESIDENTIAL CODE 3. EXISTING

BUILDING CODE 4 MECHANICAL CODE 5. GAS CODE 6. PLUMBING CODE 7. PROPERTY MAINTENANCE CODE of the City of Alexander City, Alabama, pursuant to the provisions of Title 11, Section

45.8 of the Code of Alabama 1975, as amended and will hold a Public Hearing thereon at a regular session of the City Council to be held on the 16th day of June, 2014, at 5:00 p.m., at which time all interested persons are invited to attend and express themselves upon this subject.

SECTION 2. Three (3) copies of said proposed Codes shall be filed in the office of the City Clerk on or before the 20th day of May, 2014, for the use and examination by the public from that date through the 16th day of June, 2014.

SECTION 3. That the City Clerk of the City of Alexander City, Alabama, be and is hereby authorized, empowered and directed to cause fifteen (15) days notice to be given of the time,

place and purpose of the Public Hearing provided for in Section 1, above, by publication of the Resolution once a week for two (2) consecutive weeks in the Alexander City Outlook, a newspaper of general circulation shall be made on or before the 23rd day of May, 2014.

The City Clerk is further directed to cause this certificate to be attached to the record of this Resolution, stating the time and manner in which the publication of the Resolution was affected.

ADOPTED this 19th day of May, 2014.

James D. Spann
President of the City Council

APPROVED this 19th day of May, 2014.

Charles R. Shaw, Sr.

Mayor

ATTEST:
Harriett C. Scott
City Clerk

The Alexander City Outlook
May 23 & 30, 2014

RESOLUTION NO. 14-66

BE IT RESOLVED by the City Council of the City of Alexander City, Alabama, as follows :

SECTION 1. That the City Council of the City of Alexander City, Alabama, proposes to consider the adoption of the following EDITIONS of the respective Codes.

1. THE INTERNATIONAL BUILDING CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.
2. THE INTERNATIONAL RESIDENTIAL CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL , INC.
3. THE INTERNATIONAL EXISTING BUILDING CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.
4. THE INTERNATIONAL MECHANICAL CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.
5. THE INTERNATIONAL GAS CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.
6. THE INTERNATIONAL PLUMBING CODE, 2006 EDITION, PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC
7. THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2006 EDITION. PREPARED BY THE INTERNATIONAL CODE COUNCIL, INC.

hereinafter designated as the official , 1.BUILDING CODE 2. RESIDENTIAL CODE 3. EXISTING BUILDING CODE 4 MECHANICAL CODE 5.GAS CODE 6. PLUMBING CODE 7. PROPERTY MAINTENANCE CODE of the City of Alexander City, Alabama, pursuant to the provisions of Title 11, Section 45.8 of the Code of Alabama 1975, as amended and will hold a Public Hearing thereon at a regular session of the City Council to be held on the 16th day of June, 2014, at 5:00 p m, at which time all interested persons are invited to attend and express themselves upon this subject.

SECTION 2. Three (3) copies of said proposed Codes shall be filed in the office of the City Clerk on or before the 20th day of May, 2014, for the use and examination by the public from that date through the 19th day of June, 2014.

SECTION 3. That the City Clerk of the City of Alexander City, Alabama, be and is hereby authorized , empowered and directed to cause fifteen (15) days notice to be given of the time, place and purpose of the Public Hearing provided for in Section 1,

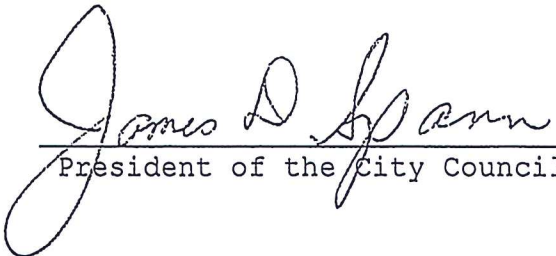
RESOLUTION NO. 14-66

PAGE NO. 2

above, by publication of the Resolution once a week for two (2) consecutive weeks in the Alexander City Outlook, a newspaper of general circulation shall be made on or before the 23rd day of May, 2014.

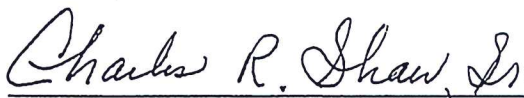
The City Clerk is further directed to cause this certificate to be attached to the record of this Resolution, stating the time and manner in which the publication of the Resolution was affected.

ADOPTED this 19th day of May, 2014.




President of the City Council

APPROVED this 19th day of May, 2014.



Mayor

ATTEST:




City Clerk

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. 14-66 which was duly adopted by the City Council on this 19th day of May, 2014.

WITNESS MY SIGNATURE, as Clerk of the City of Alexander City, Alabama, under the seal thereof, this 19th day of May, 2014.



As Clerk of the
City of Alexander City,
Alabama

SEAL

FIRST READING

ORDINANCE NO. 2014-

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Chapter 82, Taxation, Article IV, Sales and Use Taxes, of the Code of Ordinances of Alexander City, Alabama be amended to read as follows:

Sec. 82-96. - Sales tax levied.

There is hereby levied, in addition to all other taxes of every kind now imposed by law, and shall be collected as herein provided, a privilege or license tax against the person or entity on account of the business activities and in the amounts to be determined by the application of rates against gross sales, or gross receipts, as the cause may be, as follows:

(1) Upon every person or entity (including the state, the University of Alabama, Auburn University and all other institutions of higher learning in the state, whether such institutions are denominational, state, county or municipal institutions, and any association or other agency or instrumentality of such institutions) engaged or continuing within the city in the business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character; not including, however, bonds or other evidences of debts or stocks, nor sale or sales of material and supplies to any person for use in fulfilling a contract for the painting, repair or reconditioning of vessels, barges, ships, and other watercraft of over five tons load displacement as registered with the U.S. Coast Guard and licensed by the state department of conservation and natural resources, an amount equal to 4½ percent of the gross proceeds of sales of the business except where a different amount is expressly provided herein. Provided however, that any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such business at the rates specified, when his books are kept so as to show the rates specified, when his books are kept so as to show separately the gross proceeds of sales of each business, and when his books are not so kept he shall pay the tax as retailer on the gross sales of the business.

(2) Upon every person or entity engaged or continuing within the city in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, musical devices, theaters, opera houses, moving picture shows, vaudeville, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games (including athletic contests, conducted by or under the auspices of any educational institution whether such institution or association be a denominational, a state, county, or city school, or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public or places where an admission fee is charged, including public bathing places, public dance halls of every kind and description within the city, an amount equal to 4½ percent of the gross receipts of any such business. Provided, however, notwithstanding any language to the contrary in the prior portion of this subsection, the tax provisions so specified shall not apply to any athletic event conducted by a public or nonpublic primary or secondary school or any athletic event conducted by or under the auspices of the Alabama High School Athletic Association. The tax amount which would have been collected pursuant to this subsection shall continue to be collected by the public or nonpublic primary or secondary school, but shall be retained by the school which collected it and shall be used by the school for school purposes.

(3) Upon every person or entity engaged or continuing within the city in the business of selling at retail machines used in mining, quarrying, compounding, processing and manufacturing of tangible personal property, an amount equal to nine-tenths of one percent of the gross proceeds of the sale of such machines;

provided, that the term "machines" as herein used shall include machinery which is used for mining, quarrying, compounding, processing or manufacturing tangible personal property, and the parts of such machines, attachments and replacements therefor, which are made or manufactured for use on or in the operation of such machines and which are necessary to the operation of such machines and are customarily so used.

(4) Upon every person or entity engaged or continuing within the city in the business of selling at retail any automotive vehicle or truck trailer, semitrailer or house trailer, or mobile home set-up materials and supplies including, but not limited to, steps, blocks, anchoring, cable pipes, and any other materials pertaining thereto; an amount equal to nine-tenths of one percent of the gross proceeds of sale of said automotive vehicle or truck trailer, semitrailer or house trailer, or mobile home set-up materials and supplies; provided, however, where a person subject to the tax as provided for in this subsection withdraws from his stock in trade any automotive vehicle or truck trailer, semitrailer or house trailer for use by him or by his employee or agent in the operation of such business, there shall be paid, in lieu of the tax levied herein, a fee of \$7.50 per year or part thereof during which such automotive vehicle, truck trailer, semitrailer or house trailer shall remain the property of such person. Each such year or part thereof shall begin with the day or anniversary date, as the case may be, of such withdrawal and shall run for the 12 succeeding months or part thereof during which such automotive vehicle, truck trailer, semitrailer, or house trailer shall remain the property of such person.

a. Where any used automobile vehicle or truck trailer, semitrailer or house trailer is taken in trade or in a series of trades, as a credit or part payment on the sale of a new or used vehicle, the tax levied herein shall be paid on the net difference, that is, the price of the new or used vehicle sold less the credit for the used vehicle taken in trade.

b. Sales of automobiles, motorcycles, trucks, truck trailers, or semitrailers that will be registered or titled outside of Alabama, that are exported or removed from Alabama within 72 hours by the purchaser or his agent for first use outside of Alabama, are not subject to the sales tax levied in this Article IV. Sales of other vehicles such as mobile homes, motor bikes, all-terrain vehicles, and boats do not qualify for the export exemption provision and are taxable unless the dealer can provide factual evidence that the vehicle was delivered outside of Alabama or to a common carrier for transportation outside of Alabama. In order for the sale to be exempt from the tax, the information relative to the exempt sale shall be documented on forms approved by the State of Alabama Revenue Department.

(5) Upon every person or entity engaged or continuing within the city in the business of selling at retail any machine, machinery or equipment which is used in planting, cultivating and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock or poultry on farms, and the parts of such machines, machinery or equipment, attachments and replacements thereof which are made or manufactured for the use on or in the operation of such machine, machinery or equipment, and which are necessary to and customarily used in the operation of such machine, machinery or equipment, an amount equal to nine-tenths of one percent of the gross proceeds of the sale thereof. Provided, however, the percentage rate therein prescribed with respect to parts, attachments, and replacements shall not apply to any automobile vehicle or trailer designed primarily for public highway use, except farm trailers used primarily in the production and harvesting of agricultural commodities. Where any used machine, machinery or equipment which is used in planting, cultivating, and harvesting farm products, livestock and poultry on farms is taken in trade or in a series of trades as a credit or part payment on a sale of a new or used machine, machinery or equipment, the tax levied herein shall be paid on the net difference, that is, the price of the new or used machine, machinery or equipment sold, less the credit for the used machine, machinery or equipment taken in trade.

(6) Upon every person or entity engaged or continuing within this state in the business of selling through coin-operated dispensing machines, food and food products for human consumption, not including beverages other than coffee, milk, milk products and substitutes therefor, there is hereby levied a tax equal to 4½ percent of the cost of such food, food products and beverages sold through such machines, which cost for the purpose of this subsection shall be the gross proceeds of sales of such business.

Sec. 82-97.- Provisions of state sales tax statutes applicable.

The taxes levied by section 82-96 shall be subject to all definitions, exceptions, exemptions, proceedings, requirements, rules, regulations, provisions, discounts, penalties, fines, punishments and deductions that are applicable to the taxes levied by the State of Alabama sales and use tax statutes, ALA. CODE § 40-23-1 *et seq.*, including all provisions of the state statutes for the enforcement and collection of taxes, ALA. CODE § 40-29-1 *et seq.*, and any corresponding rules and regulations adopted through the provisions of the Alabama Administrative Procedure Act by the Department of Revenue for the administration, enforcement or collection of the corresponding state taxes.

Sec. 82-98.- Bond Requirements.

For the purpose of securing the payment of any tax, penalties, or interest due or which may become due under the provisions of this ordinance, every itinerant vendor engaged in the business of selling tangible personal property at retail in the City of Alexander City shall be required to file a bond to be approved by the Director of Finance, conditioned upon the payment of any tax, penalty, or interest due or to become due under this ordinance and upon faithful observance of the provisions of this ordinance, as provided in Section 40-23-24 Code of Alabama 1975.

(a) Such bond shall:

1. Be effective for a period of one year from date of issuance;
2. Be in an amount equal to the tax estimated due or to become due under the provisions of this ordinance, but in no event shall said bond be less than one thousand dollars (\$1,000) nor more than three and one-half percent (3.5%) of anticipated sales, whichever is greater, as fixed by the Director of Finance; and,
3. Have a surety or sureties satisfactory to the Director of Finance; *or*,

(b) Said itinerant vendor may deposit in cash said sum, which shall be estimated by the Director of Finance to be due or to become due under the provisions of this ordinance.

(c) If such itinerant vendor fails to make any return due under this ordinance or to pay any taxes or penalties due hereunder, or to keep books and records as required by this ordinance, or fails to perform any other duty or obligation imposed on him under this ordinance, such bond, or cash deposited in lieu thereof, shall thereupon be forfeited, and the department shall institute an action upon such bond in the name of the City of Alexander City for the entire amount of said bond and costs.

Sec. 82-99. - Sales Tax — In police jurisdiction.

Upon every person or entity engaged in the doing of any act, or who shall do any act, or continuing in the doing of any act, or engaged in the operation of any business, or who shall engage in the operation of any business, within the police jurisdiction of the city, but beyond the corporate limits of said city, for which or upon which a privilege or license tax is in this article levied or required within the corporate limits of the city, there is hereby levied, in addition to all other taxes of every kind now imposed by law or by municipal ordinance, to be collected as herein provided for the privilege or license taxes herein levied within the corporate limits of the city, a privilege or license tax equal to one-half of that provided, levied or required in this article for the doing of such act, or the engaging or continuing

therein, or the engaging or continuing in the operation of such business within the corporate limits of the city; provided, except for the amount of the privilege or license tax herein levied within the police jurisdiction of said city, but without the corporate limits thereof, all the provisions of Article IV of this Ordinance extend and apply to the police jurisdiction sales tax levied by this section outside of the corporate limits but within the police jurisdiction of the city.

Sec. 82-100.- Use tax levied.

(a) An excise tax is hereby imposed on the storage, use or other consumption in the city of tangible personal property (not including materials and supplies bought for use in fulfilling a contract for the painting, repairing, or reconditioning of vessels, barges, ships and other watercraft of more than five tons load displacement as registered with the U.S. Coast Guard and licensed by the state department of conservation and natural resources) purchased at retail on or after the effective date of the ordinance from which this article is derived for storage, use or other consumption in the city, except as provided in subsections (b), (c), and (d) of this section, at the rate of 4½ percent of the sales price of such property.

(b) An excise tax is hereby imposed on the storage, use or other consumption in the city of any machines used in mining, quarrying, compounding, processing, and manufacturing of tangible personal property purchased at retail on or after the effective date of the ordinance from which this article is derived at the rate of nine-tenths of one percent of the sales price of any such machine; provided, that the term "machine" as herein used shall include machinery which is used for mining, quarrying, compounding, processing, or manufacturing tangible personal property, and the parts of such machines, attachments and replacements therefor, which are made or manufactured for use on or in the operation of such machines and which are necessary to the operation of such machines and are customarily so used.

(c) An excise tax is hereby imposed on the storage, use or other consumption in the city of any automotive vehicle or truck trailer, semitrailer or house trailer, and mobile home set-up materials and supplies including, but not limited to, steps, blocks, anchoring, cable pipes and any other materials pertaining thereto purchased at retail on or after the effective date of the ordinance from which this Article is derived for storage, use or other consumption in the city at the rate of nine-tenths of one percent of the sales price of such automotive vehicle, truck trailer, or house trailer and mobile home set-up materials and supplies as specified above, or the amount of tax collected by the seller, whichever is greater. Where any used automotive vehicle or truck trailer, semitrailer or house trailer is taken in trade, or in a series of trades, as a credit or part payment on the sales of a new or used vehicle, the tax levied herein shall be paid on the net difference that is the price of the new or used vehicle sold less the credit for the used vehicle taken in trade.

(d) An excise tax is hereby imposed on the storage, use or other consumption in the city of any machine, machinery or equipment which is used in planting, cultivating and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock or poultry on farms, and the parts of such machines, machinery or equipment, attachments and replacements therefor which are made or manufactured for use on or in the operation of such machine, machinery or equipment, and which are necessary to and customarily used in the operation of such machine, machinery or equipment, which is purchased at retail after the effective date of this article, for storage, use or other consumption in the city at the rate of nine-tenths of one per cent of the sales price of such property within the corporate limits of the city, regardless of whether the retailer is or is not engaged in business in the city. Provided, however, that the nine-tenths per cent rate herein prescribed with respect to parts, attachments and replacements shall not apply to any automotive vehicle or trailer designed primarily for public highway use, except farm trailers used primarily in the production and harvesting of agricultural commodities. Where any used machine, machinery or equipment which is used in planting, cultivating and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock and poultry on

farms is taken in trade or in a series of trades as a credit or part payment on a sale of a new or used machine, machinery or equipment, the tax levied herein shall be paid on the net difference, that is, the price of the new or used machine, machinery or equipment sold, less the credit for the used machine, machinery or equipment taken in trade.

Sec. 82-101.- Provisions of state use tax statutes applicable.

The Taxes levied by section 82-100 shall be subject to all definitions, exceptions, exemptions, proceedings, requirements, rules, regulations, provisions, discounts, penalties, fines, punishments and deductions that are applicable to the taxes levied by the State of Alabama sales and use tax statutes, ALA. CODE § 40-23-1 *et seq.*, including all provisions of the state statutes for the enforcement and collection of taxes, ALA. CODE § 40-29-1 *et seq.*, and any corresponding rules and regulations adopted through the provisions of the Alabama Administrative Procedure Act by the Department of Revenue for the administration, enforcement or collection of the corresponding state tax.

Sec. 82-102. - Use Tax - In police jurisdiction.

An excise tax is hereby imposed on tangible personal property at one-half the rates specified in subsections (a), (b), (c) and (d) of section 82-100 on the storage, use or other consumption of such tangible personal property outside the corporate limits of the city, but within the police jurisdiction; provided, except for the amount of the privilege or license tax herein levied within the police jurisdiction of said city, but without the corporate limits thereof, all the provisions of Article IV of this Ordinance extend and apply to the police jurisdiction use tax levied by this section outside of the corporate limits but within the police jurisdiction of the city.

Sec. 82-103.- Use of proceeds from taxes herein levied.

The proceeds from tax herein levied remaining after payment of the cost of collecting the said tax shall be applied as follows:

- (1) An amount equivalent to one-eighteenth of said taxes so levied and collected, shall be for the purpose of paying debt incurred on behalf of the Alexander City Board of Education;
- (2) An amount equivalent to one-ninth of said taxes so levied and collected, shall be used salaries, equipment, utilities, repairs, security and landscaping at the Sportplex;
- (3) An amount equivalent to two-ninths of said taxes so levied and collected, shall be used exclusively for the Alexander City Road Improvement Program (ACRIP) to fund roads, bridges, culverts, sidewalks and road related projects, including its construction, maintenance, design, assessment, related professional fees, utility relocation, Bond Payments of the aforementioned and other road related expenditures incurred beginning in the 2013-2014 budget year and
- (4) All other tax proceeds so levied and collected shall be used for such lawful purpose or purposes for which the governing body of the city may from time to time direct and provide.

Sec. 82-104. - Article cumulative.

This article shall not be construed to repeal any of the provisions of the general license code or ordinance of the city, but shall be held to be cumulative, and the amounts of the taxes herein levied shall be in addition to the amounts of all other license taxes imposed by the city.

SECTION 2. If any paragraph, section, subsection, or provision of this ordinance be declared invalid in a court of competent jurisdiction for any reason, it

Ordinance No. _____

shall not effect the remainder of the ordinance as pertains to its validity or to other applications.

SECTION 3. Any ordinance or provisions of ordinances in conflict with the provisions of this ordinance are hereby repealed and rescinded insofar as they conflict with the provisions of this ordinance.

SECTION 4. This ordinance shall become effective September 1, 2014.

ADOPTED this 7th day of July, 2014.

President of the Council

APPROVED this 7th day of July, 2014.

Mayor

ATTEST:

City Clerk

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 Ordinance No. _____ which was duly adopted by the City Council on this 7th day of July, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 7th day of July, 2014.

As City Clerk of the City of
Alexander City, Alabama

SEAL

FIRST READING

ORDINANCE NUMBER: _____

WEED ABATEMENT

WHEREAS, the City of Alexander City, Alabama, is a municipal corporation under the laws of the State of Alabama, and

WHEREAS, the City of Alexander City, Alabama, finds it necessary and desirable to deal with the issue of weeds, underbrush and/or overgrown grass areas within the city limits to provide for the health and sanitation of its citizens by regulating public nuisances;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALEXANDER CITY, ALABAMA, AS FOLLOWS:

SECTION I: Authority to abate public nuisance.

Any abundance of weeds, underbrush and/or overgrown grass within the city limits of Alexander City that is injurious to the general public health, safety, and general welfare by providing breeding grounds and shelter for rats, mice, snakes, mosquitoes, and other vermin, insects, and pests; or attaining heights and dryness that constitute a serious fire threat or hazard; or bearing wingy or downy seeds, when mature, that cause the spread of weeds, underbrush and/or overgrown grass and, when breathed, irritation to the throat, lungs, and eyes of the public; or hiding debris, such as broken glass or metal, that could inflict injury on a person going upon the property; or being unsightly; or a growth of weeds, underbrush and/or overgrown grass, other than ornamental plant growth, that exceeds 12 inches in height, may be declared to be a public nuisance by the City Council and abated as provided in this Ordinance. The term "city limits" as defined in this Ordinance does not include the police jurisdiction of Alexander City.

SECTION II: Weeds, underbrush and/or overgrown grass may be declared public nuisance; resolution to abate.

Whenever any weeds, underbrush and/or overgrown grass are growing upon any street, sidewalk, or private property, the City Council may, by resolution, declare the weeds, underbrush and/or overgrown grass to be a public nuisance and order its abatement. The resolution shall refer to the street by the name under which it is commonly known or describe the property upon which or in front of which the nuisance exists by giving a legal description of the property and no other description of the property shall be required. Any number of streets, sidewalks, or parcels of private property may be included in one resolution. This Ordinance shall not apply to any property that has been zoned agricultural property.

SECTION III: Notice.

(a) After the passage of the resolution, notice of a public hearing on the matter shall be given by certified mail, return receipt requested, mailed 21 days prior to the date of the hearing and shall inform the owner of the time, date, and place of the hearing and the reason for the hearing. The notice shall be mailed to the owner of the property as the information appears on record in the office of the tax assessor.

(b) All notices shall carry a list of names of persons or private contractors, or both, who perform the work and are registered with the municipal clerk. The names shall not constitute a recommendation and the failure to include a list shall in no way affect the operation of this Ordinance.

(c) Notice shall also be given by publication in a newspaper of general circulation published in the municipality once a week for two consecutive weeks, or if no newspaper is published in the municipality, notice shall be posted in three

ORDINANCE NO. _____

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public places located in the municipality for at least 21 days prior to the hearing.

(d) In addition, two signs shall be conspicuously posted on the property. The wording of the signs shall not be less than one inch in height and shall be in substantially the following form:

NOTICE TO DESTROY WEEDS, UNDERBRUSH AND/OR OVERGROWN GRASS

Notice is hereby given that on the _____ day of _____, 2__ at _____ A.M./P.M. in the Council chamber, the City Council of the City of Alexander City will consider a resolution regarding the weeds, underbrush and/or overgrown grass growing upon or in front of the property _____ Street, in the City of Alexander City, and more particularly described in the resolution, a copy of which is on file in the office of the City Clerk; and at that time and place will determine whether the weeds, underbrush and/or overgrown grass constitute a public nuisance which shall be abated by removal of the noxious or dangerous weeds, underbrush and/or overgrown grass; and, if so, will order the abatement and removal of the nuisance. If abatement and removal are ordered, the cost of abatement and removal shall be assessed upon the lots and lands from which or in front of which the weeds, underbrush and/or overgrown grass are removed, and the cost shall be added to the next regular bills for taxes levied against the respective lots and lands for municipal purposes. The costs shall be collected at the same time and in the same manner as ordinary municipal taxes are collected. The costs shall be subject to the same commissions and fees and the same procedure for foreclosure and sale in case of delinquency as provided for ordinary municipal taxes.

If no objections are filed with the City Clerk at least five days before the meeting of the Council and unless the person appears before the Council in person or through his or her representative to show cause, if any, why his or her objection should be sustained, it shall be presumed that the person accepts the notice as fact and waives any rights he or she may have to contest the removal of the weeds, underbrush and/or overgrown grass and the action of the Council shall be final unless good and sufficient cause can be otherwise shown.

Reference is hereby made to the resolution, on file in the office of the City Clerk, for further particulars.

Dated this _____ day of _____, 2_____.

CITY OF ALEXANDER CITY

CITY CLERK

(e) The notice shall be posted at least seven days prior to the time for hearing objections by the City Council of the City of Alexander City.

ORDINANCE NO. _____

PAGE NO. _____

SECTION IV: Hearing.

If objections are filed, at the time stated in the notice, the City Council of Alexander City shall hear and consider all evidence, objections, and protests regarding the proposed removal of weeds, underbrush and/or overgrown grass. The City Council may continue the hearing from time to time. Upon the conclusion of the hearing, the City Council, by resolution, shall decide whether a public nuisance exists and, if so, shall order it to be removed or abated with respect to any property or part thereof described. The City Council, by passage of the resolution, shall be deemed to have acquired jurisdiction to proceed and either to perform or have performed the work of removal or abatement with respect to the property or part thereof. The decision of the City Council on the matter shall be deemed final and conclusive.

SECTION V: Abatement of nuisance.

(a) After the City Council passes the resolution finding the conditions of the property to be a nuisance and ordering its abatement, all employees and duly authorized agents of the City may enter upon the private property to abate the nuisance.

(b) The City Council may authorize private contractors, companies, enterprises, or individuals to abate and remove the nuisance. The City Council, by resolution, shall designate the contractors, companies, enterprises, or individuals who may perform the work. Those persons so designated may enter upon private property for purposes of abating or removing the nuisance. For purposes of this article compliance with the competitive bid law is not required.

(c) Any property owner shall have the right to have any weeds, underbrush and/or overgrown grass removed at his or her own expense providing the removal is done prior to the commencing of the work by the employees or agents of the City to do the removal.

SECTION VI: Report of costs.

The City shall keep an account of the cost of abating or removing the nuisance in front of or on each separate lot or parcel of land where the work is done by its employees, or by a duly authorized private contractor, company, enterprise, or individual, and shall render an itemized report in writing to the City Council showing the cost of removing the nuisance on each separate lot, or in front of the lot. Before the report is submitted to the City Council, a copy of the report shall be posted for at least five days prior thereto on or near the chamber door of the City Council, together with a notice of the time when the report shall be submitted to the City Council for confirmation.

SECTION VII: Confirmation of report; weed liens.

At the time fixed for receiving and considering the report, the City Council shall hear the report, together with any objections which may be raised by any of the property owners liable to be assessed for the work of abating the nuisance and thereupon make modifications in the report as deemed necessary, after which by motion or resolution the report shall be confirmed. The amounts of the cost for abating the nuisance in front of or upon the various parcels of land mentioned in the report shall hereinafter be referred to as "weed liens," and shall constitute a weed lien on the property for the amount of the weed liens, respectively. After confirmation of the reports, a copy shall be given to the tax collector or revenue commissioner of the county who, under the "Optional Method of Taxation," is charged with the collection of the municipal taxes pursuant to Article 1, Division 2, Chapter 51, of Title 11. It shall be the duty of the county tax collector or revenue commissioner to add the costs of the respective weed liens to the next regular bills

ORDINANCE No. _____

PAGE _____

for taxes levied against the respective lots and parcels of land subject to a weed lien, and thereafter, the costs shall be collected at the same time and in the same manner as ordinary municipal ad valorem taxes are collected, and shall be subject to the same penalties and the same procedure under foreclosure and sale in case of delinquency; provided, however, that if the foreclosure and sale is the result of a delinquency caused by a weed lien, the City shall reimburse the county tax collector or revenue commissioner for all costs associated with the foreclosure and sale unless the costs are collected at the time of sale as part of the sale.

SECTION VIII: Effective Date.

This ordinance shall take effect immediately upon its adoption and publication as required by law.

SECTION IX: Supersedes prior Ordinance.

This ordinance shall supersede and cause repeal any prior ordinance regarding weed control and weed nuisance.

ADOPTED this 7th day of July, 2014.

President of the Council

APPROVED this 7th day of July, 2014.

Mayor

ATTEST:

City Clerk

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 Ordinance No. _____ which was duly adopted by the City Council on this 7th day of July, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 7th day of July, 2014.

As City Clerk of the City of
Alexander City, Alabama

S E A L

FIRST READING

ORDINANCE NO. _____

WHEREAS, the Alexander City Archery Club (LEESEE), a non-profit organization, is desirous of maintaining a presence at their current location in the Charles E. Bailey, Sr. Sportplex (Sportplex), and

WHEREAS, the City of Alexander City, Alabama (LESSOR), does have said property and it is not currently needed for public or municipal purposes and has been used in the past by the Alexander City Archery Club, and

WHEREAS, the Alexander City Archery Club is willing to maintain said property,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of Alexander City, Alabama, that:

1. The Mayor of this City is authorized to lease to the Alexander City Archery Club such portion of the Sportplex that is currently being leased to said Alexander City Archery Club, and
2. Said lease shall have as its consideration the maintenance of said property at the Sportplex, and
3. Such lease shall be for a period of five (5) years with an option to renew such lease for additional five (5) year increments, but only with the mutual consent of both parties.

BE IT FURTHER ORDAINED, by the City Council of the City of Alexander City, Alabama, that LEESEE covenants and agrees to indemnify and hold harmless the LESSOR from any and all claims, demands, expense of every kind, suit actions, judgements and recoveries for or on account of damages to the property or injuries (including death to persons caused by or arising from the use or occupancy of said premises and to maintain liability insurance on said premises for this specific purpose.

1. No waiver by the parties hereto of any default or breach of any term, condition, or covenant of this lease shall be deemed to be a waiver of any other breach of the same or any other term, condition, or covenant contained therein.
2. In the event LESSOR or LESSEE breaches any of the terms of said agreement whereby the party not in default employs attorneys to protect or enforce its rights hereunder and prevails, then the defaulting party agrees to pay the other party reasonable attorney's fees so incurred by such other party.

The above authority is granted pursuant to Section 11-47-21 of the Alabama Code of 1975.

This ordinance shall become effective immediately upon its adoption and publication as required by law.

ORDINANCE NO. _____
PAGE NO. 2

ADOPTED this 7th day of July, 2014.

President of the Council

APPROVED this 7th day of July, 2014.

Mayor

ATTEST:

City Clerk

CERTIFICATION OF CITY CLERK

The undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. _____ which was adopted by the Council on the 7th day of July, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City Alexander City, Alabama, under the seal thereof, this 7th day of July, 2014.

As City Clerk of the
City of Alexander City,
Alabama

SEAL

FIRST READING

ORDINANCE NO. 2014-

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Chapter 82, Taxation, Article IV, Sales and Use Taxes, of the Code of Ordinances of Alexander City, Alabama be amended to read as follows:

Sec. 82-96. - Sales tax levied.

There is hereby levied, in addition to all other taxes of every kind now imposed by law, and shall be collected as herein provided, a privilege or license tax against the person or entity on account of the business activities and in the amounts to be determined by the application of rates against gross sales, or gross receipts, as the cause may be, as follows:

(1) Upon every person or entity (including the state, the University of Alabama, Auburn University and all other institutions of higher learning in the state, whether such institutions are denominational, state, county or municipal institutions, and any association or other agency or instrumentality of such institutions) engaged or continuing within the city in the business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character; not including, however, bonds or other evidences of debts or stocks, nor sale or sales of material and supplies to any person for use in fulfilling a contract for the painting, repair or reconditioning of vessels, barges, ships, and other watercraft of over five tons load displacement as registered with the U.S. Coast Guard and licensed by the state department of conservation and natural resources, an amount equal to 4½ percent of the gross proceeds of sales of the business except where a different amount is expressly provided herein. Provided however, that any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such business at the rates specified, when his books are kept so as to show the rates specified, when his books are kept so as to show separately the gross proceeds of sales of each business, and when his books are not so kept he shall pay the tax as retailer on the gross sales of the business.

(2) Upon every person or entity engaged or continuing within the city in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, musical devices, theaters, opera houses, moving picture shows, vaudevilles, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games (including athletic contests, conducted by or under the auspices of any educational institution whether such institution or association be a denominational, a state, county, or city school, or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public or places where an admission fee is charged, including public bathing places, public dance halls of every kind and description within the city, an amount equal to 4½ percent of the gross receipts of any such business. Provided, however, notwithstanding any language to the contrary in the prior portion of this subsection, the tax provisions so specified shall not apply to any athletic event conducted by a public or nonpublic primary or secondary school or any athletic event conducted by or under the auspices of the Alabama High School Athletic Association. The tax amount which would have been collected pursuant to this subsection shall continue to be collected by the public or nonpublic primary or secondary school, but shall be retained by the school which collected it and shall be used by the school for school purposes.

(3) Upon every person or entity engaged or continuing within the city in the business of selling at retail machines used in mining, quarrying, compounding, processing and manufacturing of tangible personal property, an amount equal to nine-tenths of one percent of the gross proceeds of the sale of such machines;

provided, that the term "machines" as herein used shall include machinery which is used for mining, quarrying, compounding, processing or manufacturing tangible personal property, and the parts of such machines, attachments and replacements therefor, which are made or manufactured for use on or in the operation of such machines and which are necessary to the operation of such machines and are customarily so used.

(4) Upon every person or entity engaged or continuing within the city in the business of selling at retail any automotive vehicle or truck trailer, semitrailer or house trailer, or mobile home set-up materials and supplies including, but not limited to, steps, blocks, anchoring, cable pipes, and any other materials pertaining thereto; an amount equal to nine-tenths of one percent of the gross proceeds of sale of said automotive vehicle or truck trailer, semitrailer or house trailer, or mobile home set-up materials and supplies; provided, however, where a person subject to the tax as provided for in this subsection withdraws from his stock in trade any automotive vehicle or truck trailer, semitrailer or house trailer for use by him or by his employee or agent in the operation of such business, there shall be paid, in lieu of the tax levied herein, a fee of \$7.50 per year or part thereof during which such automotive vehicle, truck trailer, semitrailer or house trailer shall remain the property of such person. Each such year or part thereof shall begin with the day or anniversary date, as the case may be, of such withdrawal and shall run for the 12 succeeding months or part thereof during which such automotive vehicle, truck trailer, semitrailer, or house trailer shall remain the property of such person.

a. Where any used automobile vehicle or truck trailer, semitrailer or house trailer is taken in trade or in a series of trades, as a credit or part payment on the sale of a new or used vehicle, the tax levied herein shall be paid on the net difference, that is, the price of the new or used vehicle sold less the credit for the used vehicle taken in trade.

b. Sales of automobiles, motorcycles, trucks, truck trailers, or semitrailers that will be registered or titled outside of Alabama, that are exported or removed from Alabama within 72 hours by the purchaser or his agent for first use outside of Alabama, are not subject to the sales tax levied in this Article IV. Sales of other vehicles such as mobile homes, motor bikes, all-terrain vehicles, and boats do not qualify for the export exemption provision and are taxable unless the dealer can provide factual evidence that the vehicle was delivered outside of Alabama or to a common carrier for transportation outside of Alabama. In order for the sale to be exempt from the tax, the information relative to the exempt sale shall be documented on forms approved by the State of Alabama Revenue Department.

(5) Upon every person or entity engaged or continuing within the city in the business of selling at retail any machine, machinery or equipment which is used in planting, cultivating and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock or poultry on farms, and the parts of such machines, machinery or equipment, attachments and replacements thereof which are made or manufactured for the use on or in the operation of such machine, machinery or equipment, and which are necessary to and customarily used in the operation of such machine, machinery or equipment, an amount equal to nine-tenths of one percent of the gross proceeds of the sale thereof. Provided, however, the percentage rate therein prescribed with respect to parts, attachments, and replacements shall not apply to any automobile vehicle or trailer designed primarily for public highway use, except farm trailers used primarily in the production and harvesting of agricultural commodities. Where any used machine, machinery or equipment which is used in planting, cultivating, and harvesting farm products, livestock and poultry on farms is taken in trade or in a series of trades as a credit or part payment on a sale of a new or used machine, machinery or equipment, the tax levied herein shall be paid on the net difference, that is, the price of the new or used machine, machinery or equipment sold, less the credit for the used machine, machinery or equipment taken in trade.

(6) Upon every person or entity engaged or continuing within this state in the business of selling through coin-operated dispensing machines, food and food products for human consumption, not including beverages other than coffee, milk, milk products and substitutes therefor, there is hereby levied a tax equal to 4½ percent of the cost of such food, food products and beverages sold through such machines, which cost for the purpose of this subsection shall be the gross proceeds of sales of such business.

Sec. 82-97.- Provisions of state sales tax statutes applicable.

The taxes levied by section 82-96 shall be subject to all definitions, exceptions, exemptions, proceedings, requirements, rules, regulations, provisions, discounts, penalties, fines, punishments and deductions that are applicable to the taxes levied by the State of Alabama sales and use tax statutes, ALA. CODE § 40-23-1 *et seq.*, including all provisions of the state statutes for the enforcement and collection of taxes, ALA. CODE § 40-29-1 *et seq.*, and any corresponding rules and regulations adopted through the provisions of the Alabama Administrative Procedure Act by the Department of Revenue for the administration, enforcement or collection of the corresponding state taxes.

Sec. 82-98.- Bond Requirements.

For the purpose of securing the payment of any tax, penalties, or interest due or which may become due under the provisions of this ordinance, every itinerant vendor engaged in the business of selling tangible personal property at retail in the City of Alexander City shall be required to file a bond to be approved by the Director of Finance, conditioned upon the payment of any tax, penalty, or interest due or to become due under this ordinance and upon faithful observance of the provisions of this ordinance, as provided in Section 40-23-24 Code of Alabama 1975.

(a) Such bond shall:

1. Be effective for a period of one year from date of issuance;
2. Be in an amount equal to the tax estimated due or to become due under the provisions of this ordinance, but in no event shall said bond be less than one thousand dollars (\$1,000) nor more than three and one-half percent (3.5%) of anticipated sales, whichever is greater, as fixed by the Director of Finance; and,
3. Have a surety or sureties satisfactory to the Director of Finance; *or*,

(b) Said itinerant vendor may deposit in cash said sum, which shall be estimated by the Director of Finance to be due or to become due under the provisions of this ordinance.

(c) If such itinerant vendor fails to make any return due under this ordinance or to pay any taxes or penalties due hereunder, or to keep books and records as required by this ordinance, or fails to perform any other duty or obligation imposed on him under this ordinance, such bond, or cash deposited in lieu thereof, shall thereupon be forfeited, and the department shall institute an action upon such bond in the name of the City of Alexander City for the entire amount of said bond and costs.

Sec. 82-99. - Sales Tax — In police jurisdiction.

Upon every person or entity engaged in the doing of any act, or who shall do any act, or continuing in the doing of any act, or engaged in the operation of any business, or who shall engage in the operation of any business, within the police jurisdiction of the city, but beyond the corporate limits of said city, for which or upon which a privilege or license tax is in this article levied or required within the corporate limits of the city, there is hereby levied, in addition to all other taxes of every kind now imposed by law or by municipal ordinance, to be collected as herein provided for the privilege or license taxes herein levied within the corporate limits of the city, a privilege or license tax equal to one-half of that provided, levied or required in this article for the doing of such act, or the engaging or continuing

therein, or the engaging or continuing in the operation of such business within the corporate limits of the city; provided, except for the amount of the privilege or license tax herein levied within the police jurisdiction of said city, but without the corporate limits thereof, all the provisions of Article IV of this Ordinance extend and apply to the police jurisdiction sales tax levied by this section outside of the corporate limits but within the police jurisdiction of the city.

Sec. 82-100.- Use tax levied.

(a) An excise tax is hereby imposed on the storage, use or other consumption in the city of tangible personal property (not including materials and supplies bought for use in fulfilling a contract for the painting, repairing, or reconditioning of vessels, barges, ships and other watercraft of more than five tons load displacement as registered with the U.S. Coast Guard and licensed by the state department of conservation and natural resources) purchased at retail on or after the effective date of the ordinance from which this article is derived for storage, use or other consumption in the city, except as provided in subsections (b), (c), and (d) of this section, at the rate of 4½ percent of the sales price of such property.

(b) An excise tax is hereby imposed on the storage, use or other consumption in the city of any machines used in mining, quarrying, compounding, processing, and manufacturing of tangible personal property purchased at retail on or after the effective date of the ordinance from which this article is derived at the rate of nine-tenths of one percent of the sales price of any such machine; provided, that the term "machine" as herein used shall include machinery which is used for mining, quarrying, compounding, processing, or manufacturing tangible personal property, and the parts of such machines, attachments and replacements therefor, which are made or manufactured for use on or in the operation of such machines and which are necessary to the operation of such machines and are customarily so used.

(c) An excise tax is hereby imposed on the storage, use or other consumption in the city of any automotive vehicle or truck trailer, semitrailer or house trailer, and mobile home set-up materials and supplies including, but not limited to, steps, blocks, anchoring, cable pipes and any other materials pertaining thereto purchased at retail on or after the effective date of the ordinance from which this Article is derived for storage, use or other consumption in the city at the rate of nine-tenths of one percent of the sales price of such automotive vehicle, truck trailer, or house trailer and mobile home set-up materials and supplies as specified above, or the amount of tax collected by the seller, whichever is greater. Where any used automotive vehicle or truck trailer, semitrailer or house trailer is taken in trade, or in a series of trades, as a credit or part payment on the sales of a new or used vehicle, the tax levied herein shall be paid on the net difference that is the price of the new or used vehicle sold less the credit for the used vehicle taken in trade.

(d) An excise tax is hereby imposed on the storage, use or other consumption in the city of any machine, machinery or equipment which is used in planting, cultivating and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock or poultry on farms, and the parts of such machines, machinery or equipment, attachments and replacements therefor which are made or manufactured for use on or in the operation of such machine, machinery or equipment, and which are necessary to and customarily used in the operation of such machine, machinery or equipment, which is purchased at retail after the effective date of this article, for storage, use or other consumption in the city at the rate of nine-tenths of one per cent of the sales price of such property within the corporate limits of the city, regardless of whether the retailer is or is not engaged in business in the city. Provided, however, that the nine-tenths per cent rate herein prescribed with respect to parts, attachments and replacements shall not apply to any automotive vehicle or trailer designed primarily for public highway use, except farm trailers used primarily in the production and harvesting of agricultural commodities. Where any used machine, machinery or equipment which is used in planting, cultivating and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock and poultry on

farms is taken in trade or in a series of trades as a credit or part payment on a sale of a new or used machine, machinery or equipment, the tax levied herein shall be paid on the net difference, that is, the price of the new or used machine, machinery or equipment sold, less the credit for the used machine, machinery or equipment taken in trade.

Sec. 82-101.- Provisions of state use tax statutes applicable.

The Taxes levied by section 82-100 shall be subject to all definitions, exceptions, exemptions, proceedings, requirements, rules, regulations, provisions, discounts, penalties, fines, punishments and deductions that are applicable to the taxes levied by the State of Alabama sales and use tax statutes, ALA. CODE § 40-23-1 *et seq.*, including all provisions of the state statutes for the enforcement and collection of taxes, ALA. CODE § 40-29-1 *et seq.*, and any corresponding rules and regulations adopted through the provisions of the Alabama Administrative Procedure Act by the Department of Revenue for the administration, enforcement or collection of the corresponding state tax.

Sec. 82-102. - Use Tax - In police jurisdiction.

An excise tax is hereby imposed on tangible personal property at one-half the rates specified in subsections (a), (b), (c) and (d) of section 82-100 on the storage, use or other consumption of such tangible personal property outside the corporate limits of the city, but within the police jurisdiction; provided, except for the amount of the privilege or license tax herein levied within the police jurisdiction of said city, but without the corporate limits thereof, all the provisions of Article IV of this Ordinance extend and apply to the police jurisdiction use tax levied by this section outside of the corporate limits but within the police jurisdiction of the city.

Sec. 82-103.- Use of proceeds from taxes herein levied.

The proceeds from tax herein levied remaining after payment of the cost of collecting the said tax shall be applied as follows:

- (1) An amount equivalent to one-eighteenth of said taxes so levied and collected, shall be for the purpose of paying debt incurred on behalf of the Alexander City Board of Education;
- (2) An amount equivalent to one-ninth of said taxes so levied and collected, shall be used salaries, equipment, utilities, repairs, security and landscaping at the Sportplex;
- (3) An amount equivalent to two-ninths of said taxes so levied and collected, shall be used exclusively for the Alexander City Road Improvement Program (ACRIP) to fund roads, bridges, culverts, sidewalks and road related projects, including its construction, maintenance, design, assessment, related professional fees, utility relocation, Bond Payments of the aforementioned and other road related expenditures incurred beginning in the 2013-2014 budget year and
- (4) All other tax proceeds so levied and collected shall be used for such lawful purpose or purposes for which the governing body of the city may from time to time direct and provide.

Sec. 82-104. - Article cumulative.

This article shall not be construed to repeal any of the provisions of the general license code or ordinance of the city, but shall be held to be cumulative, and the amounts of the taxes herein levied shall be in addition to the amounts of all other license taxes imposed by the city.

SECTION 2. If any paragraph, section, subsection, or provision of this ordinance be declared invalid in a court of competent jurisdiction for any reason, it

Ordinance No. _____

shall not effect the remainder of the ordinance as pertains to its validity or to other applications.

SECTION 3. Any ordinance or provisions of ordinances in conflict with the provisions of this ordinance are hereby repealed and rescinded insofar as they conflict with the provisions of this ordinance.

SECTION 4. This ordinance shall become effective September 1, 2014.

ADOPTED this 7th day of July, 2014.

President of the Council

APPROVED this 7th day of July, 2014.

Mayor

ATTEST:

City Clerk

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 Ordinance No. _____ which was duly adopted by the City Council on this 7th day of July, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 7th day of July, 2014.

As City Clerk of the City of
Alexander City, Alabama

SEAL

FIRST READING

ORDINANCE NUMBER: _____

WEED ABATEMENT

WHEREAS, the City of Alexander City, Alabama, is a municipal corporation under the laws of the State of Alabama, and

WHEREAS, the City of Alexander City, Alabama, finds it necessary and desirable to deal with the issue of weeds, underbrush and/or overgrown grass areas within the city limits to provide for the health and sanitation of its citizens by regulating public nuisances;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALEXANDER CITY, ALABAMA, AS FOLLOWS:

SECTION I: Authority to abate public nuisance.

Any abundance of weeds, underbrush and/or overgrown grass within the city limits of Alexander City that is injurious to the general public health, safety, and general welfare by providing breeding grounds and shelter for rats, mice, snakes, mosquitoes, and other vermin, insects, and pests; or attaining heights and dryness that constitute a serious fire threat or hazard; or bearing wingy or downy seeds, when mature, that cause the spread of weeds, underbrush and/or overgrown grass and, when breathed, irritation to the throat, lungs, and eyes of the public; or hiding debris, such as broken glass or metal, that could inflict injury on a person going upon the property; or being unsightly; or a growth of weeds, underbrush and/or overgrown grass, other than ornamental plant growth, that exceeds 12 inches in height, may be declared to be a public nuisance by the City Council and abated as provided in this Ordinance. The term "city limits" as defined in this Ordinance does not include the police jurisdiction of Alexander City.

SECTION II: Weeds, underbrush and/or overgrown grass may be declared public nuisance; resolution to abate.

Whenever any weeds, underbrush and/or overgrown grass are growing upon any street, sidewalk, or private property, the City Council may, by resolution, declare the weeds, underbrush and/or overgrown grass to be a public nuisance and order its abatement. The resolution shall refer to the street by the name under which it is commonly known or describe the property upon which or in front of which the nuisance exists by giving a legal description of the property and no other description of the property shall be required. Any number of streets, sidewalks, or parcels of private property may be included in one resolution. This Ordinance shall not apply to any property that has been zoned agricultural property.

SECTION III: Notice.

(a) After the passage of the resolution, notice of a public hearing on the matter shall be given by certified mail, return receipt requested, mailed 21 days prior to the date of the hearing and shall inform the owner of the time, date, and place of the hearing and the reason for the hearing. The notice shall be mailed to the owner of the property as the information appears on record in the office of the tax assessor.

(b) All notices shall carry a list of names of persons or private contractors, or both, who perform the work and are registered with the municipal clerk. The names shall not constitute a recommendation and the failure to include a list shall in no way affect the operation of this Ordinance.

(c) Notice shall also be given by publication in a newspaper of general circulation published in the municipality once a week for two consecutive weeks, or if no newspaper is published in the municipality, notice shall be posted in three

ORDINANCE NO. _____

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public places located in the municipality for at least 21 days prior to the hearing.

(d) In addition, two signs shall be conspicuously posted on the property. The wording of the signs shall not be less than one inch in height and shall be in substantially the following form:

NOTICE TO DESTROY WEEDS, UNDERBRUSH AND/OR OVERGROWN GRASS

Notice is hereby given that on the _____ day of _____, 2__ at _____ A.M./P.M. in the Council chamber, the City Council of the City of Alexander City will consider a resolution regarding the weeds, underbrush and/or overgrown grass growing upon or in front of the property _____ Street, in the City of Alexander City, and more particularly described in the resolution, a copy of which is on file in the office of the City Clerk; and at that time and place will determine whether the weeds, underbrush and/or overgrown grass constitute a public nuisance which shall be abated by removal of the noxious or dangerous weeds, underbrush and/or overgrown grass; and, if so, will order the abatement and removal of the nuisance. If abatement and removal are ordered, the cost of abatement and removal shall be assessed upon the lots and lands from which or in front of which the weeds, underbrush and/or overgrown grass are removed, and the cost shall be added to the next regular bills for taxes levied against the respective lots and lands for municipal purposes. The costs shall be collected at the same time and in the same manner as ordinary municipal taxes are collected. The costs shall be subject to the same commissions and fees and the same procedure for foreclosure and sale in case of delinquency as provided for ordinary municipal taxes.

If no objections are filed with the City Clerk at least five days before the meeting of the Council and unless the person appears before the Council in person or through his or her representative to show cause, if any, why his or her objection should be sustained, it shall be presumed that the person accepts the notice as fact and waives any rights he or she may have to contest the removal of the weeds, underbrush and/or overgrown grass and the action of the Council shall be final unless good and sufficient cause can be otherwise shown.

Reference is hereby made to the resolution, on file in the office of the City Clerk, for further particulars.

Dated this _____ day of _____, 2_____.

CITY OF ALEXANDER CITY

CITY CLERK

(e) The notice shall be posted at least seven days prior to the time for hearing objections by the City Council of the City of Alexander City.

ORDINANCE NO. _____

PAGE NO. _____

SECTION IV: Hearing.

If objections are filed, at the time stated in the notice, the City Council of Alexander City shall hear and consider all evidence, objections, and protests regarding the proposed removal of weeds, underbrush and/or overgrown grass. The City Council may continue the hearing from time to time. Upon the conclusion of the hearing, the City Council, by resolution, shall decide whether a public nuisance exists and, if so, shall order it to be removed or abated with respect to any property or part thereof described. The City Council, by passage of the resolution, shall be deemed to have acquired jurisdiction to proceed and either to perform or have performed the work of removal or abatement with respect to the property or part thereof. The decision of the City Council on the matter shall be deemed final and conclusive.

SECTION V: Abatement of nuisance.

(a) After the City Council passes the resolution finding the conditions of the property to be a nuisance and ordering its abatement, all employees and duly authorized agents of the City may enter upon the private property to abate the nuisance.

(b) The City Council may authorize private contractors, companies, enterprises, or individuals to abate and remove the nuisance. The City Council, by resolution, shall designate the contractors, companies, enterprises, or individuals who may perform the work. Those persons so designated may enter upon private property for purposes of abating or removing the nuisance. For purposes of this article compliance with the competitive bid law is not required.

(c) Any property owner shall have the right to have any weeds, underbrush and/or overgrown grass removed at his or her own expense providing the removal is done prior to the commencing of the work by the employees or agents of the City to do the removal.

SECTION VI: Report of costs.

The City shall keep an account of the cost of abating or removing the nuisance in front of or on each separate lot or parcel of land where the work is done by its employees, or by a duly authorized private contractor, company, enterprise, or individual, and shall render an itemized report in writing to the City Council showing the cost of removing the nuisance on each separate lot, or in front of the lot. Before the report is submitted to the City Council, a copy of the report shall be posted for at least five days prior thereto on or near the chamber door of the City Council, together with a notice of the time when the report shall be submitted to the City Council for confirmation.

SECTION VII: Confirmation of report; weed liens.

At the time fixed for receiving and considering the report, the City Council shall hear the report, together with any objections which may be raised by any of the property owners liable to be assessed for the work of abating the nuisance and thereupon make modifications in the report as deemed necessary, after which by motion or resolution the report shall be confirmed. The amounts of the cost for abating the nuisance in front of or upon the various parcels of land mentioned in the report shall hereinafter be referred to as "weed liens," and shall constitute a weed lien on the property for the amount of the weed liens, respectively. After confirmation of the reports, a copy shall be given to the tax collector or revenue commissioner of the county who, under the "Optional Method of Taxation," is charged with the collection of the municipal taxes pursuant to Article 1, Division 2, Chapter 51, of Title 11. It shall be the duty of the county tax collector or revenue commissioner to add the costs of the respective weed liens to the next regular bills

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for taxes levied against the respective lots and parcels of land subject to a weed lien, and thereafter, the costs shall be collected at the same time and in the same manner as ordinary municipal ad valorem taxes are collected, and shall be subject to the same penalties and the same procedure under foreclosure and sale in case of delinquency; provided, however, that if the foreclosure and sale is the result of a delinquency caused by a weed lien, the City shall reimburse the county tax collector or revenue commissioner for all costs associated with the foreclosure and sale unless the costs are collected at the time of sale as part of the sale.

SECTION VIII: Effective Date.

This ordinance shall take effect immediately upon its adoption and publication as required by law.

SECTION IX: Supersedes prior Ordinance.

This ordinance shall supersede and cause repeal any prior ordinance regarding weed control and weed nuisance.

ADOPTED this 7th day of July, 2014.

President of the Council

APPROVED this 7th day of July, 2014.

Mayor

ATTEST:

City Clerk

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 Ordinance No. _____ which was duly adopted by the City Council on this 7th day of July, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 7th day of July, 2014.

S E A L

As City Clerk of the City of
Alexander City, Alabama

ORDINANCE NO. 2014-13

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Ordinance Number 2003-01 of the City of Alexander City, Alabama, be and is hereby amended by making certain changes in the Zoning Map of the City of Alexander City, Alabama, which is made a part of said Ordinance by reference and description, as follows so as to zone certain property at the request of Lorinza Whetstone for certain property located 1507 Old Kellyton Road as described :

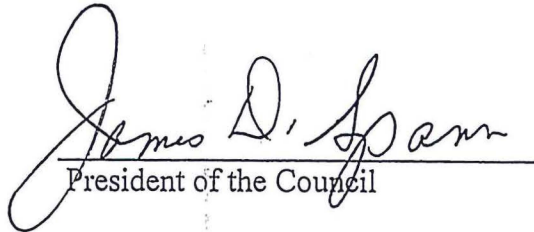
To change from R-1 (Low Density Residential) to R-3M (High Density Residential Mobile Home) (with all restrictions and limitation as provided by the Planning Commission), the following to wit:

Parcel No: 62 05 09 29 1 001 063.003

SECTION 2. That the City Building Inspector and the Zoning Administrator are hereby authorized and directed upon enactment and approval of this amendment to the Zoning Ordinance of the City of Alexander City, Alabama, to cause the said change on the City Zoning Map of said City as set out in Section 1 of this amendment to said ordinance and to make notations in ink thereon of reference to dates of passage and approval of this amendment of the City Zoning Ordinance.

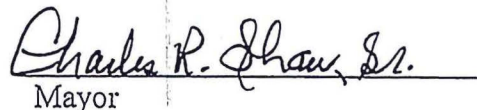
SECTION 3. This ordinance shall take effect immediately upon its adoption and publication as required by law.

ADOPTED this 16th day of June, 2014.



President of the Council

APPROVED this 16th day of June, 2014.



Mayor

ATTEST:

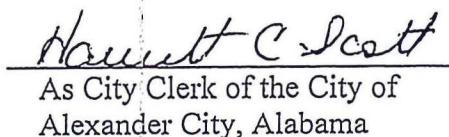


City Clerk

CERIFICATION OF CITY CLERK

The undersigned, as City Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a correct, and complete copy of Ordinance No. 2014-13 which was duly adopted by the City Council on the 16th day of June, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 16th day of June, 2014



As City Clerk of the City of
Alexander City, Alabama

SEAL

ORDINANCE NO. 2014-14

WHEREAS, the Alexander City Archery Club (LEESEE), a non-profit organization, is desirous of maintaining a presence at their current location in the Charles E. Bailey, Sr. Sportplex (Sportplex), and

WHEREAS, the City of Alexander City, Alabama (LESSOR), does have said property and it is not currently needed for public or municipal purposes and has been used in the past by the Alexander City Archery Club, and

WHEREAS, the Alexander City Archery Club is willing to maintain said property,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of Alexander City, Alabama, that:

1. The Mayor of this City is authorized to lease to the Alexander City Archery Club such portion of the Sportplex that is currently being leased to said Alexander City Archery Club, and
2. Said lease shall have as its consideration the maintenance of said property at the Sportplex, and
3. Such lease shall be for a period of five (5) years with an option to renew such lease for additional five (5) year increments, but only with the mutual consent of both parties.
4. Said Lessor will erect a safety fence or barrier to assure that no arrows can reach the existing hiking trail.

BE IT FURTHER ORDAINED, by the City Council of the City of Alexander City, Alabama, that LEESEE covenants and agrees to indemnify and hold harmless the LESSOR from any and all claims, demands, expense of every kind, suit actions, judgements and recoveries for or on account of damages to the property or injuries (including death) to persons caused by or arising from the use or occupancy of said premises and to maintain liability insurance on said premises for this specific purpose.

1. No waiver by the parties hereto of any default or breach of any term, condition, or covenant of this lease shall be deemed to be a waiver of any other breach of the same or any other term, condition, or covenant contained therein.
2. In the event LESSOR or LESSEE breaches any of the terms of said agreement whereby the party not in default employs attorneys to protect or enforce its rights hereunder and prevails, then the defaulting party agrees to pay the other party reasonable attorney's fees so incurred by such other party.

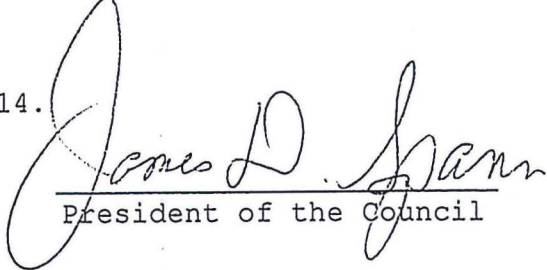
The above authority is granted pursuant to Section 11-47-21 of the Alabama Code of 1975.

This ordinance shall become effective immediately upon its adoption and publication as required by law.

ORDINANCE NO. 2014-14


PAGE NO. 2

ADOPTED this 21st day of July, 2014.



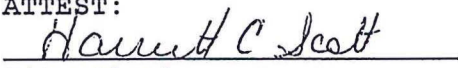
President of the Council

APPROVED this 21st day of July, 2014.



Mayor

ATTEST:

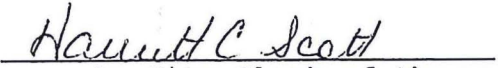


City Clerk

CERTIFICATION OF CITY CLERK

The undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. 2014-14 which was adopted by the Council on the 21st day of July, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City Alexander City, Alabama, under the seal thereof, this 21st day of July, 2014.



As City Clerk of the
City of Alexander City,
Alabama

SEAL

ORDINANCE NUMBER: 2014-15

WEED ABATEMENT

WHEREAS, the City of Alexander City, Alabama, is a municipal corporation under the laws of the State of Alabama, and

WHEREAS, the City of Alexander City, Alabama, finds it necessary and desirable to deal with the issue of weeds, underbrush and/or overgrown grass areas within the city limits to provide for the health and sanitation of its citizens by regulating public nuisances;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALEXANDER CITY, ALABAMA, AS FOLLOWS:

SECTION I: Authority to abate public nuisance.

Any abundance of weeds, underbrush and/or overgrown grass within the city limits of Alexander City that is injurious to the general public health, safety, and general welfare by providing breeding grounds and shelter for rats, mice, snakes, mosquitoes, and other vermin, insects, and pests; or attaining heights and dryness that constitute a serious fire threat or hazard; or bearing wingy or downy seeds, when mature, that cause the spread of weeds, underbrush and/or overgrown grass and, when breathed, irritation to the throat, lungs, and eyes of the public; or hiding debris, such as broken glass or metal, that could inflict injury on a person going upon the property; or being unsightly; or a growth of weeds, underbrush and/or overgrown grass, other than ornamental plant growth, that exceeds 12 inches in height, may be declared to be a public nuisance by the City Council and abated as provided in this Ordinance. The term "city limits" as defined in this Ordinance does not include the police jurisdiction of Alexander City.

SECTION II: Weeds, underbrush and/or overgrown grass may be declared public nuisance; resolution to abate.

Whenever any weeds, underbrush and/or overgrown grass are growing upon any street, sidewalk, or private property, the City Council may, by resolution, declare the weeds, underbrush and/or overgrown grass to be a public nuisance and order its abatement. The resolution shall refer to the street by the name under which it is commonly known or describe the property upon which or in front of which the nuisance exists by giving a legal description of the property and no other description of the property shall be required. Any number of streets, sidewalks, or parcels of private property may be included in one resolution. This Ordinance shall not apply to any property that has been zoned agricultural property.

SECTION III: Notice.

(a) After the passage of the resolution, notice of a public hearing on the matter shall be given by certified mail, return receipt requested, mailed 21 days prior to the date of the hearing and shall inform the owner of the time, date, and place of the hearing and the reason for the hearing. The notice shall be mailed to the owner of the property as the information appears on record in the office of the tax assessor.

(b) All notices shall carry a list of names of persons or private contractors, or both, who perform the work and are registered with the municipal clerk. The names shall not constitute a recommendation and the failure to include a list shall in no way affect the operation of this Ordinance.

ORDINANCE No. 2014-15

PAGE NO. 2

(c) Notice shall also be given by publication in a newspaper of general circulation published in the municipality once a week for two consecutive weeks, or if no newspaper is published in the municipality, notice shall be posted in three public places located in the municipality for at least 21 days prior to the hearing.

(d) In addition, two signs shall be conspicuously posted on the property. The wording of the signs shall not be less than one inch in height and shall be in substantially the following form:

NOTICE TO DESTROY WEEDS, UNDERBRUSH AND/OR OVERGROWN GRASS

Notice is hereby given that on the _____ day of _____, 2___ at _____ A.M./P.M. in the Council chamber, the City Council of the City of Alexander City will consider a resolution regarding the weeds, underbrush and/or overgrown grass growing upon or in front of the property _____ Street, in the City of Alexander City, and more particularly described in the resolution, a copy of which is on file in the office of the City Clerk; and at that time and place will determine whether the weeds, underbrush and/or overgrown grass constitute a public nuisance which shall be abated by removal of the noxious or dangerous weeds, underbrush and/or overgrown grass; and, if so, will order the abatement and removal of the nuisance. If abatement and removal are ordered, the cost of abatement and removal shall be assessed upon the lots and lands from which or in front of which the weeds, underbrush and/or overgrown grass are removed, and the cost shall be added to the next regular bills for taxes levied against the respective lots and lands for municipal purposes. The costs shall be collected at the same time and in the same manner as ordinary municipal taxes are collected. The costs shall be subject to the same commissions and fees and the same procedure for foreclosure and sale in case of delinquency as provided for ordinary municipal taxes.

If no objections are filed with the City Clerk at least five days before the meeting of the Council and unless the person appears before the Council in person or through his or her representative to show cause, if any, why his or her objection should be sustained, it shall be presumed that the person accepts the notice as fact and waives any rights he or she may have to contest the removal of the weeds, underbrush and/or overgrown grass and the action of the Council shall be final unless good and sufficient cause can be otherwise shown.

Reference is hereby made to the resolution, on file in the office of the City Clerk, for further particulars.

Dated this _____ day of _____, 2_____.

CITY OF ALEXANDER CITY

CITY CLERK

(e) The notice shall be posted at least seven days prior to the time for hearing objections by the City Council of the City of Alexander City.

SECTION IV: Hearing:

If objections are filed, at the time stated in the notice, the City Council of Alexander City shall hear and consider all evidence, objections, and protests regarding the proposed removal of weeds, underbrush and/or overgrown grass. The City Council may continue the hearing from time to time. Upon the conclusion of the hearing, the City Council, by resolution, shall decide whether a public nuisance exists and, if so, shall order it to be removed or abated with respect to any property or part thereof described. The City Council, by passage of the resolution, shall be deemed to have acquired jurisdiction to proceed and either to perform or have performed the work of removal or abatement with respect to the property or part thereof. The decision of the City Council on the matter shall be deemed final and conclusive.

SECTION V: Abatement of nuisance.

(a) After the City Council passes the resolution finding the conditions of the property to be a nuisance and ordering its abatement, all employees and duly authorized agents of the City may enter upon the private property to abate the nuisance.

(b) The City Council may authorize private contractors, companies, enterprises, or individuals to abate and remove the nuisance. The City Council, by resolution, shall designate the contractors, companies, enterprises, or individuals who may perform the work. Those persons so designated may enter upon private property for purposes of abating or removing the nuisance. For purposes of this article compliance with the competitive bid law is not required.

(c) Any property owner shall have the right to have any weeds, underbrush and/or overgrown grass removed at his or her own expense providing the removal is done prior to the commencing of the work by the employees or agents of the City to do the removal.

SECTION VI: Report of costs.

The City shall keep an account of the cost of abating or removing the nuisance in front of or on each separate lot or parcel of land where the work is done by its employees, or by a duly authorized private contractor, company, enterprise, or individual, and shall render an itemized report in writing to the City Council showing the cost of removing the nuisance on each separate lot, or in front of the lot. Before the report is submitted to the City Council, a copy of the report shall be posted for at least five days prior thereto on or near the chamber door of the City Council, together with a notice of the time when the report shall be submitted to the City Council for confirmation.

SECTION VII: Confirmation of report; weed liens.

At the time fixed for receiving and considering the report, the City Council shall hear the report, together with any objections which may be raised by any of the property owners liable to be assessed for the work of abating the nuisance and thereupon make modifications in the report as deemed necessary, after which by motion or resolution the report shall be confirmed. The amounts of the cost for abating the nuisance in front of or upon the various parcels of land mentioned in the report shall hereinafter be referred to as "weed liens," and shall constitute a weed

ORDINANCE NO. 2014-15

PAGE NO. 4

lien on the property for the amount of the weed liens, respectively. After confirmation of the reports, a copy shall be given to the tax collector or revenue commissioner of the county who, under the "Optional Method of Taxation," is charged with the collection of the municipal taxes pursuant to Article 1, Division 2, Chapter 51, of Title 11. It shall be the duty of the county tax collector or revenue commissioner to add the costs of the respective weed liens to the next regular bills for taxes levied against the respective lots and parcels of land subject to a weed lien, and thereafter, the costs shall be collected at the same time and in the same manner as ordinary municipal ad valorem taxes are collected, and shall be subject to the same penalties and the same procedure under foreclosure and sale in case of delinquency; provided, however, that if the foreclosure and sale is the result of a delinquency caused by a weed lien, the City shall reimburse the county tax collector or revenue commissioner for all costs associated with the foreclosure and sale unless the costs are collected at the time of sale as part of the sale.

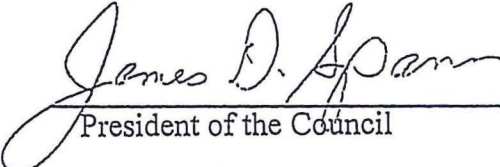
SECTION VIII: Effective Date.

This ordinance shall take effect immediately upon its adoption and publication as required by law.

SECTION IX: Supersedes prior Ordinance.

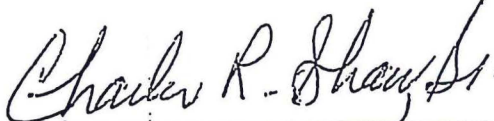
This ordinance shall supersede and repeal any prior ordinance regarding weed control and weed nuisance.

ADOPTED this 21ST day of July, 2014.



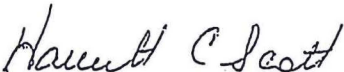
President of the Council

APPROVED this 21ST day of July, 2014.



Mayor

ATTEST:

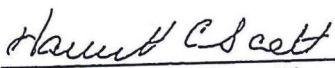


City Clerk

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 Ordinance No. 2014-15 which was duly adopted by the City Council on this 21ST day of July, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, this 21ST day of July, 2014.



As City Clerk of the City of
Alexander City, Alabama

ORDINANCE NO. 2014-16

WHEREAS, the City of Alexander City, Alabama, has several buildings dedicated to a specific purpose or activity within the Parks and Recreation Department, and

WHEREAS, one of these buildings located at 264 Tallapoosa Street is used for gymnastics and cheer training under the City's leadership and funding, and

WHEREAS, the City has found over the last year that this program has failed to achieve enough participation to pay for expenses, salaries, employee benefits, utilities, and upkeep of the building.

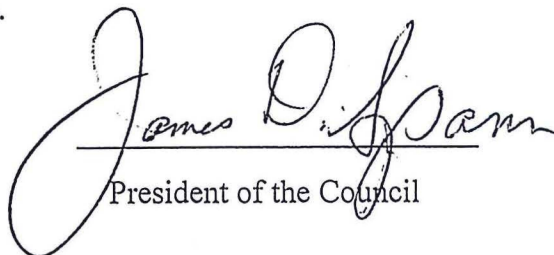
WHEREAS, the City of Alexander City, Alabama, has an opportunity to Lease the building for the same purpose it is presently used for, and

WHEREAS, the City of Alexander City, Alabama, desires to Leasing said building, and does not need the building for other public or municipal purposes, and

WHEREAS, Leasing this building will save the City substantial money in upkeep, utilities, and other expenses.

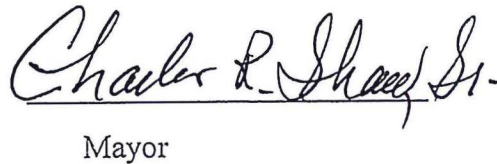
NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, that the Mayor of the City of Alexander City, Alabama, (Lessor) be and is hereby authorized to Lease said Gymnastics Building located 264 Tallapoosa Street to Cornelius M Benson (Lessee).

ADOPTED this 5th day of August, 2014.



President of the Council

APPROVED this 5th day of August, 2014.



Mayor

ATTEST:



City Clerk

ORDINANCE NO. 2014-16

PAGE NO. 2 2

CERTIFICATION OF CITY CLERK

The undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. 2014-16 which was adopted by the Council on the 5th day of August, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City Alexander City, Alabama, under the seal thereof, this 5th day of August, 2014.

Hauett C. Scott

As City Clerk of the
City of Alexander City,
Alabama

SEAL

ORDINANCE NO. 2014-17

WHEREAS, Russell Brands, LLC (also known as Franchisee/Licensee) owns certain existing utility lines and structures within the rights-of-way of Joseph Street, Garage Street and Elkahatchee Street, all of which rights-of-way, Russell Brands, LLC intends to transfer to the City of Alexander City, Alabama (also known as Franchisor/Licensors); and

WHEREAS, the City of Alexander City, Alabama, a municipal corporation, wishes to grant a non-exclusive franchise and license to Russell Brands, LLC to maintain said utility lines within said rights-of-way;

NOW, THEREFORE, BE IT ORDAINED, in consideration of the conveyance to the City of Alexander City by Russell Brands, LLC of the rights-of-ways as described in Exhibit A, B, C & D attached hereto and payment of One & 00/100 Dollar (\$1.00) per year during the term of this Agreement, the City of Alexander City and Russell Brands, LLC do agree as follows:

1. The City of Alexander City hereby authorizes and licenses Russell Brands, LLC to operate and maintain power, data, sewer, water, and fire protection lines and other structures as may now exist or are reflected on the rights-of-way of Joseph Street, Garage Street and Elkahatchee Street shown on the attached Exhibits A, B, C and D.

2. Russell Brands shall indemnify and hold the City harmless at all times during the term of this grant from and against all claims for injury or damages to persons or property both real and personal caused by the construction, erection, operation or maintenance of the Encroachments from the date hereof.

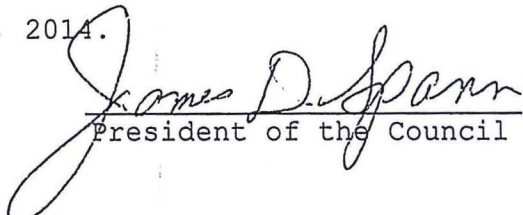
3. Russell Brands shall at all times subscribe to and utilize the "One Call" service of the State of Alabama.

4. Russell Brands shall notify the City of Alexander City before maintenance is performed upon any of the encroachments and shall obtain prior consent from the City of Alexander City before any additional utilities are constructed within the rights-of-way.

5. Russell Brands agrees that a copy of this Agreement shall be recorded in the Office of the Judge of Probate of Tallapoosa County, Alabama, at the expense of Russell Brands and the copy, when recorded, shall be furnished to the City of Alexander City for its files.

6. This Agreement shall expire at the end of thirty (30) years from the date of the Ordinance granting this Franchise/License.

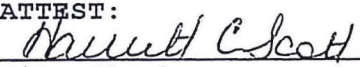
ADOPTED this 18th day of August, 2014.


President of the Council

APPROVED this 18th day of August, 2014.


Mayor

ATTEST:


City Clerk

ORDINANCE NO. 2014-17

WHEREAS, Russell Brands, LLC (also known as Franchisee/Licensee) owns certain existing utility lines and structures within the rights-of-way of Russell Road, Joseph Street, Garage Street and Elkahatchee Street, all of which rights-of-way, Russell Brands, LLC intends to transfer to the City of Alexander City, Alabama (also known as Franchisor/Licenser); and

WHEREAS, the City of Alexander City, Alabama, a municipal corporation, wishes to grant a non-exclusive franchise and license to Russell Brands, LLC to maintain said utility lines within said rights-of-way;

NOW, THEREFORE, BE IT ORDAINED, in consideration of the conveyance to the City of Alexander City by Russell Brands, LLC of the rights-of-ways as described in Exhibit A, B, C & D attached hereto and payment of One & 00/100 Dollar (\$1.00) per year during the term of this Agreement, the City of Alexander City and Russell Brands, LLC do agree as follows:

1. The City of Alexander City hereby authorizes and licenses Russell Brands, LLC to operate and maintain power, data, sewer, water, and fire protection lines and other structures as may now exist or are reflected on the rights-of-way of Russell Road, Joseph Street, Garage Street and Elkahatchee Street shown on the attached Exhibits A, B, C and D.

2. Russell Brands shall indemnify and hold the City harmless at all times during the term of this grant from and against all claims for injury or damages to persons or property both real and personal caused by the construction, erection, operation or maintenance of the Encroachments from the date hereof.

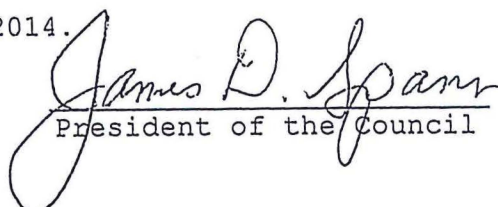
3. Russell Brands shall at all times subscribe to and utilize the "Call One" service of the State of Alabama.

4. Russell Brands shall notify the City of Alexander City before maintenance is performed upon any of the encroachments and shall obtain prior consent from the City of Alexander City before any additional utilities are constructed within the rights-of-way.

5. Russell Brands agrees that a copy of this Agreement shall be recorded in the Office of the Judge of Probate of Tallapoosa County, Alabama, at the expense of Russell Brands and the copy, when recorded, shall be furnished to the City of Alexander City for its files.


6. This Agreement shall expire at the end of thirty (30) years from the date of the Ordinance granting this Franchise/License.

ADOPTED this 18th day of August, 2014.


President of the Council

APPROVED this 18th day of August, 2014.


Mayor

ATTEST:

City Clerk

ORDINANCE NO. 2014-17
PAGE NO. 2

CERTIFICATION OF CITY CLERK

The undersigned, as Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. 2014-17 which was adopted by the Council on the 18th day of August, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City Alexander City, Alabama, under the seal thereof, this 18th day of August, 2014.

Hannah C. Scott

As City Clerk of the
City of Alexander City,
Alabama

SEAL

ORDINANCE NO. 2014-18

WHEREAS, the City of Alexander City has acquired certain property from the Russell Brands, L.L.C., that is not in the current corporate limits, and

WHEREAS, said property is contiguous to the current corporate limits of the City of Alexander City, Alabama, and

WHEREAS, said property acquired by the City of Alexander City, Alabama is described as follows:

Parcel No. 1 "Russell Road Right-of-Way (60')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 2,077.01' to a point; thence North 2,115.74' to an iron pin; thence S 81°30'52" W 18.50' to the POINT OF BEGINNING for the herein described parcel of land (said point also located on the West Right-of-Way (100') of Central Boulevard and the South Right-of-Way (60') of Russell Road); thence leaving said West Right-of-Way and along said South Right-of-Way the following nine (9) courses: (1) S 81°30'52" W 260.13'; (2) Chord Bearing S 85°39'27" W, Chord Distance 116.91' Radius 809.09'; (3) S 89°48'02" W 68.05'; (4) Chord Bearing S 87°53'20" W, Chord Distance 231.50', Radius 3,470.00'; (5) S 85°58'38" W 420.14'; (6) Chord Bearing S 84°26'30" W, Chord Distance 78.79', Radius 1,470.00'; (7) S 82°54'21" W 383.58'; (8) Chord Bearing N 79°07'01" W, Chord Distance 333.33', Radius 540.00'; (9) N 61°08'23" W 83.25' to an iron pin located at the intersection of said South Right-of-Way and the East Right-of-Way (R.O.W. Varies) of Lee Street; thence leaving said South Right-of-Way and along said East Right-of-Way N 42°11'45" E 61.66' to an iron pin located at the intersection of said East Right-of-Way and the North Right-of-Way (60') of Russell Road; thence leaving said East Right-of-Way and along said North Right-of-Way the following nine (9) courses: (1) S 61°08'23" E 69.03'; (2) Chord Bearing S 79°07'01" E, Chord Distance 296.29', Radius 480.00'; (3) N 82°54'21" E 383.58'; (4) Chord Bearing N 84°26'30" E, Chord Distance 82.00', Radius 1,530.00'; (5) N 85°58'38" E 420.14'; (6) Chord Bearing N 87°53'20" E, Chord Distance 235.51', Radius 3,530.00'; (7) N 89°48'02" E 68.05'; (8) Chord Bearing N 85°39'27" E, Chord Distance 108.24', Radius 749.09'; (9) N 81°30'52" E 260.13' to a point located on the West Right-of-Way (100') of Central Boulevard; thence leaving said North Right-of-Way and along said West Right-of-Way S 08°29'08" E 60.00' the point of beginning. Containing 2.69 acres, more or less, and lying in and being a part of the North 1/2 of the SW 1/4 and the NW 1/4 of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 2 "Russell Road Right-of-Way (60')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 330.43' to a point; thence North 2,544.25' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the West Right-of-Way (50') of Elkahatchee Street and the South Right-of-Way (60') of Russell Road); thence leaving said West Right-of-Way and along said South Right-of-Way the following eleven (11) courses: (1) Chord Bearing S 89°47'15" W, Chord Distance 579.10', Radius 20,677.90'; (2) S 88°59'06" W 44.21'; (3) Chord Bearing N 89°37'14" W, Chord Distance 31.41' Radius 645.31'; (4) Chord Bearing N 84°13'33" W, Chord Distance 90.03', Radius 645.31'; (5) N 80°13'32" W 164.63'; (6) Chord Bearing N 86°09'16" W, Chord Distance 97.10', Radius 470.00'; (7) S 87°55'00" W 23.04'; (8) Chord Bearing S 55°28'05" W, Chord Distance 292.01', Radius 272.12'; (9) Chord Bearing S 31°42'52" W, Chord Distance 185.64', Radius 614.00'; (10) S 40°24'33" W 53.69'; (11) Chord Bearing S 60°57'42" W, Chord Distance 147.45', Radius 210.00' to an iron pin located at the intersection of said South Right-of-Way and the East Right-of-Way (100') of Central Boulevard; thence leaving said South Right-of-Way and along said East Right-of-Way N 08°29'08" W 60.00' to an iron pin located at the intersection of said East Right-of-Way and the North Right-of-Way (60') of Russell Road; thence leaving said East Right-of-Way and along said North Right-of-Way the following eleven (11) courses: (1) Chord Bearing N 60°57'42" E, Chord Distance 105.32', Radius 150.00'; (2) N 40°24'33" E 53.69'; (3) Chord Bearing N 31°42'52" E, Chord Distance 167.50', Radius 554.00'; (4) Chord Bearing N 55°28'05" E, Chord Distance 356.40', Radius 332.12'; (5) N 87°55'00" E 23.04'; (6) Chord Bearing S 86°09'16" E, Chord Distance 109.49', Radius 530.00'; (7) S 80°13'32" E 164.63'; (8) Chord Bearing S 83°12'43" E, Chord Distance 60.98', Radius 585.31'; (9) Chord Bearing S 88°36'23" E, Chord Distance 49.19', Radius 585.31'; (10) N 88°59'06" E 44.21'; (11) Chord Bearing N 89°47'20" E, Chord Distance 581.77', Radius 20,737.90' to an iron pin located in a curve at the intersection of said North Right-of-Way and the West Right-of-Way (50') of Elkahatchee Street; thence leaving said North Right-of-Way and along said West Right-of-Way the following two (2) courses: (1) Chord Bearing S 01°29'41" W, Chord Distance 45.69', Radius 527.00'; (2) Chord Bearing S 01°38'03" W, Chord Distance 14.32', Radius 175.00' to the point of beginning. Containing 2.39 acres, more or less, and lying in and being a part of the North 1/2 of the SE 1/4 and the South 1/2 of the NE 1/4, all in Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

(4) Chord Bearing S 65°56'11" W, Chord Distance 13.37', Radius 120.00' to an iron pin located at a Right-of-Way flare; thence leaving said North Right-of-Way and Northwesterly along said flare N 53°09'09" W 24.11' to an iron pin located on the East Right-of-Way (100') of Central Boulevard and end of said flare; thence along said East Right-of-Way the following two (2) courses: (1) N 00°12'50" W 101.58'; (2) Chord Bearing N 03°55'23" W; Chord Distance 271.70', Radius 2,100.00' to an iron pin located at a Right-of-Way flare; thence leaving said East Right-of-Way and Northeasterly along said flare N 36°36'01" E 70.82' to an iron pin located on the South Right-of-Way (60') of Russell Road; thence along said South Right-of-Way the following nine (9) courses: (1) N 81°30'51" E 20.69'; (2) Chord Bearing N 60°57'42" E, Chord Distance 147.45', Radius 210.00'; (3) N 40°24'33" E 53.69'; (4) Chord Bearing N 31°42'52" E, Chord Distance 185.64', Radius 614.00'; (5) Chord Bearing N 55°28'05" E, Chord Distance 292.01', Radius 272.12'; (6) N 87°55'00" E 23.04'; (7) Chord Bearing S 86°09'16" E, Chord Distance 97.10', Radius 470.00'; (8) S 80°13'32" E 164.63'; (9) Chord Bearing S 84°13'33" E, Chord Distance 90.03', Radius 645.31' to an iron pin; thence leaving said South Right-of-Way S 01°15'26" W 737.62' to an iron pin and the point of beginning. Containing 14.54 acres, more or less, and lying in and being a part of the North 1/2 of the SE 1/4 and the South 1/2 of the NE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 21 "Garage"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,672.48' to a point; thence North 1,197.12' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the North Right-of-Way (50') of Joseph Street, thence along said North Right-of-Way N 87°15'40" W 151.25' to an iron pin located at a Right-of-Way jog; thence along said jog N 02°46'03" E 4.62' to an iron pin and end of said jog; thence continue along said North Right-of-Way N 87°13'57" W 27.33' to an iron pin located at a Right-of-Way flare; thence leaving said North Right-of-Way and along said flare N 43°43'23" W 72.53' to an iron pin located on the East Right-of-Way of Central Boulevard and end of said flare; thence along said East Right-of-Way N 00°12'50" W 11.042' to a mag nail and beginning of a Right-of-Way jog; thence along said jog S 89°47'10" W 10.00' to a mag nail and end of said jog; thence continue along said East Right-of-Way N 00°12'50" W 224.74' to an iron pin located at a Right-of-Way flare; thence leaving said East Right-of-Way and along said flare N 52°04'52" E 96.78' to an iron pin located in a curve on the South Right-of-Way (60') of Garage Street and end of said flare; thence along said South Right-of-Way the following two (2) courses: (1) Chord Bearing N 77°15'09" E, Chord Distance 128.35', Radius 290.00'; (2) S 89°57'44" E 41.87' to an iron pin; thence leaving said South Right-of-Way S 00°27'17" W 488.48' to an iron pin and the point of beginning. Containing 2.47 acres, more or less, and lying in and being a part of the NW 1/4 of the SE 1/4 and the SW 1/4 of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 22 "Yarn Dye"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,672.48' to a point; thence North 1,197.12' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the North Right-of-Way (50') of Joseph Street; thence leaving said North Right-of-Way N 00°27'17" E 488.48' to an iron pin located on the South Right-of-Way (60') of Garage Street; thence along said South Right-of-Way S 89°57'44" E 441.07' to an iron pin; thence leaving said South Right-of-Way S 51°31'40" E 27.90' to an iron pin; thence S 23°11'05" W 22.21' to an iron pin; thence S 02°48'06" W 214.34' to an iron pin; thence S 13°31'52" W 51.41' to an iron pin; thence S 02°44'20" W 206.93' to an iron pin located on the North Right-of-Way (50') of Joseph Street; thence along said North Right-of-Way N 87°15'40" W 426.15' to an iron pin and the point of beginning. Containing 5.05 acres, more or less, and lying in and being a part of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 23 "Waste Water Weir"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence N 89°51'15" W 508.58' to the POINT OF BEGINNING for the herein described parcel of land (said point located on the centerline of a ditch); thence leaving said centerline of ditch N 89°51'15" W 104.49' to an iron pin; thence N 02°38'56" W 490.80' to an iron pin; thence N 27°05'53" W 406.73' to an iron pin; thence N 57°12'03" W 310.37' to an iron pin; thence N 77°34'44" W 332.35' to an iron pin; thence N 15°41'16" E 101.07' to an iron pin located on the South Right-of-Way (50') of Joseph Street; thence along said South Right-of-Way S 87°15'40" E 704.09' to an iron pin; thence leaving said South Right-of-Way S 03°51'07" W 178.58' to an iron pin; thence S 72°36'24" E 89.84' to an iron pin; thence S 62°06'46" E 59.74' to an iron pin; thence S 54°21'15" E 38.26' to an iron pin; thence S 58°38'34" E 231.98' to an iron pin; thence N 13°31'03" E 380.98' to an iron pin; thence S 70°32'11" E 12.36' to an iron pin; thence S 57°38'31" E 117.53' to a point located on the centerline of a ditch; thence generally along

Parcel No. 3 "Garage Street Right-of-Way (60')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 1,685.29' to a point; thence West 1,227.54' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the South Right-of-Way (60') of Garage Street); thence along said South Right-of-Way the following two (2) courses: (1) N 89°57'44" W 482.94'; (2) Chord Bearing S 82°00'15" W. Chord Distance 81.06', Radius 290.00' to an iron pin; thence leaving said South Right-of-Way N 16°46'01" W 60.00' to all iron pin located on the North Right-of-Way (60') of Garage Street; thence along said North Right-of-Way the following three (3) courses: (1) Chord Bearing N 81°56'27" E, Chord Distance 98.59', Radius 350.00'; (2) S 89°57'44" E 416.61'; (3) Chord Bearing N 58°56'49" E, Chord Distance 25.82', Radius 25.00' to an iron pin located in a curve on a cul-de-sac on the Right-of-Way (60') of Garage Street; thence along said curve and Right-of-Way Chord Bearing S 75°08'58" E, Chord Distance 97.43', Radius 50.00' to an iron pin; thence Chord Bearing S 45°56'30" W. Chord Distance 69.59', Radius 50.00' to an iron pin and the point of beginning. Containing 0.91 acres, more or less, and lying in and being a part of the North 1/2 of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 4 "Joseph and Elkahatchee Street Right-of-Way (50')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 2,545.43' to a point; thence West 280.44' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located at the intersection of the South Right-of-Way (60') of Russell Road and the East Right-of-Way (50') of Elkahatchee Street); thence leaving said South Right-of-Way and along said East Right-of-Way the following four (4) courses: (1) Chord Bearing S 12°31'17" E, Chord Distance 52.25', Radius 125.00'; (2) S 24°35'09" E 35.97'; (3) Chord Bearing S 13°24'17" E, Chord Distance 133.80', Radius 345.00'; (4) S 02°13'25" E 604.75' to an iron pin located at the North Right-of-Way (50') of Joseph Street (end of Elkahatchee Street); thence leaving said East Right-of-Way and along said North Right-of-Way of Joseph Street S 87°16'11" E 429.06' to an iron pin; thence leaving said North Right-of-Way S 02°21'59" W 50.00' to an iron pin located on the South Right-of-Way (50') of Joseph Street; thence along said South Right-of-Way N 87°16'11" W 166.62' to an iron pin located at a Right-of-Way jog; thence along said jog N 04°25'06" E 13.45' to an iron pin; thence N 86°53'21" W 109.95' to an iron pin; thence S 06°27'29" W 14.21' to an iron pin and end of said jog; thence continue along said South Right-of-Way (50') of Joseph Street N 87°16'11" W 147.94' to an iron pin located on the East Right-of-Way (50') of Joseph Street; thence leaving said South Right-of-Way and along said East Right-of-Way of Joseph Street the following seven (7) courses: (1) S 02°13'25" E 127.38'; (2) Chord Bearing S 15°42'18" W. Chord Distance 271.07', Radius 440.00'; (3) S 33°39'47" W 35.22'; (4) Chord Bearing S 45°24'48" W; Chord Distance 159.33', Radius 391.19'; (5) S 57°09'50" W 12.66'; (6) Chord Bearing S 74°57'05" W. Chord Distance 177.18', Radius 290.00'; (7) N 87°15'40" W 1,246.50' to an iron pin located on the East Right-of-Way (100') of Central Boulevard; thence leaving said Right-of-Way of Joseph Street and along said East Right-of-Way N 02°46'03" E 50.00' to an iron pin located on the North Right-of-Way (50') of Joseph Street; thence leaving said East Right-of-Way of Central Boulevard and along said North Right-of-Way the following seven (7) courses: (1) S 87°15'40" E 1,246.48'; (2) Chord Bearing N 74°57'05" E, Chord Distance 146.63', Radius 240.00'; (3) N 57°09'50" E 12.66'; (4) Chord Bearing N 45°24'48" E, Chord Distance 138.97', Radius 341.19'; (5) N 33°39'47" E 35.21'; (6) Chord Bearing N 15°42'40" E, Chord Distance 240.19', Radius 390.00'; (7) N 02°13'25" W 177.66' to an iron pin located at the beginning of the West Right-of-Way (50') of Elkahatchee Street; thence leaving said North Right-of-Way and along said West Right-of-Way the following four (4) courses: (1) N 02°13'25" W 604.75'; (2) Chord Bearing N 13°24'17" W. Chord Distance 114.41', Radius 295.00'; (3) N 24°35'09" W 35.97'; (4) Chord Bearing N 12°38'54" W. Chord Distance 72.40', Radius 175.00' to an iron pin located at the intersection of said West Right-of-Way and the South Right-of-Way (60') of Russell Road; thence leaving said West Right-of-Way and along said South Right-of-Way N 88°39'15" E 50.00' to an iron pin and the point of beginning. Containing 3.76 acres, more or less, and lying in and being a part of the SE 1/4 of Section 33, and the West 1/2 of the SW 1/4 of Section 34, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 20 "Trailer Parking"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,001.33' to a point; thence North 1,804.09' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land; thence S 68°13'04" W 189.75' to an iron pin located in a curve on a cul-de-sac on the Right-of-Way (60') of Garage Street; thence Northwesterly along said curve and Right-of-Way (Chord Bearing N 75°08'58" W, Chord Distance 97.43', Radius 50.00') to an iron pin located on the North Right-of-Way (60') of Garage Street; thence along said North Right-of-Way (60') of Garage Street the following four (4) courses: (1) Chord Bearing S 58°56'49" W; Chord Distance 25.82', Radius 25.00'; (2) N 89°57'44" W 416.61'; (3) Chord Bearing S 76°23'27" W; Chord Distance 165.16', Radius 350.00';

said centerline S 14°02'34" W 261.06' to a point; thence S 22°47'26" W 689.21' to a point; thence S 20°14'51" W 146.26' to the point of beginning. Containing 9.38 acres, more or less, and lying in and being a part of the South 1/2 of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 24 "Rescue Squad Property"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence East 587.74' to a point; thence North 1,166.56' to an iron pin and the POINT OF BEGINNING/or the herein described parcel of land (said point also located on the West Right-of-Way (50') (unimproved) of Elizabeth Street); thence leaving said West Right-of-Way S 89°55'22" W 642.04' to a point located in a ditch; thence N 00°37'21" E 325.28' to an iron pin; thence S 84°36'19" E 97.11' to an iron pin; thence N 04°34'42" E 127.39' to an iron pin; thence N 04°25'06" E 56.15' to an iron pin located on the South Right-of-Way (50') of Joseph Street; thence along said South Right-of-Way the following two (2) courses: (1) S 87°16'11" E 166.62'; (2) S 87°39'06" E 349.14' to an iron pin located at the intersection of said South Right-of-Way and the West Right-of-Way (50') (unimproved) of Elizabeth Street; thence leaving said South Right-of-Way and along said West Right-of-Way of Elizabeth Street S 01°27'02" E 476.15' to an iron pin and the point of beginning. Containing 6.69 acres, more or less, and lying in and being a part of the East 1/2 of SE 1/4 of Section 33 and the West 1/2 of the SW 1/4 of Section 34, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 25 "Focus Factory Parking"

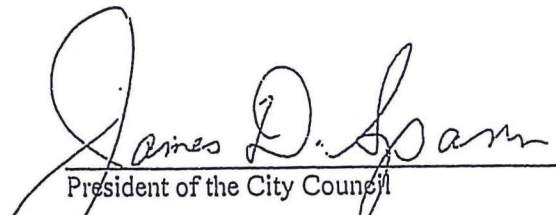
Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 1,719.67' to a point; thence West 40.58' to a mag nail and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the North Right-of-Way (50') of Joseph Street); thence along said North Right-of-Way N 87°16'11" W 159.27' to an iron pin located at the intersection of said North Right-of-Way and the East Right-of-Way (50') of Elkahatchee Street; thence leaving said North Right-of-Way and along said East Right-of-Way N 02°13'25" W 527.74' to an iron pin; thence leaving said East Right-of-Way N 89°39'56" E 174.65' to an iron pin; thence S 00°31'34" E 535.97' to a mag nail and the point of beginning. Containing 2.04 acres, more or less, and lying in and being a part of the North 1/2 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

WHEREAS, the City does wish to annex said parcel of property into the corporate limits of the City of Alexander City, Alabama.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, that the above described property be and is hereby annexed into the corporate limits of the City of Alexander City pursuant to Section 11-42-20 thru 11-42-24 Code of Alabama, 1975, as amended:

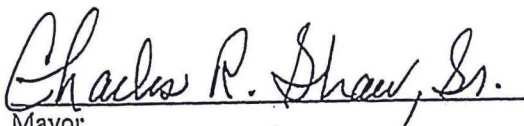
This Ordinance shall become effective immediately upon its adoption and publication as required by law.

ADOPTED this 18th day of August, 2014.



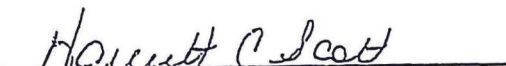
President of the City Council

APPROVED this 18th day of August, 2014.



Mayor

ATTEST:



City Clerk

ORDINANCE NO. 2014-18

WHEREAS, the City of Alexander City has acquired certain property from the Russell Brands, L.L.C., that is not in the current corporate limits, and

WHEREAS, said property is contiguous to the current corporate limits of the City of Alexander City, Alabama, and

WHEREAS, said property acquired by the City of Alexander City, Alabama is described as follows:

Parcel No. 1 "Russell Road Right-of-Way (60')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-2I-E, Tallapoosa County, Alabama; thence West 2,077.01' to a point; thence North 2,115.74' to an iron pin; thence S 81°30'52" W 18.50' to the POINT OF BEGINNING for the herein described parcel of land (said point also located on the West Right-of-Way (100') of Central Boulevard and the South Right-of-Way (60') of Russell Road); thence leaving said West Right-of-Way and along said South Right-of-Way the following nine (9) courses: (1) S 81°30'52" W 260.13'; (2) Chord Bearing S 85°39'27" W, Chord Distance 116.91' Radius 809.09'; (3) S 89°48'02" W 68.05'; (4) Chord Bearing S 87°53'20" W, Chord Distance 231.50', Radius 3,470.00'; (5) S 85°58'38" W 420.14'; (6) Chord Bearing S 84°26'30" W, Chord Distance 78.79', Radius 1,470.00'; (7) S 82°54'21" W 383.58'; (8) Chord Bearing N 79°07'01" W, Chord Distance 333.33', Radius 540.00'; (9) N 61°08'23" W 83.25' to an iron pin located at the intersection of said South Right-of-Way and the East Right-of-Way (R.O.W. Varies) of Lee Street; thence leaving said South Right-of-Way and along said East Right-of-Way N 42°11'45" E 61.66' to an iron pin located at the intersection of said East Right-of-Way and the North Right-of-Way (60') of Russell Road; thence leaving said East Right-of-Way and along said North Right-of-Way the following nine (9) courses: (1) S 61°08'23" E 69.03'; (2) Chord Bearing S 79°07'01" E, Chord Distance 296.29', Radius 480.00'; (3) N 82°54'21" E 383.58'; (4) Chord Bearing N 84°26'30" E, Chord Distance 82.00', Radius 1,530.00'; (5) N 85°58'38" E 420.14'; (6) Chord Bearing N 87°53'20" E, Chord Distance 235.51', Radius 3,530.00'; (7) N 89°48'02" E 68.05'; (8) Chord Bearing N 85°39'27" E, Chord Distance 108.24', Radius 749.09'; (9) N 81°30'52" E 260.13' to a point located on the West Right-of-Way (100') of Central Boulevard; thence leaving said North Right-of-Way and along said West Right-of-Way S 08°29'08" E 60.00' the point of beginning. Containing 2.69 acres, more or less, and lying in and being a part of the North 1/2 of the SW 1/4 and the NW 1/4 of the SE 1/4 of Section 33, T-23-N, R-2I-E, Tallapoosa County, Alabama.

Parcel No. 2 "Russell Road Right-of-Way (60')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-2I-E, Tallapoosa County, Alabama; thence West 330.43' to a point; thence North 2,544.25' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the West Right-of-Way (50') of Elkahatchee Street and the South Right-of-Way (60') of Russell Road); thence leaving said West Right-of-Way and along said South Right-of-Way the following eleven (11) courses: (1) Chord Bearing S 89°47'15" W, Chord Distance 579.10', Radius 20,677.90'; (2) S 88°59'06" W 44.21'; (3) Chord Bearing N 89°37'14" W, Chord Distance 31.41' Radius 645.31'; (4) Chord Bearing N 84°13'33" W, Chord Distance 90.03', Radius 645.31'; (5) N 80°13'32" W 164.63'; (6) Chord Bearing N 86°09'16" W, Chord Distance 97.10', Radius 470.00'; (7) S 87°55'00" W 23.04'; (8) Chord Bearing S 55°28'05" W, Chord Distance 292.01', Radius 272.12'; (9) Chord Bearing S 31°42'52" W, Chord Distance 185.64', Radius 614.00'; (10) S 40°24'33" W 53.69'; (11) Chord Bearing S 60°57'42" W, Chord Distance 147.45', Radius 210.00' to an iron pin located at the intersection of said South Right-of-Way and the East Right-of-Way (100') of Central Boulevard; thence leaving said South Right-of-Way and along said East Right-of-Way N 08°29'08" W 60.00' to an iron pin located at the intersection of said East Right-of-Way and the North Right-of-Way (60') of Russell Road; thence leaving said East Right-of-Way and along said North Right-of-Way the following eleven (11) courses: (1) Chord Bearing N 60°57'42" E, Chord Distance 105.32', Radius 150.00'; (2) N 40°24'33" E 53.69'; (3) Chord Bearing N 31°42'52" E, Chord Distance 167.50', Radius 554.00'; (4) Chord Bearing N 55°28'05" E, Chord Distance 356.40', Radius 332.12'; (5) N 87°55'00" E 23.04'; (6) Chord Bearing S 86°09'16" E, Chord Distance 109.49', Radius 530.00'; (7) S 80°13'32" E 164.63'; (8) Chord Bearing S 83°12'43" E, Chord Distance 60.98', Radius 585.31'; (9) Chord Bearing S 88°36'23" E, Chord Distance 49.19', Radius 585.31'; (10) N 88°59'06" E 44.21'; (11) Chord Bearing N 89°47'20" E, Chord Distance 581.77', Radius 20,737.90' to an iron pin located in a curve at the intersection of said North Right-of-Way and the West Right-of-Way (50') of Elkahatchee Street; thence leaving said North Right-of-Way and along said West Right-of-Way the following two (2) courses: (1) Chord Bearing S 01°29'41" W, Chord Distance 45.69', Radius 527.00'; (2) Chord Bearing S 01°38'03" W, Chord Distance 14.32', Radius 175.00' to the point of beginning. Containing 2.39 acres, more or less, and lying in and being a part of the North 1/2 of the SE 1/4 and the South 1/2 of the NE 1/4, all in Section 33, T-23-N, R-2I-E, Tallapoosa County, Alabama.

(4) Chord Bearing S 65°56'11" W, Chord Distance 13.37', Radius 120.00' to an iron pin located at a Right-of-Way flare; thence leaving said North Right-of-Way and Northwesterly along said flare N 53°09'09" W 24.11' to an iron pin located on the East Right-of-Way (100') of Central Boulevard and end of said flare; thence along said East Right-of-Way the following two (2) courses: (1) N 00°12'50" W 101.58'; (2) Chord Bearing N 03°55'23" W; Chord Distance 271.70', Radius 2,100.00' to an iron pin located at a Right-of-Way flare; thence leaving said East Right-of-Way and Northeasterly along said flare N 36°36'01" E 70.82' to an iron pin located on the South Right-of-Way (60') of Russell Road; thence along said South Right-of-Way the following nine (9) courses: (1) N 81°30'51" E 20.69'; (2) Chord Bearing N 60°57'42" E, Chord Distance 147.45', Radius 210.00'; (3) N 40°24'33" E 53.69'; (4) Chord Bearing N 31°42'52" E, Chord Distance 185.64', Radius 614.00'; (5) Chord Bearing N 55°28'05" E, Chord Distance 292.01', Radius 272.12'; (6) N 87°55'00" E 23.04'; (7) Chord Bearing S 86°09'16" E, Chord Distance 97.10', Radius 470.00'; (8) S 80°13'32" E 164.63'; (9) Chord Bearing S 84°13'33" E, Chord Distance 90.03', Radius 645.31' to an iron pin; thence leaving said South Right-of-Way S 01°15'26" W 737.62' to an iron pin and the point of beginning. Containing 14.54 acres, more or less, and lying in and being a part of the North 1/2 of the SE 1/4 and the South 1/2 of the NE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 21 "Garage"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,672.48' to a point; thence North 1,197.12' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the North Right-of-Way (50') of Joseph Street; thence along said North Right-of-Way N 87°15'40" W 151.25' to an iron pin located at a Right-of-Way jog; thence along said jog N 02°46'03" E 4.62' to an iron pin and end of said jog; thence continue along said North Right-of-Way N 87°13'57" W 27.33' to an iron pin located at a Right-of-Way flare; thence leaving said North Right-of-Way and along said flare N 43°43'23" W 72.53' to an iron pin located on the East Right-of-Way of Central Boulevard and end of said flare; thence along said East Right-of-Way N 00°12'50" W 110.42' to a mag nail and beginning of a Right-of-Way jog; thence along said jog S 89°47'10" W 10.00' to a mag nail and end of said jog; thence continue along said East Right-of-Way N 00°12'50" W 224.74' to an iron pin located at a Right-of-Way flare; thence leaving said East Right-of-Way and along said flare N 52°04'52" E 96.78' to an iron pin located in a curve on the South Right-of-Way (60') of Garage Street and end of said flare; thence along said South Right-of-Way the following two (2) courses: (1) Chord Bearing N 77°15'09" E, Chord Distance 128.35', Radius 290.00'; (2) S 89°57'44" E 41.87' to an iron pin; thence leaving said South Right-of-Way S 00°27'17" W 488.48' to an iron pin and the point of beginning. Containing 2.47 acres, more or less, and lying in and being a part of the NW 1/4 of the SE 1/4 and the SW 1/4 of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 22 "Yarn Dye"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,672.48' to a point; thence North 1,197.12' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the North Right-of-Way (50') of Joseph Street; thence leaving said North Right-of-Way N 00°27'17" E 488.48' to an iron pin located on the South Right-of-Way (60') of Garage Street; thence along said South Right-of-Way S 89°57'44" E 441.07' to an iron pin; thence leaving said South Right-of-Way S 51°31'40" E 27.90' to an iron pin; thence S 23°11'05" W 22.21' to an iron pin; thence S 02°48'06" W 214.34' to an iron pin; thence S 13°31'52" W 51.41' to an iron pin; thence S 02°44'20" W 206.93' to an iron pin located on the North Right-of-Way (50') of Joseph Street; thence along said North Right-of-Way N 87°15'40" W 426.15' to an iron pin and the point of beginning. Containing 5.05 acres, more or less, and lying in and being a part of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 23 "Waste Water Weir"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence N 89°51'15" W 508.58' to the POINT OF BEGINNING for the herein described parcel of land (said point located on the centerline of a ditch); thence leaving said centerline of ditch N 89°51'15" W 104.49' to an iron pin; thence N 02°38'56" W 490.80' to an iron pin; thence N 27°05'53" W 406.73' to an iron pin; thence N 57°12'03" W 310.37' to an iron pin; thence N 87°34'44" W 332.35' to an iron pin; thence N 15°41'16" E 101.07' to an iron pin located on the South Right-of-Way (50') of Joseph Street; thence along said South Right-of-Way S 87°15'40" E 704.09' to an iron pin; thence leaving said South Right-of-Way S 03°51'07" W 178.58' to an iron pin; thence S 72°36'24" E 89.84' to an iron pin; thence S 62°06'46" E 59.74' to an iron pin; thence S 54°21'15" E 38.26' to an iron pin; thence S 58°38'34" E 231.98' to an iron pin; thence N 13°31'03" E 380.98' to an iron pin; thence S 70°32'11" E 12.36' to an iron pin; thence S 57°38'31" E 117.53' to a point located on the centerline of a ditch; thence generally along

Parcel No. 3 "Garage Street Right-of-Way (60')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 1,685.29' to a point; thence West 1,227.54' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the South Right-of-Way (60') of Garage Street); thence along said South Right-of-Way the following two (2) courses: (1) N 89°57'44" W 482.94'; (2) Chord Bearing S 82°00'15" W. Chord Distance 81.06', Radius 290.00' to an iron pin; thence leaving said South Right-of-Way N 16°46'01" W 60.00' to all iron pin located on the North Right-of-Way (60') of Garage Street; thence along said North Right-of-Way the following three (3) courses: (1) Chord Bearing N 81°56'27" E, Chord Distance 98.59', Radius 350.00'; (2) S 89°57'44" E 416.61'; (3) Chord Bearing N 58°56'49" E, Chord Distance 25.82', Radius 25.00' to an iron pin located in a curve on a cul-de-sac on the Right-of-Way (60') of Garage Street; thence along said curve and Right-of-Way Chord Bearing S 75°08'58" E, Chord Distance 97.43', Radius 50.00' to an iron pin; thence Chord Bearing S 45°56'30" W. Chord Distance 69.59', Radius 50.00' to an iron pin and the point of beginning. Containing 0.91 acres, more or less, and lying in and being a part of the North 1/2 of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 4 "Joseph and Elkahatchee Street Right-of-Way (50')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 2,545.43' to a point; thence West 280.44' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located at the intersection of the South Right-of-Way (60') of Russell Road and the East Right-of-Way (50') of Elkahatchee Street); thence leaving said South Right-of-Way and along said East Right-of-Way the following four (4) courses: (1) Chord Bearing S 12°31'17" E, Chord Distance 52.25', Radius 125.00'; (2) S 24°35'09" E 35.97'; (3) Chord Bearing S 13°24'17" E, Chord Distance 133.80', Radius 345.00'; (4) S 02°13'25" E 604.75' to an iron pin located at the North Right-of-Way (50') of Joseph Street (end of Elkahatchee Street); thence leaving said East Right-of-Way and along said North Right-of-Way of Joseph Street S 87°16'11" E 429.06' to an iron pin; thence leaving said North Right-of-Way S 02°21'59" W 50.00' to an iron pin located on the South Right-of-Way (50') of Joseph Street; thence along said South Right-of-Way N 87°16'11" W 166.62' to an iron pin located at a Right-of-Way jog; thence along said jog N 04°25'06" E 13.45' to an iron pin; thence N 86°53'21" W 109.95' to an iron pin; thence S 06°27'29" W 14.21' to an iron pin and end of said jog; thence continue along said South Right-of-Way (50') of Joseph Street N 87°16'11" W 147.94' to an iron pin located on the East Right-of-Way (50') of Joseph Street; thence leaving said South Right-of-Way and along said East Right-of-Way of Joseph Street the following seven (7) courses: (1) S 02°13'25" E 127.38'; (2) Chord Bearing S 15°42'18" W. Chord Distance 271.07', Radius 440.00'; (3) S 33°39'47" W 35.22'; (4) Chord Bearing S 45°24'48" W; Chord Distance 159.33', Radius 391.19'; (5) S 57°09'50" W 12.66'; (6) Chord Bearing S 74°57'05" W. Chord Distance 177.18', Radius 290.00'; (7) N 87°15'40" W 1,246.50' to an iron pin located on the East Right-of-Way (100') of Central Boulevard; thence leaving said Right-of-Way of Joseph Street and along said East Right-of-Way N 02°46'03" E 50.00' to an iron pin located on the North Right-of-Way (50') of Joseph Street; thence leaving said East Right-of-Way of Central Boulevard and along said North Right-of-Way the following seven (7) courses: (1) S 87°15'40" E 1,246.48'; (2) Chord Bearing N 74°57'05" E, Chord Distance 146.63', Radius 240.00'; (3) N 57°09'50" E 12.66'; (4) Chord Bearing N 45°24'48" E, Chord Distance 138.97', Radius 341.19'; (5) N 33°39'47" E 35.21'; (6) Chord Bearing N 15°42'40" E, Chord Distance 240.19', Radius 390.00'; (7) N 02°13'25" W 177.66' to an iron pin located at the beginning of the West Right-of-Way (50') of Elkahatchee Street; thence leaving said North Right-of-Way and along said West Right-of-Way the following four (4) courses: (1) N 02°13'25" W 604.75'; (2) Chord Bearing N 13°24'17" W. Chord Distance 114.41', Radius 295.00'; (3) N 24°35'09" W 35.97'; (4) Chord Bearing N 12°38'54" W. Chord Distance 72.40', Radius 175.00' to an iron pin located at the intersection of said West Right-of-Way and the South Right-of-Way (60') of Russell Road; thence leaving said West Right-of-Way and along said South Right-of-Way N 88°39'15" E 50.00' to an iron pin and the point of beginning. Containing 3.76 acres, more or less, and lying in and being a part of the SE 1/4 of Section 33, and the West 1/2 of the SW 1/4 of Section 34, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 20 "Trailer Parking"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,001.33' to a point; thence North 1,804.09' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land; thence S 68°13'04" W 189.75' to an iron pin located in a curve on a cul-de-sac on the Right-of-Way (60') of Garage Street; thence Northwesterly along said curve and Right-of-Way (Chord Bearing N 75°08'58" W, Chord Distance 97.43', Radius 50.00') to an iron pin located on the North Right-of-Way (60') of Garage Street; thence along said North Right-of-Way (60') of Garage Street the following four (4) courses: (1) Chord Bearing S 58°56'49" W; Chord Distance 25.82', Radius 25.00'; (2) N 89°57'44" W 416.61'; (3) Chord Bearing S 76°23'27" W; Chord Distance 165.16', Radius 350.00';

said centerline S 14°02'34" W 261.06' to a point; thence S 22°47'26" W 689.21' to a point; thence S 20°14'51" W 146.26' to the point of beginning. Containing 9.38 acres, more or less, and lying in and being a part of the South 1/2 of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 24 "Rescue Squad Property"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence East 587.74' to a point; thence North 1,166.56' to an iron pin and the POINT OF BEGINNING/or the herein described parcel of land (said point also located on the West Right-of-Way (50') (unimproved) of Elizabeth Street); thence leaving said West Right-of-Way S 89°55'22" W 642.04' to a point located in a ditch; thence N 00°37'21" E 325.28' to an iron pin; thence S 84°36'19" E 97.11' to an iron pin; thence N 04°34'42" E 127.39' to an iron pin; thence N 04°25'06" E 56.15' to an iron pin located on the South Right-of-Way (50') of Joseph Street; thence along said South Right-of-Way the following two (2) courses: (1) S 87°16'11" E 166.62'; (2) S 87°39'06" E 349.14' to an iron pin located at the intersection of said South Right-of-Way and the West Right-of-Way (50') (unimproved) of Elizabeth Street; thence leaving said South Right-of-Way and along said West Right-of-Way of Elizabeth Street S 01°27'02" E 476.15' to an iron pin and the point of beginning. Containing 6.69 acres, more or less, and lying in and being a part of the East 1/2 of SE 1/4 of Section 33 and the West 1/2 of the SW 1/4 of Section 34, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 25 "Focus Factory Parking"


Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 1,719.67' to a point; thence West 40.58' to a mag nail and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the North Right-of-Way (50') of Joseph Street); thence along said North Right-of-Way N 87°16'11" W 159.27' to an iron pin located at the intersection of said North Right-of-Way and the East Right-of-Way (50') of Elkahatchee Street; thence leaving said North Right-of-Way and along said East Right-of-Way N 02°13'25" W 527.74' to an iron pin; thence leaving said East Right-of-Way N 89°39'56" E 174.65' to an iron pin; thence S 00°31'34" E 535.97' to a mag nail and the point of beginning. Containing 2.04 acres, more or less, and lying in and being a part of the North 1/2 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

WHEREAS, the City does wish to annex said parcel of property into the corporate limits of the City of Alexander City, Alabama.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, that the above described property be and is hereby annexed into the corporate limits of the City of Alexander City pursuant to Section 11-42-20 thru 11-42-24 Code of Alabama, 1975, as amended:

This Ordinance shall become effective immediately upon its adoption and publication as required by law.

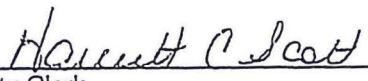
ADOPTED this 18th day of August, 2014.


President of the City Council

APPROVED this 18th day of August, 2014.


Mayor

ATTEST:


City Clerk

ORDINANCE NO. 2014-18

WHEREAS, the City of Alexander City has acquired certain property from the Russell Brands, L.L.C., that is not in the current corporate limits, and

WHEREAS, said property is contiguous to the current corporate limits of the City of Alexander City, Alabama, and

WHEREAS, said property acquired by the City of Alexander City, Alabama is described as follows:

Parcel No. 1 "Russell Road Right-of-Way (60')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-2I-E, Tallapoosa County, Alabama; thence West 2,077.01' to a point; thence North 2,115.74' to an iron pin; thence S 81°30'52" W 18.50' to the POINT OF BEGINNING for the herein described parcel of land (said point also located on the West Right-of-Way (100') of Central Boulevard and the South Right-of-Way (60') of Russell Road); thence leaving said West Right-of-Way and along said South Right-of-Way the following nine (9) courses: (1) S 81°30'52" W 260.13'; (2) Chord Bearing S 85°39'27" W, Chord Distance 116.91' Radius 809.09'; (3) S 89°48'02" W 68.05'; (4) Chord Bearing S 87°53'20" W, Chord Distance 231.50', Radius 3,470.00'; (5) S 85°58'38" W 420.14'; (6) Chord Bearing S 84°26'30" W, Chord Distance 78.79', Radius 1,470.00'; (7) S 82°54'21" W 383.58'; (8) Chord Bearing N 79°07'01" W, Chord Distance 333.33', Radius 540.00'; (9) N 61°08'23" W 83.25' to an iron pin located at the intersection of said South Right-of-Way and the East Right-of-Way (R.O.W. Varies) of Lee Street, thence leaving said South Right-of-Way and along said East Right-of-Way N 42°11'45" E 61.66' to an iron pin located at the intersection of said East Right-of-Way and the North Right-of-Way (60') of Russell Road; thence leaving said East Right-of-Way and along said North Right-of-Way the following nine (9) courses: (1) S 61°08'23" E 69.03'; (2) Chord Bearing S 79°07'01" E, Chord Distance 296.29', Radius 480.00'; (3) N 82°54'21" E 383.58'; (4) Chord Bearing N 84°26'30" E, Chord Distance 82.00', Radius 1,530.00'; (5) N 85°58'38" E 420.14'; (6) Chord Bearing N 87°53'20" E, Chord Distance 235.51', Radius 3,530.00'; (7) N 89°48'02" E 68.05'; (8) Chord Bearing N 85°39'27" E, Chord Distance 108.24', Radius 749.09'; (9) N 81°30'52" E 260.13' to a point located on the West Right-of-Way (100') of Central Boulevard; thence leaving said North Right of-Way and along said West Right-of-Way S 08°29'08" E 60.00' the point of beginning. Containing 2.69 acres, more or less, and lying in and being a part of the North 1/2 of the SW 1/4 and the NW 1/4 of the SE 1/4 of Section 33, T-23-N, R-2I-E, Tallapoosa County, Alabama.

Parcel No. 2 "Russell Road Right-of-Way (60')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-2I-E, Tallapoosa County, Alabama; thence West 330.43' to a point; thence North 2,544.25' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the West Right-of-Way (50') of Elkahatchee Street and the South Right-of-Way (60') of Russell Road); thence leaving said West Right-of-Way and along said South Right-of-Way the following eleven (11) courses: (1) Chord Bearing S 89°47'15" W. Chord Distance 579.10', Radius 20,677.90'; (2) S 88°59'06" W 44.21'; (3) Chord Bearing N 89°37'14" W. Chord Distance 31.41' Radius 645.31'; (4) Chord Bearing N 84°13'33" W. Chord Distance 90.03', Radius 645.31'; (5) N 80°13'32" W 164.63'; (6) Chord Bearing N 86°09'16" W. Chord Distance 97.10', Radius 470.00'; (7) S 87°55'00" W 23.04'; (8) Chord Bearing S 55°28'05" W. Chord Distance 292.01', Radius 272.12'; (9) Chord Bearing S 31°42'52" W. Chord Distance 185.64', Radius 614.00'; (10) S 40°24'33" W 53.69'; (11) Chord Bearing S 60°57'42" W. Chord Distance 147.45', Radius 210.00' to an iron pin located at the intersection of said South Right-of-Way and the East Right-of-Way (100') of Central Boulevard; thence leaving said South Right-of-Way and along said East Right-of-Way N 08°29'08" W 60.00' to an iron pin located at the intersection of said East Right-of-Way and the North Right-of-Way (60') of Russell Road; thence leaving said East Right-of-Way and along said North Right-of-Way the following eleven (11) courses: (1) Chord Bearing N 60°57'42" E, Chord Distance 105.32', Radius 150.00'; (2) N 40°24'33" E 53.69'; (3) Chord Bearing N 31°42'52" E, Chord Distance 167.50', Radius 554.00'; (4) Chord Bearing N 55°28'05" E, Chord Distance 356.40', Radius 332.12'; (5) N 87°55'00" E 23.04'; (6) Chord Bearing S 86°09'16" E, Chord Distance 109.49', Radius 530.00'; (7) S 80°13'32" E 164.63'; (8) Chord Bearing S 83°12'43" E, Chord Distance 60.98', Radius 585.31'; (9) Chord Bearing S 88°36'23" E, Chord Distance 49.19', Radius 585.31'; (10) N 88°59'06" E 44.21'; (11) Chord Bearing N 89°47'20" E, Chord Distance 581.77', Radius 20,737.90' to an iron pin located in a curve at the intersection of said North Right-of-Way and the West Right-of-Way (50') of Elkahatchee Street; thence leaving said North Right-of-Way and along said West Right-of-Way the following two (2) courses: (1) Chord Bearing S 01°29'41" W. Chord Distance 45.69', Radius 527.00'; (2) Chord Bearing S 01°38'03" W. Chord Distance 14.32', Radius 175.00' to the point of beginning. Containing 2.39 acres, more or less, and lying in and being a part of the North 1/2 of the SE 1/4 and the South 1/2 of the NE 1/4, all in Section 33, T-23-N, R-2I-E, Tallapoosa County, Alabama.

Parcel No. 3 "Garage Street Right-of-Way (60')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 1,685.29' to a point; thence West 1,227.54' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the South Right-of-Way (60') of Garage Street); thence along said South Right-of-Way the following two (2) courses: (1) N 89°57'44" W 482.94'; (2) Chord Bearing S 82°00'15" W. Chord Distance 81.06', Radius 290.00' to an iron pin; thence leaving said South Right-of-Way N 16°46'01" W 60.00' to all iron pin located on the North Right-of-Way (60') of Garage Street; thence along said North Right-of-Way the following three (3) courses: (1) Chord Bearing N 81°56'27" E, Chord Distance 98.59', Radius 350.00'; (2) S 89°57'44" E 416.61'; (3) Chord Bearing N 58°56'49" E, Chord Distance 25.82', Radius 25.00' to an iron pin located in a curve on a cul-de-sac on the Right-of-Way (60') of Garage Street; thence along said curve and Right-of-Way Chord Bearing S 75°08'58" E, Chord Distance 97.43', Radius 50.00' to an iron pin; thence Chord Bearing S 45°56'30" W. Chord Distance 69.59', Radius 50.00' to an iron pin and the point of beginning. Containing 0.91 acres, more or less, and lying in and being a part of the North 1/2 of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 4 "Joseph and Elkahatchee Street Right-of-Way (50')"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 2,545.43' to a point; thence West 280.44' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located at the intersection of the South Right-of-Way (60') of Russell Road and the East Right-of-Way (50') of Elkahatchee Street); thence leaving said South Right-of-Way and along said East Right-of-Way the following four (4) courses: (1) Chord Bearing S 12°31'17" E, Chord Distance 52.25', Radius 125.00'; (2) S 24°35'09" E 35.97'; (3) Chord Bearing S 13°24'17" E, Chord Distance 133.80', Radius 345.00'; (4) S 02°13'25" E 604.75' to an iron pin located at the North Right-of-Way (50') of Joseph Street (end of Elkahatchee Street); thence leaving said East Right-of-Way and along said North Right-of-Way of Joseph Street S 87°16'11" E 429.06' to an iron pin; thence leaving said North Right-of-Way S 02°21'59" W 50.00' to an iron pin located on the South Right-of-Way (50') of Joseph Street; thence along said South Right-of-Way N 87°16'11" W 166.62' to an iron pin located at a Right-of-Way jog; thence along said jog N 04°25'06" E 13.45' to an iron pin; thence N 86°53'21" W 109.95' to an iron pin; thence S 06°27'29" W 14.21' to an iron pin and end of said jog; thence continue along said South Right-of-Way (50') of Joseph Street N 87°16'11" W 147.94' to an iron pin located on the East Right-of-Way (50') of Joseph Street; thence leaving said South Right-of-Way and along said East Right-of-Way of Joseph Street the following seven (7) courses: (1) S 02°13'25" E 127.38'; (2) Chord Bearing S 15°42'18" W. Chord Distance 271.07', Radius 440.00'; (3) S 33°39'47" W 35.22'; (4) Chord Bearing S 45°24'48" W; Chord Distance 159.33', Radius 391.19'; (5) S 57°09'50" W 12.66'; (6) Chord Bearing S 74°57'05" W. Chord Distance 177.18', Radius 290.00'; (7) N 87°15'40" W 1,246.50' to an iron pin located on the East Right-of-Way (100') of Central Boulevard; thence leaving said Right-of-Way of Joseph Street and along said East Right-of-Way N 02°46'03" E 50.00' to an iron pin located on the North Right-of-Way (50') of Joseph Street; thence leaving said East Right-of-Way of Central Boulevard and along said North Right-of-Way the following seven (7) courses: (1) S 87°15'40" E 1,246.48'; (2) Chord Bearing N 74°57'05" E, Chord Distance 146.63', Radius 240.00'; (3) N 57°09'50" E 12.66'; (4) Chord Bearing N 45°24'48" E, Chord Distance 138.97', Radius 341.19'; (5) N 33°39'47" E 35.21'; (6) Chord Bearing N 15°42'40" E, Chord Distance 240.19', Radius 390.00'; (7) N 02°13'25" W 177.66' to an iron pin located at the beginning of the West Right-of-Way (50') of Elkahatchee Street; thence leaving said North Right-of-Way and along said West Right-of-Way the following four (4) courses: (1) N 02°13'25" W 604.75'; (2) Chord Bearing N 13°24'17" W. Chord Distance 114.41', Radius 295.00'; (3) N 24°35'09" W 35.97'; (4) Chord Bearing N 12°38'54" W. Chord Distance 72.40', Radius 175.00' to an iron pin located at the intersection of said West Right-of-Way and the South Right-of-Way (60') of Russell Road; thence leaving said West Right-of-Way and along said South Right-of-Way N 88°39'15" E 50.00' to an iron pin and the point of beginning. Containing 3.76 acres, more or less, and lying in and being a part of the SE 1/4 of Section 33, and the West 1/2 of the SW 1/4 of Section 34, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 20 "Trailer Parking"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,001.33' to a point; thence North 1,804.09' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land; thence S 68°13'04" W 189.75' to an iron pin located in a curve on a cul-de-sac on the Right-of-Way (60') of Garage Street; thence Northwesterly along said curve and Right-of-Way (Chord Bearing N 75°08'58" W, Chord Distance 97.43', Radius 50.00') to an iron pin located on the North Right-of-Way (60') of Garage Street; thence along said North Right-of-Way (60') of Garage Street the following four (4) courses: (1) Chord Bearing S 58°56'49" W; Chord Distance 25.82', Radius 25.00'; (2) N 89°57'44" W 416.61'; (3) Chord Bearing S 76°23'27" W; Chord Distance 165.16', Radius 350.00';

(4) Chord Bearing S 65°56'11" W, Chord Distance 13.37', Radius 120.00' to an iron pin located at a Right-of-Way flare; thence leaving said North Right-of-Way and Northwesterly along said flare N 53°09'09" W 24.11' to an iron pin located on the East Right-of-Way (100') of Central Boulevard and end of said flare; thence along said East Right-of-Way the following two (2) courses: (1) N 00°12'50" W 101.58'; (2) Chord Bearing N 03°55'23" W; Chord Distance 271.70', Radius 2,100.00' to an iron pin located at a Right-of-Way flare; thence leaving said East Right-of-Way and Northeasterly along said flare N 36°36'01" E 70.82' to an iron pin located on the South Right-of-Way (60') of Russell Road; thence along said South Right-of-Way the following nine (9) courses: (1) N 81°30'51" E 20.69'; (2) Chord Bearing N 60°57'42" E, Chord Distance 147.45', Radius 210.00'; (3) N 40°24'33" E 53.69'; (4) Chord Bearing N 31°42'52" E, Chord Distance 185.64', Radius 614.00'; (5) Chord Bearing N 55°28'05" E, Chord Distance 292.01', Radius 272.12'; (6) N 87°55'00" E 23.04'; (7) Chord Bearing S 86°09'16" E, Chord Distance 97.10', Radius 470.00'; (8) S 80°13'32" E 164.63'; (9) Chord Bearing S 84°13'33" E, Chord Distance 90.03', Radius 645.31' to an iron pin; thence leaving said South Right-of-Way S 01°15'26" W 737.62' to an iron pin and the point of beginning. Containing 14.54 acres, more or less, and lying in and being a part of the North 1/2 of the SE 1/4 and the South 1/2 of the NE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 21 "Garage"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,672.48' to a point; thence North 1,197.12' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the North Right-of-Way (50') of Joseph Street, thence along said North Right-of-Way N 87°15'40" W 151.25' to an iron pin located at a Right-of-Way jog; thence along said jog N 02°46'03" E 4.62' to an iron pin and end of said jog; thence continue along said North Right-of-Way N 87°13'57" W 27.33' to an iron pin located at a Right-of-Way flare; thence leaving said North Right-of-Way and along said flare N 43°43'23" W 72.53' to an iron pin located on the East Right-of-Way of Central Boulevard and end of said flare; thence along said East Right-of-Way N 00°12'50" W 110.42' to a mag nail and beginning of a Right-of-Way jog; thence along said jog S 89°47'10" W 10.00' to a mag nail and end of said jog; thence continue along said East Right-of-Way N 00°12'50" W 224.74' to an iron pin located at a Right-of-Way flare; thence leaving said East Right-of-Way and along said flare N 52°04'52" E 96.78' to an iron pin located in a curve on the South Right-of-Way (60') of Garage Street and end of said flare; thence along said South Right-of-Way the following two (2) courses: (1) Chord Bearing N 77°15'09" E, Chord Distance 128.35', Radius 290.00'; (2) S 89°57'44" E 41.87' to an iron pin; thence leaving said South Right-of-Way S 00°27'17" W 488.48' to an iron pin and the point of beginning. Containing 2.47 acres, more or less, and lying in and being a part of the NW 1/4 of the SE 1/4 and the SW 1/4 of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 22 "Yarn Dye"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,672.48' to a point; thence North 1,197.12' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the North Right-of-Way (50') of Joseph Street; thence leaving said North Right-of-Way N 00°27'17" E 488.48' to an iron pin located on the South Right-of-Way (60') of Garage Street; thence along said South Right-of-Way S 89°57'44" E 441.07' to an iron pin; thence leaving said South Right-of-Way S 51°31'40" E 27.90' to an iron pin; thence S 23°11'05" W 22.21' to an iron pin; thence S 02°48'06" W 214.34' to an iron pin; thence S 13°31'52" W 51.41' to an iron pin; thence S 02°44'20" W 206.93' to an iron pin located on the North Right-of-Way (50') of Joseph Street; thence along said North Right-of-Way N 87°15'40" W 426.15' to an iron pin and the point of beginning. Containing 5.05 acres, more or less, and lying in and being a part of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 23 "Waste Water Weir"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence N 89°51'15" W 508.58' to the POINT OF BEGINNING for the herein described parcel of land (said point located on the centerline of a ditch); thence leaving said centerline of ditch N 89°51'15" W 104.49' to an iron pin; thence N 02°38'56" W 490.80' to an iron pin; thence N 27°05'53" W 406.73' to an iron pin; thence N 57°12'03" W 310.37' to an iron pin; thence N 87°34'44" W 332.35' to an iron pin; thence N 15°41'16" E 101.07' to an iron pin located on the South Right-of-Way (50') of Joseph Street; thence along said South Right-of-Way S 87°15'40" E 704.09' to an iron pin; thence leaving said South Right-of-Way S 03°51'07" W 178.58' to an iron pin; thence S 72°36'24" E 89.84' to an iron pin; thence S 62°06'46" E 59.74' to an iron pin; thence S 54°21'15" E 38.26' to an iron pin; thence S 58°38'34" E 231.98' to an iron pin; thence N 13°31'03" E 380.98' to an iron pin; thence S 70°32'11" E 12.36' to an iron pin; thence S 57°38'31" E 117.53' to a point located on the centerline of a ditch; thence generally along

said centerline S 14°02'34" W 261.06' to a point; thence S 22°47'26" W 689.21' to a point; thence S 20°14'51" W 146.26' to the point of beginning. Containing 9.38 acres, more or less, and lying in and being a part of the South 1/2 of the SE 1/4 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 24 "Rescue Squad Property"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence East 587.74' to a point; thence North 1,166.56' to an iron pin and the POINT OF BEGINNING/or the herein described parcel of land (said point also located on the West Right-of-Way (50') (unimproved) of Elizabeth Street); thence leaving said West Right-of-Way S 89°55'22" W 642.04' to a point located in a ditch; thence N 00°37'21" E 325.28' to an iron pin; thence S 84°36'19" E 97.11' to an iron pin; thence N 04°34'42" E 127.39' to an iron pin; thence N 04°25'06" E 56.15' to an iron pin located on the South Right-of-Way (50') of Joseph Street; thence along said South Right-of-Way the following two (2) courses: (1) S 87°16'11" E 166.62'; (2) S 87°39'06" E 349.14' to an iron pin located at the intersection of said South Right-of-Way and the West Right-of-Way (50') (unimproved) of Elizabeth Street; thence leaving said South Right-of-Way and along said West Right-of-Way of Elizabeth Street S 01°27'02" E 476.15' to an iron pin and the point of beginning. Containing 6.69 acres, more or less, and lying in and being a part of the East 1/2 of SE 1/4 of Section 33 and the West 1/2 of the SW 1/4 of Section 34, T-23-N, R-21-E, Tallapoosa County, Alabama.

Parcel No. 5 "Focus Factory Parking"


Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 1,719.67' to a point; thence West 40.58' to a mag nail and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the North Right-of-Way (50') of Joseph Street); thence along said North Right-of-Way N 87°16'11" W 159.27' to an iron pin located at the intersection of said North Right-of-Way and the East Right-of-Way (50') of Elkahatchee Street; thence leaving said North Right-of-Way and along said East Right-of-Way N 02°13'25" W 527.74' to an iron pin; thence leaving said East Right-of-Way N 89°39'56" E 174.65' to an iron pin; thence S 00°31'34" E 535.97' to a mag nail and the point of beginning. Containing 2.04 acres, more or less, and lying in and being a part of the North 1/2 of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

WHEREAS, the City does wish to annex said parcel of property into the corporate limits of the City of Alexander City, Alabama.

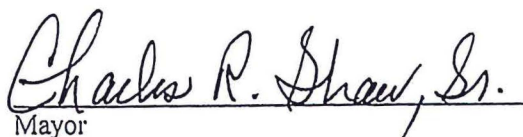
NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, that the above described property be and is hereby annexed into the corporate limits of the City of Alexander City pursuant to Section 11-42-20 thru 11-42-24 Code of Alabama, 1975, as amended:

This Ordinance shall become effective immediately upon its adoption and publication as required by law.

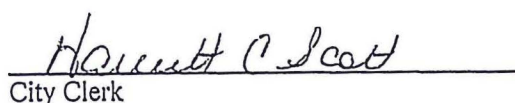
ADOPTED this 18th day of August, 2014.


President of the City Council

APPROVED this 18th day of August, 2014.


Mayor

ATTEST:


City Clerk

ORDINANCE NO. 2014-19

BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, as follows:

SECTION 1. That Chapter 82, Taxation, Article IV, Sales and Use Taxes, of the Code of Ordinances of Alexander City, Alabama be amended to read as follows:

Sec. 82-96. - Sales tax levied.

There is hereby levied, in addition to all other taxes of every kind now imposed by law, and shall be collected as herein provided, a privilege or license tax against the person or entity on account of the business activities and in the amounts to be determined by the application of rates against gross sales, or gross receipts, as the cause may be, as follows:

(1) Upon every person or entity (including the state, the University of Alabama, Auburn University and all other institutions of higher learning in the state, whether such institutions are denominational, state, county or municipal institutions, and any association or other agency or instrumentality of such institutions) engaged or continuing within the city in the business of selling at retail any tangible personal property whatsoever, including merchandise and commodities of every kind and character; not including, however, bonds or other evidences of debts or stocks, nor sale or sales of material and supplies to any person for use in fulfilling a contract for the painting, repair or reconditioning of vessels, barges, ships, and other watercraft of over five tons load displacement as registered with the U.S. Coast Guard and licensed by the state department of conservation and natural resources, an amount equal to 3½ percent of the gross proceeds of sales of the business except where a different amount is expressly provided herein. Provided however, that any person engaging or continuing in business as a retailer and wholesaler or jobber shall pay the tax required on the gross proceeds of retail sales of such business at the rates specified, when his books are kept so as to show the rates specified, when his books are kept so as to show separately the gross proceeds of sales of each business, and when his books are not so kept he shall pay the tax as retailer on the gross sales of the business.

(2) Upon every person or entity engaged or continuing within the city in the business of conducting or operating places of amusement or entertainment, billiard and pool rooms, bowling alleys, musical devices, theaters, opera houses, moving picture shows, vaudevilles, amusement parks, athletic contests, including wrestling matches, prize fights, boxing and wrestling exhibitions, football and baseball games (including athletic contests, conducted by or under the auspices of any educational institution whether such institution or association be a denominational, a state, county, or city school, or other institution, association or school), skating rinks, race tracks, golf courses, or any other place at which any exhibition, display, amusement or entertainment is offered to the public or places where an admission fee is charged, including public bathing places, public dance halls of every kind and description within the city, an amount equal to 3½ percent of the gross receipts of any such business. Provided, however, notwithstanding any language to the contrary in the prior portion of this subsection, the tax provisions so specified shall not apply to any athletic event conducted by a public or nonpublic primary or secondary school or any athletic event conducted by or under the auspices of the Alabama High School Athletic Association. The tax amount which would have been collected pursuant to this subsection shall continue to be collected by the public or nonpublic primary or secondary school, but shall be retained by the school which collected it and shall be used by the school for school purposes.

(3) Upon every person or entity engaged or continuing within the city in the business of selling at retail machines used in mining, quarrying, compounding, processing and manufacturing of tangible personal property, an amount equal to nine-tenths of one percent of the gross proceeds of the sale of such machines; provided, that the term "machines" as herein used shall include machinery which is

used for mining, quarrying, compounding, processing or manufacturing tangible personal property, and the parts of such machines, attachments and replacements therefor, which are made or manufactured for use on or in the operation of such machines and which are necessary to the operation of such machines and are customarily so used.

(4) Upon every person or entity engaged or continuing within the city in the business of selling at retail any automotive vehicle or truck trailer, semitrailer or house trailer, or mobile home set-up materials and supplies including, but not limited to, steps, blocks, anchoring, cable pipes, and any other materials pertaining thereto; an amount equal to nine-tenths of one percent of the gross proceeds of sale of said automotive vehicle or truck trailer, semitrailer or house trailer, or mobile home set-up materials and supplies; provided, however, where a person subject to the tax as provided for in this subsection withdraws from his stock in trade any automotive vehicle or truck trailer, semitrailer or house trailer for use by him or by his employee or agent in the operation of such business, there shall be paid, in lieu of the tax levied herein, a fee of \$7.50 per year or part thereof during which such automotive vehicle, truck trailer, semitrailer or house trailer shall remain the property of such person. Each such year or part thereof shall begin with the day or anniversary date, as the case may be, of such withdrawal and shall run for the 12 succeeding months or part thereof during which such automotive vehicle, truck trailer, semitrailer, or house trailer shall remain the property of such person.

a. Where any used automobile vehicle or truck trailer, semitrailer or house trailer is taken in trade or in a series of trades, as a credit or part payment on the sale of a new or used vehicle, the tax levied herein shall be paid on the net difference, that is, the price of the new or used vehicle sold less the credit for the used vehicle taken in trade.

b. Sales of automobiles, motorcycles, trucks, truck trailers, or semitrailers that will be registered or titled outside of Alabama, that are exported or removed from Alabama within 72 hours by the purchaser or his agent for first use outside of Alabama, are not subject to the sales tax levied in this Article IV. Sales of other vehicles such as mobile homes, motor bikes, all-terrain vehicles, and boats do not qualify for the export exemption provision and are taxable unless the dealer can provide factual evidence that the vehicle was delivered outside of Alabama or to a common carrier for transportation outside of Alabama. In order for the sale to be exempt from the tax, the information relative to the exempt sale shall be documented on forms approved by the State of Alabama Revenue Department.

(5) Upon every person or entity engaged or continuing within the city in the business of selling at retail any machine, machinery or equipment which is used in planting, cultivating and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock or poultry on farms, and the parts of such machines, machinery or equipment, attachments and replacements thereof which are made or manufactured for the use on or in the operation of such machine, machinery or equipment, and which are necessary to and customarily used in the operation of such machine, machinery or equipment, an amount equal to nine-tenths of one percent of the gross proceeds of the sale thereof. Provided, however, the percentage rate therein prescribed with respect to parts, attachments, and replacements shall not apply to any automobile vehicle or trailer designed primarily for public highway use, except farm trailers used primarily in the production and harvesting of agricultural commodities. Where any used machine, machinery or equipment which is used in planting, cultivating, and harvesting farm products, livestock and poultry on farms is taken in trade or in a series of trades as a credit or part payment on a sale of a new or used machine, machinery or equipment, the tax levied herein shall be paid on the net difference, that is, the price of the new or used machine, machinery or equipment sold, less the credit for the used machine, machinery or equipment taken in trade.

(6) Upon every person or entity engaged or continuing within this state in the business of selling through coin-operated dispensing machines, food and food

products for human consumption, not including beverages other than coffee, milk, milk products and substitutes therefor, there is hereby levied a tax equal to 3½ percent of the cost of such food, food products and beverages sold through such machines, which cost for the purpose of this subsection shall be the gross proceeds of sales of such business.

Sec. 82-97.- Provisions of state sales tax statutes applicable.

The taxes levied by section 82-96 shall be subject to all definitions, exceptions, exemptions, proceedings, requirements, rules, regulations, provisions, discounts, penalties, fines, punishments and deductions that are applicable to the taxes levied by the State of Alabama sales and use tax statutes, ALA. CODE § 40-23-1 *et seq.*, including all provisions of the state statutes for the enforcement and collection of taxes, ALA. CODE § 40-29-1 *et seq.*, and any corresponding rules and regulations adopted through the provisions of the Alabama Administrative Procedure Act by

the Department of Revenue for the administration, enforcement or collection of the corresponding state taxes.

Sec. 82-98.- Bond Requirements.

For the purpose of securing the payment of any tax, penalties, or interest due or which may become due under the provisions of this ordinance, every itinerant vendor engaged in the business of selling tangible personal property at retail in the City of Alexander City shall be required to file a bond to be approved by the Director of Finance, conditioned upon the payment of any tax, penalty, or interest due or to become due under this ordinance and upon faithful observance of the provisions of this ordinance, as provided in Section 40-23-24 Code of Alabama 1975.

(a) Such bond shall:

1. Be effective for a period of one year from date of issuance;
2. Be in an amount equal to the tax estimated due or to become due under the provisions of this ordinance, but in no event shall said bond be less than one thousand dollars (\$1,000) nor more than three and one-half percent (3.5%) of anticipated sales, whichever is greater, as fixed by the Financial Officer and,
3. Have a surety or sureties satisfactory to the Finance Officer; or,

(b) Said itinerant vendor may deposit in cash said sum, which shall be estimated by the Financial Officer to be due or to become due under the provisions of this ordinance.

(c) If such itinerant vendor fails to make any return due under this ordinance or to pay any taxes or penalties due hereunder, or to keep books and records as required by this ordinance, or fails to perform any other duty or obligation imposed on him under this ordinance, such bond, or cash deposited in lieu thereof, shall thereupon be forfeited, and the department shall institute an action upon such bond in the name of the City of Alexander City for the entire amount of said bond and costs.

Sec. 82-99. - Sales Tax — In police jurisdiction.

Upon every person or entity engaged in the doing of any act, or who shall do any act, or continuing in the doing of any act, or engaged in the operation of any business, or who shall engage in the operation of any business; within the police jurisdiction of the city, but beyond the corporate limits of said city, for which or upon which a privilege or license tax is in this article levied or required within the corporate limits of the city, there is hereby levied, in addition to all other taxes of every kind now imposed by law or by municipal ordinance, to be collected as herein provided for the privilege or license taxes herein levied within the corporate limits of the city, a privilege or license tax equal to one-half of that provided, levied or required in this article for the doing of such act, or the engaging or continuing therein, or the engaging or continuing in the operation of such business within the corporate limits of the city; provided, except for the amount of the privilege or license tax herein levied within the police jurisdiction of said city, but without the corporate limits thereof, all the provisions of Article IV of this Ordinance extend and apply to the

police jurisdiction sales tax levied by this section outside of the corporate limits but within the police jurisdiction of the city.

Sec. 82-100.- Use tax levied.

(a) An excise tax is hereby imposed on the storage, use or other consumption in the city of tangible personal property (not including materials and supplies bought for use in fulfilling a contract for the painting, repairing, or reconditioning of vessels, barges, ships and other watercraft of more than five tons load displacement as registered with the U.S. Coast Guard and licensed by the state department of conservation and natural resources) purchased at retail on or after the effective date of the ordinance from which this article is derived for storage, use or other consumption in the city, except as provided in subsections (b), (c), and (d) of this section, at the rate of 3½ percent of the sales price of such property.

(b) An excise tax is hereby imposed on the storage, use or other consumption in the city of any machines used in mining, quarrying, compounding, processing, and manufacturing of tangible personal property purchased at retail on or after the effective date of the ordinance from which this article is derived at the rate of nine-tenths of one percent of the sales price of any such machine; provided, that the term "machine" as herein used shall include machinery which is used for mining, quarrying, compounding, processing, or manufacturing tangible personal property, and the parts of such machines, attachments and replacements therefor, which are made or manufactured for use on or in the operation of such machines and which are necessary to the operation of such machines and are customarily so used.

(c) An excise tax is hereby imposed on the storage, use or other consumption in the city of any automotive vehicle or truck trailer, semitrailer or house trailer, and mobile home set-up materials and supplies including, but not limited to, steps, blocks, anchoring, cable pipes and any other materials pertaining thereto purchased at retail on or after the effective date of the ordinance from which this Article is derived for storage, use or other consumption in the city at the rate of nine-tenths of one percent of the sales price of such automotive vehicle, truck trailer, or house trailer and mobile home set-up materials and supplies as specified above, or the amount of tax collected by the seller, whichever is greater. Where any used automotive vehicle or truck trailer, semitrailer or house trailer is taken in trade, or in a series of trades, as a credit or part payment on the sales of a new or used vehicle, the tax levied herein shall be paid on the net difference that is the price of the new or used vehicle sold less the credit for the used vehicle taken in trade.

(d) An excise tax is hereby imposed on the storage, use or other consumption in the city of any machine, machinery or equipment which is used in planting, cultivating and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock or poultry on farms, and the parts of such machines, machinery or equipment, attachments and replacements therefor which are made or manufactured for use on or in the operation of such machine, machinery or equipment, and which are necessary to and customarily used in the operation of such machine, machinery or equipment, which is purchased at retail after the effective date of this article, for storage, use or other consumption in the city at the rate of nine-tenths of one per cent of the sales price of such property within the corporate limits of the city, regardless of whether the retailer is or is not engaged in business in the city. Provided, however, that the nine-tenths per cent rate herein prescribed with respect to parts, attachments and replacements shall not apply to any automotive vehicle or trailer designed primarily for public highway use, except farm trailers used primarily in the production and harvesting of agricultural commodities. Where any used machine, machinery or equipment which is used in planting, cultivating and harvesting farm products, or used in connection with the production of agricultural produce or products, livestock and poultry on farms is taken in trade or in a series of trades as a credit or part payment on a sale of a new or used machine, machinery or equipment, the tax levied herein shall be paid on the net difference, that is, the price of the new or used machine, machinery or equipment sold, less the credit for the used machine, machinery or equipment taken in trade.

Sec. 82-101.- Provisions of state use tax statutes applicable.

The Taxes levied by section 82-100 shall be subject to all definitions, exceptions, exemptions, proceedings, requirements, rules, regulations, provisions, discounts, penalties, fines, punishments and deductions that are applicable to the taxes levied by the State of Alabama sales and use tax statutes, ALA. CODE § 40-23-1 *et seq.*, including all provisions of the state statutes for the enforcement and collection of taxes, ALA. CODE § 40-29-1 *et seq.*, and any corresponding rules and regulations adopted through the provisions of the Alabama Administrative Procedure Act by the Department of Revenue for the administration, enforcement or collection of the corresponding state tax.

Sec. 82-102. - Use Tax - In police jurisdiction.

An excise tax is hereby imposed on tangible personal property at one-half the rates specified in subsections (a), (b), (c) and (d) of section 82-100 on the storage, use or other consumption of such tangible personal property outside the corporate limits of the city, but within the police jurisdiction; provided, except for the amount of the privilege or license tax herein levied within the police jurisdiction of said city, but without the corporate limits thereof, all the provisions of Article IV of this Ordinance extend and apply to the police jurisdiction use tax levied by this section outside of the corporate limits but within the police jurisdiction of the city.

SECTION 2. That Chapter 82, Taxation, Article IV, Sales and Use Taxes, of the Code of Ordinances of Alexander City, Alabama be amended by the following addition:

(a) In addition to the taxes set forth in Section 82-96, there shall be an additional one-half percent ($\frac{1}{2}$ %) tax levied under Section 82-96 (1), (2), and (6) commencing on November 1, 2014 and ending October 31, 2018.

(b) In addition to the taxes set forth in Section 82-100, there shall be an additional one-half percent ($\frac{1}{2}$ %) tax levied under Section 82-100 (a) commencing on November 1, 2014 and ending October 31, 2018.

SECTION 3. That Chapter 82, Taxation, Article IV, Sales and Use Taxes, of the Code of Ordinances of Alexander City, Alabama be amended by the following addition:

Sec. 82-103.- Use of proceeds from taxes herein levied.

The proceeds from tax herein levied remaining after payment of the cost of collecting the said tax shall be applied as follows:

(1) An amount equivalent to one-sixteenth of said taxes so levied and collected, shall be for the purpose of paying debt incurred on behalf of the Alexander City Board of Education, this amount to increase to the equivalent of one-fourteenth of said taxes on November 1, 2018;

(2) An amount equivalent to one-eighth of said taxes so levied and collected, shall be used for salaries, equipment, utilities, repairs, security and landscaping at the Sportplex, this amount to increase to the equivalent of one-seventh of said taxes on November 1, 2018;

(3) An amount equivalent to one-eighth of said taxes so levied and collected, shall be used for Alexander City Road Improvement Program (ACRIP) which will be for roads, culverts, and bridge projects, including its construction, rehabilitation, design and engineering, and materials related to those projects, until October 31, 2018; and

(4) All other tax proceeds so levied and collected shall be used for such lawful purpose or purposes for which the governing body of the city may from time to time direct and provide.

Sec. 82-104. - Article cumulative.

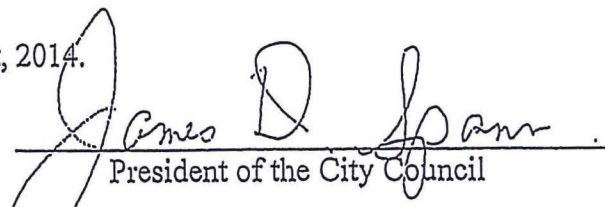
This article shall not be construed to repeal any of the provisions of the general license code or ordinance of the city, but shall be held to be cumulative, and the amounts of the taxes herein levied shall be in addition to the amounts of all other license taxes imposed by the city.

SECTION 4. If any paragraph, section, subsection, or provision of this ordinance be declared invalid in a court of competent jurisdiction for any reason, it shall not effect the remainder of the ordinance as pertains to its validity or to other applications.

SECTION 5. Any ordinance or provisions of ordinances in conflict with the provisions of this ordinance are hereby repealed and rescinded insofar as they conflict with the provisions of this ordinance.

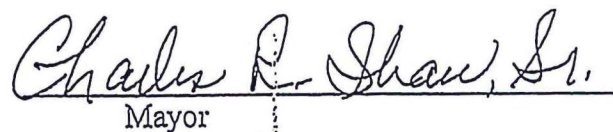
SECTION 6. This ordinance shall become effective November 1, 2014.

ADOPTED this 28th day of August, 2014.




President of the City Council

APPROVED this 28th day of August, 2014.



Mayor

ATTEST:

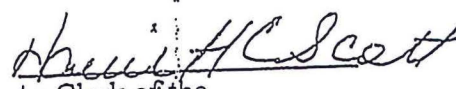


City Clerk

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 the Ordinance No. 2014-19 which duly adopted by the City Council on this 28th day of August, 2014.

WITNESS MY SIGNATURE, as the Clerk of the City of Alexander City, Alabama, under the seal thereof, this 28th day of August, 2014.



As Clerk of the
City of Alexander City,
Alabama

S E A L

ORDINANCE NO. 2014-20

WHEREAS, Aprinta Group, LLC owns several parcels of land within what is known as the Russell Complex, and

WHEREAS, said property is contiguous to the current corporate limits of the City of Alexander City, Alabama, and

WHEREAS, William A. Dolan, II, CEO of Aprinta Group, LLC has petitioned the City of Alexander City, Alabama, to annex five (5) parcels of said property into the corporate limits of the City of Alexander City, Alabama, and

WHEREAS, William A. Dolan, II has the authority to sign for and bind Aprinta Group, LLC in his official capacity as CEO, and

WHEREAS, said property to be annexed into the corporate limits of the City of Alexander City, Alabama, are described as follows:

PARCEL 14 "QUICK HITS PARKING ACCESS"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 1,144.80' to a point; thence West 202.37' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land; thence S 24°09'38" W 59.98' to an iron pin; thence N 70°32'11" W 179.27' to an iron pin located in a curve on the East Right-of-Way (50') of Joseph Street; thence Northeasterly along said curve and East Right-of-Way (Chord Bearing n 45°54'20" E, Chord Distance 145.23', Radius 391.19') to an iron pin; thence leaving said East Right-of-Way S 40°05'12" E 138.63" to an iron pin and the point of beginning. Containing 0.34 acres, more or less, and lying in and being a part of the SE ¼ of the SE ¼ of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

PARCEL 26 "DECORATIONS"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence West 1,001.33' to a point; thence North 1,804.09' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land; thence N 01°15'26" E 737.62" to an iron pin located in a curve on the South Right-of-Way (60") of Russell Road; thence along said South Right-of-Way the following three (3) courses: (1) Chord Bearing S 89°37'14" E, Chord distance 31.41', Radius 645.31'; (2) N 88°59'06" E 44.21'; (3) Chord Bearing N 89°47'15" E, Chord Distance 579.10', Radius 20,677.90' to an iron pin located at the intersection of said South Right-of-Way and the West Right-of-Way (50') of Elkahatchee Street; Thence leaving said South Right-of-Way and along said West Right-of-Way of the following four (4) courses: (1) Chord Bearing S 12°38'54" E, Chord Distance 72.40', Radius 175.00'; (2) S 24°35'09" E 35.97'; (3) Chord Bearing S 13°24'17" E, Chord Distance 114.41', Radius 295.00'; (4) S 02°13'25" E 669.82' To an iron pin; thence leaving said West Right-of-Way N 86°25'16" W 590.98' to an iron pin; thence N 56°57'58" W 196.09' to an iron pin and the point of beginning. Containing 14.11 acres, more or less, and lying in and being a part of the NE ¼ of the SE ¼ of the Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

PARCEL 27 "QUICK HITS"

Commence at an iron pin known as the Southeast corner of Section 33, T-23-N, R—21-E, Tallapoosa County, Alabama; thence West 1,243.83' to a point; thence North 1,176.76' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point also located on the North Right-of-Way (50°) of Joseph Street); thence leaving said North Right-of-Way N 02°44'20" E 206.93' to an iron pin; thence N 13°31'52" E 51.41' to an iron pin; thence N 02°48'06" E 214.34' to an iron pin; thence N 23°11'05" E 22.21' to an iron pin; thence N 51°31'40" W 27.90: to an iron pin located in a curve at the beginning of the cul-de-sac on the South Right-of-Way (60') of Garage Street; thence Northeasterly along said curve and South Right-of-Way (Chord

Street; thence Northeasterly along said curve and South Right-of-Way (Chord Bearing N 45°56'30" E, Chord Distance 69.59', Radius 50.00') to an iron pin; thence leaving said South Right-of-Way N 68°13'04" E 189.75' To an iron pin; thence S 56°57'58" E 196.09' to an iron pin; thence S 86°25'16" E 590.98' to an iron pin located on the West Right-of-Way (50') of Joseph Street; thence along said West Right-of-Way the following seven (7) courses: (1) S 02°13'25" E 112.50; (2) Chord Bearing S 15°24'15" W, Chord Distance 240.28', Radius 390.00'; (3) S 33°39.47" W 35.21'; (4) Chord Bearing S 45°24'48" W, Chord Distance 138.97', Radius 341.19'; (5) S 57°09'50" W 12.66'; (6) Chord Bearing S 74°57'05" W, Chord Distance 146.63', Radius 240.00'; (7) N 87°15'40" W 669.08' to an iron pin and the point of beginning. Containing 11.84 acres, more or less, and lying in and being a part of the East ½ of the SE ¼ of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

PARCEL 28 "QUICK HITS PARKING"

Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 723.76' to a point; thence West 327.63' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land; thence N 58°38'34" W 231.98' to an iron pin; thence N 54°21'15" W 38.26' to an iron pin; thence N 62°06'46" W 59.74' to an iron pin; thence N 72°36'24" W 89.84' to an iron pin; thence N 03°51'07" E 178.58' to an iron pin located on the South Right-of-Way (50') of Joseph Street; thence along said South Right-of-Way the following four (4) courses; (1) S 87°15'40" E 102.58'; (2) Chord Bearing N 74°57'05" E, Chord Distance 177.18', Radius 290.00'; (3) N 57°09'50" E 12.66'; (4) Chord Bearing n 56°53'01" E, Chord Distance 3.83', Radius 391.19' to an iron pin; thence leaving said South Right-of-Way S 70°32'11" E 166.91' to an iron pin; thence S 13°31'03" W 380.98' to an iron pin and the point of beginning. Containing 2.74 acres, more or less, and lying in and being a part of the SE ¼ of the SE ¼ of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama

PARCEL 34 "WAREHOUSES"

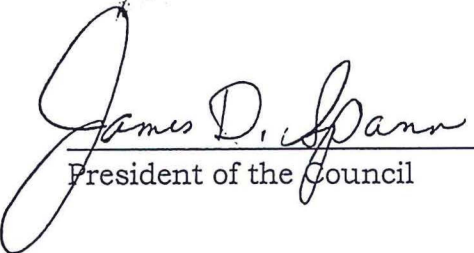
Commence at an iron pin known as the Southeast Corner of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama; thence North 2,604.24' to a point; thence West 328.83' to an iron pin and the POINT OF BEGINNING for the herein described parcel of land (said point located in a curve at the intersection of the West Right-of-Way (50') of Elkahatchee Street and North Right-of-Way (60') of Russell Road); thence leaving said West Right-of-Way and southwesterly along said curve and North Right-of-Way of Russell Road (Chord Bearing S 89°52'00" W, Chord Distance 525.32', Radius 20,737.90') to a mag nail; thence leaving said North Right-of-Way N 00°13'34" E 76.19' to a mag nail; thence N 31°09'41" W 159.32' to a mag nail; then N 27°09'38" E 87.40' to an iron pin; thence N 48°09'10" W 30.29' to an iron pin; thence N 28°26'16" E 72.26' to an iron pin; thence S 47°53'07" E 30.60' to an iron pin; thence N 28°22'29" E 27.70' to an iron pin; thence N 14°09'46" E 129.68' to an iron pin; thence S 84°55'44" E 52.22' to an iron pin; thence S 55°40'32' E 121.98' to an iron pin; thence S 47°01'44" E 36.68' to an iron pin; thence S 61°03'30' E 30.00' to an iron pin; thence S 78°01'31" E 19.86' to an iron pin; thence S 86°56'42' E 19.79' to an iron pin; thence N 88°01'10" E 39.98' to an iron pin; thence N 82°22'26' E 197.73' to an iron pin located on the West Right-of-Way (50' of Elkahatchee Street; Thence along said West Right-of-Way S 00°59'43" E 411.99' to the point of beginning. Containing 5.38 acres, more or less, and lying in and being a part of the SE 1/4 of the NE ¼ of the NE ¼ of Section 33, T-23-N, R-21-E, Tallapoosa County, Alabama.

WHEREAS, the City does wish to annex said parcel of property into the corporate limits of the City of Alexander City, Alabama.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Alexander City, Alabama, that the above described property be and is hereby annexed into the corporate limits of the City of Alexander City pursuant to Section 11-42-20 thru 11-42-24 Code of Alabama, 1975, as amended:

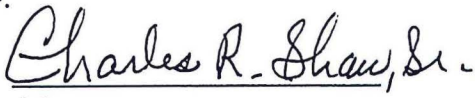
This Ordinance shall become effective immediately upon its adoption and publication as required by law.

ADOPTED this 15th day of September, 2014.



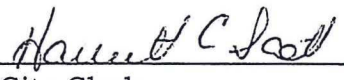
President of the Council

APPROVED this 15th day of September, 2014.



Mayor

ATTEST:




City Clerk

CERTIFICATION OF CITY CLERK

The Undersigned, City Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of Ordinance No. 2014-20 which was duly adopted by the City Council on this 15th day of September, 2014.

WITNESS MY SIGNATURE, as City Clerk of the City of Alexander City, Alabama, under the seal thereof, the 15th day of September, 2014.

S E A L



As City Clerk of the
City of Alexander City, Alabama