

RESOLUTION NO. 22-01

A Resolution to Grant Additional Footage for an Easement to Alabama Power for Power at the Oakleigh Crossing Apartments Located on HWY 22 E

WHEREAS, the City of Alexander City, Alabama, owns certain property within the Sportplex located the near the development of the Oakleigh Crossing Apartments; and

WHEREAS, Alabama Power is in need of additional footprint to supply power to the apartments; and

WHEREAS, a description of the area is below and included in Exhibit A

¼, ¼ STR & LOC to LOC: NW ¼ NE ¼ & NE ¼ NE ¼ of Section 5, Township 22 N, Range 21 E; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Alexander City, Alabama, be and hereby approves the granting of said easement to Alabama Power and authorizes the Mayor to execute all documents as necessary to provide said easement.

ADOPTED AND APPROVED this 4th day of October 2021.

ATTEST:

Amanda F. Thomas
Amanda F. Thomas, City Clerk

Audrey "Buffy" Colvin
Audrey "Buffy" Colvin, Council President

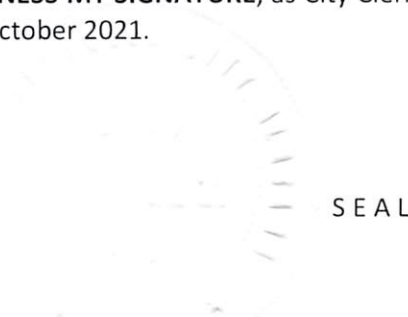
Curtis "Woody" Baird
Curtis "Woody" Baird, Mayor

CERTIFICATION OF CITY CLERK

The undersigned, as City Clerk of the City of Alexander City, Alabama, hereby certifies that the foregoing is a true, correct and complete copy of **Resolution No. 22-01** which was adopted by the City Council on this 4th day of October 2021.

WITNESS MY SIGNATURE, as City Clerk of the City Alexander City, Alabama, under the seal thereof, this 4th day of October 2021.

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



Yeas: Unanimous

Nays: None

EASEMENT – DISTRIBUTION FACILITIES

STATE OF ALABAMA

COUNTY OF TALLAPOOSA

This instrument prepared by: Charlie Rankin

Alabama Power Company
Corporate Real Estate
1515 Pumphrey Avenue
Auburn, AL 36830

KNOW ALL MEN BY THESE PRESENTS That the undersigned The City of Alexander City, a municipal corporation (hereinafter known as "Grantors", whether one or more) for and in consideration of One and No/100 Dollar (\$1.00) and other good and valuable consideration paid to Grantors in hand by Alabama Power Company, a corporation, the receipt and sufficiency of which are hereby acknowledged, do hereby grant to said Alabama Power Company, its successors and assigns (hereinafter the "Company"), the following easements, rights, and privileges:

Overhead and/or Underground. The right from time to time to construct, install, operate and maintain, upon, over, under and across the Property described below, all poles, towers, wires, conduits, fiber optics, cables, communication lines, trans closures, transformers, anchors, guy wires, and other facilities useful or necessary in connection therewith (collectively, "Facilities"), for the overhead and/or underground transmission and distribution of electric power and communications, along a route selected by the Company, as determined by the location(s) in which the Company's facilities are to be installed. The width of the Company's right of way will depend on whether the Facilities are underground or overhead: for underground, the right of way will extend five (5) feet on all sides of said Facilities as and where installed; for overhead Facilities, the right of way will extend fifteen (15) feet on all sides of said Facilities as and where installed.

The Company is further granted all the rights or privileges necessary or convenient for the full enjoyment and use of said right of way for the purposes above described, including, without limitation, the right of ingress and egress to and from said Facilities, as applicable, the right to excavate for installation, replacement, repair and removal of said Facilities, the right to install, maintain, and use anchors and guy wires on land adjacent to said right of way, the right in the future to install intermediate poles and facilities on said right of way, and also the right to cut, remove, and otherwise keep clear any and all trees, undergrowth, structures, obstructions, or obstacles of whatever character, on, under and above said right of way, as applicable. Further, with respect to overhead Facilities, the Company is also granted the right to trim and cut, and keep trimmed and cut, all dead, weak, leaning or dangerous trees or limbs outside of the aforementioned right of way that, in the opinion of the Company, may now or hereafter endanger, interfere with, or fall upon any of said overhead Facilities.

The easements, rights and privileges granted hereby shall apply to, and the word "Property" as used in this instrument shall mean the real property more particularly described in that certain instrument recorded in document number 243666, in the Office of the Judge of Probate of the above-named County.

If, in connection with the construction or improvement of any public road or highway, it becomes necessary or desirable for the Company to move any of the Facilities, Grantor hereby grant to the Company the right to relocate the Facilities and, as to such relocated Facilities, to exercise the rights granted above; provided, however, the Company shall not relocate said Facilities on the Property at a distance greater than ten feet (10') outside the boundary of the right of way of any such public road or highway as established or re-established from time to time.

This grant and agreement shall be binding upon and shall inure to the benefit of Grantors, the Company and each of their respective heirs, personal representatives, successors and assigns and the words "Company" and "Grantors" as used in this instrument shall be deemed to include the heirs, personal representatives, successors and assigns of such parties.

The location of the right of way conveyed herein is generally shown on the Company's drawing attached hereto and made a part hereof but shall be more precisely determined by the actual location(s) as installed.

TO HAVE AND TO HOLD the same to the Company, its successors and assigns, forever.

IN WITNESS WHEREOF, the said Grantors have caused this instrument to be executed by Curtis "Woody" Baird, its authorized representative, as of the 5th of October, 2021.

ATTEST (if required) or WITNESS:

Amanda F. Thomas
Signature
City Clerk
Title

GRANTOR: The City of Alexander City, a municipal corporation
Curtis W Baird
Signature
Mayor
Title

-----For Alabama Power Company Corporate Real Estate Department Use Only-----

W.E. # A6278-09-A021 Transformer # T027UH All facilities on Grantor: NO

¼, ¼ STR & LOC to LOC: NW ¼ NE ¼ & NE ¼ NE ¼ of Section 5, Township 22 N, Range 21 E

STATE OF ALABAMA

COUNTY OF TALLAPOOSA

I, Kristin Joiner
Curtis W. Baird, a Notary Public in and for said County in said State, hereby certify that
Mayer of
The City of Alexander City, a municipal corporation,
is signed to the foregoing instrument, and who is known to me, acknowledged before me on
this day that, being informed of the contents of the instrument, he/she, as such Mayer
and with full authority, executed the same voluntarily, for and as the act of said The City of Alexander City, a municipal corporation
acting in such capacity as aforesaid.

Given under my hand and official seal this the 5th day of October, 2021.



Kristin Joiner
Notary Public

My commission expires: 3-19-23

EXHIBIT "A"

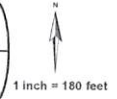
WORK ORDER DRAWING

Map Center Lat / LonG:
32.928133 -85.976321

Created: 9/20/2021 Page: 1/1

WORK ORDER NUMBER
A6278-09-A021

Customer Name Oakleigh Crossing Apartments		Location Highway 22 (Sportsplex)		County Tallapoosa	Section 5	Township 22N	Range 21E	Electrical Address Alex City		X- 438152	Y- H4853
Division / District Southern/East		Town Alex city	Engineer (inc: 334-539-2056) Adam Farrow	W.O. Statement / Add'l Info. Need to install a loop UG system with 4 UG XFRMs and install new pole with 2 risers							



Primary Voltage 12.47 [kV]	Secondary Voltage 120 / 240 [V]	Available Fault Current	L-L-L 1871	L-L-G 1813	L-L 1615	L-G 1394	L-G RES. 251	[AMPS]	Worst Flicker & Volt.Drop	FL 0.73 %	VD 4.45 %	MISSALL	Y / N Y	MISSALL NUMBER ---	Good: --- Thru: --- Update: ---
-------------------------------	------------------------------------	-------------------------	---------------	---------------	-------------	-------------	-----------------	--------	---------------------------	--------------	--------------	---------	------------	-----------------------	---------------------------------------

EWP Information:

Substation:	Alex City
Feeder:	438152
Device:	R4692

ROW Req'd	Y / N Y	Application for Service:	Y / N N
1Ø or 3Ø:	1Ø	3Ø	
Main Size:	200	320	600 800 1200
BILLING	\$17,805		

