

ORDINANCE NO. 2022-23

An Ordinance to Declare Real Property No Longer Needed for Public Use and Convey to Alexander City Theatre II, Inc. (a/k/a ACT II)

WHEREAS, the City of Alexander City ("the City") is no longer utilizing the property located on 264 Tallapoosa Street, Alexander City, Alabama; and

WHEREAS, It is hereby established and declared that the following described property known as the "Bama Theatre" owned by the City of Alexander City, Alabama, is no longer needed for municipal or public purposes, to-wit:

A certain lot and improvements thereon located in Alexander City, Alabama known and described as follows:

Beginning at a point where the South right-of-way line or margin of Tallapoosa Street intersects the center of Franklin Street from this point run West along the South right-of-way or margin of Tallapoosa Street a distance of 184 feet to an iron corner which is the point of beginning of said land herein described. From this point of beginning, continue West along the South right-of-way or margin of Tallapoosa Street a distance of 60.6 feet to a corner, thence run South 163.5 feet to a corner, thence run East 62.5 feet to corner, thence North 164.7 feet to the point of beginning. All said land is situated in Section 34, Township 23, Range 21, Tallapoosa County, Alabama, and is a part of the same property described in and conveyed by deed of C.L. Harlan, A.L. Phillips, and wife, to Wade C. Lamberth dated March 25, 1947, recorded in Deed Record Volume 75, Page 250, Probate Office of Tallapoosa County, Alabama, and being known as Wade C. Lamberth's Bama Theatre property.

PRIOR DEED REFERENCE: Recorded on Card #135558 on October 19, 1998 in the Office of the Judge of Probate of Tallapoosa County, Alabama.

WHEREAS, the property and improvements thereon are currently leased to Alexander City Theatre II, Inc. for twenty-one (21) years and is exclusively used by Alexander City Theatre II, Inc.; and

WHEREAS, Alexander City Theatre II, Inc. provides artistic and theatrical performances available to all citizens of Alexander City; and

WHEREAS, the City does not presently use the property and it is not needed for municipal or public purposes; and

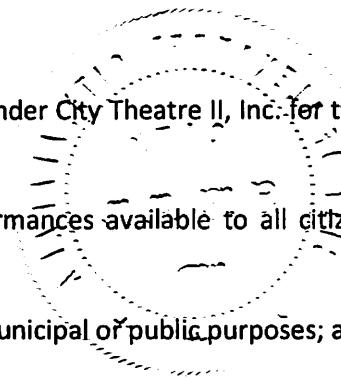
WHEREAS, Alexander City Theatre II, Inc. desires to own said property to continue and to expand the property's use for art and entertainment purposes.

NOW THEREFORE, BE IT ORDAINED AS FOLLOWS:

SECTION 1. Pursuant to Ala. Code §11-47-20 (1975, as amended), the Council of the City of Alexander City does find that the above described property is currently not used by the City nor needed for municipal or public purposes.

SECTION 2. That Alexander City Theatre II, Inc. desires to take ownership of the property and to continue to use the property as a venue to promote art and entertainment which will benefit the citizens of the City and surrounding communities.

SECTION 3. The Mayor and the City Clerk be, and they are hereby authorized and directed to execute and attest, respectively, for and on behalf of the City of Alexander City, a statutory warranty deed whereby the City of Alexander City does convey the property described above to Alexander City Theatre II, Inc.



Ordinance 2022-23

ADOPTED AND APPROVED this 18th day of July 2022.

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 **Ordinance No. 2022-23** which was adopted by the City Council on this 18th day of July 2022.

WITNESS MY SIGNATURE, as City Clerk of the City Alexander City, Alabama, under the seal thereof, this 18th day of July 2022.



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

Yeas: Colvin, Hardy, E. Brown, C. Brown & Keel

Nays: None

Publication Date: _____