

**REGULAR MEETING
COUNCIL OF THE CITY OF MONTGOMERY
DECEMBER 15, 2015 – 5:00 P.M.**

The Council met in regular session on Tuesday, December 15, 2015, at 4:00 p.m., in the Council Auditorium, City Hall, with the following members present:

PRESENT:	BOLLINGER, LYONS, LARKIN, BURKETTE, GREEN, BELL, JINRIGHT	--7
ABSENT:	LEE, PRUITT	--2

President Charles Jinright presided as Chairman of the meeting, and Brenda Gale Blalock, City Clerk, served as the Clerk of the meeting. The meeting was opened with the invocation by Councillor Lyons, and the Pledge of Allegiance.

Councillor Green made a motion to adopt the December 1, 2015, Work Session Minutes, as circulated, which motion carried with the following vote:

AYES:	BOLLINGER, LYONS, LARKIN, BURKETTE, GREEN, BELL, JINRIGHT	--7
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	LEE, PRUITT	--2

Councillor Green made a motion to adopt the December 1, 2015, Regular Council Minutes, as circulated, which motion carried with the following vote:

AYES:	BOLLINGER, LYONS, LARKIN, GREEN, BELL, JINRIGHT	--6
NAYS:	NONE	--0
ABSTAINED:	BURKETTE	--1
ABSENT:	LEE, PRUITT	--2

Councillor Lee and Councillor Pruitt entered the Council Chamber at 5:04 p.m.

The Clerk stated this was the time and place to hear and consider all objections and protests to the following proposed ordinance:

ORDINANCE NO. 64-2015

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA as follows:

SECTION 1. That the Zoning Ordinance of Montgomery, Alabama, adopted September 17, 1963, be amended by removing the following described property from an R-60-d (Duplex Residential) Zoning District to an M-1 (Light Industrial) Zoning District.

Lots 1-4, Bear Subdivision of Lot 17 as recorded in Plat Book 4, at Page 47 and a part of Lot 16 of Stephens Scheussler Plat No. 2 as recorded in Plat Book 2, at Page 14; hereinafter further described as: Begin at the northeast corner of Lot A, Dormir Plat, as recorded in the Office of the Judge of Probate, Montgomery County, Alabama in Plat Book 31, at Page 127; thence run N73°44'10"E, 177.97 ft. to a point; thence run N34°25'30"E, 170.00 ft. to a point; thence run S67°59'27"E, 237.66 ft. to a point lying on the west ROW of North Decatur Street (ROW varies); thence run along said west ROW S16°23'00"W, 359.35 ft. to a point; thence continue along said west ROW S32°46'46"W, 138.03 ft. to a point; thence leaving said west ROW, run N16°48'00"W, 20.00 ft. to a point; thence run N22°46'40"W, 20.00 ft. to a point; thence run N27°06'12"W, 20.00 ft. to a point; thence run N31°20'35"W, 20.00 ft. to a point; thence run N36°37'02"W, 20.00 ft. to a point; thence run N41°57'04"W, 20.00 ft. to a point; thence run

N45°41'04"W, 196.05 ft. to a point; thence run N44°18'56"E, 6.80 ft. to a point; thence run N45°41'04"W, 164.00 ft. to the point of beginning. Said described parcel lying and being situated in the northwest quarter of Section 7, T16N, R18E, Montgomery County, Alabama and contains 2.928 acres (127,549 SF) more or less.

SECTION 2. This ordinance shall take effect upon its passage, approval and publication, or as otherwise provided by law.

Mr. Tommy Tyson was present representing the Planning Commission. No one was present representing this item. No one was present in opposition of this item.

Councillor Larkin made a motion to sustain the recommendation of the Planning Commission and adopt the foregoing ordinance, which carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider all objections and protests to the following proposed ordinance:

ORDINANCE NO. 65-2015

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA as follows:

SECTION 1. That the Zoning Ordinance of Montgomery, Alabama, adopted September 17, 1963, be amended by removing the following described property from AGR-2 (General Agriculture) and FH (Flood Hazard) Zoning Districts to an M-3 (General Industrial) Zoning District.

COMMENCE AT AN IRON PIN PURPORTED TO BE THE NORTHWEST CORNER OF SECTION 20, TOWNSHIP 16 NORTH, RANGE 17 EAST, MONTGOMERY, MONTGOMERY COUNTY, ALABAMA THENCE NORTH 89°22'08" EAST, A DISTANCE OF 661.83 FEET; THENCE SOUTH 36°43'13" EAST, A DISTANCE OF 515.16 FEET; THENCE SOUTH 41°44'13" EAST. A DISTANCE OF 183.04 FEET TO THE POINT OF BEGINNING OF A PARCEL OF LAND MORE FULLY DESCRIBED AS FOLLOWS; FROM THIS POINT OF BEGINNING THENCE SOUTH 41°44'13" EAST, A DISTANCE OF 183.03 FEET; THENCE SOUTH 41°21'53" EAST, A DISTANCE OF 183.03 FEET; THENCE SOUTH 50°00'48" WEST, A DISTANCE OF 1500.62 FEET; THENCE NORTH 41°41'37" WEST, A DISTANCE OF 387.00 FEET; THENCE NORTH 50°48'39" EAST, A DISTANCE OF 1502.30 FEET TO THE POINT OF BEGINNING, SAID PARCEL CONTAINS 565,082 SQUARE FEET, OR 12.97 ACRES, MORE OR LESS.

and

COMMENCE AT AN IRON PIN PURPORTED TO BE THE NORTHWEST CORNER OF SECTION 20, TOWNSHIP 16 NORTH, RANGE 17 EAST, MONTGOMERY, MONTGOMERY COUNTY, ALABAMA THENCE SOUTH 01°13'49" EAST, A DISTANCE OF 1612.37 FEET TO THE POINT OF BEGINNING OF A RAILROAD EASEMENT TO CSX RAILROAD MORE FULLY DESCRIBED AS FOLLOWS; FROM THIS POINT OF BEGINNING THENCE SOUTH 41°40'04" EAST, A DISTANCE OF 191.50 FEET; THENCE ALONG A CURVE TO THE LEFT, SAID CURVE HAVING AN ARC LENGTH OF 174.76 FEET, A RADIUS OF 548.69 FEET, A CHORD BEARING OF SOUTH 14°37'08" EAST, AND A CHORD LENGTH OF 174.02 FEET; THENCE SOUTH 23°44'36" EAST, A DISTANCE OF 235.08 FEET; THENCE SOUTH 23°44'36" EAST, A DISTANCE OF 107.85 FEET; THENCE SOUTH 29°28'05"

EAST, A DISTANCE OF 313.01 FEET; THENCE SOUTH 35°11'33" EAST, A DISTANCE OF 231.80 FEET; THENCE ALONG A CURVE TO THE LEFT , SAID CURVE HAVING AN ARC LENGTH OF 598.69 FEET, A RADIUS OF 548.69 FEET, A CHORD BEARING OF SOUTH 66°27'05" EAST, AND A CHORD LENGTH OF 569.43 FEET; THENCE SOUTH 67°04'41" WEST, A DISTANCE OF 771.11 FEET; THENCE ALONG A CURVE TO THE LEFT, SAID CURVE HAVING AN ARC LENGTH OF 659.00 FEET, A RADIUS OF 548.69 FEET, A CHORD BEARING OF NORTH 04°56'21" EAST, AND A CHORD LENGTH OF 620.10 FEET; THENCE NORTH 29°28'05" WEST, A DISTANCE OF 83.50 FEET; THENCE NORTH 29°28'05" WEST, A DISTANCE OF 316.76 FEET; THENCE NORTH 29°28'05" WEST, A DISTANCE OF 118.75 FEET; THENCE NORTH 35°11'34" WEST, A DISTANCE OF 171.42 FEET; THENCE ALONG A CURVE TO THE RIGHT , SAID CURVE HAVING AN ARC LENGTH OF 295.74 FEET, A RADIUS OF 598.69 FEET, A CHORD BEARING OF NORTH 21°02'28" WEST, AND A CHORD LENGTH OF 292.74 FEET; THENCE NORTH 01°13'49" WEST, A DISTANCE OF 132.18 FEET TO THE POINT OF BEGINNING, SAID EASEMENT CONTAINS 214,078.8 SQUARE FEET, OR 4.91 ACRES, MORE OR LESS.

SECTION 2. This ordinance shall take effect upon its passage, approval and publication, or as otherwise provided by law.

Mr. Tommy Tyson was present representing the Planning Commission. No one was present representing this item. No one was present in opposition of this item.

Councillor Burkette made a motion to sustain the recommendation of the Planning Commission and adopt the foregoing ordinance, which carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed ordinance:

ORDINANCE NO. - _____

AN ORDINANCE AMENDING CHAPTER 6, ARTICLE VIII, SECTION 6-361, SECTION 6-363, SECTION 6-370, SECTION 6-376, SECTION 6-392, SECTION 6-412, SECTION 6-413, AND REPEALING SECTION 6-380 OF THE CODE OF ORDINANCES OF THE CITY OF MONTGOMERY, ALABAMA, AND ADOPTING NEW ORDINANCE FOR TRANSPORTATION NETWORK COMPANIES

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Chapter 6, Article VIII, Section 6-380 is repealed in its entirety and Section 6-361, Section 6-363, Section 6-370, Section 6-376, Section 6-392, Section 6-412 and Section 6-413 of the Code of Ordinances for the City of Montgomery, Alabama, be amended to read as follows:

ARTICLE VIII. VEHICLES FOR HIRE

DIVISION 1. - TAXICABS

Sec. 6-361. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Director of finance means the Director of Finance of the City or his or her designee.

Drug means a drug or other substance, or immediate precursor, which is listed in schedules I, II, III, IV, or V of the Comprehensive Drug Abuse Prevention and Control Act of 1970, codified at 21 U.S.C. §801 et seq., as it is amended, and, for the purposes of this article, shall include ethyl alcohol or ethanol.

Drug test means a hair, urine, or breath test or any other acceptable drug tested administered for the purpose of detecting the presence of drugs or alcohol, or its metabolites, in a person's bodily tissue, fluids, or products.

Intoxication means the state of being affected by one or more drugs, as they are defined herein, such that mental and/or physical abilities are impaired, and shall include having a blood alcohol level of .08 percent or more as measured by either breath analysis or blood test.

Limousine means a motor vehicle not operated on a fixed route with the potential seating capacity of more than five persons and no more than 15 persons used in the business of transporting passengers for hire in the city. The classification "limousine," however, shall not apply to any motor vehicle which is:

- (1) Classified as a taxicab.
- (2) Used exclusively by or under a written agreement with a hotel, motel, airport, hospital, club, or other such entity for the transportation of its members, guests, patients, or clients.
- (3) Operated as a bus.

Passenger means a person other than the driver who is an occupant of a taxicab or limousine, and, for the purpose of this article, such person shall be presumed to be a passenger for hire.

Permit means authorization issued to each individual who operates a taxicab as defined in this Chapter.

Person means any individual, association, partnership, limited liability company, corporation, or other entity of any kind.

Private motor vehicle means passenger van, including limousines, which are not permitted or licensed as a taxicab.

Risk manager means the Risk Manager of the City or his or her designee.

Taxicab means all automobiles and other vehicles, except as otherwise addressed in this Article, of like construction and operation employed in the carriage of passengers for hire on the streets in the city but shall not include any bus, jitney bus, or other motor vehicle constructed for the carriage of more than seven passengers and, except as provided in section 6-363, shall not include any common carrier of passengers coming under the regulation and supervision of the state public service commission.

Taximeter means an instrument or device attached to a vehicle and designed to measure mechanically or electronically the distance traveled by such vehicle, to record the times the vehicle travels or is in waiting and to indicate the fares to be charged.

Waiting time means the time during which a taxicab interrupts its journey at the request of a passenger so as to allow the passenger to conduct necessary business by either remaining with the taxicab or disembarking from the taxicab.

Sec. 6-363. - Inspection of vehicles.

- (a) All vehicles subject to this Article shall be annually inspected by a third-party in accordance with the process promulgated by the Risk Manager.
- (b) The safety inspection shall cover the following equipment:
 - (A) Foot brakes;
 - (B) Emergency brakes;
 - (C) Steering mechanism;
 - (D) Windshield;
 - (E) Rear window and other glass;
 - (F) Windshield wipers;
 - (G) Headlights;

- (H) Tail lights;
- (I) Turn indicator lights;
- (J) Stop lights;
- (K) Front seat adjustment mechanism;
- (L) Doors;
- (M) Horn;
- (N) Speedometer;
- (O) Bumpers;
- (P) Muffler and exhaust system;
- (Q) Condition of tires, including tread depth;
- (R) Interior and exterior rearview mirrors; and
- (S) Safety belts and air bags for driver and passenger(s).

Sec. 6-370. - Rates and charges.

A) A taxicab may offer service at no charge or charge a fare. If a fare is charged, it shall be no greater than a Transportation Network Company charges under the same conditions. At all times, the fare charged must be stated by the driver and agreed to by the passenger(s) before the ride commences.

B) When more than one passenger is received at the same point of origin and transported to different destinations, the first departing customer will pay the meter fare. Then, the meter is restarted and the second passenger will pay meter fare to destination, and so on, unless the passenger(s) and driver otherwise agree before the ride commences.

C) No charges shall be collected from any passenger for the transportation of any service animal, wheelchair, or any other prosthetic device.

Sec. 6-376. Drug Testing.

Each taxicab, limousine, and alternative transportation company or operator shall establish and maintain a drug testing program for all employees in safety-sensitive positions, to include all drivers. The program shall include pre-employment, random, post-accident, and probable cause testing. Records of testing shall be maintained by the employer and shall be made available for inspection by the Risk Manager or his designee or any state or federal regulatory enforcement officials.

Sec. 6-392. - Complaint and comment procedure.

A sign containing a telephone number for complaints and comments shall be prominently displayed in passenger compartment of each taxicab and limousine. Complaints and comments will be received by the Risk Manager for investigation and appropriate action.

DIVISION 2. PERMIT

Sec. 6-412. - Application.

Any person desiring to secure a license as a driver of a taxicab in the City shall complete a sworn application in writing to the Risk Manager upon a form to be furnished by the Risk Manager on which the applicant shall give all the information required by such application.

Sec. 6-413. - Investigation of applicant; qualifications of applicant.

All applications for taxicab drivers' licenses shall be retained by the Risk Manager for a reasonable time for investigation. The Risk Manager shall investigate the qualifications and fitness of the applicant to drive a taxicab in the City and, in determining the fitness of any person to do so, shall observe the following regulations:

- (1) Is at least 18 years of age;
- (2) Is clean in dress and in person and is not addicted to the use of intoxicating liquor or drugs; and
- (3) Has complied with all applicable provisions of this Article.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that the following is adopted:

DIVISION 3. ALTERNATIVE TRANSPORTATION SERVICES

Sec. 1- *Alternative transportation service (“ATS”)* is defined as non-emergency transportation that may charge a flat rate not to exceed \$30.00 per one-way trip within the city limits. Taximeters are not required. All license, insurance, and inspection requirements are the same as for a taxicab.

Sec. 2- An individual who is applying for a business license to operate an ATS shall submit an application to the Director of Finance and further comply with Chapter 16 of this Code.

Sec. 3- It shall be unlawful for a driver to operate an ATS without first obtaining a permit as stated in Division 2 of this Article.

DIVISION 4. TRANSPORTATION NETWORK COMPANIES

Section 1. Definitions.

Permit means authorization issued to a TNC to operate within the city limits.

Operate means the transporting of a rider for compensation.

Transportation Network Company (“TNC”) shall mean a company operating in the City of Montgomery, pursuant to this ordinance, that uses a digital network or software application to connect riders to Transportation Network Company Services provided by Transportation Network Company Drivers.

Transportation Network Company Driver (“TNC Driver”) shall mean an individual who operates a motor vehicle that is:

- (a) Owned, leased, or otherwise authorized for use by the individual;
- (b) Not licensed as a taxicab or other public vehicle-for-hire pursuant to Chapter 6 of the City of Montgomery Code of Ordinances; and
- (c) Used to provide Transportation Network Services.

Transportation Network Company Services (“TNS”) shall mean transportation of a rider between points chosen by the rider and that is prearranged by a transportation network application company. TNS shall begin when a TNC Driver accepts a request for transportation received through the TNC’s digital network or software application service, continues while the TNC Driver transports the rider in the TNC Driver’s vehicle, and ends when the rider exits the TNC Driver’s vehicle.

Transportation network vehicle means any vehicle used to provide a transportation network service.

Vehicle age means the age of a vehicle computed by totaling the number of the years from the model year to the calendar year, including both. For example, a vehicle with a model year of 2009 has a vehicle age of four (4) years in the 2012 calendar year (2009 + 2010 + 2011+ 2012.)

Wheelchair-accessible transportation network vehicle means a transportation network vehicle that a person in a wheelchair may enter and exit independently or with assistance while seated in a wheelchair. A wheelchair-accessible transportation network vehicle shall safely secure and restrain the wheelchair, shall have only side entries for riders, and shall comply with all applicable standards provided by law for wheelchair-accessible vehicles, including but not limited to standards specified by applicable ordinances and regulations adopted by the City.

Section 2. Transportation Network Application Company Permit – Required.

(a) No TNC shall engage in or provide Transportation Network Services in the City without a Permit issued pursuant to this Article.

(b) No vehicle shall be used as a transportation network vehicle in the city except by a driver affiliated with a TNC permitted pursuant to this ordinance.

(c) Without a Permit issued pursuant to this Article, it shall be unlawful for any TNC to provide a transportation network service within the corporate boundaries of the City, except where the TNC is licensed or permitted by another jurisdiction, and the riders have as their destination the community in which such provider is licensed.

Section 3. Transportation Network Application Company Permit – Requirements; Fee.

(a) In order to qualify for a transportation network provider permit, whether upon initial application or upon application for renewal of a permit, a TNC shall:

(1) Create an application process for a person to apply for registration with the TNC as a TNC Driver;

(2) Maintain a current registry of the TNC Drivers;

(3) Provide the following information on its website:

(A) The TNC's customer service telephone number and/or electronic mail address;

(B) The TNC's zero tolerance policy established under paragraph four (4) of this section;

(C) An electronic mail address for reporting a complaint about a TNC Driver to the TNC; and

(D) A complaint electronic mail address to the Risk Management Office for the City of Montgomery;

(4) Establish a zero tolerance policy on the use of drugs or alcohol while TNC Driver is accessing the TNC's digital platform.

(5) Immediately suspend a TNC Driver upon receiving a rider complaint alleging that the Driver violated the zero tolerance policy. Such suspension shall last the duration of the investigation.

(6) In response to a specific complaint against any TNC Driver, the City is authorized to visually inspect records held by the TNC that are needed to investigate and resolve a complaint. The visual inspection shall take place at a mutually agreed upon location in the City of Montgomery. Any record furnished to the City may exclude information that would tend to identify specific drivers or riders, unless the identity of the driver or rider is relevant to the complaint.

(7) Require that TNC Drivers do not discriminate against riders or potential riders on the basis of destination, race, color, national origin, religious belief or affiliation, sex, disability, age, or sexual orientation/identity.

(8) Require TNC Drivers to comply with all applicable laws relating to accommodation of service animals.

(9) A TNC shall maintain the following records:

(a) individual trip records for at least one (1) year from the date each trip was provided; and

(b) individual records of TNC Drivers at least until the one (1) year anniversary of the date on which a TNC Driver's relationship with the TNC ended.

(10) A TNC shall submit an application for a permit to the Clerk for the City of Montgomery that complies with Section 4 of this ordinance.

(11) A TNC shall not provide personal information about a rider to a TNC Driver, including a rider's full name, email address, or telephone number.

(12) A TNC shall be in compliance with all applicable city, state, and federal law.

(13) Provide for inspection to the City with the initial application and maintain an automobile liability insurance policy at all times that:

(A) Provides coverage of at least \$1,000,000.00 per incident for accidents involving a TNC Driver from the time the Driver accepts a trip request until the completion of a trip, regardless of whether the Driver maintains personal insurance adequate to cover any portion of a claim;

(B) During the time that a TNC driver is available for service but not providing service, provides bodily injury coverage of at least \$50,000.00 per person and at least \$100,00.00 per accident, and coverage of at least \$25,000.00 for property damage per accident, in the event that the Driver's insurance policy does not pay; and

(C) Provides that written notice shall be provided to the Risk Manager or his designee for the City of Montgomery upon any cancellation or termination of the policy.

(14) A TNC is not authorized to dispatch TNC Drivers to property owned or controlled by the Montgomery Airport Authority ("MAA") unless approved by the MAA.

(15) A TNC shall conduct outreach events to community organizations with the American Disabilities Act (ADA)-compliant vehicles to publicize the TNC's need for ADA vehicles and drivers with the goal of providing services to all riders and report back to the City with the results upon request of the Office of the Mayor or his designee.

(16) If a TNC utilizes dynamic or surge pricing through its software application, the software application must:

(A) Provide clear and visible indication that dynamic pricing is in effect prior to the rider entering the TNC Driver's vehicle;

(B) Include a feature that requires riders to confirm they understand dynamic pricing will be applied in order for the ride request to be completed; and

(C) Provide a fare estimator that enables the rider to estimate the cost under dynamic pricing prior to entering the TNC Driver's vehicle.

(b) The Transportation Network Company shall post on its website or application its policy on surge pricing or dynamic pricing during disasters and relevant states of emergency.

Section 4. Transportation Network Application Company – Permit Application; Process.

(a) Any business or individual desiring to operate as a TNC within the City of Montgomery shall file an application with the Clerk of the City of Montgomery, signed under penalty of

perjury, on forms provided by the Clerk. The City Council shall approve the TNC's application by resolution allowing the Permit to be issued. The application shall include the following information:

- (1) Proof that the company is registered to do business in the State of Alabama;
- (2) Proof that the company maintains a registered agent in the State of Alabama;
- (3) Proof that the company maintains a website that includes the information required by this ordinance;
- (4) Proof that the company has established a uniform logo, insignia, decal, or trade dress provided by section 7 of this ordinance;
- (5) A certification under penalty of perjury that the company has complied with the requirements of this ordinance, including, but not limited to the registration requirements for TNC Drivers;
- (6) A copy of the Certificate of Insurance naming the City of Montgomery, Alabama, as an additional named insured;
- (7) A statement that the TNC is in compliance with all applicable city, state, and federal laws;
- (8) An acknowledgement by the TNC that it is subject to pay all penalties imposed by the City Council that are either not contested or are upheld after review and appeal, including but not limited to the revocation of TNC Permit;
- (9) The name, address, and phone number of the TNC representative; and
- (10) A statement by the TNC that the TNC will comply with the provisions of section 11 of this ordinance pertaining to audits of the TNC.

(b) A TNC permit is valid for one (1) calendar year, and the above application and information must be completed for each annual permit renewal. Notwithstanding the foregoing, the Risk Manager has the discretion to create a renewal form to ensure such compliance after the TNC's first full year operating with a TNC Permit.

(c) The TNC must inform the Risk Manager in writing within seven (7) days if any material information provided in the application changes, ceases to be true, or is superseded in any way by new information.

(d) A TNC shall transmit a \$5,000.00 annual permit fee to the City of Montgomery in the care of the Director of the Department of Finance for the City or his designee, due on or before the 15th day of the month following the effective date or renewal date of the TNC Permit.

(e) The operation of a TNC is a privilege, not a right. The TNC's ability to satisfy stated criteria for a TNC Permit does not create a right to a TNC Permit. Eligibility for issuance of a Permit under this Ordinance shall be a continuing requirement for maintaining such Permit.

(f) A Permit to operate as a TNC shall not if it is determined that:

- (1) The applicant fails to submit proof of insurance;
- (2) The applicant assigns, leases, permits, or otherwise allows others to use its application dispatch system without the express consent of the Mayor and the City Council;
- (3) The applicant affiliates with, and provides application dispatch services to drivers operating vehicles without a for-hire vehicle or taxicab license, or drivers who are not registered TNC drivers as required by Section 8;

(4) The application has a material misstatement or omission;

(5) The application is incomplete; and/or

(6) Has failed to meet one or more operating responsibilities provided in this ordinance.

(g) If an application for the issuance or renewal of a permit is denied, the applicant may, within ten (10) days of mailing of notice of the denial, make a written demand upon the City Council for rehearing. Upon receipt of a timely written demand for rehearing, the City Council shall set a hearing as soon as practical. At that hearing, the City Council may vote, by a simple majority, to issue the TNC Permit as requested or vote to uphold the denial of the application for a TNC Permit. After entry of a denial by the City Council, the applicant is ineligible to make a new application for a period of twelve (12) months.

Section 5. Transfer of TNC Permit.

This Permit may not be transferred without the prior written consent of the Mayor and City Council, provided that a TNC may transfer its permit, upon notice to the Risk Manager, to (a) an affiliate or (b) in connection with the sale of all or substantially all of such TNC's equity, business, or assets. Prior to such transfer, the proposed transferee must submit written documentation to the Risk Manager acknowledging the transferee maintains its obligation to comply with provisions of this Article and all local, state, and federal requirements.

Section 6. Transportation Network Company vehicles – Inspections.

(a) Within thirty (30) days after a TNC driver first uses a transportation network vehicle to provide transportation network company services, and annually thereafter, the TNC shall conduct, or have a third party conduct, a safety inspection of the transportation network vehicle, and maintain complete documentation of such inspection at least for the period the current inspection remains valid.

(b) The safety inspection shall cover the following equipment:

- (A) Foot brakes;**
- (B) Emergency brakes;**
- (C) Steering mechanism;**
- (D) Windshield;**
- (E) Rear window and other glass;**
- (F) Windshield wipers;**
- (G) Headlights;**
- (H) Tail lights;**
- (I) Turn indicator lights;**
- (J) Stop lights;**
- (K) Front seat adjustment mechanism;**
- (L) Doors;**
- (M) Horn;**
- (N) Speedometer;**
- (O) Bumpers;**
- (P) Muffler and exhaust system;**
- (Q) Condition of tires, including tread depth;**
- (R) Interior and exterior rearview mirrors; and**
- (S) Safety belts and air bags for driver and passenger(s).**

Section 7. Transportation Network Company vehicles – Distinctive signage.

(a) A TNC shall establish a uniform logo, insignia, decal or trade dress for use on a motor vehicle at any time a motor vehicle is providing or arranging to provide transportation network services.

(b) A transportation network vehicle shall display, as provided by rule, consistent and distinctive signage at all times while being used to provide transportation network services. The distinctive signage shall be sufficiently large and color contrasted as to be readable during daylight hours. Acceptable forms of distinctive signage include, but are not limited to, symbols or signs on vehicle doors, roofs, or grilles. Magnetic or other removable distinctive signage is acceptable. A TNC shall file an illustration of their distinctive signage with the Risk Manager.

(c) A transportation network vehicle shall display a consistent and distinctive emblem at all times while being used to provide transportation network services.

Section 8. Registration of Transportation Network Company – Driver Registration.

(a) An individual may submit an application to a TNC for registration as a TNC Driver.

(b) A TNC shall approve or deny an application submitted under subsection (a) of this section.

(c) Before approving an application submitted under subsection (a) of this section, a TNC shall:

(1) Conduct, or have a third party conduct, a local and national criminal background check for each applicant that shall include:

(A) Multi-State/Multi-Jurisdiction Criminal Records Locator or other similar commercial nationwide database with validation (primary source search); and

(B) National Sex Offender Public Website.

(2) Conduct, or have a third party conduct, a driving record check for each applicant.

(d) A TNC shall not approve an application submitted under subsection (a) of this section and shall disqualify an applicant who:

(1) Has had more than three (3) moving violations in the prior three-year period, or a major violation in the prior three-year period (including, but not limited to, attempting to evade the police, reckless driving, or driving on a suspended or revoked license);

(2) Has been convicted, within the past seven (7) years, of driving under the influence of alcohol, drugs, or any other substance; fraud, sexual offenses, use of a motor vehicle to commit a felony, a crime involving property damage, and/or theft, acts of violence, or a violation that constitutes a felony under the Anti-Terrorism Act of 2002, § 13A-10-150 et seq. *Code of Alabama* (1975) or a similar felony offense under the laws of another jurisdiction; or any felony offense;

(3) Has an outstanding charge, indictment, warrant, writ of arrest, failure to appear, or any other judicial writ pending against the driver the underlying charge or offense would constitute a disqualifying criminal offense if convicted; and/or

(4) Is a match in the National Sex Offender Public Website.

Section 9. Transportation Network Drivers – General Requirements.

(a) A TNC Driver shall:

(1) Not solicit or accept street-hails;

(2) Use the required logo, insignia, or trade dress required in this ordinance at any time that the Driver uses his or her motor vehicle to provide transportation network service;

- (3) Possess a valid driver's license;**
- (4) Possess proof of registration for the motor vehicle used for TNS;**
- (5) Possess proof of automobile liability insurance that meets at least the minimum coverage requirements per § 32-7A-4 of the *Code of Alabama* (1975), as it is amended; and**
- (6) Be at least twenty-one (21) years of age.**

(b) If an accident occurs involving a motor vehicle that is being used for transportation network services, including when the TNC Driver is logged into or otherwise using the software application or network, the TNC Driver shall provide proof upon request, to the Risk Manager that the TNC:

- (1) The TNC Driver's individual auto liability insurance meeting the local and state requirements;**
 - (2) The TNC's automobile liability coverage; provided, that a TNC Driver shall have twenty-four (24) hours to provide proof of the TNC's automobile liability coverage;**
 - (3) Proof that the TNC Driver is logged into or is an active TNC Driver and has access to the TNC's software application or network. Such proof for this subsection shall include either the driver's license number or vehicle license plate.**
- (c) A TNC Driver shall inform each TNC that has authorized him or her to act as a TNC Driver of any event that may disqualify him or her from continuing to act as a TNC Driver, including any of the following: a change in the registration status of the TNC Driver vehicle; a revocation or suspension of the TNC Driver driver's license; a change in the TNC Driver's insurance coverage such that the TNC Driver's insurance would not be in compliance with this ordinance; a motor vehicle moving violation; and a criminal arrest, conviction, bail forfeiture.**

Section 10. Charges.

(a) On behalf of a TNC driver, A TNC may offer service at no-charge, suggest a donation, or charge a fare; provided, that if a fare is charged, a TNC shall disclose the fare or fare calculation method on its website or within the software application service. The TNC shall also provide riders with the option for an estimated fare to a rider before the rider arranges a trip with the TNC.

(b) Upon completion of a trip, a TNC shall transmit an electronic receipt to the rider's electronic mail address or mobile application that lists:

- (1) The origin and destination of the trip;**
- (2) The total time and distance of the trip; and**
- (3) A breakdown of the total fare paid, if any.**

Section 11. Audit of Transportation Network Companies.

(a) On an annual basis, each TNC authorized pursuant to this ordinance shall provide to the Risk Manager or his designee up to one hundred (100) but not less than twenty-five (25) unique identification numbers, each of which has been assigned to an individual TNC Driver associated with the TNC pursuant to the requirements of this ordinance. The Risk Manager or his designee may once a year, send to a TNC a list of up to fifteen (15) driver identification numbers and request visual inspection of records held by the TNC for those fifteen (15) TNC Drivers. The Risk Manager or his designee may request such a visual inspection on a more frequent basis if it has a reasonable basis to suspect that the TNC is not in compliance with the requirements of Section 8. The inspection shall occur within

seven (7) business days of receipt of the request, at a mutually agreed upon location in the City of Montgomery. At this location, the TNC shall furnish to the Risk Manager or his designee, the following records for each of the TNC Drivers associated with the driver identification numbers that the Risk Manager has identified:

- (1) Proof that the TNC confirmed that each vehicle passed an inspection in accordance with section 6 of this ordinance;
- (2) Proof that the TNC conducted, or had a third party conduct, the criminal background check and driving record check required by this ordinance; and
- (3) Proof that the TNC has confirmed that its associated TNC Drivers possess a valid driver's license, proof of vehicle registration, and proof of liability insurance, as required by Section 9(a) of this ordinance.

(b) A TNC responding to an audit request may redact any records it produces to the requesting party to protect the privacy and identifying information of the TNC Driver, including the TNC Driver's social security number (other than the last four digits), drivers' license number and address. Identifying information shall not include the name of the TNC Driver.

Section 12. Enforcement.

(a) Upon submission of the required permit application in compliance with this ordinance, the City Council may issue a Permit to a TNC.

(b) When it has a reasonable basis to suspect noncompliance with this ordinance the Mayor or his designee shall have the authority to enforce the requirements of this ordinance.

(c) Failure to adhere to the requirements of this section by a TNC may result in sanction or revocation of its Permit by the City Council including fines and other penalties, pursuant to its authority.

Section 13. Violation.

It shall be a violation of this article for a TNC or a TNC driver, its servants, agents, or employees, to fail to comply with the applicable provisions of this article. A violation of this article is governed under Chapter 1, Section 1-9 of the City of Montgomery Code of Ordinances.

Section 14. BE IT FURTHER ORDAINED, this Ordinance shall be in full force and effect following passage, adoption, and publication as required by law.

It was the consensus of the Council to carry this item over to the next regular council meeting for action following a public hearing. The Clerk was instructed to advertise the public hearing. The Chairman scheduled a work session on this item for January 5, 2016, at 2:30 p.m. in the Old Council Chamber.

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 269-2015

City of Montgomery 2015 Montgomery City-County Hazard Mitigation Plan Update Resolution of Adoption

WHEREAS, the Montgomery County Hazard Mitigation Plan has been updated in accordance with FEMA requirements at 44 C.F.R. 201.6; and

WHEREAS, the City of Montgomery participated in the updating of a multi-jurisdictional plan, Montgomery County Hazard Mitigation Plan; and

WHEREAS, the City of Montgomery is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the plan and the actions in the plan; and

WHEREAS, the City of Montgomery has reviewed the plan and affirms that the plan will be updated no less than every five years.

NOW THEREFORE, BE IT RESOLVED by the City Council that the City of Montgomery adopts the 2015 Montgomery County Hazard Mitigation Plan Update, and resolves to execute the actions in the plan.

Councillor Bollinger made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Bollinger made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk reported that the Show Cause Hearing on the proposed revocation of the Business License of Racynta Pollard, d/b/a H and R Auto Sales, 2253 Congressman W. L. Dickinson Drive, was moot because the business has been brought into compliance.

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. _____

WHEREAS, pursuant to Resolution No. 239-2015, the Business License of Racynta Pollard, d/b/a H and R Auto Sales, 2253 Congressman W. L. Dickinson Drive, Montgomery, AL 36109, was revoked, and Racynta Pollard scheduled for a Show Cause Hearing as to why her business license for the establishment should not be revoked prior to finalization of revocation; and

WHEREAS, Racynta Pollard, d/b/a H and R Auto Sales, 2253 Congressman W. L. Dickinson Drive, was afforded a hearing on December 15, 2015, concerning said license; and

WHEREAS, after reviewing all the facts, the City Council is of the opinion that the revocation of the business license of Racynta Pollard, d/b/a H and R Auto Sales, 2253 Congressman W. L. Dickinson Drive, should be finalized by adoption of this resolution:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that said Council finalizes the revocation of said license and the Director of Finance is hereby instructed to revoke the Business License of Racynta Pollard, d/b/a H and R Auto Sales, 2253 Congressman W. L. Dickinson Drive, Montgomery, AL 36109, and the owner/proprietor of the business must appear before the City Council prior to being awarded any future business license.

Councillor Lee made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

Councillor Lee made a motion to adopt the foregoing resolution.

Councillor Lee made a motion to substitute the following resolution:

RESOLUTION NO. 270-2015

WHEREAS, pursuant to Resolution No. 239-2015, the Business License of Racynta Pollard, d/b/a H and R Auto Sales, 2253 Congressman W. L. Dickinson Drive, was revoked, and Ms. Pollard scheduled for a Show Cause Hearing as to why her business license for the establishment should not be revoked prior to finalization of revocation; and

WHEREAS, she has brought her establishment into compliance:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that no further action is needed by the Council regarding the business license of Racynta Pollard, d/b/a H and R Auto Sales, 2253 Congressman W. L. Dickinson Drive.

The Chairman called for the vote on the motion to substitute the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Chairman called for the vote on the motion to adopt the foregoing resolution, as substituted, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place for the Show Cause Hearing on the proposed finalization of the revocation of the business license of Terrance Watkins and Vernita Watkins, a/k/a Watkins Company, LLC, d/b/a Smoothies and Things Café, 109 Court Street South. No one was present representing this item. Staff Attorney Mickey McInnish was present representing the City. The Chairman declared that the show cause hearing was closed.

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 271-2015

WHEREAS, pursuant to Resolution No. 240-2015, the Business License of Terrance Watkins and Vernita Watkins, a/k/a Watkins Company LLC, d/b/a Smoothies and Things Café, 109 Court Street South, Montgomery, AL 36104, was revoked, and Terrance Watkins and Vernita Watkins scheduled for a Show Cause Hearing as to why their business license for the establishment should not be revoked prior to finalization of revocation; and

WHEREAS, Terrance Watkins and Vernita Watkins, a/k/a Watkins Company LLC, d/b/a Smoothies and Things Café, 109 Court Street South, were afforded a hearing on December 15, 2015, concerning said license; and

WHEREAS, after reviewing all the facts, the City Council is of the opinion that the revocation of the business license of Terrance Watkins and Vernita Watkins, a/k/a Watkins Company LLC, d/b/a Smoothies and Things Café, 109 Court Street South, should be finalized by adoption of this resolution:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that said Council finalizes the revocation of said license and the Director of Finance is hereby instructed to revoke the Business License of Terrance Watkins and Vernita Watkins, a/k/a Watkins Company LLC, d/b/a Smoothies and Things Café, 109 Court Street South, Montgomery, AL 36104, and the owner/proprietor of the business must appear before the City Council prior to being awarded any future business license.

Councillor Larkin made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Larkin made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider all objections and protests to the following proposed resolution:

RESOLUTION NO. 272-2015

WHEREAS, Arirang USA Inc., d/b/a Arirang Restaurant, 1633 Eastern Boulevard, has filed an application for a Restaurant Retail Liquor License, as indicated on the application form of the State of Alabama Alcoholic Beverage Control Board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, Arirang USA Inc., d/b/a Arirang Restaurant, 1633 Eastern Boulevard, be and is hereby approved for a Restaurant Retail Liquor License, and concurrence in the issuance of the licenses by the State of Alabama Alcoholic Beverage Control Board.

Mr. Miu Jeon Kim was present representing this item. No one was present in opposition to this item.

Councillor Bollinger made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Bollinger made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider all objections and protests to the following proposed resolution:

RESOLUTION NO. 273-2015

WHEREAS, Alabama Hotel Properties LLC, d/b/a Hampton Inn and Suites Eastchase, 7651 Eastchase Parkway, has filed an application for a Special Retail – More Than 30 Days Liquor License, as indicated on the application form of the State of Alabama Alcoholic Beverage Control Board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, Alabama Hotel Properties, d/b/a Hampton Inn and Suites Eastchase Parkway, 7651 Eastchase Parkway, be and is hereby approved for a Special Retail – More Than 30 Days Liquor License, and concurrence in the issuance of the license by the State of Alabama Alcoholic Beverage Control Board.

Mr. Richard Tyre and Ms. Mary Wansley were present representing this item. No one was present in opposition to this item.

Councillor Bollinger made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Bollinger made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider all objections and protests to the following proposed resolution:

RESOLUTION NO. _____

WHEREAS, Relando S. Fannin, d/b/a Mobile Place, 1511 Mobile Road, has filed an application for a Lounge Retail Liquor – Class I License, as indicated on the application form of the State of Alabama Alcoholic Beverage Control Board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, Relando S. Fannin, d/b/a Mobile Place, 1511 Mobile Road, be and is hereby approved for a Lounge Retail Liquor – Class I License, and concurrence in the issuance of the licenses by the State of Alabama Alcoholic Beverage Control Board.

Mr. Relando S. Fannin was present representing this item. No one was present in opposition to this item.

Councillor Burkette made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Burkette made a motion to deny the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider all objections and protests to the following proposed resolution:

RESOLUTION NO. 274-2015

WHEREAS, 427 Dhaka Inc., d/b/a West Fairview Package Store, 427 West Fairview Avenue, has filed an application for a Lounge Retail Liquor – Class II (Package) License, as indicated on the application form of the State of Alabama Alcoholic Beverage Control Board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, 427 Dhaka Inc., d/b/a West Fairview Package Store, 427 West Fairview Avenue, be and is hereby approved for a Lounge Retail Liquor – Class II (Package) License, and concurrence in the issuance of the licenses by the State of Alabama Alcoholic Beverage Control Board.

Mr. Chris Hargett was present representing this item. Mr. William Boyd asked for additional information. No one was present in opposition to this item.

Councillor Lee made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Lee made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider all objections and protests to the following proposed resolution:

RESOLUTION NO. 275-2015

WHEREAS, Jai Jalaram LLC, d/b/a Entec 406, 3620 Wetumpka Highway, has filed an application for Retail Beer (Off Premise Only) and Retail Table Wine (Off Premise Only) Licenses, as indicated on the application form of the State of Alabama Alcoholic Beverage Control Board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, Jai Jalaram LLC, d/b/a Entec 406, 3620 Wetumpka Highway, be and is hereby approved for Retail Beer (Off Premise Only) and Retail Table

Wine (Off Premise Only) Licenses, and concurrence in the issuance of the licenses by the State of Alabama Alcoholic Beverage Control Board.

Mr. Jai Jalaram was present representing this item. No one was present in opposition to this item.

Councillor Larkin made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Larkin made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 276-2015

WHEREAS, Quacy Wright, d/b/a Commerce Enterprises, 1075 Chandler Street, has made application for a permit to operate a Taxicab Company in the City of Montgomery; and

WHEREAS, rules and regulations set out in Chapter 6, Article VIII, of The Code of Ordinances of the City of Montgomery, have been complied with:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, Quacy Wright, d/b/a Commerce Enterprises, 1075 Chandler Street, be and is hereby granted approval to operate a Taxicab Company in the City of Montgomery.

Mr. Quacy Wright was present representing this item.

Councillor Larkin made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Larkin made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 277-2015

WHEREAS, Oscar L. Williams, d/b/a Lets Ride Taxi, 1805 Oak Street, has made application for a permit to operate a Taxicab Company in the City of Montgomery; and

WHEREAS, rules and regulations set out in Chapter 6, Article VIII, of The Code of Ordinances of the City of Montgomery, have been complied with:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, Oscar L. Williams, d/b/a Lets Ride Taxi, 1805 Oak Street, be and is hereby granted approval to operate a Taxicab Company in the City of Montgomery.

Mr. Oscar L. Williams was present representing this item.

Councillor Burkette made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Burkette made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 278-2015

WHEREAS, Patrick Walker, d/b/a Patrick's Always Cabing, 1930 Griffin Avenue, Selma, Alabama, has made application for a permit to operate an Alternative Transportation Service in the City of Montgomery; and

WHEREAS, rules and regulations set out in Chapter 6, Article VIII, of The Code of Ordinances of the City of Montgomery, have been complied with:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, Patrick Walker, d/b/a Patrick's Always Cabing, 1930 Griffin Avenue, Selma, Alabama, be and is hereby granted approval to operate an Alternative Transportation Service in the City of Montgomery.

Mr. Patrick Walker was present representing this item.

Councillor Lee made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Lee made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 279-2015

WHEREAS, Lee Cooper has resigned from the Montgomery Cemetery Rehabilitation authority leaving an unexpired term ending August 5, 2017; and

WHEREAS, Councillor Lyons has nominated Kelvin Elkins to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Kelvin Elkins be and is hereby appointed to the Montgomery Cemetery Rehabilitation Authority for an unexpired term ending August 5, 2017.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Lyons made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 280-2015

WHEREAS, Dottye Hannan's term on the Board of Directors of the Arts Council of the City of Montgomery expired May 22, 2013; and

WHEREAS, Councillor Larkin's has requested that she continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Dottye Hannan be and is hereby reappointed to the Board of Directors of the Arts Council of the City of Montgomery for a one-year term, with term ending May 22, 2016.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Larkin made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 281-2015

WHEREAS, Nathan Williams' term on the Board of Adjustment will expire December 31, 2015; and

WHEREAS, Councillor Larkin's has requested that he continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Nathan Williams be and is hereby reappointed to the Board of Adjustment for a three-year term, with term ending December 31, 2018.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Larkin made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 282-2015

WHEREAS, Carole King's term on the Montgomery Clean City Commission expired November 18, 2015; and

WHEREAS, Councillor Larkin's has requested that she continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Carole King be and is hereby reappointed to the Montgomery Clean City Commission for a three-year term ending November 18, 2018.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Larkin made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 283-2015

WHEREAS, Jaunita Owes' term on the Board of Trustees – Retirement Fund expired December 31, 2013; and

WHEREAS, Councillor Larkin's has requested that she continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Jaunita Owes be and is hereby reappointed to the Board of Trustees – Retirement Fund for a four-year term, with term ending December 31, 2017.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Larkin made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 284-2015

WHEREAS, Sangernetta Bush's term on the Montgomery Historic Preservation Commission expired August 17, 2013; and

WHEREAS, Councillor Larkin's has requested that she continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Sangernetta Bush be and is hereby reappointed to the Montgomery Historic Preservation Commission for a three-year term, with term ending August 17, 2016.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Larkin made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 285-2015

WHEREAS, Corine Dunaway's term on the Montgomery Clean City Commission expired November 8, 2013; and

WHEREAS, Councillor Larkin has nominated Pamela Riley to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Pamela Riley be and is hereby appointed to the Montgomery Clean City Commission for a three-year term, with term ending November 8, 2016.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Larkin made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 286-2015

WHEREAS, Alton Calhoun's term on the Parks & Recreation Board will expire December 31, 2015; and

WHEREAS, Councillor Larkin has nominated Leon Anthony Vandiver to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Leon Anthony Vandiver be and is hereby appointed to the Parks & Recreation Board for a four-year term, with term ending December 31, 2019.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Larkin made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 287-2015

WHEREAS, Paulette Moncrief's term on the Board of Directors of the Arts Council of the City of Montgomery expired December 31, 2014; and

WHEREAS, Councillor Burkette has request that she continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Paulette Moncrief be and is hereby reappointed to the Board of Directors of the Arts Council of the City of Montgomery for a one-year term, with term ending December 31, 2016.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Burkette made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 288-2015

WHEREAS, Malcolm Calhoun's term on the Board of Trustees – Retirement Fund will expire December 31, 2015; and

WHEREAS, Councillor Burkette has request that he continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Malcolm Calhoun be and is hereby reappointed to the Board of Trustees – Retirement Fund for a four-year term, with term ending December 31, 2019.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Burkette made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 289-2015

WHEREAS, Pearlie Johnson's term on the Montgomery Clean City Commission expired December 4, 2015; and

WHEREAS, Councillor Burkette has request that she continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Pearlie Johnson be and is hereby reappointed to the Montgomery Clean City Commission for a three-year term, with term ending December 4, 2018.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Burkette made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 290-2015

WHEREAS, Mary Averhart's term on the Montgomery Clean City Commission expired December 11, 2015; and

WHEREAS, Councillor Burkette has request that she continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Mary Averhart be and is hereby reappointed to the Montgomery Clean City Commission for a three-year term, with term ending December 11, 2018.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Burkette made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 291-2015

WHEREAS, Gwyndolyn Hampton's term on the Montgomery Clean City Commission expired December 11, 2015; and

WHEREAS, Councillor Burkette has request that she continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Gwyndolyn Hampton be and is hereby reappointed to the Montgomery Clean City Commission for a three-year term, with term ending December 11, 2018.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Burkette made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 292-2015

WHEREAS, Rosetta Ledyard's term on the Museum Board will expire December 31, 2015; and

WHEREAS, Councillor Burkette has request that she continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Rosetta Ledyard be and is hereby reappointed to the Museum Board for a four-year term, with term ending December 31, 2019.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Burkette made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 293-2015

WHEREAS, Patrick Moss' term on the Planning Commission will expire December 31, 2015; and

WHEREAS, Councillor Burkette has request that he continue to serve on said board:

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Patrick Moss be and is hereby reappointed to the Planning Commission for a three-year term, with term ending December 31, 2018.

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Burkette made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 658 Cobb Street.

Councillor Lee made a motion to authorize the demolition of an unsafe structure at 658 Cobb Street, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 664 Cobb Street.

Councillor Lee made a motion to authorize the demolition of an unsafe structure at 664 Cobb Street, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 1001 Hutchinson Street.

Councillor Lee made a motion to authorize the demolition of an unsafe structure at 1001 Hutchinson Street, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 906 South Holt Street.

Councillor Lee made a motion to authorize the demolition of an unsafe structure at 906 South Holt Street, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the proposed authorization of demolition of an unsafe structure at 1012 South Holt Street.

Councillor Lee made a motion to authorize the demolition of an unsafe structure at 1012 South Holt Street, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated this was the time and place to hear and consider the following proposed resolution:

RESOLUTION NO. 294-2015

WHEREAS, it has been determined that an accumulation of Dangerous Nuisances exist on the properties described in Exhibit "A" attached hereto; and

WHEREAS, the owners of the described parcels of property have been identified utilizing the Revenue Commissioner's Records in the Montgomery County Court House as those persons listed in Exhibit "A" attached hereto; and

WHEREAS, the described parcels of property are all within the corporate limits of the City of Montgomery.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that pursuant to the provisions of Chapter 12 of the Code of Ordinances of the City of Montgomery, the nuisances on the properties described in Exhibit "A" are declared to be public nuisances, ordered to be immediately abated, and authorizing the assessment of the cost of the abatement of the nuisances.

LEFT BLANK INTENTIONALLY

Councillor Lyons made a motion to suspend the rules in order that the foregoing resolution could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Lee made a motion to adopt the foregoing resolution, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated she was in receipt of the following Petition for Annexation:

STATE OF ALABAMA
DEPARTMENT OF YOUTH SERVICES

ROBERT BENTLEY
GOVERNOR

POST OFFICE Box 66
MT. MEIGS, ALABAMA 36057

STEVEN P. LAFRENIERE
EXECUTIVE DIRECTOR

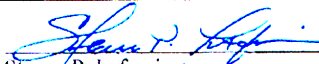
City Clerk

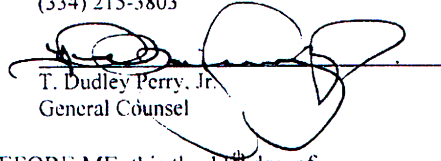
*City of Montgomery
Montgomery, Alabama 36104*

Petition for Annexation

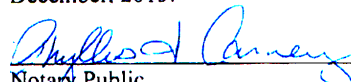
The undersigned owner(s) of the property which is described in the attached Exhibits B-1 and B-2 and which either is contiguous to the corporate limits of the City of Montgomery, or is a part of a group of properties which together are contiguous to the corporate limits of Montgomery, do hereby petition the City of Montgomery to annex said property into the corporate limits of the municipality. The subject property is owned by the Alabama Department of Youth Services and is utilized primarily for the operation of institutions for rehabilitation of delinquent youth. The City of Montgomery shall pay any and all cost associated with defending any challenge to the annexation, including, but not limited to all attorney fees and litigation expenses of any kind, arising out of defending any challenge against DYS in connection with such annexation.

Signed on the 11th day of December, 2015.

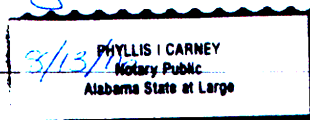

Steven P. Lafreniere
Executive Director, Alabama Department of Youth
Services
P.O. Box 66
1000 Industrial School Road
Mt. Meigs, AL 36057
(334) 215-3803


T. Dudley Perry, Jr.
General Counsel

SWORN TO AND SUBSCRIBED BEFORE ME, this the 11th day of
December, 2015.


Notary Public

My commission Expires: _____



Legal Description

Parcel 1

Commence at the northwest corner of the SW 1/4 of the SW 1/4 of Section 5, Township 16 North, Range 20 East, Montgomery County, Alabama; thence South 89 degrees 08'-56" West, 1598.80 feet to the west side of Sprott Road (60' row) and the POINT OF BEGINNING; thence from said point of beginning, continue South 89 degrees 08'-56" West, 397.07 feet; thence North 05 degrees 29'-20" East, 1308.97 feet to the south right of way of said Sprott Road; thence along the south and west right of way of said Sprott Road the following six (6) courses: (1) South 86 degrees 26'-11" East, 34.28 feet; (2) along a curve concave to the southwest (Radius 50.95 feet) a chord of South 43 degrees 37'-17" East, 69.25 feet; (3) South 00 degrees 48'-23" East, 653.34 feet; (4) along a curve concave to the east (Radius 841.74 feet) a chord of South 07 degrees 49'-46" East, 205.84 feet; (5) South 14 degrees 51'-09" East, 245.10 feet; (6) along a curve concave to the northeast (Radius 319.57 feet) a chord of South 30 degrees 46'-52" East, 175.41 feet to the point of beginning.

Said parcel lying and being in the NW 1/4 of the SE 1/4 of Section 5, Township 16 North, Range 20 East, Montgomery County, Alabama and containing 5.31 acres, more or less.

Parcel 2

Commence at the northwest corner of the SW 1/4 of the SW 1/4 of Section 5, Township 16 North, Range 20 East, Montgomery County, Alabama, being also the POINT OF BEGINNING; thence from said point of beginning, run South 89 degrees 08'-56" West, 1504.20 feet to the east side of Sprott Road (60' row); thence along the east right of way of said Sprott Road the following six (6) courses: (1) North 52 degrees 57'-20" West, 39.88 feet; (2) along a curve concave to the northeast (Radius 259.57 feet) a chord of North 33 degrees 54'-14" East, 169.46 feet; (3) North 14 degrees 51'-09" West, 245.10 feet; (4) along a curve concave to the east (Radius 781.74 feet) a chord of North 07 degrees 49'-46" West, 191.16 feet; (5) North 00 degrees 48'-23" West, 653.34 feet; (6) along a curve concave to the southwest (Radius 110.95 feet) a chord of North 20 degrees 49'-05" West, 75.94 feet to the north line of the NW 1/4 of the SE 1/4 of Section 6, Township 16 North, Range 20 East, Montgomery County, Alabama; thence along the north line of said NW 1/4 of the SE 1/4, North 89 degrees 39'-26" East, 3189.45 feet; thence South 04 degrees 39'-59" West, 1319.98 feet to a 12" sugarberry at the southeast corner of the NW 1/4 of the SW 1/4 of Section 5, Township 16 North, Range 20 East; thence South 89 degrees 49'-51" East, 1318.45 feet to a 36" oak at the northeast corner of the SE 1/4 of the SW 1/4 of Section 5, Township 16 North, Range 20 East; thence South 01 degree 35'-51" West, 3963.80 feet to a fence corner at the southeast corner of the NW 1/4 of Section 8, Township 16 North, Range 20 East; thence North 88 degrees 50'-54" East, 1047.57 feet to the west right of way of Ohio Ferro Road (80' row); thence along the west right of way of said Ohio Ferro Road the following four (4) courses: (1) South 00 degrees 41'-24" East, 2765.99 feet; (2) along a curve concave to the northwest (Radius 679.56 feet) a chord of South 30 degrees 13'-02" West, 698.11 feet; (3) South 61 degrees 07'-28" West, 1145.14 feet; (4) along a curve concave to the southeast (Radius 755.31 feet) a chord of South 36 degrees 49'-44" West, 621.54 feet to the north right of way of Interstate Highway 85; thence along the north right of way of said Interstate Highway the following eight (8) courses: (1) South 89 degrees 41'-21" West, 669.98 feet; (2) South 28 degrees 07'-30" West, 184.60 feet; (3) South 33 degrees 40'-38" West, 186.12 feet; (4) South 63 degrees 11'-37" West, 412.21 feet; (5) South 72 degrees 45'-36" West, 234.12 feet; (6) South 66 degrees 35'-18" West, 234.44 feet; (7) South 48 degrees 23'-57" West, 186.45 feet; (8) North 51 degrees 18'-23" West, 149.37 feet to the east right of way of said Sprott Road; thence along the east right of way of said Sprott Road the following ten (10) courses: (1) North 00 degrees 26'-27" West, 659.03 feet; (2) North 00 degrees 48'-12" West, 494.42 feet; (3) North 01 degree 03'-21" West, 1247.89 feet; (4) North 00 degrees 56'-29" West, 1144.37 feet; (5) North 01 degree 59'-10" West, 981.65 feet; (6) North 00 degrees 35'-52" West, 537.69 feet; (7) North

00 degrees 53'-36" East, 1443.93 feet; (8) North 00 degrees 53'-59" East, 1046.53 feet; (9) North 00 degrees 11'-17" West, 339.55 feet; (10) along a curve concave to the southwest (Radius 181.31 feet) a chord of North 11 degrees 13'-50" West, 69.45 feet to the west line of said Section 5; thence along the west line of said Section 5, North 04 degrees 49'-15" East, 1110.56 feet to the point of beginning. Said parcel lying and being in the NW 1/4 of the SE 1/4, NE 1/4 of the SE 1/4 of Section 5; NW 1/4 of the SW 1/4, S 1/2 of the SW 1/4 of Section 6; NW 1/4, SW 1/4 and SE 1/4 of Section 8; NW 1/4 and NE 1/4 of Section 17; all in Township 16 North, Range 20 East, Montgomery County, Alabama and containing 691.12 acres, more or less.

Parcel 3

Commence at the northeast corner of Section 17, Township 16 North, Range 20 East, Montgomery County, Alabama, being also the POINT OF BEGINNING; thence from said point of beginning, run along the east line of said Section 17, South 00 degrees 00'-25" East, 1776.06 feet; thence South 89 degrees 25'-14" West, 1377.90 feet; thence South 89 degrees 10'-54" West, 338.93 feet; thence South 88 degrees 24'-36" West, 485.47 feet to the east right of way of relocated Ohio Ferro Road (row Varies); thence along the east right of way of said Ohio Ferro Road the following four (4) courses: (1) North 00 degrees 11'-56" West, 335.11 feet; (2) North 11 degrees 26'-52" East, 214.96 feet; (3) North 30 49'-55" East, 228.94 feet; (4) North 45 degrees 56'-16" East, 545.36 feet to the south right of way of old Ohio Ferro Road (80' row); thence along the south right of way of said old Ohio Ferro Road the following two (2) courses; (1) along a curve concave to the northwest (Radius 759.56 feet) a chord of North 21 degrees 00'-01" East, 561.45 feet; (2) North 00 degrees 41'-24" West, 157.77 feet to the north line of said Section 17; thence along the north line of said Section 17, North 89 degrees 48'-45" East, 1451.77 feet to the point of beginning.

Said parcel lying and being in the NE 1/4 of Section 17, Township 16 North, Range 20 East, Montgomery County, Alabama and containing 75.59 acres, more or less.

Parcel 4

Commence at the northeast corner of Section 17, Township 16 North, Range 20 East, Montgomery County, Alabama; thence run along the east line of said Section 17, South 00 degrees 00'-25" East, 1776.06 feet; thence South 89 degrees 25'-14" West, 1377.90 feet; thence South 89 degrees 10'-54" West, 338.93 feet; thence South 88 degrees 24'-36" West, 485.47 feet to the intersection of the east right of way of relocated Ohio Ferro Road (row Varies) and the north right of way of Interstate Highway 85 (row varies); thence along the north right of way of said Interstate Highway 85, South 88 degrees 24'-36" West, 142.93 feet to the west right of way of said relocated Ohio Ferro Road and the POINT OF BEGINNING; thence from said point of beginning, continue along the north right of way of said Interstate Highway 85, South 89 degrees 41'-21" West, 829.57 feet to the intersection of old Ohio Ferro Road (80' row); thence along the east right of way of said old Ohio Ferro Road the following two (2) courses: (1) along a curve concave to the southeast (Radius 675.31 feet) a chord of North 37 degrees 36'-19" East, 538.98 feet; North 61 degrees 07'-28" East, 721.42 feet to the west right of way of said relocated Ohio Ferro Road; thence along the west right of way of said relocated Ohio Ferro Road the following two (2) courses: (1) South 23 degrees 43'-43" West, 308.20 feet; (2) South 00 degrees 49'-31" West, 488.78 feet to the point of beginning.

Said parcel lying and being in the NE 1/4 and the NW 1/4 of Section 17, Township 16 North, Range 20 East, Montgomery County, Alabama and containing 8.91 acres, more or less.

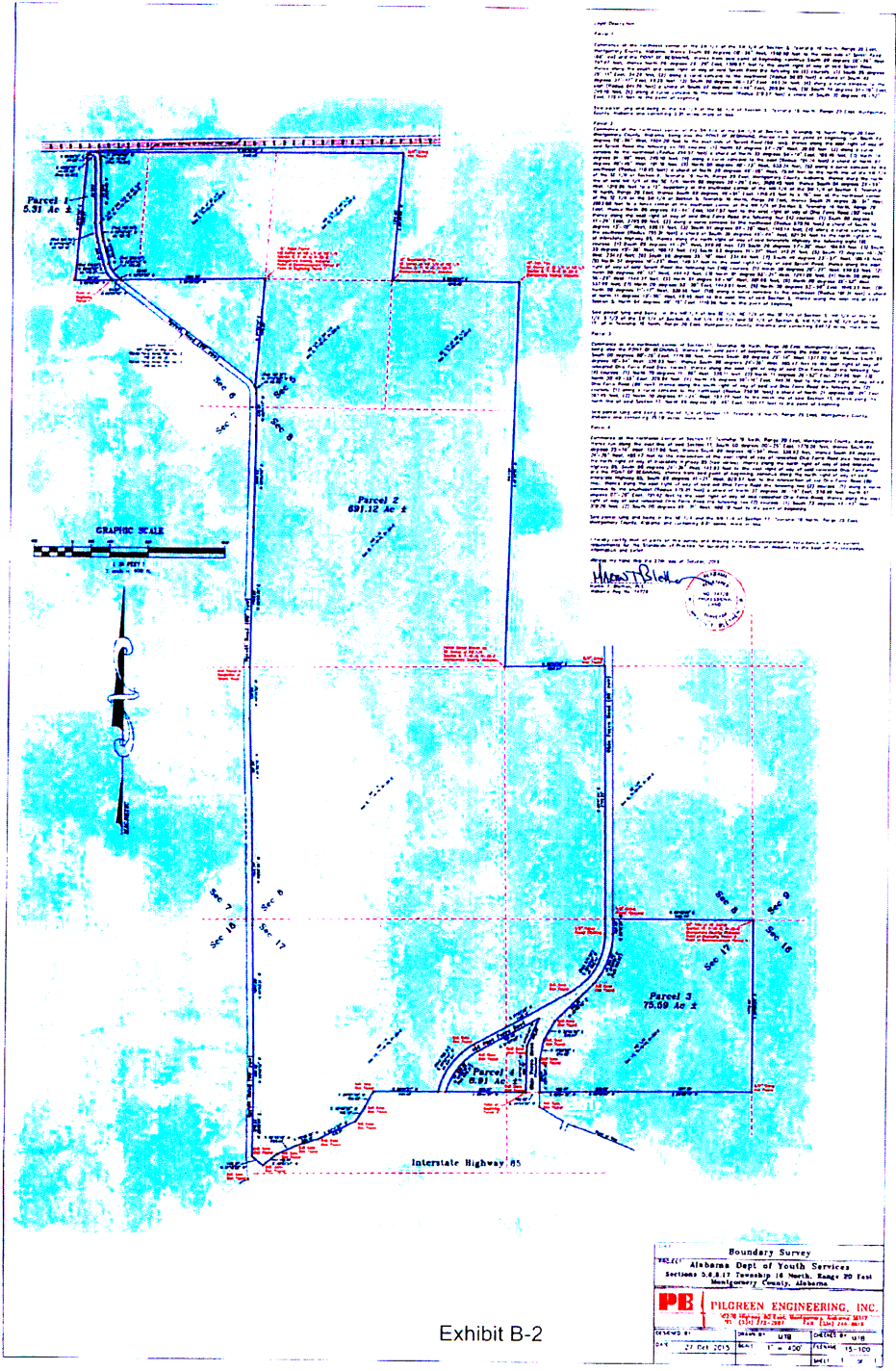
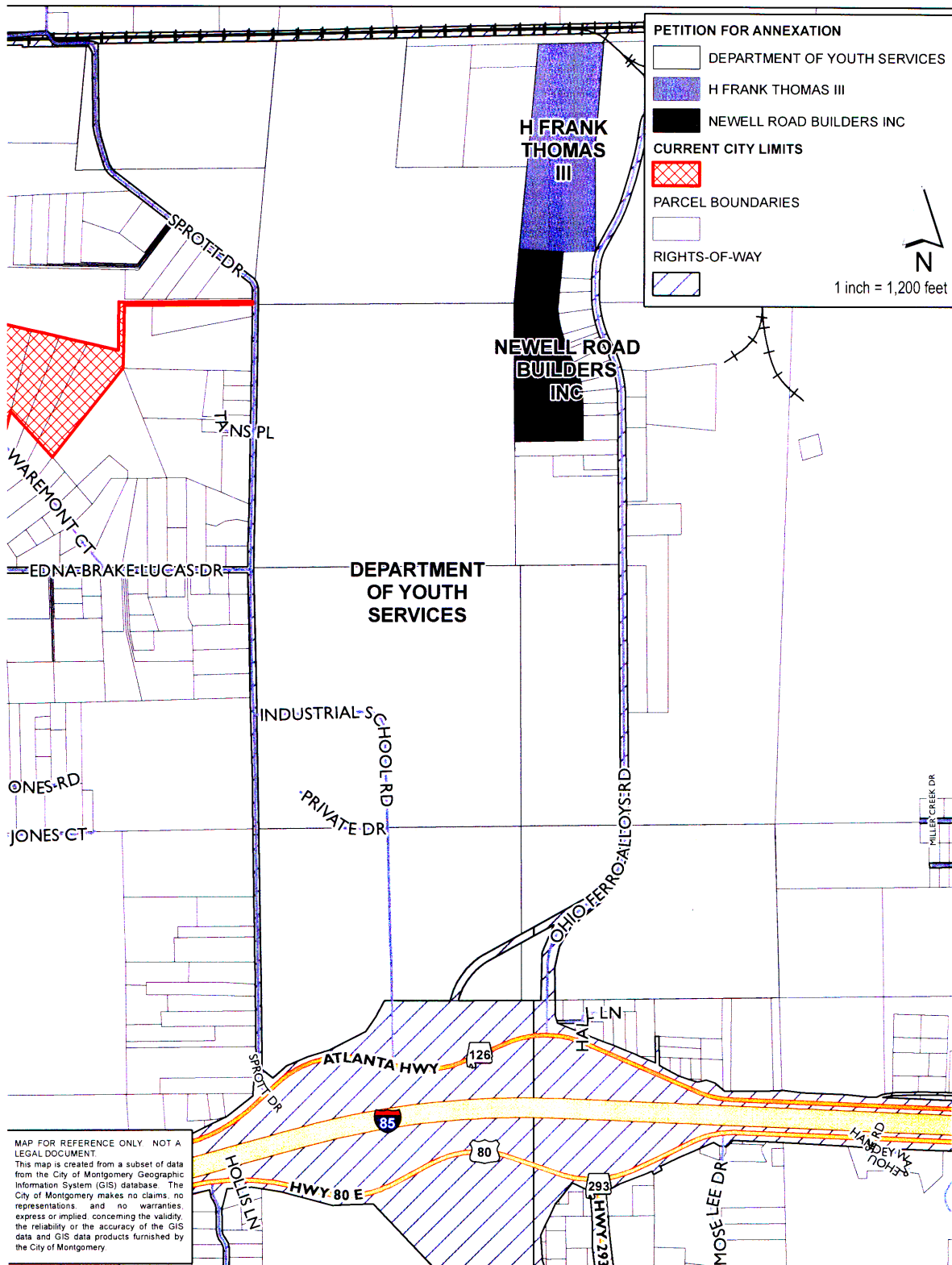


Exhibit B-2



Councillor Bollinger introduced the following ordinance:

ORDINANCE NO. 66-2015

AN ORDINANCE ALTERING AND ENLARGING THE CORPORATE LIMITS OF THE CITY OF MONTGOMERY BY INCLUDING WITHIN THE BOUNDARIES OF THE SAID CITY AND INCORPORATING INTO CONTIGUOUS COUNCIL DISTRICT THAT TERRITORY OF REAL PROPERTY AS DESCRIBED HEREIN.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, as follows:

Section 1. Findings by the City Council of the City of Montgomery, Alabama. The City Council (herein called "the Council") of the City of Montgomery, Alabama (herein called "the City"), has caused investigations to be made of the matters hereinafter

referred to and, on the basis of the facts disclosed by such investigations, does hereby find and declare that the following are true statements of facts:

(A) The City is an incorporated municipality under the laws of Alabama and is located wholly within the limits of Montgomery County in the said State. The City has a population in excess of two thousand (2,000) inhabitants. The real property hereinafter particularly described in Section 2 of this Ordinance lies within the County of Montgomery, and the boundary of the said real property is contiguous and adjacent to, and borders on, the corporate limits of the City of Montgomery. The said real property does not lie within either the corporate limits or the police jurisdiction of any other municipality, or, alternatively, lies wholly within an area that is closer to the corporate limits of the City of Montgomery than a point equidistant between the corporate limits of the City of Montgomery and any other municipality.

(B) The Council is the governing body of the City and is of the opinion that it will be in the best interest of the City and the inhabitants thereof if the said real property should be annexed to the City and the corporate limits of the City should be extended and rearranged so as to embrace and include the said real property so that, from and after publication of this Ordinance, the said real property will, in its entirety, be wholly within the boundaries of and will be a part of the corporate area of the City.

(C) A petition by the owner or owners of the property has been filed with the City Clerk of the City pursuant to Section 11-42-21, Code of Alabama, 1975, as last amended, in which petition it is requested that the said real property be annexed to the City and the corporate limits or boundaries of the City be extended and rearranged so that the said real property or territory not now within the corporate boundaries of the city shall be embraced and included therein, all as shown on said maps and description attached to said petition.

Section 2. Description of Property. The said real property annexed hereby is more particularly described as follows:

Legal Description

Parcel 1

Commence at the northwest corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 5, Township 16 North, Range 20 East, Montgomery County, Alabama; thence South 89 degrees 08'-56" West, 1598.80 feet to the west side of Sprott Road (60' row) and the POINT OF BEGINNING; thence from said point of beginning, continue South 89 degrees 08'-56" West, 397.07 feet; thence North 05 degrees 29'-20" East, 1308.97 feet to the south right of way of said Sprott Road; thence along the south and west right of way of said Sprott Road the following six (6) courses: (1) South 86 degrees 26'-11" East, 34.28 feet; (2) along a curve concave to the southwest (Radius 50.95 feet) a chord of South 43 degrees 37'-17" East, 69.25 feet; (3) South 00 degrees 48'-23" East, 653.34 feet; (4) along a curve concave to the east (Radius 841.74 feet) a chord of South 07 degrees 49'-46" East, 205.84 feet; (5) South 14 degrees 51'-09" East, 245.10 feet; (6) along a curve concave to the northeast (Radius 319.57 feet) a chord of South 30 degrees 46'-52" East, 175.41 feet to the point of beginning.

Said parcel lying and being in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 6, Township 16 North, Range 20 East, Montgomery County, Alabama and containing 5.31 acres, more or less.

Parcel 2

Commence at the northwest corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 5, Township 16 North, Range 20 East, Montgomery County, Alabama, being also the POINT OF BEGINNING; thence from said point of beginning, run South 89 degrees 08'-56" West, 1504.20 feet to the east side of Sprott Road (60' row); thence along the east right of way of said Sprott Road the following six (6) courses: (1) North 52 degrees 57'-20" West, 39.88 feet; (2) along a curve concave to the northeast (Radius 259.57 feet) a chord of North 33

degrees 54'-14" West, 169.46 feet; (3) North 14 degrees 51'-09" West, 245.10 feet; (4) along a curve concave to the east (Radius 781.74 feet) a chord of North 07 degrees 49'-46" West, 191.16 feet; (5) North 00 degrees 48'-23" West, 653.34 feet; (6) along a curve concave to the southwest (Radius 110.95 feet) a chord of North 20 degrees 49'-05" West, 75.94 feet to the north line of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 6, Township 16 North, Range 20 East, Montgomery County, Alabama; thence along the north line of said NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, North 89 degrees 39'-26" East, 3189.45 feet; thence South 04 degrees 39'-59" West, 1319.98 feet to a 12" sugarberry at the southeast corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 5, Township 16 North, Range 20 East; thence South 89 degrees 49'-51" East, 1318.45 feet to a 36" oak at the northeast corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 5, Township 16 North, Range 20 East; thence South 01 degree 35'-51" West, 3963.80 feet to a fence corner at the southeast corner of the NW $\frac{1}{4}$ of Section 8, Township 16 North, Range 20 East; thence North 88 degrees 50'-52" East, 1047.57 feet to the west right of way of Ohio Ferro Road (80' row); thence along the west right of way of said Ohio Ferro Road the following four (4) courses: (1) South 00 degrees 41'-24" East, 2765.99 feet; (2) along a curve concave to the northwest (Radius 679.56 feet) a chord of South 30 degrees 13'-02" West, 698.11 feet; (3) South 61 degrees 07'-28" West, 1145.14 feet; (4) along a curve concave to the southeast (Radius 755.31 feet) a chord of South 36 degrees 49'-44" West, 621.54 feet to the north right of way of Interstate Highway 85; thence along the north right of way of said interstate Highway the following eight (8) courses: (1) South 89 degrees 41'-21" West, 669.98 feet; (2) South 28 degrees 07'-30" West, 184.60 feet; (3) South 33 degrees 40'-38" West, 186.12 feet; (4) South 63 degrees 11'-37" West, 412.21 feet; (5) South 72 degrees 45'-36" West, 186.12 feet; (6) South 63 degrees 11'-37" West, 412.21 feet; (7) South 72 degrees 45'-36" West, 234.12 feet; (8) South 66 degrees 35'-18" West, 234.44 feet; (9) South 48 degrees 23'-57" West, 186.45 feet; (10) North 51 degrees 18'-23" West, 149.37 feet to the east right of way of said Sprott Road; thence along the east right of way of said Sprott Road the following ten (10) courses: (1) North 00 degrees 26'-27" West, 659.03 feet; (2) North 00 degrees 48'-12" West, 494.42 feet; (3) North 01 degree 03'-21" West, 1247.89 feet; (4) North 00 degrees 56'-29" West, 1144.37 feet; (5) North 01 degree 59'-10" West, 981.65 feet; (6) North 00 degrees 35'-52" West, 537.69 feet; (7) North 00 degrees 53'-36" East, 1443.93 feet; (8) North 00 degrees 53'-59" East, 1046.53 feet; (9) North 00 degrees 11'-17" West, 339.55 feet; (10) along a curve concave to the southwest (Radius 181.31 feet) a chord of North 11 degrees 13'-50" West, 69.45 feet to the west line of said Section 5; thence along the west line of said Section 5, North 04 degrees 49'-15" East, 1110.56 feet to the point of beginning. Said parcel lying and being in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 5; NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 6, NW $\frac{1}{4}$, SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 8; NW $\frac{1}{4}$ and NE $\frac{1}{4}$ of Section 17; all in Township 16 North, Range 20 East, Montgomery County, Alabama and containing 691.12 acres, more or less.

Parcel 3

Commence at the northeast corner of Section 17, Township 16 North, Range 20 East, Montgomery County, Alabama, being also the POINT OF BEGINNING; thence from said point of beginning, run along the east line of said Section 17, South 00 degrees 00'-25" East, 1776.06 feet; thence South 89 degrees 25'-14" West, 1377.90 feet; thence South 89 degrees 10'-54" West, 338.93 feet; thence South 88 degrees 24'-36" West, 485.47 feet to the east right of way of relocated Ohio Ferro Road (row Varies); thence along the east right of way of said Ohio Ferro Road the following four (4) courses: (1) North 00 degrees 11'-56" West, 335.11 feet; (2) North 11 degrees 26'-52" East, 214.96 feet; (3) North 30 degrees 49'-55" East, 228.94 feet; (4) North 45 degrees 56'-16" East, 545.36 feet to the south right of way of old Ohio Ferro Road (80' row); thence along the south right of way of said old Ohio Ferro Road the following two (2) courses: (1) along a curve concave to the northwest (Radius 759.56 feet) a chord of North 21 degrees 00'-01" East, 561.45 feet; (2) North 00 degrees 41'-24" West, 157.77 feet to the north line of said Section 17; thence along the north line of said Section 17, North 89 degrees 48'-45" East, 1451.77 feet to the point of beginning.

Said parcel lying and being in the NE $\frac{1}{4}$ of Section 17, Township 16 North, Range 20 East, Montgomery County, Alabama and containing 75.59 acres, more or less.

Parcel 4

Commence at the northeast corner of Section 17, Township 16 North, Range 20 East,

Montgomery County, Alabama; thence run along the east line of said Section 17, South 00 degrees 00'-25" East, 1776.06 feet; thence South 89 degrees 25'-14" West, 1377.90 feet; thence South 89 degrees 10'-54" West, 338.93 feet; thence South 88 degrees 24'-36" West, 485.47 feet to the intersection of the east right of way of relocated Ohio Ferro Road (row Varies) and the north right of way of Interstate Highway 85 (row varies); thence along the north right of way of said Interstate Highway 85, South 88 degrees 24'-36" West, 142.93 feet to the west right of way of said relocated Ohio Ferro Road and the POINT OF BEGINNING; thence from said point of beginning, continue along the north right of way of said Interstate Highway 85, South 89 degrees 41'-21" West, 829.57 feet to the intersection of old Ohio Ferro Road (80' row); thence along the east right of way of said old Ohio Ferro Road the following two(2) courses: (1) along a curve concave to the southeast (Radius 675.31 feet) a chord of North 37 degrees 36'-19" East, 538.98 feet; North 61 degrees 07'-28" East, 721.42 feet to the west right of way of said relocated Ohio Ferro Road; thence along the west right of way of said relocated Ohio Ferro Road the following two (2) courses: (1) South 23 degrees 43'-43" West, 308.20 feet; (2) South 00 degrees 49'-31" West, 488.78 feet to the point of beginning.

Said parcel lying and being in the NE $\frac{1}{4}$ and the NW $\frac{1}{4}$ of Section 17, Township 16 North, Range 20 East, Montgomery County, Alabama and containing 8.91 acres, more or less.

Section 3. Assent by Council to Annexation. By the adoption of this Ordinance, the Council, as the governing body of the City, does assent to the annexation of the said real property to the City, and does hereby direct that upon this Ordinance becoming effective, the corporate City limits of the city shall be extended and rearranged so as to embrace and include the said real property, which shall become a part of the corporate area of the City upon the date of publication of this Ordinance.

BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, as follows:

Section 4. Findings by the City Council of the City of Montgomery, Alabama. The Council has caused investigations to be made of the matters hereinafter referred to and, on the basis of the facts disclosed by such investigations, does hereby find and declare that the following are true statements of facts:

(A) Act 618 of the 1973 Regular Session of the Alabama Legislature sets forth that after a change in the corporate limits of the City of Montgomery, the Mayor shall file with the Council a report in the form of an ordinance containing a recommended plan for reapportionment of the council district boundaries.

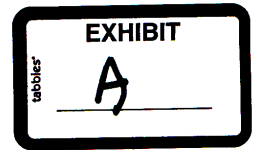
(B) By this ordinance, the Council is approving the annexation of certain real property to the City, thereby altering and enlarging the city limits.

Section 5. Description of Property. The newly annexed area is contiguous to Council District 1. Council District 1 shall be reapportioned to include this new area and all other districts shall remain unchanged. Attached hereto and incorporated herein, Exhibit A sets forth the newly reapportioned well-defined boundaries of Council District 1.

Section 6. Assent by Council to Incorporation. By the adoption of this Ordinance, the Council, as the governing body of the City, does assent to the incorporation of the said real property into Council District 1 and does hereby direct that upon this ordinance becoming effective, the corporate City limits of the city shall be extended and rearranged so as to embrace and include the said real property, which shall become a part of the corporate area of the City upon the date of publication of this Ordinance.

Section 7. Filing of Description. That a description of the property or territory annexed and incorporated be filed in the Office of the Judge of Probate in Montgomery County, Alabama.

Section 8. Publication and Effective Date of This Ordinance. This ordinance shall be published one time in a newspaper published and having general circulation in the city and also in Montgomery County, and shall become effective upon such publication.



PROPOSED COUNCIL DISTRICT 1: (December 2015)

Beginning at the intersection of the centerlines of Burbank Drive and Atlanta Highway; thence East along the centerline of Atlanta Highway to the intersection of the centerlines of Atlanta Highway and Eastern Boulevard; thence Southwesterly along the centerline of Eastern Boulevard to the intersection of the centerlines of Eastern Boulevard and Interstate-85; thence West along the centerline of Interstate-85 to a point on the half section line of Section 22 T16N R18E; thence continuing West approximately 1,825 feet along said centerline of Interstate-85 to a point; thence North to a point at the intersection of the south line of Section 15 T16N R18E and the centerline of Hi View Lane; thence North along the centerline of Hi View Lane to the intersection of the centerlines of Hi View Lane and Fairwood Drive; thence East along the centerline of Fairwood Drive to the intersection of the centerlines of Fairwood Drive and Dundale Road; thence Northeasterly along the centerline of Dundale Road to the intersection of the centerlines of Dundale Road and Beechdale Road; thence North along the centerline of Beechdale Road to the intersection of the centerlines of Beechdale Road and Harrison Road; thence West along the centerline of Harrison Road to the intersection of the centerlines of Harrison Road and Lincoln Road; thence North along the centerline of Lincoln Road to the intersection of the centerlines of Lincoln Road and Highland Avenue; thence West along the centerline of Highland Avenue to the intersection of the centerlines of Highland Avenue and Three Mile Branch; thence Northeasterly along the centerline of Three Mile Branch to the intersection of the centerlines of Three Mile Branch and the Atlanta Highway; thence Southeast along the centerline of Atlanta Highway to the intersection of the centerlines of Atlanta Highway and Wares Ferry Road; thence Northeasterly along the centerline of Wares Ferry Road to a point on the south line of the northeast quarter of Section 6 T16N R19E; thence Northeast approximately 1,667 feet to a point on said centerline; thence North approximately 1,290 feet to the south line of Section 31 T17N R19E; thence East approximately 400 feet along said south line to the southeast corner of said Section 31; thence North along the east line of said Section 31 to the southwest corner of Lot 29 Block A according to the Montgomery East Corrected Plat 23 as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 36 at Page 162; thence Southeast to the southeast corner of said Lot 29; thence Northeast to the northeast corner of said Lot 29; thence continuing Northeast to the centerline of Rock Rose Court; thence Northeast along the centerline of Rock Rose Court to the intersection of the centerlines of Rock Rose Court and Countryside Lane; thence North along the centerline of Countryside Lane to the intersection of the centerlines of Countryside Lane and Cypress Court; thence North approximately 665 feet along the centerline of Cypress Court to the south line of Lot 17 Block E according to said Montgomery East Corrected Plat 23; thence East to the southeast corner of said Lot 17; thence Northeast to the northeast corner of said Lot 17; thence Northwest approximately 30 feet to a point on the north line of said Lot 17; thence North approximately 450 feet to a point in the southwest quarter of the northwest quarter of Section 32 T17N R19E; thence Northeasterly approximately 655 feet to the centerline of Brassell Creek; thence Northerly approximately 1,480 feet along the centerline of Brassell Creek to the intersection of the centerlines of said Creek and CSX Transportation Railroad Right-of-Way; thence Southeast along said railroad right-of-way to the half section line of said Section 32; thence South along the half section line of said Section 32 to the northwest corner of the south half of the southeast quarter of said Section 32; thence East along the north line of the south half of the southeast quarter of said Section 32 to the west line of Section 33

T17N R19E; thence North along the west line of said Section 33 approximately 1, 070 feet to a point; thence, leaving the west line of said Section 33, southeasterly 208 feet to a point; thence North 191 feet to a point on the centerline of CSX Transportation Railroad right-of-way; thence Southeasterly along said railroad centerline approximately 4,052 feet to a point on said railroad centerline; thence South approximately 75 feet to a point; thence Southeasterly to the east line of said Section 33; thence South along the east line of said Section 33 to the northwest corner of Section 3 T16N R19E; thence East along the north line of said Section 3 to the half section line of said Section 3; thence South along the half section line to the southeast corner of the northwest quarter of said Section 3; thence West along the south line of the northwest quarter of said Section 3 to the northeast corner of Lot 13 Block L according to the Lake Forest Plat 7B, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 45 at Page 169; thence Southerly along the East boundary line of said Plat to the southeast corner of Lot 2 Block L of said Plat; thence West along the south line of said Lot 2 to the southeast corner of Lot 3 Block C according to the Forest Trail Plat 2, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 43 at Page 104; thence Southeast along the south line of said Lot 3 to the east right-of-way of Forest Trail; thence Northwest to the southeast corner of Lot12 Block B of said Plat; thence southwest along the south line of said Lot 12 to the northeast corner of Lot 23 Block I according to the Forest Trail Plat 1, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 41 at Page 199; thence Southeasterly along the east line of said Lot 23 to the northwest right-of-way of Allens Trail; thence East along said right-of-way to the west right-of-way of Forest Trail; thence Northeast to the northwest corner of Lot 13 Block O of said Plat; thence Northeast along the north line of said Lot 13 to the northeast corner of said Lot 13; thence South along the east line of said Plat to the northeast corner of Lot 4 Block 1 according to the Arrowhead West Plat 4C, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 41 at Page 89; thence Southeasterly along the east line of the Arrowhead Subdivision to the northwest corner of Lot 1A Block C according to the Towne Lake Plat 5A Corrected, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 43 at Page 154; thence Southeasterly along the northeast line of the Towne Lake Subdivision to the northeast corner of Lot 20 Block D according to the Towne Lake Plat 4, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 41 at Page 11; thence East approximately 772 feet to a point; thence North approximately 127 feet to the half section line of Section 11 T16N R19E; thence East along said half section line approximately 1,840 feet to a point; thence Southeasterly to the west line of Section 12 T16N R19E; thence Northeasterly approximately 4,410 feet to a point; thence East approximately 1,065 feet to the southeast corner of Lot 1 according to the Montgomery Ready Mix Plat 1, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 47 at Page 162, said point being the west right-of-way of Wares Ferry Road; thence East approximately 375 feet to a point; thence South approximately 410 feet to a point; thence East approximately 1,980 feet to a point; thence North approximately 1,390 feet to a point; thence East approximately 300 feet to a point on the west line of Lot 8 according to the Wares Ferry Acres Plat 2, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 37 at Page 2; thence North along the west line of said Lot 8 to its northwest corner; thence Easterly along the north boundary of said plat to its intersection with the west right-of-way of Sprott Drive, said point also being the East line of Section 6 T 16N R20E; thence North along the east line of said Section 6 to the northeast

corner of the SE ¼ of the SE ¼ of said Section 6; thence West along the north line of said quarter-quarter section approximately 2,025 feet to a point; thence North to the south right-of-way of Sprott Drive; thence East to the intersection of the east right-of-way of Sprott Drive and the north line of the SE ¼ of said Section 6; thence East along the north line of said Section 6 and Section 5 T16N R20E to the northeast corner of the NW ¼ of the SW ¼ of said Section 5; thence South along the east line of said quarter-quarter section to the northwest corner of the SE ¼ of the SW ¼ of said Section 5; thence East along the north line of said quarter-quarter section to the northeast corner of said quarter-quarter section; thence North along the west line of the SE ¼ of said Section 5 to the northwest corner of said Section 5; thence East approximately 663 feet to a point; thence South along the east line of the parcel conveyed to H. Frank Thomas, III in RLPY 3204 Page 758 on record at the Office of the Judge of Probate of Montgomery County, Alabama, to the its intersection with the west right-of-way of Ohio Ferry Alloys Road; thence West to the northeast corner of the parcel conveyed to Newell Road Builders, Inc. in RLPY 4204 Page 546 on record at the Office of the Judge of Probate of Montgomery County, Alabama; thence South along said east parcel boundary to the southeast corner of said Parcel; thence West 694.82 feet to the southwest corner of said Parcel, being the West line of the NE ¼ of Section 8 T16N R20E; thence South to the northwest corner of the SE ¼ of said Section 8; thence East along the north line of said SE ¼ to the west right-of-way of Ohio Ferro Alloys Road; thence South along said west right-of-way to the north line of Section 17 T16N R20E; thence East along said north line to the northeast corner of said Section 17; thence South along the east line of said Section 17 approximately 1,776 feet to a point; thence West to the intersection of the east right-of-way of Ohio Ferry Alloys Road and the north right-of-way of US Interstate 85; thence West along the north right-of-way of US Interstate 85 to the east right-of-way of Sprott Drive; thence North along said east right-of-way to the south line of Section 5 T16N R20E; thence West along said south line to the intersection of the west right-of-way of Sprott Drive and the southeast corner of Lot 14 according to the Wares Ferry Acres Plat 2, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Book 37 at Page 2; thence Southwesterly along the boundary line of Lot 14 of said plat to its southernmost corner; thence Northeast along the southern boundaries of Lots 14, 12, and 10 of said plat to a point on the east boundary of Lot 8 of said plat; thence South along the east boundary of said Lot 8 to its southernmost corner; thence Northwest along the southern boundary of said Lot 8 to the northwest corner of Lot 7 of said plat; thence South along the west boundary line of said plat to the southwest corner of Lot 1 of said plat, said point also being on the north right-of-way of Edna Brake Lucas Drive; thence West along said north right-of-way to its intersection with the east right-of-way of Wares Ferry Road; thence North along said east right-of-way approximately 420 feet to a point on said east right of way; thence West approximately 1,075 feet to a point; thence Southwest approximately 2,980 feet to a point; thence South approximately 145 feet to the northeast corner of Lot 16 Block L according to the Stoneybrooke Plat 3 Corrected, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 51 at Page 140; thence South along the east line of said Plat to the southeast corner of Lot 6 Block I of said Plat; thence South to the centerline of Atlanta Highway; thence West approximately 1,295 feet along said right-of-way to a point; thence North to the southwest corner of Lot 1 according to the Stoneybrooke Plat 1, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 49 at Page 143; thence North along the western boundary line of Stoneybrooke Subdivision to the southwest corner of Lot 17 Block J according to the Stoneybrooke Plat 2, as recorded in the Office

of the Judge of Probate of Montgomery County, Alabama in Plat Book 50 at Page 133; thence West approximately 1,195 feet to a point; thence Southeasterly approximately 638 feet to the north line of Section 14 T16N R19E; thence East along said north line to the northeast corner of the northwest quarter of the northeast quarter of said Section 14; thence South along the east line of the west half of the northeast quarter of said Section 14 to the centerline of Atlanta Highway; thence West along the centerline of Atlanta Highway to the west line of said Section 14; thence South along said west line to the north right-of-way of Interstate-85; thence West along said right-of-way to the intersection of said right-of-way and the centerline of Atlanta Highway; thence Northwesterly approximately 2,300 feet along the centerline of Atlanta Highway to the intersection of said centerline and the south line of the north half of the northeast quarter of Section 15 T16N R19E; thence West approximately 2,150 feet to a point on said south line in the northwest quarter of said Section 15; thence Southwest approximately 475 feet to a point on the centerline of the Kershaw Manufacturing Railroad Right-of-Way; thence Northwest along the centerline of said railroad right-of-way to the intersection of the centerlines of said railroad right-of-way and Atlanta Highway; thence West along the centerline of Atlanta Highway to the intersection of the centerlines of Atlanta Highway and Oliver Creek; thence Northwest along the centerline of Oliver Creek to the intersection of the centerlines of Oliver Creek and Kershaw Manufacturing Railroad Right-of-way; thence Northwest along said railroad centerline to the intersection of the centerlines of said railroad right-of-way and Burbank Drive; thence South along the centerline of Burbank Drive to the point of beginning.

Less and except all parcels that are not in the existing City Limits of Montgomery, Alabama.

Councillor Bollinger made a motion to suspend the rules in order that the foregoing ordinance could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Bollinger made a motion to adopt the foregoing ordinance, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

LEFT BLANK INTENTIONALLY

The Clerk stated she was in receipt of the following Petition for Annexation:

PETITION FOR ANNEXATION

TO: The Mayor and City Council of the City of Montgomery, Alabama, a municipal corporation, located in Montgomery County, State of Alabama.

The undersigned Petitioners, pursuant to §11-42-20 through §11-42-24, *Code of Alabama*, 1975, as amended, respectfully petition the Mayor and City Council of the City of Montgomery, Alabama for annexation to the City of Montgomery of the following described unincorporated territory or property in the County of Montgomery, State of Alabama, to wit: SEE EXHIBIT A, ATTACHED HERETO AND MADE A PART HEREOF.

In support of said petition, your Petitioners show as follows:

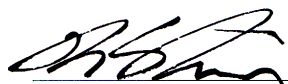
1. That said territory or property is eligible for annexation to the City of Montgomery pursuant to the terms of §11-42-21. *Code of Alabama*, 1975, as amended.
2. That the territory or property described on Exhibit A does not lie within the corporate limits of any other municipality.
3. That the property described on Exhibit A either abuts directly upon and is contiguous to the corporate limits of the City of Montgomery, or abuts upon and is contiguous to one or more other parcels of property which are, together, contiguous to the corporate limits of the City of Montgomery, and the owner(s) of which are seeking annexation of said parcel(s) into the corporate limits of Montgomery simultaneously herewith.
4. That the undersigned Petitioners are either the sole owners of the territory or property described on Exhibit A, or are authorized to bind the business entity which owns the said property, if the property is not owned individually, or are authorized by power of attorney to petition for the annexation of said property; that said Petitioners request to be annexed.

5. This Petition is accompanied by a map or plat of the said territory to be annexed, showing with reasonable certainty the territory to be annexed, the boundaries thereof, and its relationship to the established corporate limits of the City of Montgomery.

6. That the undersigned Petitioners consent to and request the annexation of the property described in Exhibit A by whatever means are available under the laws of the State of Alabama.

WHEREFORE, Petitioners respectfully request that the territory or property described on Exhibit A be annexed to the City of Montgomery, Alabama and that the governing body of said City of Montgomery adopt an ordinance assenting to this annexation and take such other action as is appropriate in the premises.

City of Montgomery

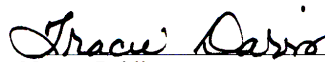


Mayor Todd Strange

**STATE of ALABAMA
MONTGOMERY COUNTY**

I, a Notary Public, hereby certify that **TODD STRANGE** whose name is signed to the foregoing instrument or conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he/she/they executed the same voluntarily on the day the same bears date.

Given under my hand this 14th day of December, 2015.



Notary Public
My commission expires: _____

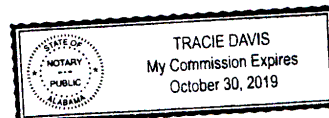


EXHIBIT A

A parcel of land lying West of, but not adjacent to, Ohio Ferro Road and being a portion of the SE $\frac{1}{4}$ of Section 5 and a portion of the NE $\frac{1}{4}$ of Section 8, all in Township 16 North, Range 20 East, Montgomery County, Alabama and being more particularly described as follows:

Commencing at the Southwest corner of the NE $\frac{1}{4}$ of said Section 8; thence N $00^{\circ}16'00''$ W 1120.52 feet to a $\frac{1}{2}''$ rebar (Cap CA 0017-LS); thence N $00^{\circ}31'58''$ W 149.45 feet to a $\frac{1}{2}''$ rebar (Cap CA 0017-LS) and the point of beginning of the parcel of land herein described; thence N $00^{\circ}16'13''$ W 1372.44 feet to a $\frac{1}{2}''$ rebar (Cap Burke); thence N $05^{\circ}37'47''$ E 572.03 feet to a $\frac{1}{2}''$ rebar (Cap CA 0537-LS); thence S $86^{\circ}12'21''$ E 442.44 feet to a $\frac{1}{2}''$ rebar (Cap CA 0537-LS); thence S $05^{\circ}37'47''$ W 572.03 feet to a $\frac{1}{2}''$ rebar (Cap CA 0537-LS); thence along a curve to the left with a radius of 1504.29 feet, a curve length of 588.87 feet and having a chord bearing and distance of S $16^{\circ}52'54''$ E 585.12 feet to a $\frac{1}{2}''$ rebar (Cap CA 0537-LS); thence around a curve to the right with a radius of 740.08 feet, a curve length of 354.68 feet and having a chord bearing and distance of S $14^{\circ}09'43''$ E 351.30 feet to a $\frac{1}{2}''$ rebar (Cap CA 0537-LS); thence S $00^{\circ}27'20''$ E 180.16 feet to a $\frac{1}{2}''$ rebar (Cap CA 0017-LS); thence S $00^{\circ}33'12''$ E 250.12 feet to a $\frac{1}{2}''$ rebar (Cap CA 0017-LS); thence S $88^{\circ}58'51''$ W 694.82 feet to the point of beginning. Said parcel containing 24.60 Acres more or less.

A parcel of land lying on the West side of Ohio Ferro Road and being a portion of the SE $\frac{1}{4}$ of Section 5, Township 16 North, Range 20 East, Montgomery County, Alabama and being more particularly described as follows:

Commencing at the Northwest corner of the SE $\frac{1}{4}$ of said Section 5, said point being a 6" x 6" concrete monument and the point of beginning of the parcel herein described; thence N $89^{\circ}25'38''$ E 663.30 feet to a 4" x 4" concrete monument; thence S $05^{\circ}37'33''$ W 1037.53 feet to an iron post in concrete; thence S $00^{\circ}00'51''$ E 1081.92 feet to a $\frac{5}{8}''$ rebar (Cap 13413) lying on the West margin of Ohio Ferro Road; thence leaving said road S $88^{\circ}22'19''$ W 326.33 feet to a 1'2" rebar (Cap CA 0537-LS); thence N $86^{\circ}12'21''$ W 442.44 feet to a 1/2" rebar (Cap CA 0537-LS); thence N $05^{\circ}37'51''$ E 2097.94 feet to the point of beginning. Said parcel containing 33.42 acres, more or less.

The above description was taken from survey by Survey South, Alabama PLS #20898 dated December 4, 2015.

CORPORATION WARRANTY DEED

STATE OF ALABAMA §

COUNTY OF MONTGOMERY §

KNOW ALL MEN BY THESE PRESENTS: That in consideration of One Hundred and No/100 (\$100.00) Dollars and other valuable considerations to the undersigned **GRANTOR** in hand paid by the **GRANTEE** herein, the receipt whereof is acknowledged **Newell Road Builders, Inc.**, a Corporation, (herein referred to as **GRANTOR**), does hereby **GRANT, BARGAIN, SELL AND CONVEY** unto the **City of Montgomery** (herein referred to as **GRANTEE**), the following described real estate, situated in the County of Montgomery, and the State of Alabama, to-wit:

A parcel of land lying West of, but not adjacent to, Ohio Ferro Road and being a portion of the SE $\frac{1}{4}$ of Section 5 and a portion of the NE $\frac{1}{4}$ of Section 8, all in Township 16 North, Range 20 East, Montgomery County, Alabama and being more particularly described as follows:

Commencing at the Southwest corner of the NE $\frac{1}{4}$ of said Section 8; thence N 00°16'00" W 1120.52 feet to a $\frac{1}{2}$ " rebar (Cap CA 0017-LS); thence N 00°31'58" W 149.45 feet to a $\frac{1}{2}$ " rebar (Cap CA 0017-LS) and the point of beginning of the parcel of land herein described; thence N 00°16'13" W 1372.44 feet to a $\frac{1}{2}$ " rebar (Cap Burke); thence N 05°37'47" E 572.03 feet to a $\frac{1}{2}$ " rebar (Cap CA 0537-LS); thence S 86°12'21" E 442.44 feet to a $\frac{1}{2}$ " rebar (Cap CA 0537-LS); thence S 05°37'47" W 572.03 feet to a $\frac{1}{2}$ " rebar (Cap CA 0537-LS); thence along a curve to the left with a radius of 1504.29 feet, a curve length of 588.87 feet and having a chord bearing and distance of S 16°52'54" E 585.12 feet to a $\frac{1}{2}$ " rebar (Cap CA 0537-LS); thence around a curve to the right with a radius of 740.08 feet, a curve length of 354.68 feet and having a chord bearing and distance of S 14°09'43" E 351.30 feet to a $\frac{1}{2}$ " rebar (Cap CA 0537-LS); thence S 00°27'20" E 180.16 feet to a $\frac{1}{2}$ " rebar (Cap CA 0017-LS); thence S 00°33'12" E 250.12 feet to a $\frac{1}{2}$ " rebar (Cap CA 0017-LS); thence S 88°58'51" W 694.82 feet to the point of beginning. Said parcel containing 24.60 Acres more or less.

The above description was taken from survey by Survey South, Alabama PLS #20898 dated December 4, 2015.

This conveyance is subject to all easements, restrictions, reservations and rights-of-way of record affecting the above-described property.

{Execution and acknowledgment start on the next page}

TO HAVE AND TO HOLD to the said **GRANTEE** its successors and assigns FOREVER.

And **GRANTOR** does covenant with the **GRANTEE**, its successors and assigns, that it is lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that it has a good right to sell and convey the same to said **GRANTEE**, and the **GRANTOR** will warrant and defend the same to the said **GRANTEE**, its successors and assigns forever, against the lawful claims of all persons, except as herein provided.

IN WITNESS WHEREOF, Newell Road Builders, Inc., a Corporation, has caused this instrument to be executed in its name by LEE NEWELL, its duly authorized President this 14th day of December, 2015.

**Newell Road Builders, Inc.,
a Corporation**

BY: [Signature]
It's President

STATE OF ALABAMA

*

*

COUNTY OF MONTGOMERY

*

I, the undersigned authority, a Notary Public in and for said County and State, do hereby certify that LEE NEWELL whose name as President of Newell Road Builders, Inc., a Corporation, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of said conveyance, he as such officer and with full authority, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

GIVEN under my hand and seal this 14th of December, 2015.

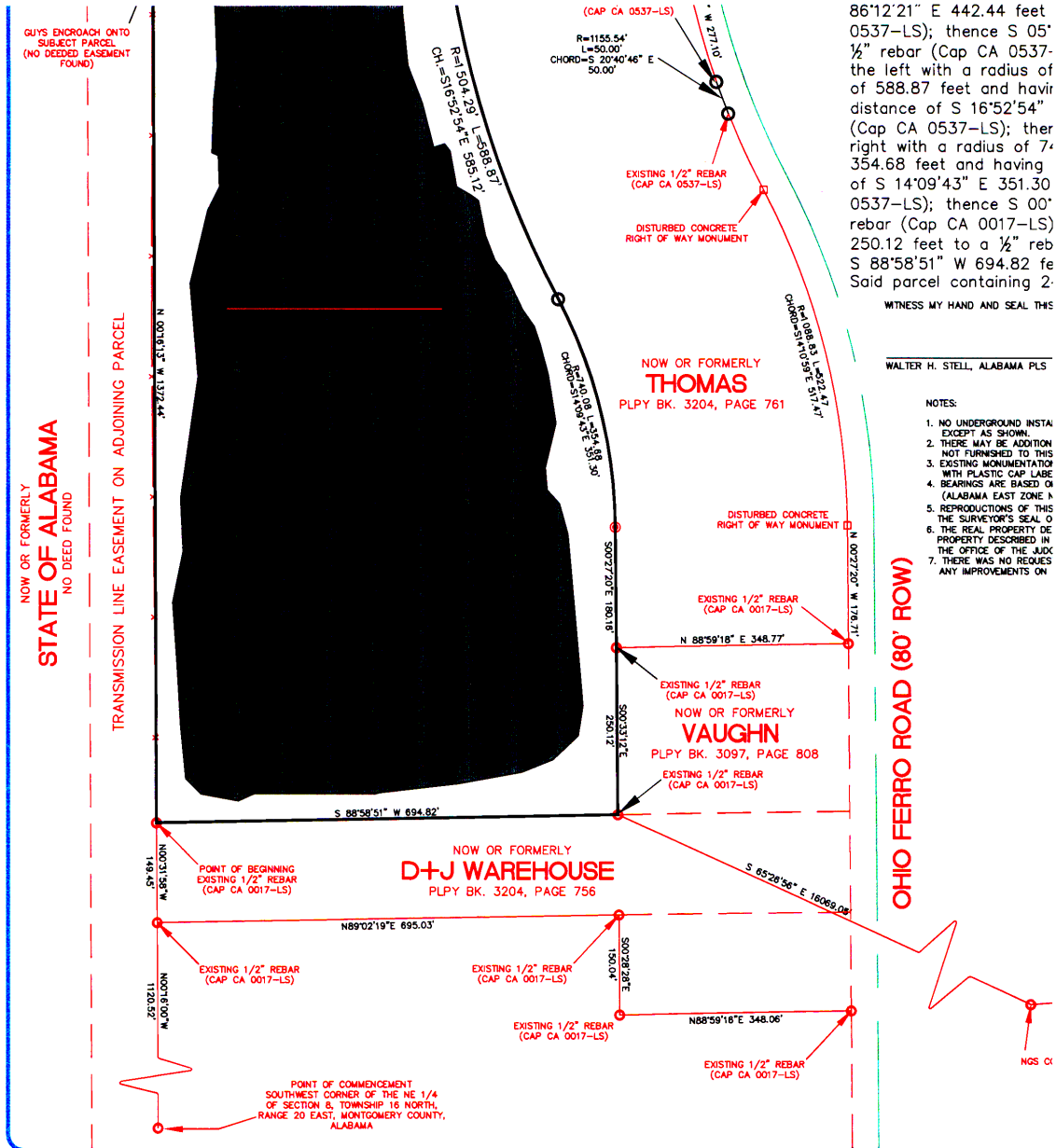
(SEAL)

[Signature]
NOTARY PUBLIC

My Commission Expires:

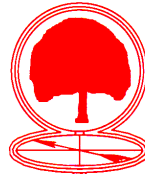
9-30-2018

PREPARED BY:
GREGORY A. CARR, SR.
P.O. BOX 4807
MONTGOMERY, AL 36103-4807



DRAWN BY: D.F.S.
 CHECKED BY: W.H.S.
 SCALE: 1" = 200'
 DRAWING DATE: 11-11-2015
 SURVEY DATE: 09-03-2014
 CLIENT FILE: 15-275
 DRAWING FILE: 15-275
 FLD. BK.: ELECTRONIC
 PAGE(S):

**BOUNDARY SURVEY OF
 A PORTION OF THE SE 1/4 OF
 SECTION 5 AND A PORTION OF
 THE NE 1/4 OF SECTION 8,
 ALL IN TOWNSHIP 16 NORTH,
 RANGE 20 EAST, MONTGOMERY COUNTY,
 ALABAMA**



SURVEY
 LAND SURVEYING
 A DIVISION OF ENVIRONMENTAL

ENVIRONMENTAL, LAND AND
 306 COUNTY ROAD 1101
 P.O. BOX 514
 TROY, ALABAMA 36081

STATE OF ALABAMA §

WARRANTY DEED

MONTGOMERY COUNTY §

KNOW ALL MEN BY THESE PRESENTS, that in consideration of One Hundred and No/100 (\$100.00) Dollars and other valuable considerations to the undersigned **GRANTOR** in hand by the **GRANTEE** herein, the receipt whereof is hereby acknowledged I, **H. Frank Thomas, III**, a single man, (herein referred to as **GRANTOR**), do hereby **GRANT, BARGAIN, SELL** and **CONVEY** unto the **City of Montgomery** (herein referred to as **GRANTEE**), its successors and assigns, the following described Real Estate, situated in the County of Montgomery and the State of Alabama, to-wit:

A parcel of land lying on the West side of Ohio Ferro Road and being a portion of the SE 1/4 of Section 5, Township 16 North, Range 20 East, Montgomery County, Alabama and being more particularly described as follows:

Commencing at the Northwest corner of the SE ¼ of said Section 5, said point being a 6" x 6" concrete monument and the point of beginning of the parcel herein described; thence N 89°25'38" E 663.30 feet to a 4" x 4" concrete monument; thence S 05°37'33" W 1037.53 feet to an iron post in concrete; thence S 00°00'51" E 1081.92 feet to a 5/8" rebar (Cap 13413) lying on the West margin of Ohio Ferro Road; thence leaving said road S 88°22'19" W 326.33 feet to a 1'2" rebar (Cap CA 0537-LS); thence N 86°12'21" W 442.44 feet to a 1/2" rebar (Cap CA 0537-LS); thence N 05°37'51" E 2097.94 feet to the point of beginning. Said parcel containing 33.42 acres, more or less.

The above description was taken from survey by Survey South, Alabama PLS #20898, dated December 4, 2015.

This conveyance is subject to all easements, restrictions and rights of way of record affecting the above-described property.

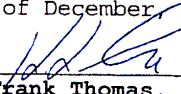
TO HAVE AND TO HOLD, the aforegranted premises to said **GRANTEE**, its successors and assigns, **FOREVER**.

And **GRANTOR** does covenant with the said **GRANTEE**, its successors and assigns, that he is lawfully seized in fee simple of the aforementioned premises; that they are free from all encumbrances, except as hereinabove provided; that he has a good right to sell and

(Execution and acknowledgment start on the next page)

convey the same to the said **GRANTEE**, its successors and assigns, and that **GRANTOR** will **WARRANT AND DEFEND** the premises to the said **GRANTEE**, its successors and assigns forever, against the lawful claims and demands of all persons except as hereinabove provided.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 14th day of December, 2015.



H. Frank Thomas, III (L.S.)

STATE OF ALABAMA §

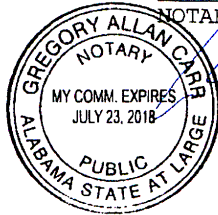
MONTGOMERY COUNTY §

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that **H. Frank Thomas, III** whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of this conveyance, he executed the same voluntarily on the day the same bears date.

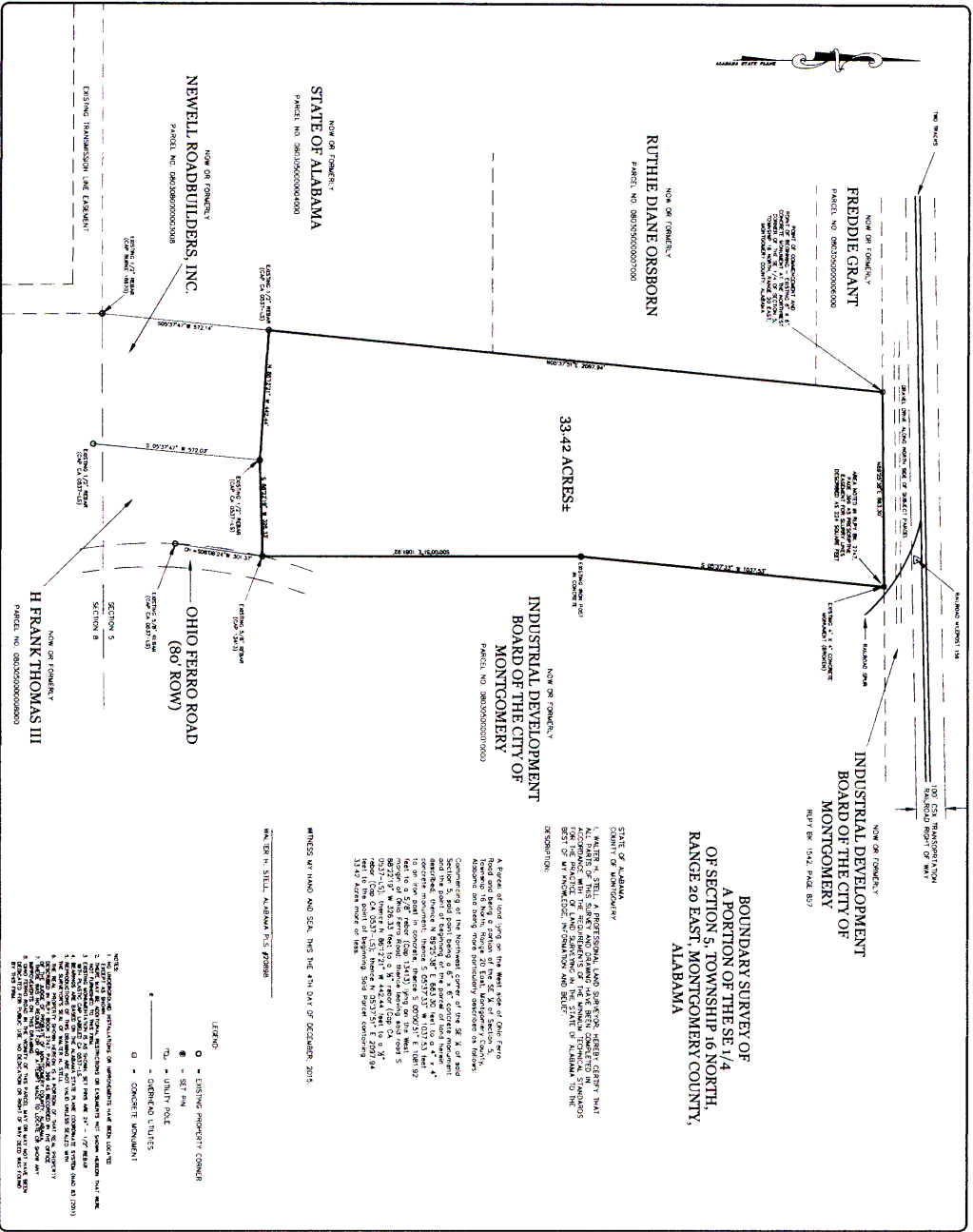
GIVEN under my hand and official seal this 14th day of December, 2015.

(SEAL)

My Commission Expires:



PREPARED BY:
GREGORY A. CARR, SR.
P.O. BOX 4807
MONTGOMERY, AL 36103-4807



STATE OF ALABAMA
 COUNTY OF MONTGOMERY
 I, WALTER S. STELL, A PROFESSIONAL LAND SURVEYOR, CERTIFY THAT I HAVE PERSONALLY EXAMINED THE RECORDS OF THE MOUNTAIN TOPICAL STANDARDS DEPARTMENT OF THE COUNTY OF MONTGOMERY, ALABAMA, AND BELIEVE THE INFORMATION CONTAINED HEREIN TO BE TRUE AND CORRECT.
 WALTER S. STELL
 REGISTERED PROFESSIONAL LAND SURVEYOR
 MONTGOMERY, ALABAMA
 RUBY BK. 1542, PAGE 183

STATE OF ALABAMA
 COUNTY OF MONTGOMERY
 I, WALTER S. STELL, A PROFESSIONAL LAND SURVEYOR, CERTIFY THAT I HAVE PERSONALLY EXAMINED THE RECORDS OF THE MOUNTAIN TOPICAL STANDARDS DEPARTMENT OF THE COUNTY OF MONTGOMERY, ALABAMA, AND BELIEVE THE INFORMATION CONTAINED HEREIN TO BE TRUE AND CORRECT.
 WALTER S. STELL
 REGISTERED PROFESSIONAL LAND SURVEYOR
 MONTGOMERY, ALABAMA
 RUBY BK. 1542, PAGE 183

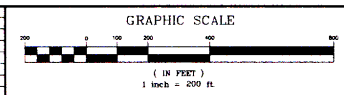
STATE OF ALABAMA
 COUNTY OF MONTGOMERY
 I, WALTER S. STELL, A PROFESSIONAL LAND SURVEYOR, CERTIFY THAT I HAVE PERSONALLY EXAMINED THE RECORDS OF THE MOUNTAIN TOPICAL STANDARDS DEPARTMENT OF THE COUNTY OF MONTGOMERY, ALABAMA, AND BELIEVE THE INFORMATION CONTAINED HEREIN TO BE TRUE AND CORRECT.
 WALTER S. STELL
 REGISTERED PROFESSIONAL LAND SURVEYOR
 MONTGOMERY, ALABAMA
 RUBY BK. 1542, PAGE 183

STATE OF ALABAMA
 COUNTY OF MONTGOMERY
 I, WALTER S. STELL, A PROFESSIONAL LAND SURVEYOR, CERTIFY THAT I HAVE PERSONALLY EXAMINED THE RECORDS OF THE MOUNTAIN TOPICAL STANDARDS DEPARTMENT OF THE COUNTY OF MONTGOMERY, ALABAMA, AND BELIEVE THE INFORMATION CONTAINED HEREIN TO BE TRUE AND CORRECT.
 WALTER S. STELL
 REGISTERED PROFESSIONAL LAND SURVEYOR
 MONTGOMERY, ALABAMA
 RUBY BK. 1542, PAGE 183

STATE OF ALABAMA
 COUNTY OF MONTGOMERY
 I, WALTER S. STELL, A PROFESSIONAL LAND SURVEYOR, CERTIFY THAT I HAVE PERSONALLY EXAMINED THE RECORDS OF THE MOUNTAIN TOPICAL STANDARDS DEPARTMENT OF THE COUNTY OF MONTGOMERY, ALABAMA, AND BELIEVE THE INFORMATION CONTAINED HEREIN TO BE TRUE AND CORRECT.
 WALTER S. STELL
 REGISTERED PROFESSIONAL LAND SURVEYOR
 MONTGOMERY, ALABAMA
 RUBY BK. 1542, PAGE 183

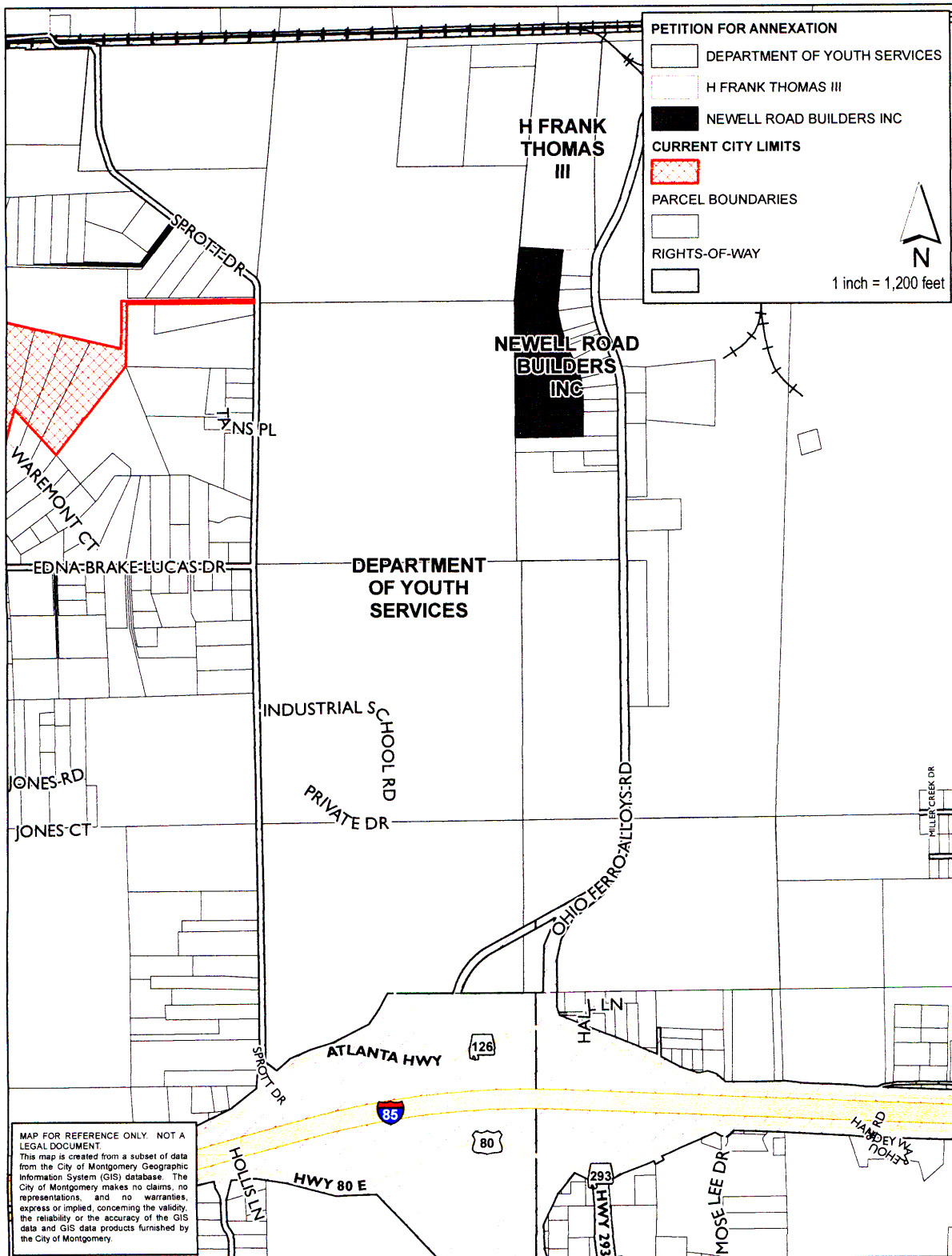
STATE OF ALABAMA
 COUNTY OF MONTGOMERY
 I, WALTER S. STELL, A PROFESSIONAL LAND SURVEYOR, CERTIFY THAT I HAVE PERSONALLY EXAMINED THE RECORDS OF THE MOUNTAIN TOPICAL STANDARDS DEPARTMENT OF THE COUNTY OF MONTGOMERY, ALABAMA, AND BELIEVE THE INFORMATION CONTAINED HEREIN TO BE TRUE AND CORRECT.
 WALTER S. STELL
 REGISTERED PROFESSIONAL LAND SURVEYOR
 MONTGOMERY, ALABAMA
 RUBY BK. 1542, PAGE 183

DRAWN BY: D.F.S.
 CHECKED BY: W.H.S.
 SURVEY DATE: 12-03-2015
 DRAWING DATE: 12-04-2015
 FLU BK.: ELECTRONIC
 SCALE: 1"=200'
 DRAWING NAME: 15-287
 LAST REVISION:



BOUNDARY SURVEY OF
 A PORTION OF THE SE 1/4
 OF SECTION 5, TOWNSHIP 16 NORTH,
 RANGE 20 EAST, MONTGOMERY COUNTY,
 ALABAMA

SURVEY SOUTH
 LAND SURVEYING AND LAND PLANNING
 1000 W. UNIVERSITY BLVD., SUITE 100
 MONTGOMERY, ALABAMA 36102
 PHONE: (205) 833-1111
 FAX: (205) 833-1112
 WWW.SURVEYSOUTH.COM



Councillor Bollinger introduced the following ordinance:

ORDINANCE NO. 67-2015

AN ORDINANCE ALTERING AND ENLARGING THE CORPORATE LIMITS OF THE CITY OF MONTGOMERY BY INCLUDING WITHIN THE BOUNDARIES OF THE SAID CITY AND INCORPORATING INTO CONTIGUOUS COUNCIL DISTRICT THAT TERRITORY OF REAL PROPERTY AS DESCRIBED HEREIN.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, as follows:

Section 1. Findings by the City Council of the City of Montgomery, Alabama. The City Council (herein called "the Council") of the City of Montgomery, Alabama (herein called "the City"), has caused investigations to be made of the matters hereinafter referred to

and, on the basis of the facts disclosed by such investigations, does hereby find and declare that the following are true statements of facts:

(A) The City is an incorporated municipality under the laws of Alabama and is located wholly within the limits of Montgomery County in the said State. The City has a population in excess of two thousand (2,000) inhabitants. The real property hereinafter particularly described in Section 2 of this Ordinance lies within the County of Montgomery, and the boundary of the said real property is contiguous and adjacent to, and borders on, the corporate limits of the City of Montgomery. The said real property does not lie within either the corporate limits or the police jurisdiction of any other municipality, or, alternatively, lies wholly within an area that is closer to the corporate limits of the City of Montgomery than a point equidistant between the corporate limits of the City of Montgomery and any other municipality.

(B) The Council is the governing body of the City and is of the opinion that it will be in the best interest of the City and the inhabitants thereof if the said real property should be annexed to the City and the corporate limits of the City should be extended and rearranged so as to embrace and include the said real property so that, from and after publication of this Ordinance, the said real property will, in its entirety, be wholly within the boundaries of and will be a part of the corporate area of the City.

(C) A petition by the owner or owners of the property has been filed with the City Clerk of the City pursuant to Section 11-42-21, Code of Alabama, 1975, as last amended, in which petition it is requested that the said real property be annexed to the City and the corporate limits or boundaries of the City be extended and rearranged so that the said real property or territory not now within the corporate boundaries of the city shall be embraced and included therein, all as shown on said maps and description attached to said petition.

Section 2. Description of Property. The said real property annexed hereby is more particularly described as follows:

A parcel of land lying West of, but not adjacent to, Ohio Ferro Road and being a portion of the SE ¼ of Section 5 and a portion of the NE ¼ of Section 8, all in Township 16 North, Range 20 East, Montgomery County, Alabama and being more particularly described as follows:

Commencing at the Southwest corner of the NE ¼ of said Section 8; thence N 00°16'00" W 1120.52 feet to a ½" rebar (Cap CA 0017-LS); thence N 00°31'58" W 149.45 feet to a ½" rebar (Cap CA 0017-LS) and the point of beginning of the parcel of land herein described; thence N 00°16'13" W 1372.44 feet to a ½" rebar (Cap Burke); thence N 05°37'47" E 572.03 feet to a ½" rebar (Cap CA 0537-LS); thence S 86°12'21" E 442.44 feet to a ½" rebar (Cap CA 0537-LS); thence S 05°37'47" W 572.03 feet to a ½" rebar (Cap CA 0537-LS); thence along a curve to the left with a radius of 1504.29 feet, a curve length of 588.87 feet and having a chord bearing and distance of S 16°52'54" E 585.12 feet to a ½" rebar (Cap CA 0537-LS); thence around a curve to the right with a radius of 740.08 feet, a curve length of 354.68 feet and having a chord bearing and distance of S 14°09'43" E 351.30 feet to a ½" rebar (Cap CA 0537-LS); thence S 00°27'20" E 180.16 feet to a ½" rebar (Cap CA 0017-LS); thence S 00°33'12" E 250.12 feet to a ½" rebar (Cap CA 0017-LS); thence S 88°58'51" W 694.82 feet to the point of beginning. Said parcel containing 24.60 Acres more or less.

A parcel of land lying on the West side of Ohio Ferro Road and being a portion of the SE 1/4 of Section 5, Township 16 North, Range 20 East, Montgomery County, Alabama and being more particularly described as follows:

Commencing at the Northwest corner of the SE ¼ of said Section 5, said point being a 6" x 6" concrete monument and the point of beginning of the parcel herein described; thence N 89°25'38" E 663.30 feet to a 4" x 4" concrete monument; thence S 05°37'33" W 1037.53 feet to an iron post in concrete; thence S 00°00'51" E 1081.92 feet to a 5/8" rebar (Cap 13413) lying on the West margin of Ohio Ferro Road; thence leaving said road S 88°22'19" W 326.33 feet to a 1'2" rebar (Cap CA 0537-LS); thence N 86°12'21" W 442.44 feet to a 1/2" rebar (Cap CA 0537-LS); thence N 05°37'51" E 2097.94 feet to the point of beginning. Said parcel containing 33.42 acres,

more or less.

The above descriptions were taken from survey by Survey South, Alabama PLS #20898, dated December 4, 2015.

Section 3. Assent by Council to Annexation. By the adoption of this Ordinance, the Council, as the governing body of the City, does assent to the annexation of the said real property to the City, and does hereby direct that upon this Ordinance becoming effective, the corporate City limits of the city shall be extended and rearranged so as to embrace and include the said real property, which shall become a part of the corporate area of the City upon the date of publication of this Ordinance.

BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, as follows:

Section 4. Findings by the City Council of the City of Montgomery, Alabama. The Council has caused investigations to be made of the matters hereinafter referred to and, on the basis of the facts disclosed by such investigations, does hereby find and declare that the following are true statements of facts:

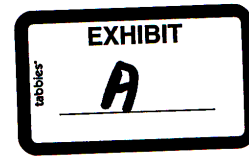
(A) Act 618 of the 1973 Regular Session of the Alabama Legislature sets forth that after a change in the corporate limits of the City of Montgomery, the Mayor shall file with the Council a report in the form of an ordinance containing a recommended plan for reapportionment of the council district boundaries.

(B) By this ordinance, the Council is approving the annexation of certain real property to the City, thereby altering and enlarging the city limits.

Section 5. Description of Property. The newly annexed area is contiguous to Council District 1. Council District 1 shall be reapportioned to include this new area and all other districts shall remain unchanged. Attached hereto and incorporated herein, Exhibit A sets forth the newly reapportioned well-defined boundaries of Council District 1.

Section 6. Assent by Council to Incorporation. By the adoption of this Ordinance, the Council, as the governing body of the City, does assent to the incorporation of the said real property into Council District 1 and does hereby direct that upon this ordinance becoming effective, the corporate City limits of the city shall be extended and rearranged so as to embrace and include the said real property, which shall become a part of the corporate area of the City upon the date of publication of this Ordinance.

Section 7. Filing of Description. That a description of the property or territory annexed and incorporated be filed in the Office of the Judge of Probate in Montgomery County, Alabama.



PROPOSED COUNCIL DISTRICT 1: (December 2015)

Beginning at the intersection of the centerlines of Burbank Drive and Atlanta Highway; thence East along the centerline of Atlanta Highway to the intersection of the centerlines of Atlanta Highway and Eastern Boulevard; thence Southwesterly along the centerline of Eastern Boulevard to the intersection of the centerlines of Eastern Boulevard and Interstate-85; thence West along the centerline of Interstate-85 to a point on the half section line of Section 22 T16N R18E; thence continuing West approximately 1,825 feet along said centerline of Interstate-85 to a point; thence North to a point at the intersection of the south line of Section 15 T16N R18E and the centerline of Hi View Lane; thence North along the centerline of Hi View Lane to the intersection of the centerlines of Hi View Lane and Fairwood Drive; thence East along the centerline of Fairwood Drive to the intersection of the centerlines of Fairwood Drive and Dundale Road; thence Northeasterly along the centerline of Dundale Road to the intersection of the centerlines of Dundale Road and Beechdale Road; thence North along the centerline of Beechdale Road to the intersection of the centerlines of Beechdale Road and Harrison Road; thence West along the centerline of Harrison Road to the intersection of the centerlines of Harrison Road and Lincoln Road; thence North along the centerline of Lincoln Road to the intersection of the centerlines of Lincoln Road and Highland Avenue; thence West along the centerline of Highland Avenue to the intersection of the centerlines of Highland Avenue and Three Mile Branch; thence Northeasterly along the centerline of Three Mile Branch to the intersection of the centerlines of Three Mile Branch and the Atlanta Highway; thence Southeast along the centerline of Atlanta Highway to the intersection of the centerlines of Atlanta Highway and Wares Ferry Road; thence Northeasterly along the centerline of Wares Ferry Road to a point on the south line of the northeast quarter of Section 6 T16N R19E; thence Northeast approximately 1,667 feet to a point on said centerline; thence North approximately 1,290 feet to the south line of Section 31 T17N R19E; thence East approximately 400 feet along said south line to the southeast corner of said Section 31; thence North along the east line of said Section 31 to the southwest corner of Lot 29 Block A according to the Montgomery East Corrected Plat 23 as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 36 at Page 162; thence Southeast to the southeast corner of said Lot 29; thence Northeast to the northeast corner of said Lot 29; thence continuing Northeast to the centerline of Rock Rose Court; thence Northeast along the centerline of Rock Rose Court to the intersection of the centerlines of Rock Rose Court and Countryside Lane; thence North along the centerline of Countryside Lane to the intersection of the centerlines of Countryside Lane and Cypress Court; thence North approximately 665 feet along the centerline of Cypress Court to the south line of Lot 17 Block E according to said Montgomery East Corrected Plat 23; thence East to the southeast corner of said Lot 17; thence Northeast to the northeast corner of said Lot 17; thence Northwest approximately 30 feet to a point on the north line of said Lot 17; thence North approximately 450 feet to a point in the southwest quarter of the northwest quarter of Section 32 T17N R19E; thence Northeasterly approximately 655 feet to the centerline of Brassell Creek; thence Northerly approximately 1,480 feet along the centerline of Brassell Creek to the intersection of the centerlines of said Creek and CSX Transportation Railroad Right-of-Way; thence Southeast along said railroad right-of-way to the half section line of said Section 32; thence South along the half section line of said Section 32 to the northwest corner of the south half of the southeast quarter of said Section 32; thence East along the north line of the south half of the southeast quarter of said Section 32 to the west line of Section 33

T17N R19E; thence North along the west line of said Section 33 approximately 1, 070 feet to a point; thence, leaving the west line of said Section 33, southeasterly 208 feet to a point; thence North 191 feet to a point on the centerline of CSX Transportation Railroad right-of-way; thence Southeasterly along said railroad centerline approximately 4,052 feet to a point on said railroad centerline; thence South approximately 75 feet to a point; thence Southeasterly to the east line of said Section 33; thence South along the east line of said Section 33 to the northwest corner of Section 3 T16N R19E; thence East along the north line of said Section 3 to the half section line of said Section 3; thence South along the half section line to the southeast corner of the northwest quarter of said Section 3; thence West along the south line of the northwest quarter of said Section 3 to the northeast corner of Lot 13 Block L according to the Lake Forest Plat 7B, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 45 at Page 169; thence Southerly along the East boundary line of said Plat to the southeast corner of Lot 2 Block L of said Plat; thence West along the south line of said Lot 2 to the southeast corner of Lot 3 Block C according to the Forest Trail Plat 2, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 43 at Page 104; thence Southeast along the south line of said Lot 3 to the east right-of-way of Forest Trail; thence Northwest to the southeast corner of Lot12 Block B of said Plat; thence southwest along the south line of said Lot 12 to the northeast corner of Lot 23 Block I according to the Forest Trail Plat 1, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 41 at Page 199; thence Southeasterly along the east line of said Lot 23 to the northwest right-of-way of Allens Trail; thence East along said right-of-way to the west right-of-way of Forest Trail; thence Northeast to the northwest corner of Lot 13 Block O of said Plat; thence Northeast along the north line of said Lot 13 to the northeast corner of said Lot 13; thence South along the east line of said Plat to the northeast corner of Lot 4 Block 1 according to the Arrowhead West Plat 4C, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 41 at Page 89; thence Southeasterly along the east line of the Arrowhead Subdivision to the northwest corner of Lot 1A Block C according to the Towne Lake Plat 5A Corrected, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 43 at Page 154; thence Southeasterly along the northeast line of the Towne Lake Subdivision to the northeast corner of Lot 20 Block D according to the Towne Lake Plat 4, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 41 at Page 11; thence East approximately 772 feet to a point; thence North approximately 127 feet to the half section line of Section 11 T16N R19E; thence East along said half section line approximately 1,840 feet to a point; thence Southeasterly to the west line of Section 12 T16N R19E; thence Northeasterly approximately 4,410 feet to a point; thence East approximately 1,065 feet to the southeast corner of Lot 1 according to the Montgomery Ready Mix Plat 1, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 47 at Page 162, said point being the west right-of-way of Wares Ferry Road; thence East approximately 375 feet to a point; thence South approximately 410 feet to a point; thence East approximately 1,980 feet to a point; thence North approximately 1,390 feet to a point; thence East approximately 300 feet to a point on the west line of Lot 8 according to the Wares Ferry Acres Plat 2, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 37 at Page 2; thence North along the west line of said Lot 8 to its northwest corner; thence Easterly along the north boundary of said plat to its intersection with the west right-of-way of Sprott Drive, said point also being the East line of Section 6 T 16N R20E; thence North along the east line of said Section 6 to the northeast

corner of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 6; thence West along the north line of said quarter-quarter section approximately 2,025 feet to a point; thence North to the south right-of-way of Sprott Drive; thence East to the intersection of the east right-of-way of Sprott Drive and the north line of the SE $\frac{1}{4}$ of said Section 6; thence East along the north line of said Section 6 and Section 5 T16N R20E to the northeast corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 5; thence South along the east line of said quarter-quarter section to the northwest corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 5; thence East along the north line of said quarter-quarter section to the northeast corner of said quarter-quarter section; thence North along the west line of the SE $\frac{1}{4}$ of said Section 5 to the northwest corner of said Section 5; thence East approximately 663 feet to a point; thence South along the east line of the parcel conveyed to H. Frank Thomas, III in RLPY 3204 Page 758 on record at the Office of the Judge of Probate of Montgomery County, Alabama, to the its intersection with the west right-of-way of Ohio Ferry Alloys Road; thence West to the northeast corner of the parcel conveyed to Newell Road Builders, Inc. in RLPY 4204 Page 546 on record at the Office of the Judge of Probate of Montgomery County, Alabama; thence South along said east parcel boundary to the southeast corner of said Parcel; thence West 694.82 feet to the southwest corner of said Parcel, being the West line of the NE $\frac{1}{4}$ of Section 8 T16N R20E; thence South to the northwest corner of the SE $\frac{1}{4}$ of said Section 8; thence East along the north line of said SE $\frac{1}{4}$ to the west right-of-way of Ohio Ferro Alloys Road; thence South along said west right-of-way to the north line of Section 17 T16N R20E; thence East along said north line to the northeast corner of said Section 17; thence South along the east line of said Section 17 approximately 1,776 feet to a point; thence West to the intersection of the east right-of-way of Ohio Ferry Alloys Road and the north right-of-way of US Interstate 85; thence West along the north right-of-way of US Interstate 85 to the east right-of-way of Sprott Drive; thence North along said east right-of-way to the south line of Section 5 T16N R20E; thence West along said south line to the intersection of the west right-of-way of Sprott Drive and the southeast corner of Lot 14 according to the Wares Ferry Acres Plat 2, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Book 37 at Page 2; thence Southwesterly along the boundary line of Lot 14 of said plat to its southernmost corner; thence Northeast along the southern boundaries of Lots 14, 12, and 10 of said plat to a point on the east boundary of Lot 8 of said plat; thence South along the east boundary of said Lot 8 to its southernmost corner; thence Northwest along the southern boundary of said Lot 8 to the northwest corner of Lot 7 of said plat; thence South along the west boundary line of said plat to the southwest corner of Lot 1 of said plat, said point also being on the north right-of-way of Edna Brake Lucas Drive; thence West along said north right-of-way to its intersection with the east right-of-way of Wares Ferry Road; thence North along said east right-of-way approximately 420 feet to a point on said east right of way; thence West approximately 1,075 feet to a point; thence Southwest approximately 2,980 feet to a point; thence South approximately 145 feet to the northeast corner of Lot 16 Block L according to the Stoneybrooke Plat 3 Corrected, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 51 at Page 140; thence South along the east line of said Plat to the southeast corner of Lot 6 Block I of said Plat; thence South to the centerline of Atlanta Highway; thence West approximately 1,295 feet along said right-of-way to a point; thence North to the southwest corner of Lot 1 according to the Stoneybrooke Plat 1, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 49 at Page 143; thence North along the western boundary line of Stoneybrooke Subdivision to the southwest corner of Lot 17 Block J according to the Stoneybrooke Plat 2, as recorded in the Office

of the Judge of Probate of Montgomery County, Alabama in Plat Book 50 at Page 133; thence West approximately 1,195 feet to a point; thence Southeasterly approximately 638 feet to the north line of Section 14 T16N R19E; thence East along said north line to the northeast corner of the northwest quarter of the northeast quarter of said Section 14; thence South along the east line of the west half of the northeast quarter of said Section 14 to the centerline of Atlanta Highway; thence West along the centerline of Atlanta Highway to the west line of said Section 14; thence South along said west line to the north right-of-way of Interstate-85; thence West along said right-of-way to the intersection of said right-of-way and the centerline of Atlanta Highway; thence Northwesterly approximately 2,300 feet along the centerline of Atlanta Highway to the intersection of said centerline and the south line of the north half of the northeast quarter of Section 15 T16N R19E; thence West approximately 2,150 feet to a point on said south line in the northwest quarter of said Section 15; thence Southwest approximately 475 feet to a point on the centerline of the Kershaw Manufacturing Railroad Right-of-Way; thence Northwest along the centerline of said railroad right-of-way to the intersection of the centerlines of said railroad right-of-way and Atlanta Highway; thence West along the centerline of Atlanta Highway to the intersection of the centerlines of Atlanta Highway and Oliver Creek; thence Northwest along the centerline of Oliver Creek to the intersection of the centerlines of Oliver Creek and Kershaw Manufacturing Railroad Right-of-way; thence Northwest along said railroad centerline to the intersection of the centerlines of said railroad right-of-way and Burbank Drive; thence South along the centerline of Burbank Drive to the point of beginning.

Less and except all parcels that are not in the existing City Limits of Montgomery, Alabama.

Councillor Bollinger made a motion to suspend the rules in order that the foregoing ordinance could be placed upon its final passage, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The rules having been suspended, Councillor Bollinger made a motion to adopt the foregoing ordinance, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated she was in receipt of the following requests for authorization of payment from the Council Contingency Account, having been approved by Mayor Strange:



City of **Montgomery**, Alabama

Office of the
CITY COUNCIL

Todd Strange, Mayor
City Council Members
Charles W. Jinnright, President
Tracy Larkin - Pres. Pro Tem
Richard N. Bollinger
David M. Burkette
Cornelius "C.C." Calhoun
Jon Dow
Arch M. Lee
Glen O. Pruitt, Jr.
Charles W. Smith

December 10, 2015

Brenda Gale Blalock
Montgomery City Clerk
Post Office Box 1111
Montgomery, AL 36101-1111

RE: Contingency Funds District 1

Brenda:

I would like to send the Montgomery Clean City Commission \$500 and the Montgomery Botanical Gardens \$1,000. Please place these on the agenda for approval at Council's next meeting.

Warm Regards,

Richard N. Bollinger, Councillor
City Of Montgomery
District 1

MEMORANDUM

TO: Mayor Todd Strange

FROM: Brenda Gale Blalock *BLB*
City Clerk

DATE: December 14, 2015

RE: District 7 – request for Council Contingency Funds

Councillor Lee is requesting the following be presented to Council for their authorization:

1. \$300.00 to Ridgecrest/Southern Meadows Neighborhood Association for Christmas party.



MEMORANDUM

TO: Mayor Todd Strange

FROM: Brenda Gale Blalock *BGB*
City Clerk

DATE: December 11, 2015

RE: District 7 – request for Council Contingency Funds

Councillor Lee is requesting the following be presented to Council for their authorization:

1. \$1500.00 to Lifetime Resolutions for Christmas.

OR S

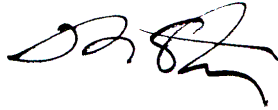


MEMORANDUM

TO: Mayor Todd Strange
FROM: Brenda Gale Blalock *BGB*
City Clerk
DATE: December 11, 2015
RE: District 7 – request for Council Contingency Funds

Councillor Lee is requesting the following be presented to Council for their authorization:

1. \$500.00 to Starlight Community Development, 920 Mill Street, (501c3 on file).
2. \$300.00 to Montgomery Rescue Mission, Inc.; Michelle Browder. (on Sec. of State's website as a non-profit, but I don't have a copy of their paperwork)



MEMORANDUM

TO: Mayor Todd Strange
FROM: Brenda Gale Blalock *BGB*
City Clerk
DATE: December 11, 2015
RE: District 9 – request for Council Contingency Funds

Councillor Jinright is requesting the following be presented to Council for their authorization:

1. \$500.00 to Alabama Dance Theatre.
2. \$500.00 to Samaritan Counseling Center, Inc. (501c3 on file).

MEMORANDUM

TO: Mayor Todd Strange
FROM: Brenda Gale Blalock *BGB*
City Clerk
DATE: December 8, 2015
RE: District 9 – request for Council Contingency Funds

Councillor Jinright is requesting the following be presented to Council for their authorization:

1. \$500.00 to Leadership Montgomery..

JS

MEMORANDUM

TO: Mayor Todd Strange
FROM: Brenda Gale Blalock *BGB*
City Clerk
DATE: December 3, 2015
RE: District 9 – request for Council Contingency Funds

Councillor Jinright is requesting the following be presented to Council for their authorization:

1. \$500.00 to Neighbors in Christ, 2101 Eastern Boulevard, Montgomery, AL 36117.



Councillor Lee requested to add \$300.00 to One Place Family Justice Center and \$300.00 to Samaritan Counseling Center, Inc.

Councillor Burkette requested to add \$300.00 to Memorial Heights Neighborhood Association; \$300.00 to Brewer Heights Neighborhood Association; and \$300.00 to Southern Meadows Neighborhood Association.

Councillor Bell requested to add \$450.00 to Woodley Park Neighborhood Association.

Councillor Lyons requested to add \$500.00 to Samaritan Counseling Center, Inc. and \$500.00 to One Place Family Justice Center.

Mayor Strange approved these additions.

Councillor Bollinger made a motion to authorize the payment of allocations from the Council Contingency funds, with additions, which motion carried with the following vote:

AYES:	UNANIMOUS	--9
NAYS:	NONE	--0
ABSTAINED:	NONE	--0
ABSENT:	NONE	--0

The Clerk stated she was in receipt of the following Legal Notices to be advertised in the Montgomery Independent December 24 and 31, 2015 for public hearing before the Council on January 19, 2016:

LEGAL NOTICE

Notice is hereby given that the Council of the City of Montgomery, Alabama, will meet at January 19, 2016, at 5:00 p.m., for the purpose of considering the adoption of the ordinance hereinafter set forth amending the Zoning Ordinance of the City of Montgomery, Alabama, adopted September 17, 1963, and notice is hereby given that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of the adoption of such ordinance.

**BRENDA GALE BLALOCK
CITY CLERK**

ORDINANCE NO. _____

**AN ORDINANCE TO AMEND ORDINANCE NO. 4-95
FOR A REVISED MASTER PLAN.**

SECTION 1: BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Ordinance No. 4-96 be and is hereby amended to approve a Revised Master Plan for a PUD (Planned Unit Development) Zoning District, to allow single-family residential use, whereas multi-family condominium use was approved on the following parcels:

Lots 1-6, Block C, Deer Creek Pod Z Plat 1 Corrected as Map appears of record in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 53, at page 69

SECTION 2. This ordinance shall take effect upon its passage, approval and publication, or as otherwise provided by law.

LEGAL NOTICE

Notice is hereby given that the Council of the City of Montgomery, Alabama, will meet at January 19, 2016, at 5:00 p.m., for the purpose of considering the adoption of the ordinance hereinafter set forth amending the Zoning Ordinance of the City of Montgomery, Alabama, adopted September 17, 1963, and notice is hereby given that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of the adoption of such ordinance.

**BRENDA GALE BLALOCK
CITY CLERK**

ORDINANCE NO. _____

**AN ORDINANCE TO AMEND ORDINANCE NO. 30-2000
FOR A REVISED MASTER PLAN.**

SECTION 1: BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Ordinance No. 30-2000 be and is hereby amended to

approve a Revised Master Plan for a PUD (Planned Unit Development) Zoning District, to allow commercial use, whereas office use was approved of the following parcel:

BEGIN AT THE INTERSECTION OF THE NORTHEAST CORNER OF LOT 2, ACCORDING TO THE MAP OF EASTCHASE OFFICE LOTS PLAT NO. 1A, AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE OF MONTGOMERY COUNTY, ALABAMA, IN PLAT BOOK 49 AT PAGE 225 WITH THE NORTHERLY RIGHT OF WAY OF EASTCHASE LANE (60' ROW); THENCE RUN ALONG THE EAST LINE OF LOT 3, ACCORDING TO THE MAP OF EASTCHASE PLAZA, AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE OF MONTGOMERY COUNTY, ALABAMA, IN PLAT BOOK 50 AT PAGE 76, N 24°02'50" E, 431.80 FEET TO A POINT; THENCE RUN N 05°15'56" W, 401.24 FEET TO A POINT LYING ON THE EAST LINE OF LOT 6 OF SAID EASTCHASE PLAZA; THENCE CONTINUE ALONG SAID EAST LINE, N 14°02'51" E, 559.51 FEET TO A POINT; THENCE LEAVE SAID EAST LINE AND RUN S 78°05'27" E, 778.18 FEET TO A POINT LYING IN A CURVE ON THE WESTERLY RIGHT OF WAY OF THE AFOREMENTIONED EASTCHASE LANE; THENCE RUN ALONG SAID CURVE AND SAID RIGHT OF WAY (CONCAVE NORTHWESTERLY, R=270.76'), A CHORD OF S 83°15'29" W, 68.51 FEET TO A POINT OF REVERSE CURVATURE; THENCE CONTINUE ALONG SAID RIGHT OF WAY AND SAID CURVE (CONCAVE SOUTHEASTERLY, R=500.48'), A CHORD OF S 47°24'42" W, 684.12 FEET TO A POINT; THENCE RUN S 04°17'47" W, 120.00 FEET TO A POINT OF CURVATURE; THENCE RUN ALONG SAID WEST RIGHT OF WAY AND SAID CURVE (CONCAVE WESTERLY, R=670.23'), A CHORD OF S 37°53'55" W, 741.84 FEET TO THE POINT OF BEGINNING. SAID DESCRIBED PROPERTY LYING AND BEING SITUATED IN THE SOUTHWEST QUARTER OF SECTION 16, T-16-N, R-19-E, MONTGOMERY COUNTY, ALABAMA, AND CONTAINS 9.56 ACRES (416393 S.F.), MORE OR LESS.

SECTION 2. This ordinance shall take effect upon its passage, approval and publication, or as otherwise provided by law.

LEGAL NOTICE

Notice is hereby given that the Council of the City of Montgomery, Alabama, will meet at January 19, 2016, at 5:00 p.m., for the purpose of considering the adoption of the ordinance hereinafter set forth amending the Zoning Ordinance of the City of Montgomery, Alabama, adopted September 17, 1963, and notice is hereby given that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of the adoption of such ordinance.

BRENDA GALE BLALOCK
CITY CLERK

ORDINANCE NO. _____

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA as follows:

SECTION 1. That the Zoning Ordinance of Montgomery, Alabama, adopted September 17, 1963, be amended by removing the following described property from R-60-d (Duplex Residential) to a B-2 (Commercial) Zoning District.

Peacock Track Sub 5 Block 1 Lot 14 Block 1 Book 2 Page 435 Central Avenue being 50 x 90 ft. north side of Central and being in NW corner RED 6 SUB 5 Block 1 Peacock Tract being RED 7 carried on Tax Assessor Record as Sub 4 Block 1 Peacock.

SECTION 2. This ordinance shall take effect upon its passage, approval and publication, or as otherwise provided by law.

LEGAL NOTICE

Notice is hereby given that the Council of the City of Montgomery, Alabama, will meet at January 19, 2016, at 5:00 p.m., for the purpose of considering the adoption of the ordinance hereinafter set forth amending the Zoning Ordinance of the City of Montgomery, Alabama, adopted September 17, 1963, and notice is hereby given that at such time and place all persons who desire shall have an opportunity of being heard in opposition to or in favor of the adoption of such ordinance.

**BRENDA GALE BLALOCK
CITY CLERK**

ORDINANCE NO. _____

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA as follows:

SECTION 1. That the Zoning Ordinance of Montgomery, Alabama, adopted September 17, 1963, be amended by removing the following described property from T4-R (General Urban Zone-Restricted) Zoning District to a T4-O (General Urban Zone-Open) Zoning District.

532 Clay Street

Lot 4 of the Resubdivision of Hanrick Plat, as recorded in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 28, at page 91; and

540 Clay Street

Lot 3 of the Resubdivision of Hanrick Plat, as Map appears of record in the Office of the Judge of Probate of Montgomery County, Alabama in Plat Book 28, at page 91; and

546 Clay Street

Lot 2, Block 15, according to the resubdivision of Hanrick Plat as the same appears of record in the Office of the Judge of Probate of Montgomery County, Alabama in plat Book 28, at Page 91 being further described as: the west 48 ft. of Lot 4, Square 15, Hanrick Plat, described as beginning at a point on the north side of Clay Street 353 ft. west of the northwest intersection of Clay and Whitman Streets, running west along the north side of Clay Street 48 ft.; thence north 150 ft.; thence east 48 ft.; thence south 150 ft. to the point of beginning.

SECTION 2. This ordinance shall take effect upon its passage, approval and publication, or as otherwise provided by law.

There being no further business to come before the Council, the meeting duly adjourned at 6:31 p.m.

BRENDA GALE BLALOCK, CITY CLERK

**CHARLES W. JINRIGHT, PRESIDENT
COUNCIL OF THE CITY OF MONTGOMERY**