

Council Member _____ introduced the following Resolution, which was seconded by Council Member _____:



RESOLUTION 041023-B

A RESOLUTION APPROVING AN APPLICATION FOR THE FORMATION OF ALABASTER DOWNTOWN REDEVELOPMENT AUTHORITY

BE IT RESOLVED by the City Council (the "Council") of the City of Alabaster (the "City"), as follows:

Section 1. Findings. (a) The City, upon evidence duly submitted to and considered by it, hereby finds and determines that Brian Joseph Binzer, John Mark Frey, and John Richard Haggard (collectively, the "Incorporators") have filed with the Council an application in writing for permission to apply for the incorporation, under the provisions of Chapter 54A of Title 11 (the "Act") of the Code of Alabama 1975, as amended, (the "Code"), of a body corporate and politic and a political subdivision of the State of Alabama to be known as "Alabaster Downtown Redevelopment Authority" (the "Authority"). Said application (the "Application"), which includes the form of certificate of incorporation for the Authority (the "Certificate of Incorporation"), is attached hereto as Exhibit A.

(b) The City has undertaken to examine and determined that each of the residences identified at the mailing address of (i) 173 Sterling Gate Drive, Alabaster, Alabama 35007, (ii) 1238 9th Ave SW, Alabaster, Alabama 35007 and (iii) 173 Sterling Gate Drive, Alabaster, Alabama 35007, are located entirely within the City.

(c) Attached as Exhibit B hereto is a certificate from the Secretary of State of the State of Alabama that the name of the Authority as aforesaid is not identical to that of any other entity organized under the laws of the State or so similar thereto as to lead to confusion and uncertainty (the "Certificate of the Secretary of State").

Section 2. Authorization for Incorporation of Authority. Having reviewed and considered the Application and proposed Certificate of Incorporation accompanied therewith, the Council (i) approves the Application and declares that it is wise, expedient and necessary that the Authority be formed, (ii) approves the Certificate of Incorporation, and (iii) authorizes the Incorporators to proceed to form the Authority by filing for record pursuant to the Act, including without limitation Section 11-56-5 thereof, the Certificate of Incorporation, together with the Certificate of the Secretary of State, with the office of the Judge of Probate of Shelby County, Alabama, all in accordance with the applicable provisions of the Act.

ADOPTED AND APPROVED THIS 10TH DAY OF APRIL 2023.

ATTEST:

CITY OF ALABASTER

J. Mark Frey, City Clerk

Council President Sophie Martin

APPROVED:

Scott Brakefield, Mayor

Exhibit A
Application to form Authority

Exhibit B
Certificate of Secretary of State