

RESOLUTION NO. 2025-035-R

**A RESOLUTION AUTHORIZING PROPERTY ACQUISITIONS
FOR SEGERS ROAD AND MAECILLE DRIVE
INTERSECTION IMPROVEMENTS PROJECTS**

BE IT RESOLVED by the City Council of the City of Madison, Alabama, a municipal corporation within the State of Alabama, as follows:

1. That in the judgment and opinion of the City Council of the City of Madison, it is in the public interest and necessary and expedient that the City of Madison acquire and/or condemn certain tracts of rights-of-way (the "Tract(s)"), as well as temporary construction easements and permanent easements, on, over, across, and upon the following described parcels of land, to-wit, Tracts 1, 3, 6, 7, 8, 11, and 12, all of which are more particularly described in Exhibit A and Exhibit B to this Resolution.
2. That the obtainment of the foregoing Tracts is necessary for construction of the Segers Road and Maecille Drive Intersection Improvements Project (the "Project"), which is in the best interest of the citizens of the City of Madison in that the same will contribute to the health and general welfare of the citizens of Madison and the City of Madison Board of Education, pursuant to a Memorandum of Understanding dated November 13, 2024.
3. That the Mayor of the City of Madison, or his designee, be, and is further authorized, empowered, and directed to attempt to acquire by voluntary conveyance the above-described Tract(s) for the City for the aforesaid purpose at a fair and reasonable price in accordance with Section 18-1A-22 of the Code of Alabama, as amended. Furthermore, in the event that certain owners of the respective Tracts desire to donate and dedicate their respective Tracts to the City of Madison, the City shall hereby accept the donation and dedication of such Tracts for purposes of the Project.
4. That the Mayor of the City of Madison, or his designee, be, and is hereby authorized, empowered, and directed to cause the above-described Tracts to be re-appraised in accordance with Section 18-1A-21 of the Code of Alabama, as amended, to determine the amount that would constitute just compensation for their respective taking.
5. That in case of failure to acquire any of the said Tracts for the purpose aforesaid by voluntary conveyance from the owner or owners thereof, the City Attorney's Office is hereby authorized to file a condemnation action and conduct condemnation proceedings on behalf of the City of Madison for the acquisition of such Tract(s) by

the exercise of the right of eminent domain. Any prior acts taken by the City toward the acquisition of the properties pursuant to the eminent domain code are hereby ratified and affirmed.

6. That the Mayor is hereby authorized to negotiate and execute all agreements for the acquisition of right of way, as well as settlement agreements with property owners of the above-referenced tracts pertaining to Case Number 44-CV-2024-900277 in the Circuit Court of Limestone County in order to resolve the extent of the City's existing easement.

READ, PASSED, AND ADOPTED at a regularly scheduled meeting of the City Council of the City of Madison, Alabama, on this 27th day of January, 2025.

John D. Seifert, II, Council President
City of Madison, Alabama

ATTEST:

Lisa D. Thomas, City Clerk-Treasurer
City of Madison, Alabama

APPROVED this _____ day of January, 2025.

Paul Finley, Mayor
City of Madison, Alabama