

RESOLUTION NO. 2024-268-R

**A RESOLUTION AUTHORIZING PROPERTY ACQUISITION
FOR THE MAECILLE ROAD AND SEGERS ROAD IMPROVEMENT PROJECT**

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 a certain right-of-way and utility and drainage easement on, over, across and upon the following described parcel of land, to-wit, that certain parcel currently owned by Ryan Carter Ebersold and Courtney Eve Ebersold (herein "Owners") and identified as Tract Two on **Attached Exhibit A: Diagram**.

2. **Exhibit B: Deed** depicts the Tract to be acquired for a right of way for the expressed purpose of improving Maecille Road and Segers Road (herein "the Project"). The Tract is further described in said Deed as follows:

A PARCEL OF LAND IN THE SOUTHEAST 1/4 OF SECTION 11, TOWNSHIP 4 SOUTH, RANGE 3 WEST, LIMESTONE COUNTY, ALABAMA, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT THAT IS N. 00° 38' 12" E., 208.99 FEET AND N. 88° 29' 57" E. 25.02 FEET FROM A FOUND RAILROAD SPIKE BEING THE SOUTH 1/4 CORNER OF SAID SECTION; THENCE N. 00° 38' 12" E., 210.01 FEET; THENCE N. 88° 29' 13" E., 15.01 FEET; THENCE S. 00° 38' 12" W., 210.01 FEET; THENCE S. 88° 29' 57" W., 15.01 FEET TO THE POINT OF BEGINNING, CONTAINING 3150 S.F. OF LAND AND SUBJECT TO ANY EASEMENTS OF RECORD.

3. **Exhibit C: Utility and Drainage Easement** depicts the necessary easements the City is required to obtain for such utilities and drainage needs for the Project. The Utility and Drainage Easement is further described as follows:

A PARCEL OF LAND IN THE SOUTHEAST 1/4 OF SECTION 11, TOWNSHIP 4 SOUTH, RANGE 3 WEST, LIMESTONE COUNTY, ALABAMA, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT THAT IS N. 00° 38' 12" E., 208.99 FEET AND N. 88° 29' 57" E., 40.03 FEET FROM A FOUND RAILROAD SPIKE BEING THE SOUTH 1/4 CORNER OF SAID SECTION; THENCE N. 00° 38' 12" E., 12.30 FEET; THENCE S. 89° 21' 48" E., 5.00 FEET; THENCE S. 00° 38' 12" W., 12.11 FEET; THENCE S. 88° 29' 57" W., 5.00 FEET TO THE POINT OF BEGINNING, CONTAINING 61 S.F. OF LAND AND SUBJECT TO ANY EASEMENTS OF RECORD.

4. That obtaining the foregoing Tracts is necessary for the development and construction of the Project, which is in the best interest of the citizens of the City of Madison in that it will contribute to the health, safety, and general welfare of the citizens of Madison.
5. That the Mayor of the City of Madison, or his designees are further authorized, empowered, and directed to acquire said Tract of property by voluntary conveyance of the right of way and the utility and drainage easement for **nine thousand six hundred thirty-five dollars (\$9,635.00)** to justly compensate the owner for conveyance of the Tract and the easement.
6. That said Tracts have been appraised in accordance with Section 18-1A-21 of the Code of Alabama, as amended, to determine the amount of just compensation required for the acquisitions and it is the judgment and opinion of the City Council of the City of Madison that the offer to the Owners represents such just compensation.
7. That the Mayor is authorized to execute any and all documents necessary to complete the acquisition of the Tract and all necessary easements described in Exhibit A, B and C.
8. Any prior acts taken by the City toward the acquisition of the property are hereby ratified and affirmed.

READ, PASSED, AND ADOPTED at a regularly scheduled meeting of the City Council of the City of Madison, Alabama, on this 26th day of August 2024.

Ranae Bartlett, Council President
City of Madison, Alabama

ATTEST:

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

APPROVED this ___ day of August 2024.

Paul Finley, Mayor
City of Madison, Alabama