

ORDINANCE NO. 2016 - 030 - ADM

TRANSFER OF A PORTION OF THE DEERFOOT PROPERTY TO ALDOT  
FOR USE ON CONSTRUCTION OF NORTHERN BELTLINE PROJECT

WHEREAS, the City of Trussville, Alabama (“City”) owns certain real property in the northern section of the City that is commonly referred to as the Deerfoot Property (“Property”);

WHEREAS, the Deerfoot Property is described on the attached Exhibit A;

WHEREAS, the proposed path of the Alabama Department of Transportation (“ALDOT”) project known as the Northern Beltline Project, which will provide an interstate connection between Interstate 59 to Interstate 65 throughout the northern part of Jefferson County, traverses the Property;

WHEREAS, City officials have been aware of the Project for many years, and have acquired and kept it in an undeveloped state for use as right-of-way for this Project;

WHEREAS, construction of the Project is in the interest of the City and its citizens as it will provide an important new corridor for access into its limits, thereby increasing commercial activities and land values in the City and providing more transportation options for its inhabitants and visitors;

WHEREAS, ALDOT has agreed to pay the City One Million Dollars (\$1,000,000.00) to acquire the Property (the “Purchase Price”); and

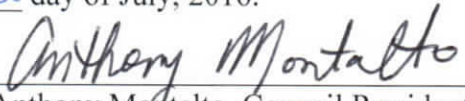
WHEREAS, transfer of the Property to ALDOT is the best and highest use for the City and its citizens as it will provide greater benefits to the public than the City’s continued ownership of this land.

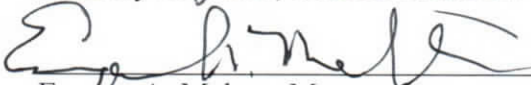
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Trussville, Alabama as follows:

1. The Property is no longer needed for municipal purposes.
2. In consideration for payment of the Purchase Price, the Mayor (or his designee) is hereby authorized to execute a Deed and other, customary closing documents to transfer the Property to ALDOT for purposes related to the construction of the Project.
3. Repealer. All ordinances or parts of ordinances or resolutions heretofore adopted by the City Council of the City of Trussville, Alabama that are inconsistent with the provisions of this ordinance are hereby expressly repealed.

4. Severability. If any part, section or subdivision of this ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this ordinance, which shall continue in full force and effect notwithstanding such holding.
5. Effective Date. This ordinance shall become effective immediately upon adoption, and publication as provided by law.

ADOPTED AND APPROVED this the 22<sup>nd</sup> day of July, 2016.

  
\_\_\_\_\_  
Anthony Montalto, Council President


  
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Eugene A. Melton, Mayor

Attest:   
\_\_\_\_\_  
Lynn B. Porter, City Clerk

**CERTIFICATION**

I, Lynn B. Porter, City Clerk of the City of Trussville, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Trussville, Alabama, as its meeting held on July 22, 2016, same appears in the minutes of record of said meeting, and published by posting copies thereof on July 29, 2016, at the following public places, which copies remained posted for five (5) days as required by law.

- Trussville City Hall
- Trussville Civic Center
- Trussville Public Library

  
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Lynn B. Porter

A parcel of land situated in part of the South half of Section 29, Township 15 South, Range 1 East, part of the Southeast one-quarter of the Southeast one-quarter of Section 30, Township 15 South, Range 1 East, part of the Northeast one-quarter of the Northwest one-quarter, the Northwest one-quarter of the Northeast one-quarter and part of the Northeast one-quarter of the Northeast one-quarter of Section 32, Township 15 South, Range 1 East, identified on Project No. DEMO-RW03 (900) in Jefferson County, Alabama and being more fully described as follows:

Commence at the Southeast corner of said Section 30; thence run North 00 Degrees 59 Minutes 54 Seconds West along the East line of said Section 30 for a distance of 1,035.94 feet to a point on the Southwestern-most Acquired Right of Way and the POINT OF BEGINNING, said point offset 325.00 feet and perpendicular to centerline at station 2534+28.51 RT (project DEMO-RW03 (900)); thence run North 64 Degrees 53 Minutes 15 Seconds West along the Southwestern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 202.73 feet to a point on the Southwestern-most Acquired Right of Way, said point offset 325.00 feet and perpendicular to centerline at station 2532+23.77 RT (project DEMO-RW03 (900)); thence run North 84 Degrees 10 Minutes 39 Seconds West along the Southwestern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 240.19 feet to a point on the Southwestern-most Acquired Right of Way, said point offset 404.35 feet and perpendicular to centerline at station 2529+97.07 RT (project DEMO-RW03 (900)); thence run North 45 Degrees 57 Minutes 46 Seconds West along the Southwestern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 247.00 feet to a point on the North line of the Southeast one-quarter of the Southeast one-quarter of said Section 30 and a point on the grantor's property line, said point offset 324.24 feet and perpendicular to centerline at station 2627+63.41 RT (project DEMO-RW03 (900)); thence run South 89 Degrees 46 Minutes 06 Seconds East along the grantor's property line and along the North line of said quarter-quarter Section for a distance of 595.22 feet to a found 3" pipe being the Northeast corner of the Southeast one-quarter of the Southeast one-quarter of said Section 30 and a point on the grantor's property line, said point offset 73.81 feet and perpendicular to centerline at station 2533+03.39 RT (project DEMO-RW03 (900)); thence run North 00 Degrees 58 Minutes 15 Seconds West along grantor's property line for a distance of 476.96 feet to a point on the Southernmost right of way of Goodner Mountain Road (Prescriptive right of way), said point offset 357.14 feet and perpendicular to centerline at station 2530+92.43 LT (project DEMO-RW03 (900)); thence run South 57 Degrees 22 Minutes 08 Seconds East along the Southernmost prescriptive right of way of said Goodner Mountain Road for a distance of 88.39 feet to a point on the Southernmost right of way of said Goodner Mountain Road, said point offset 343.04 feet and perpendicular to centerline at station 2531+81.30 LT (project DEMO-RW03 (900)) and the point of commencement of a curve to the left, said curve having a radius of 1,029.67 feet, a central angle of 13 Degrees 15 Minutes 16 Seconds, a chord bearing of South 63 Degrees 58 Minutes 05 Seconds East for a chord distance of 237.67 feet; thence run along arc of said curve and along the Southernmost prescriptive right of way of said Goodner Mountain Road for a distance of 238.20 feet to a point on the Southernmost right of way of said Goodner Mountain Road, said point offset 339.23 feet and perpendicular to centerline at station 2534+18.93 LT (project DEMO-RW03 (900)); thence run South 70 Degrees 35 Minutes 43 Seconds East along the Southernmost Prescriptive right of way of said Goodner Mountain Road for a distance of 527.70 feet to a point on the Southernmost right of way of said Goodner Mountain Road, said point offset 391.71 feet and perpendicular to centerline at station 2539+44.01 LT (project DEMO-RW03 (900)), said point also being the point of commencement of a curve to the left, said curve having a radius of 841.53 feet, a central angle of 17 Degrees 19 Minutes 15 Seconds, a chord bearing of South 79 Degrees 15 Minutes 20 Seconds East for a chord distance of 193.20 feet; thence run along arc of said curve and along the Southernmost prescriptive right of way of said Goodner Mountain Road for a distance of 193.94 feet to a point on the Southernmost right of way of said Goodner Mountain Road, said point offset 439.65 feet and perpendicular to centerline at station 2541+31.17 LT (project DEMO-RW03 (900)); thence run South 87 Degrees 54 Minutes 57 Seconds East along the Southernmost prescriptive right of way of said Goodner Mountain Road for a distance of 54.71 feet to a point on the Southernmost right of way of said Goodner Mountain Road, said point offset 461.05 feet and perpendicular to centerline at station 2541+81.52 LT (project DEMO-RW03 (900)), said point also being the point of commencement of a curve to the right, said curve having a radius of 2,568.00 feet, a central angle of 04 Degrees 19 Minutes 30 Seconds, a chord bearing of South 85 Degrees 45 Minutes 12 Seconds East for a chord distance of 193.80 feet; thence run along arc of said curve and along the Southernmost prescriptive right of way of said Goodner Mountain Road for a distance of 193.84 feet to a point on the Southernmost right of way of said Goodner Mountain Road, said point offset 530.08 feet and perpendicular to centerline at station 2543+62.61 LT (project DEMO-RW03 (900)); thence run South 83 Degrees 35 Minutes 28 Seconds East along the Southernmost prescriptive right of way of said Goodner Mountain Road for a distance of 249.22 feet to a point on the Southernmost right of way of said Goodner Mountain Road, said point offset 610.00 feet and perpendicular to centerline at station 2545+98.67 LT (project DEMO-RW03 (900)); thence leaving the Southernmost prescriptive right of way of said Goodner Mountain Road, run South 64 Degrees 53 Minutes 15 Seconds East along the Northeastern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 1,644.11 feet to a point on the Northeastern-most Acquired Right of Way, said point offset 613.37 feet and perpendicular to centerline at station 2562+21.57 LT (project DEMO-RW03 (900)); thence run South 38 Degrees 46 Minutes 11 Seconds East along the Northeastern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 185.78 feet to a point on the Northeastern-most Acquired Right of Way, said point offset 540.00 feet and perpendicular to centerline at station 2563+74.62 LT (project DEMO-RW03 (900)), said point also being the point of commencement of a curve to the right, said curve having a radius of 5,540.00 feet, a central angle of 19 Degrees 46 Minutes 17 Seconds, a chord bearing of South 51 Degrees 15 Minutes 50 Seconds East for a chord distance of 1,902.25 feet; thence run along arc of said curve and along the Northeastern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 1,911.73 feet to a point on the Northeastern-most Acquired Right of Way, said point offset 540.00 feet and perpendicular to centerline at station 2581+00 LT (project DEMO-RW03 (900)); thence run South 15 Degrees 17 Minutes 55 Seconds East along the Northeastern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 344.02 feet to a point on the Northeastern-most Acquired Right of Way, said point offset 394.81 feet and perpendicular to centerline at station 2584+99.16 LT (project DEMO-RW03 (900)); thence run South 39 Degrees 56 Minutes 32 Seconds East along the Northeastern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 457.26 feet to a point on the grantor's property line, said point offset 394.81 feet and perpendicular to centerline at station 2588+56.42 LT (project DEMO-RW03 (900)); thence run South 89 Degrees 56 Minutes 05 Seconds West along the grantor's property line and along the South line of the Northeast one-quarter of the Northeast one-quarter of said Section 32 for a distance of 977.74 feet to a found 3" capped pipe on the grantor's property line, said point also being the Southwest corner of said quarter-quarter Section, said point also being the Southeast corner of the Northwest one-quarter of the Northeast one-quarter of said Section 32, said point offset 355.52 feet and perpendicular to centerline at station 2582+29.88 RT (project DEMO-RW03 (900)); thence run North 89 Degrees 53 Minutes 33 Seconds West along the grantor's property line and along the South line of said quarter-quarter Section for a distance of 939.88 feet to a point on the Southwestern-most Acquired Right of Way, said point offset 1,029.18 feet and perpendicular to centerline at station 2574+68.39 RT (project DEMO-RW03 (900)); thence run North 05 Degrees 57 Minutes 15 Seconds West along the Southwestern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 455.67 feet to a point on the Southwestern-most Acquired Right of Way, said point offset 685.00 feet and perpendicular to centerline at station 2570+52.08 RT (project DEMO-RW03 (900)), said point also being the point of commencement of a curve to the left, said curve having a radius of 4,315.00 feet, a central angle of 11 Degrees 30 Minutes 04 Seconds, a chord bearing of North 59 Degrees 08 Minutes 13 Seconds West for a chord distance of 664.70 feet; thence run along arc of said curve and along the Southwestern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 666.15 feet to a point on the Southwestern-most Acquired Right of Way, said point offset 685.00 feet and perpendicular to centerline at station 2560+48.43 RT(PC) (project DEMO-RW03 (900)); thence run North 64 Degrees 53 Minutes 15 Seconds West along the Southwestern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 1,365.96 feet to a point on the Southwestern-most Acquired Right of Way, said point offset 685.00 feet and perpendicular to centerline at station 2546+62.47 RT (project DEMO-RW03 (900)); thence run North 25 Degrees 29 Minutes 59 Seconds West along the Southwestern-most Acquired Right of Way for a distance of 587.32 feet to a point on the Southwestern-most Acquired Right of Way, said point offset 325.00 feet and perpendicular to centerline at station 2542+44.01 RT (project DEMO-RW03 (900)); thence run North 64 Degrees 53 Minutes 15 Seconds West along the Southwestern-most Acquired Right of Way (project DEMO-RW03 (900)) for a distance of 817.50 feet to the POINT OF BEGINNING. Said parcel contains 137.78 acres more or less.

# City of Trussville



Mayor: Eugene A. Melton  
City Clerk: Lynn B. Porter  
City Attorneys:  
Carl E. Johnson, Jr.  
Burgin H. Kent Whit  
Colvin

Councilmembers:  
Anthony Montalto, Council President  
Buddy Choat  
Perry Cook  
Brian Plant  
Alan Taylor

## CERTIFICATION

I, Lynn Porter, City Clerk of the City of Trussville, Alabama do hereby certify that the following is a true and correct copy of Ordinance Number 2016-030-ADM of the City of Trussville, Alabama, adopted on July 26, 2016, and posted in the following places:


Trussville Municipal Building

Trussville Public Library

Trussville Civic Center

on August 16, 2016, and effective five days thereafter.

Given under my hand and seal this 16<sup>th</sup> day of August 2016.

  
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Lynn Porter, City Clerk  
City of Trussville, Alabama