

**CITY OF DAPHNE  
CITY COUNCIL WORK SESSION AGENDA  
1705 MAIN STREET  
DAPHNE, AL  
MAY 11, 2015  
6:30 P.M.**

- 1. PRESENTATION: RECREATION FACILITIES UPDATE  
VOLKERT & ASSOCIATES / TIM PATTON**
- 2. PRESENTATION: DE-ANNEXATION OF PROPERTY IN  
SPANISH FORT / JAY ROSS, CITY ATTORNEY**
- 3. DISCUSS: ANYTHING ELSE DEEMED NECESSARY**
- 4. ADJOURN**

**CITY OF DAPHNE  
CITY COUNCIL**

**ROLL CALL**

**CITY COUNCIL:**

<b>COUNCILMAN RUDICELL</b>	<b>PRESENT</b> ____	<b>ABSENT</b> ____
<b>COUNCILMAN LAKE</b>	<b>PRESENT</b> ____	<b>ABSENT</b> ____
<b>COUNCILMAN FRY</b>	<b>PRESENT</b> ____	<b>ABSENT</b> ____
<b>COUNCILMAN SCOTT</b>	<b>PRESENT</b> ____	<b>ABSENT</b> ____
<b>COUNCILMAN LEJEUNE</b>	<b>PRESENT</b> ____	<b>ABSENT</b> ____
<b>COUNCILMAN DAVIS</b>	<b>PRESENT</b> ____	<b>ABSENT</b> ____
<b>COUNCIL PRESIDENT CONAWAY</b>	<b>PRESENT</b> ____	<b>ABSENT</b> ____

**MAYOR:**

<b>MAYOR HAYGOOD</b>	<b>PRESENT</b> ____	<b>ABSENT</b> ____
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**CITY CLERK:**

<b>REBECCA HAYES</b>	<b>PRESENT</b> ____	<b>ABSENT</b> ____
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**CITY ATTORNEY:**

<b>JAY ROSS</b>	<b>PRESENT</b> ____	<b>ABSENT</b> ____
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## CITY OF SPANISH FORT

7581 Spanish Fort Blvd.  
Spanish Fort, Alabama 36527  
(251) 626-4884  
(251) 626-4880 Fax

City Council

Dennis D. Dismuke  
Robert Curtis Smith  
Bobby J. Fortenberry  
Clewis W. Smith, Jr.  
Mary W. Brabner

Michael M. McMillan  
Mayor

Mary Lynn Williams  
City Clerk / Treasurer

April 29, 2015

The Honorable Dane Haygood  
Mayor of the City of Daphne  
Post Office Box 400  
Daphne, Alabama 36526

Re: Proposed Local Legislative Act De-annexing Certain Property from the Corporate Limits of the City of Daphne and Annexing the same into the Corporate Limits of the City of Spanish Fort

Dear Mayor Haygood:

I am writing this letter on behalf of the City of Spanish Fort, requesting that the City Council of the City of Daphne pass a resolution stating that it has no objection and/or consents to the de-annexation of a small parcel of property north of Interstate 10 and adjacent to the Spanish Fort Town Center, which is described as follows:

Commencing at the Northwest corner of Section 32, T-4-S, R-2-E of Baldwin County, Alabama; Thence S01°34'23"W along the west line of said Section 32 a distance of 1425.90 feet to a point, said point being the Point of Beginning of the property herein described; Thence N81°32'36"E a distance of 517.77 feet to a point; Thence S68°27'24"E a distance of 280.00 feet to a point (said point offset 250.00 feet left of and perpendicular to the project centerline of Interstate-10 at Station 469+00); Thence S79°29'53"W a distance of 1400.89 feet to a point (said point offset 200.00 feet left of and perpendicular to the project centerline at Station 455+00); Thence N51°32'36"E a distance of 380.00 feet to a point; Thence N81°32'36"E a distance of 310.65 feet to the Point of Beginning of the property herein described and containing 4.19 acres more or less.

A map showing the relationship of the subject property to the corporate limits of the City of Spanish Fort and the City of Daphne is attached hereto. Also, enclosed you will find a copy of the notice that a proposed bill will be introduced in the 2015 Regular Session of the Alabama Legislature to de-annex the subject property from the City of Daphne and annex the same into the corporate limits of the City of Spanish Fort.

*"A City of Spirit"*

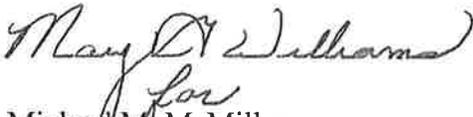
Mayor Dane Haygood  
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It is our understanding that the subject property was owned by the Alabama Department of Transportation, and sometime during the approval process for the Spanish Fort Town Center, the Alabama Department of Transportation conveyed the subject property to the Spanish Fort Town Center developers. This area was inadvertently overlooked during the development approval process. In addition, a portion of one of the buildings for the Spanish Fort Town Center project was constructed in this area. The proposed legislative act would aid the City of Spanish Fort and the developers in correcting this matter.

On behalf of the City of Spanish Fort, and at the request of Representative Randy Davis, I hereby request that the City Council of the City of Daphne pass a resolution stating that the City of Daphne has no objection to the proposed legislative act and/or consents thereto.

Your assistance in this matter will be greatly appreciated. If you have any questions or comments, please do not hesitate to contact me.

Yours very truly,



Michael M. McMillan  
Mayor

Enclosures

xc: Ms. Rebecca Hayes, City Clerk ✓  
Mr. Jay Ross, Esquire, City Attorney

LEGAL NOTICE

STATE OF ALABAMA  
BALDWIN COUNTY

NOTICE is hereby given that a bill substantially as follows will be introduced in the 2015 Regular Session of the Legislature of Alabama and application for its passage and enactment will be made:

Act No. \_\_\_\_\_

A BILL  
TO BE ENTITLED  
AN ACT

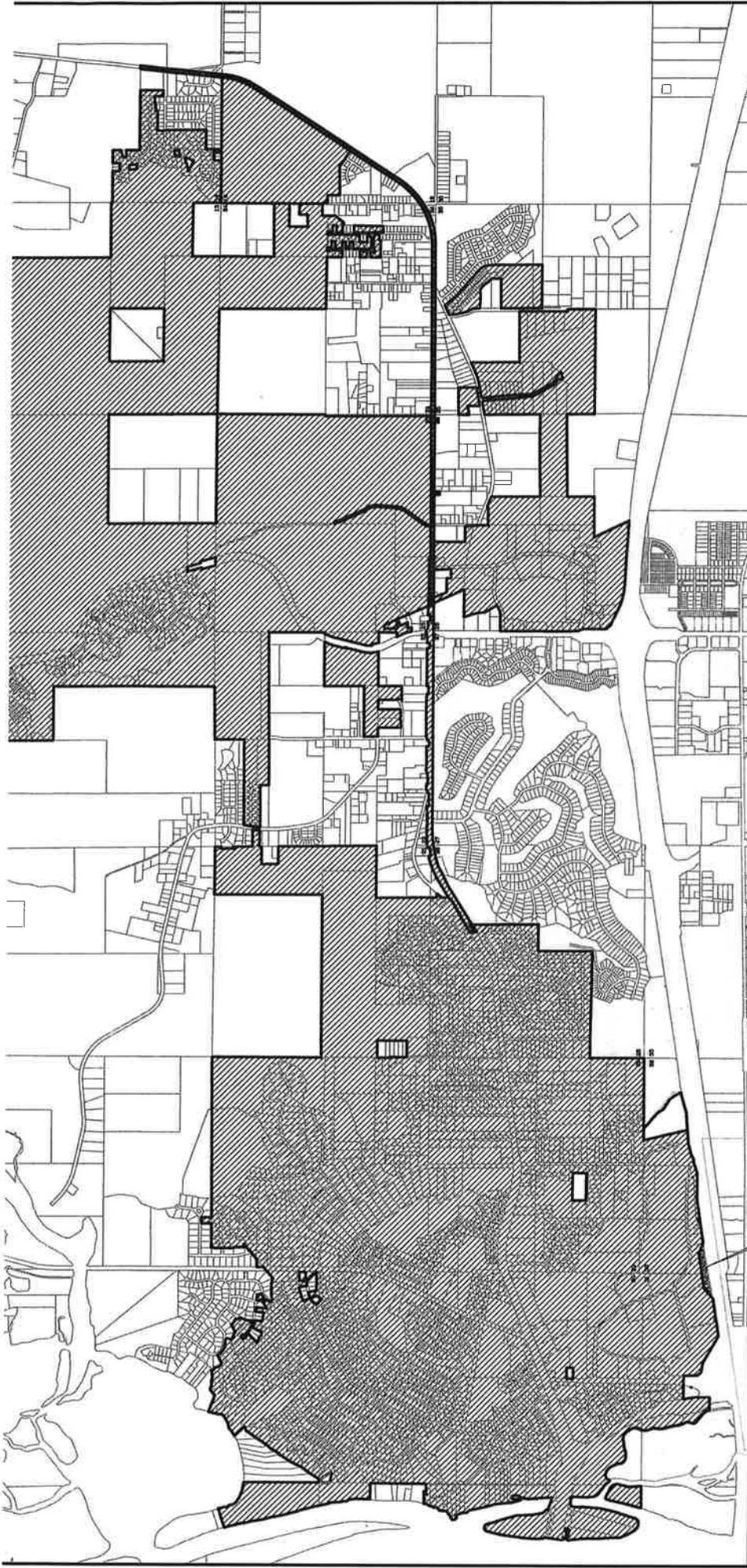
To alter or rearrange the boundary lines and corporate limits of the City of Spanish Fort in Baldwin County, Alabama, so as to include within the corporate limits of the City of Spanish Fort all territory now within the corporate limits of the City of Spanish Fort and also certain other territory to the exclusion of all other municipalities, and to de-annex, delete and remove said territory from the corporate limits of the City of Daphne in Baldwin County, Alabama.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

SECTION 1. The boundary lines and corporate limits of the City of Spanish Fort in Baldwin County, Alabama, be, and the same are hereby altered, extended, rearranged and redefined so as to include within the corporate limits of the City of Spanish Fort, to the exclusion of all other municipalities, in addition to the territory presently contained within the corporate limits and boundaries of the City of Spanish Fort, the following described territory, to-wit:

Commencing at the Northwest corner of Section 32, T-4-S, R-2-E of Baldwin County, Alabama; Thence S01°34'23"W along the west line of said Section 32 a distance of 1425.90 feet to a point, said point being the Point of Beginning of the property herein described; Thence N81°32'36"E a distance of 517.77 feet to a point; Thence S68°27'24"E a distance of 280.00 feet to a point (said point offset 250.00 feet left of and perpendicular to the project centerline of Interstate-10 at Station 469+00); Thence S79°29'53"W a distance of 1400.89 feet to a point (said point offset 200.00 feet left of and perpendicular to the project centerline at Station 455+00); Thence N51°32'36"E a distance of 380.00 feet to a point; Thence N81°32'36"E a distance of 310.65 feet to the Point of Beginning of the property herein described and containing 4.19 acres more or less.

SECTION 2. All territory brought within the corporate limits of the City of Spanish Fort under the provisions of this Act shall be subject to the laws and ordinances of the City of Spanish Fort, and the City Council of the City of Spanish Fort shall have and exercise the same and exclusive jurisdiction over such territory as is presently exercised over the territory within the corporate limits of the City of Spanish Fort. Any of the territory described in SECTION 1 above which is brought within the corporate limits of the City of Spanish Fort under the provisions of this Act which is contained within or claimed to be contained within the corporate limits of the City of Daphne, Alabama, shall be de-annexed, deleted or removed from the corporate limits of the City of Daphne, and the City of Spanish Fort shall exercise exclusive control, authority and jurisdiction over the aforementioned territory.



SUBJECT AREA

# PROPOSED DE-ANNEXATION AND ANNEXATION BY LOCAL LEGISLATIVE ACT

-  Current City of Spanish Fort Corporate Limits
-  Current City of Daphne Corporate Limits
-  Area to be De-annexed, Removed and Deleted from the City of Daphne Corporate Limits and Area to be Annexed into the City of Spanish Fort Corporate Limits

**DESCRIPTION:**  
 Commencing at the Northwest corner of Station 32, 7'-4"-5, P-2-E of Section 32 a distance of 1423.00 feet to a point; said point being the Point of Beginning of the property herein described; Thence N81°32'35"E a distance of 280.00 feet to a point; said point being the Point of Beginning of the property herein described; Thence S89°40'00" a distance of 1400.00 feet to a point; Thence S79°25'33"W a distance of 1400.00 feet to a point; Thence S89°40'00" a distance of 1400.00 feet to a point; Thence N81°32'35"E a distance of 310.65 feet to the corner more or less.



SEARCH FOR DE-ANNEXATION AND ANNEXATION  
 CITY OF SPANISH FORT, AL  
**PREBLERISH I.L.L.C.**  
 CONSULTING ENGINEERS & SURVEYORS  
 3945 Preblerish Lane, Spanish Fort, AL 36581  
 334.333.3333 fax 334.333.3333 info@preblersh.com

DATE	7/27/2011
SCALE	N/A
PROJECT #	100
CITY	SPF
PLANNING	201.001
PROJECT	201.001
FILED	ANNEXATION/2011
STATE	AL