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COMPLETION OF WORK

FORM OF ADVERTISEMENT FOR COMPLETION

LEGAL NOTICE

In accordance with Section 16, Title 50 Code of Alabama 1940, Dunlap Contracting has completed the contract for James Crawford Park East Side for the City of Huntsville and have made request for final settlement of said Contract. All claims for labor, materials, or otherwise should be sent to COH, PO Box 308, Huntsville, AL 35804.

Legal Notice

In accordance with Chapter 1, Title 39, Code of Alabama 1975 notice is hereby given that Aqua Marine Enterprises, Inc. has completed the contract for construction of the Community Stom Shelter at: Monrovia Community Shelter, 254 Allen Drake Drive, Huntsville, AL 35757 (Madison Co), and have made request for final settlement on this project. All persons having any claim for labor, materials or otherwise in connection with this project should immediately notify:

Sylaina Hinkle
Office Administrator
Aqua Marine Enterprises, Inc.
1301 Industrial Drive
Hartselle, AL 35640
256-502-9482

Run Dates: 1/27/23, 1/3/24, 1/10/24, & 1/17/24

Advertisement of Completion

Weaver Environmental Services Co., Inc. hereby gives notice of completion of contracts known as Periodic Bid for Manhole Rehabilitation, COH project number 71-21-SP41 located in the City of Huntsville, Alabama. This notice is for WO# 1 Holladay Blvd, WO#2 Pulaski Pike, WO# 3 Old Gurley, WO# 4 Hammonds, WO#5 Hobbs, WO#6 Research. This notice will appear for four (4) consecutive weeks beginning on Jan.5,2024 and ending on Jan 26,2024. All claims should be filed at the City of Huntsville Engineering Department, 320 Fountain Circle, Huntsville, AL. 35801

To Run:
Jan. 10,2024
Jan. 17,2024
Jan. 24,2024
Jan. 31,2024

MLK LEGACY

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George Wallace, are poignant and prescient.

Let us march on ballot boxes until the Wallaces of our nation tremble away in silence.

Historians call that speech, "Our God is Marching On." (Read it here, or listen to it here.)

In just under 30 minutes, King delivered a litany of erudite prose. Most interestingly, he dissected the roots and reasonings behind the birth of Jim Crow; it was fueled by the burgeoning success of the Populist Movement that was forging a coalition between poor whites and Blacks around their shared barriers to wealth.

(In short, Jim Crow was conceived to persuade poor whites that at least they weren't Black; call it the birth of white supremacy.)

"It may be said of the Reconstruction era," King said on that Thursday, "that the southern aristocracy took the world and gave the poor white man Jim Crow. ... And when his wrinkled stomach cried out for the food that his empty pockets could not provide, he ate Jim Crow, a psychological bird that told him that no matter how bad off he was, at least he was a white man, better than the black man."

Five months after that day, President Lyndon B. Johnson signed the Voting Rights Act of 1965, which outlawed the vestiges of race-based disenfranchisement and required shady districts (read: in the South) to obtain "preclearance" from the courts before instituting new elections practices. (Which is under assault today.)

Ten months from now, we're going to elect the next president of the United States. We'll have a clear, and unequivocal choice—no, I'm not going to tell you whom you should vote for. That's not my purpose here.

We'll have a clear, and unequivocal choice; To vote or not vote.

And that's what scares me. It particularly scares me that we, African Americans, won't vote.

According to Statista, Black voter turnout in 2020 was 58.7% among eligible Black voters, slightly higher than 2016 (55.9%), yet lower than 2008 (60.8%, the Obama bump) and 2012 (62%). Before then, it hovered in the fifty-percentage-point range going back to the sixties.

This year, we've got to do better.

I'm of the generation raised to believe that voting is more than a right—earned with the blood, sweat, and souls/soles—of our fathers, mothers, aunts, uncles, and allies. It's an obligation.

That's why I can't remember an election I missed. And not just a presidential election. If the polls were open, I was

there. Let us march on ballot boxes until we send to our city councils, state legislatures, and the United States Congress, men (sigh, MLK's sexism was a reflection of the times) who will not fear to do justly, love mercy, and walk humbly with thy God.

Dr. Cornel West, the former Harvard academician was in Birmingham Monday for a flurry of appearances commemorating King. In a brief morning conversation at Kelly Ingram Park, he called people not voting "a knee-jerk reaction—deep frustration with a deep sense that the corruption in the system is such that voting doesn't matter. That's not true; voting does matter.

"But it is true that the system is corrupt. So you have to be jazz-like enough, flexible and improvisational enough to accept the truth of just how corrupt the system is, but also say you've got to work both within and without. ... [T] he system is broken, there's no doubt about it. But you shouldn't use [that] as an excuse not to participate."

I fear we won't march to the ballot boxes—that a simmering undercurrent of belief that neither Republicans nor Democrats are addressing our concerns, needs, and desires, well, I'll just stay home.

Please don't. Not this year. Not ever. Don't disenfranchise ourselves.

Not when efforts to diffuse and diminish our vote in recent years have been as blatant as climate change (obvious to all but those who choose to dwell in a cave of obtusity). Those efforts have reached the U.S. Supreme Court, which confirmed Alabama's obvious attempt to dilute Black voting power in the state.

Not when our history is being denigrated and obliterated by politicians who either don't know it (see: Nikki Haley) or fear that their children will know the full breadth of this nation's journey.

Not when our best and brightest Black women are under attack, some subtly, others not so much.

Not when DEI is under siege from persons who fear that if the room is diverse, equitable, and inclusive they'll no longer be the smartest person at the table. Or maybe no longer even qualified to be in the room.

Maybe the urgency of voting, the power of our ballot was not sufficiently passed on, not sufficiently by my generation and the next—like untold family histories.

Maybe the sacrifices—of King and far too many others—now evoke shrugs, sadly. Shrugs that dissolve into complacency. To staying home.

Not voting is voting. Don't disenfranchise ourselves.

Let us march on ballot boxes until brotherhood becomes more than a meaningless word in an opening prayer, but the order of the day on every legislative agenda.

PUBLIC NOTICES

ADVERTISEMENT FOR BID

Sealed proposals will be received by the Commissioner c/o State Parks Division of the Alabama Department of Conservation and Natural Resources, Folsom Administrative Building, 64 N. Union Street, Suite 538, Montgomery, AL 36104, until 2:00 PM CST, **Thursday, February 8, 2024**. Bids will be opened and read aloud publicly in their conference room on **Friday, February 9, 2024**, at 2:00 PM CST, for:

**MONTE SANO STATE PARK
CABIN RENOVATIONS AND SITE PREPARATION
HUNTSVILLE, ALABAMA
ADCNR Project No. 2023-046-2831**

Scope of Work: Interior Renovations include: Replacement of all kitchen appliances, cabinets, floor finish, replacement of toilet fixtures, shower enclosure, window treatments, new HVAC registers both supply and return air grills and lighting. Prefabricated toilet buildings with all required utility connections. Prefabricated shower building is provided by owner and installed by general contractor.

Bid Documents: Bid Documents may be obtained from the Architect by digital access/file sharing access, and/or deposit of \$350.00 per set, which will be refunded in full on the first two (2) sets issued to each bidder submitting a bona fide bid, upon return of documents in good condition and reusable condition within ten (10) days of bid date. Other sets for general contractors, and sets for subcontractors and dealers, may be obtained with the same deposit, which will be refunded as above, less cost of printing, reproduction, handling, and distribution, which is estimated to be the same as the deposit amount. Partial sets will not be available. To expedite distribution of bid documents, deposit check(s) should be emailed and mailed to JMR+H Architecture, PC, Attn: Renae Williams; 445 Dexter Avenue, Suite 5050, Montgomery, Alabama 36104; specs@jmrha.com.

Pre-Bid Meeting: A Pre-Bid Meeting will be held on-site at **Campground Office at 5105 Nolen Ave Huntsville, Alabama 35801** on **Tuesday, January 30, 2024, at 10:00 AM CST**. Attendance at the Pre-Bid Conference is highly recommended for all General Contract Bidders intending to submit a Proposal.

Submission of Bids: Bids must be submitted on proposal forms furnished by the Architect or copies thereof. All bidders bidding in amounts exceeding that established by the State Licensing Board for General Contractors must be licensed under the provisions of Title 34, Chapter 8, Code of Alabama, 1975, and must show evidence of license before bidding or bid will not be received or considered by the Architect; the bidder shall show such evidence by clearly displaying his or her current license number on the outside of the sealed envelope in which the proposal is delivered. A cashier's check or bid bond payable to Alabama State Parks in an amount not less than five (5) percent of the amount of the bid, but in no event more than \$10,000, must accompany the bidder's proposal. Bids submitted prior to the bid opening may be mailed or delivered in person to the office of State Parks at the address stated above. The Owner reserves the right to reject any or all proposals and to waive technical errors if, in the Owner's judgement, the best interests of the Owner will thereby be promoted.

Performance Bond: Performance and Payment Bonds and evidence of insurance required in the bid documents will be required at the signing of the Contract.

Laws / Ordinances: The Contractor shall observe and comply with all federal, state, and municipal laws, ordinances, rules, and regulations that would apply to this project.

Open Trade: By submitting a bid, proposal, or qualification, the submitter represents that he/ she and the business entity he/she represents is not currently engaged in the boycott of a person or entity based in or doing business with a jurisdiction with whom the State of Alabama can open joint trade, as defined in Act 2016-312.

Immigration/ E-verify: In compliance with the Beason-Hammon Alabama Taxpayer and Citizen Protection Act, as a condition for the award of any contract by the state to a business entity or employer that employs one or more employees, the business entity or employer shall provide documentation establishing that the business entity or employer is enrolled in the E-Verify program. The successful bidder will be required to acknowledge that it will not violate federal immigration law or knowingly employ, hire for employment, or continue to employ an unauthorized alien within the State of Alabama.

Non-Discrimination: The Department of Conservation and Natural Resources does not discriminate on the basis of race, color, religion, age, sex, pregnancy, national origin, genetic information, veteran status, or disability in its hiring or employment practices nor in admission to, access to, or operations of its programs, services, or activities.

General Information: The Department reserves the right to reject any or all bids or to waive any informalities in the bidding. All responses received will be subject to the Alabama Open Records Act, Ala. Code § 36-12-40, (1975), as amended, and may be subject to public disclosure upon request. If Americans with Disabilities Act accommodations are needed to attend the bid opening or other required meetings or site visits, please contact Dennis Grooms by phone 334-353-7996 or email Dennis.Grooms@dcnr.alabama.gov. Requests should be made as soon as possible, but at least 72 hours prior to scheduled meetings or site visits.

Force Majeure: In the case of a Force Majeure Event as defined herein, DCNR reserves the right to immediately terminate the Agreement without prior notice to Concessionaire. Should this occur, neither Party shall be liable for or be considered in breach of this Agreement due to any failure to perform its obligations as a result of a cause beyond its control, including, without limitation: (i) acts of God; (ii) flood, fire or explosion; (iii) actions, embargoes, quarantines, or blockades in effect on or after the date of this Agreement; (iv) national, state, or regional emergency, whether ongoing or occurring on or after the date of this Agreement; (v) public health emergencies, outbreak, epidemic, or pandemic, whether ongoing or occurring on or after the date of this Agreement, including, without limitation, COVID-19; or (vi) any other event which is beyond the reasonable control of such party (each of the foregoing, a "Force Majeure Event").

This publication is available in alternative formats upon request, and may also be found at: <https://www.alapark.com/construction-permits-easement-and-research-applications>

Alabama State Parks Division JMR+H Architecture, PC
445 Dexter Avenue, Suite 5050
Montgomery, AL 36104
Telephone: (334) 420-5672
Fax: (334) 420-5692

An action to quiet title having been filed in the Circuit Court of Madison County, Alabama, as case # CV2023-901378.00, to quiet title against real property known as: **Lot 1, Block 13 according to the map or plat of survey of Parkwood Estates, Huntsville, Alabama, as recorded in Plat Book 3, Page 18, Probate Records of Madison County, Alabama;** Defendant HAROLD E. SMITH and any party having a claim or interest must file an answer with the Clerk of the Circuit Court within 30 days of this notice.

Done this 10th day of January, 2024

s/Debra Kizer mm
Circuit Clerk, Madison County, Alabama

Published in the Speakin' Out News January 10, January 17, January 24, & January 31, 2024

A copy is to be placed on the Madison County Bulletin Board

PLANNING COMMISSION OF THE CITY OF HUNTSVILLE, ALABAMA January 23, 2024 NOTICE OF PUBLIC HEARING

The Planning Commission of the City of Huntsville, Alabama, shall meet on Tuesday, January 23, 2024, at 5 p.m. in the Council Chambers of the City Administration Building located at 308 Fountain Circle for the purpose of holding a public hearing. At this time, all persons who desire shall have an opportunity of being heard in opposition to or in favor of the following:

- ZONING
- WOODLING ZONING (2400)
Located: On the west side of US 431 S Hwy and south of Miller Lane
Proposed Zoning: : Highway Business C-4 District (3.66 acres)
- LOCATION, CHARACTER AND EXTENT
- MARTIN ROAD RECREATION CENTER (#970)
Developer: COH
Located: Southwest City, south of Martin Road and west of Zierdt Road
 - JOHN HUNT PARK TENNIS CENTER EXPANSION (#971)
Developer: COH
Located: Southwest City, south of Airport Road and west of South Memorial Parkway

Any inquiries concerning these items may be directed to the City of Huntsville Planning Department at (256) 427-5411.

ORDINANCE NO. 23-1082

WHEREAS, the City Council of the City of Huntsville has determined that the personal property described below has been identified by Fleet Services as surplus to the needs of the City of Huntsville and is no longer needed for a public or municipal purpose by the City of Huntsville.

THEREFORE BE IT ORDAINED, by the City Council of the City of Huntsville, Alabama that the personal property described below is surplus to the needs of the City of Huntsville and no longer needed for a public or municipal purpose by the City of Huntsville.

BE IT FURTHER ORDAINED that the Mayor and Director of Finance be, and they hereby are, authorized and directed to dispose of the personal property owned by the City of Huntsville, Alabama, described below, by selling such property via auction, Fowler Auction and Real Estate Service, Inc. All such property shall be sold to the highest bidder. The Mayor and Director of Finance be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Huntsville, Alabama, and signed by the Director of Fleet Services, conveyance of the title to the personal property, when applicable. All proceeds of which will be deposited into the City of Huntsville Fleet Capital account. Said documents shall be permanently kept on file in the Office of the City Clerk. Said personal property is described as follows:

- DEPARTMENT# 4100- POLICE**
011777- 2006 CHEVROLET IMPALA- VIN# 2G1WB58KX69418080
011910- 2008 CHEVROLET IMPALA- VIN# 2G1WB58K781223748
- DEPARTMENT# 5200- LANDSCAPE**
021483- 2008 FORD F250- VIN# 1FTSW20RX8EA01947
040174- 1995 FORD TRACTOR- SERIAL# A431933
050523- 1996 MELROE SKID STEER LOADER- SERIAL# 509639160
093660- 2012 NATIONAL ARROW BOARD- VIN# IN9AL1010BF272316
- DEPARTMENT# 5500- PUBLIC WORKS**
021486- 2001 FORD F350- VIN# 1FDWW36F11EC24111
- DEPARTMENT# 5550- SANITATION**
021551- 2004 FORD EXPLORER- VIN# 1FMZU72K54UC05259
030523- 2008 FORD F750 KNUCKLEBOOM- VIN# 3FRXF75E48V695468
030555- 2013 AUTOCAR EXPEDITOR REFUSE TRUCK- VIN# SVCACA8F0DH214717
- DEPARTMENT# 7000- COMMUNITY DEVELOPMENT**
022177- 2020 FORD ESCAPE- VIN# 1FMCU0F64LUB11334

ADOPTED this the 11th day of January, 2024.

/s/ David Little
President of the City Council of the City of Huntsville, Alabama

APPROVED this the 11th day of January, 2024.

/s/ Tommy Battle
Mayor of the City of Huntsville, Alabama

ATTEST:
/s/ Shaundrika Edwards
City Clerk

ORDINANCE NO. 24-05

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting the vacation of two utility and drainage easements; that the applicants have represented to the City of Huntsville that **Heidi Giang and Quyen Van Long**, are the owners of the property across which said easements lie; that said easements, or the portion being vacated, are not presently used and are no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute a quitclaim deed vacating the easements hereinafter described, said deed being substantially in words and figures as follows, to-wit:

STATE OF ALABAMA)
COUNTY OF MADISON)

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, that the undersigned **CITY OF HUNTSVILLE**, an Alabama municipal corporation, hereinafter referred to as Grantor, in consideration of the sum of Ten Dollars (\$10.00) in hand paid by **HEIDI GIANG AND QUYEN VAN LONG** hereinafter referred to as Grantee, and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, does hereby remise, release, quitclaim, and convey unto the Grantee, all of the Grantor's right, title, interest and claim in and to the following described real estate situated in the City of Huntsville, County of Madison, State of Alabama, to-wit:

BEING A TRACT OF LAND SITUATED IN A PORTION OF LOT 3A, ACCORDING TO A RESUBDIVISION OF LOT 1 OF BANKSTON THIRD ADDITION AND LOTS 3 AND 4 OF BANKSTON FOURTH ADDITION AND OTHER LANDS AS RECORDED PER PLAT BOOK 39, PAGE 95 IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA, AND LYING IN A PORTION OF SECTION 23, TOWNSHIP 4 SOUTH, RANGE 1 EAST OF THE HUNTSVILLE MERIDIAN, MADISON COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT A 5/8 INCH REBAR CAPPED "SMITH ENG. C400122LS," LYING ON THE EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 431 AND ALSO BEING THE NORTHWEST CORNER OF SAID LOT 3A; THENCE RUN ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 431 SOUTH 23 DEGREES 52 MINUTES 11 SECONDS EAST A DISTANCE OF 194.50 FEET; THENCE LEAVING SAID EASTERLY RIGHT-OF-WAY LINE SOUTH 89 DEGREES 17 MINUTES 45 SECONDS EAST A DISTANCE OF 11.00 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED TRACT OF LAND;

THENCE CONTINUE SOUTH 89 DEGREES 17 MINUTES 45 SECONDS EAST A DISTANCE OF 417.83 FEET; THENCE SOUTH 23 DEGREES 52 MINUTES 11 SECONDS EAST A DISTANCE OF 11.00 FEET; THENCE NORTH 89 DEGREES 17 MINUTES 45 SECONDS WEST A DISTANCE OF 417.83 FEET; THENCE NORTH 23 DEGREES 52 MINUTES 11 SECONDS WEST A DISTANCE OF 11.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 4.178 SQUARE FEET OR 0.10 ACRES, MORE OR LESS.

TO HAVE AND TO HOLD unto the said grantee, its successors and assigns forever.

IN WITNESS WHEREOF, Grantor has caused this quitclaim to be signed in its behalf by its Mayor and attested by its City Clerk, this the 11th day of January, 2024.

CITY OF HUNTSVILLE, ALABAMA,
a municipal corporation

By: Tommy Battle
Tommy Battle, Mayor

ATTEST:

By: S. Edwards
Shaundrika Edwards
City Clerk

STATE OF ALABAMA)
COUNTY OF MADISON)

I, the undersigned, a notary public in and for said County, in said State, hereby certify that Tommy Battle and Shaundrika Edwards, whose names as Mayor and City Clerk, respectively, of The City of Huntsville, Alabama, a municipal corporation are signed to the foregoing document, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such officers and with full authority, executed the same for and as the act of said corporation on the day the same bears date.

GIVEN under my hand and official seal this the 11th day of January, 2024.

Notary Public
MY COMMISSION EXPIRES 01-05-2027

THIS INSTRUMENT PREPARED BY:
HALLIBURTON SURVEYING & MAPPING, INC.
412 GOVERNORS DRIVE SW
HUNTSVILLE, AL 35801



ADOPTED this the 11th day of January, 2024.

Tommy Battle
President of the City Council of the City of Huntsville, Alabama

APPROVED this the 11th day of January, 2024.

Tommy Battle
Mayor of the City of Huntsville, Alabama

ORDINANCE NO. 24-06

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting the vacation of a portion of a utility and drainage easement; that the applicants have represented to the City of Huntsville that **Brandi Hesselstine and Scott Hesselstine, husband and wife**, are the owners of the property across which said easement lies; that said easement, or the portion being vacated, is not presently used and is no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute a quitclaim deed vacating the easement hereinafter described, said deed being substantially in words and figures as follows, to-wit:

This instrument prepared by: **Brandi Hesselstine, 9 Huntleigh Pl, Gurley AL 35748**

STATE OF ALABAMA § QUITCLAIM DEED
CITY OF HUNTSVILLE § (VACATION OF EASEMENT)
§ No title search requested and none prepared.

KNOW ALL MEN BY THESE PRESENTS THAT, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration, in hand paid to the undersigned, the receipt of which is hereby acknowledged, the **City of Huntsville, Alabama, a municipal corporation** (hereinafter referred to as "Grantor"), hereby extinguishes any and all interest that it has in the portion of the public utility and drainage easement described below and does by these presents release, remise, quitclaim, and convey unto **Mrs. Brandi Hesselstine and Mr. Scott Hesselstine**, (hereinafter referred to as "Grantee") whose address is 9 Huntleigh Pl, Gurley, Alabama 35748, any and all interest Grantor possesses which was created in and by the following described public utility and drainage easement situated in Gurley, Madison County, Alabama, to-wit:

STATE OF ALABAMA
CITY OF HUNTSVILLE, COUNTY OF MADISON

EASEMENT TO BE VACATED
A PUBLIC UTILITY AND DRAINAGE EASEMENT MORE PARTICULARLY DESCRIBED AS FOLLOWS:

ALL THAT PART OF LOT 5 OF HUNTLEIGH AT MCMULLEN COVE, AS RECORDED IN DOCUMENT NO. 20061219000856380 IN THE PROBATE RECORDS OF MADISON COUNTY, ALABAMA MORE PARTICULARLY DESCRIBED AS COMMENCING AT A 1/2" MCELROY CAPPED REBAR FOUND AT THE NORTHWEST CORNER OF LOT 5 OF SAID SUBDIVISION; THENCE, ALONG THE BOUNDARY BETWEEN SAID LOT 5 AND LOT 6 OF SAID SUBDIVISION, S 01°38'38" E A DISTANCE OF 130.04'; THENCE, LEAVING SAID BOUNDARY, INTO SAID LOT 5, N 88°22'30" E A DISTANCE OF 7.50' TO THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED.

THENCE, FROM THE POINT OF BEGINNING, ALONG THE NORTHERLY MARGIN OF A 20' PUBLIC UTILITY AND DRAINAGE EASEMENT, N 88°22'30" E A DISTANCE OF 97.44'; THENCE, LEAVING SAID NORTHERLY MARGIN OF A 20' PUBLIC UTILITY AND DRAINAGE EASEMENT, S 01°40'51" E A DISTANCE OF 5.00'; THENCE S 88°22'30" W A DISTANCE OF 97.44'; THENCE N 01°38'38" E A DISTANCE OF 5.00' TO THE POINT OF BEGINNING, CONTAINING 487.2 SQUARE FEET, MORE OR LESS, ACCORDING TO A SURVEY BY HILL LAND SURVEYING, INC., DATED DECEMBER 14, 2023.

TO HAVE AND TO HOLD to said Grantee, its heirs, successors, and assigns forever.

ORDINANCE NO. 24-06 continued to page 8

ORDINANCE NO. 24-06 continued from page 7

IN WITNESS WHEREOF, the City of Huntsville, Alabama, a municipal corporation, has hereunto set its hand and seal this 11th day of January, 2024.

City of Huntsville, Alabama, a municipal corporation
Attest:
By: Tommy Battle, Mayor
Shaundrika Edwards, City Clerk

STATE OF ALABAMA §
§
CITY OF HUNTSVILLE §
I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Tommy Battle, whose name as Mayor of the City of Huntsville, Alabama, and Shaundrika Edwards, whose name as City Clerk-Treasurer of the City of Huntsville, Alabama, are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they, in their respective capacities as Mayor of the City of Huntsville and City Clerk-Treasurer of the City of Huntsville, executed the same voluntarily for and as the act of the City of Huntsville, Alabama, a municipal corporation, on the day the same bears date.

Given under my hand this the 11th day of January, 2024.
Notary Public
MY COMMISSION EXPIRES 01-05-2027

ADOPTED this the 11th day of January, 2024.
President of the City Council of the City of Huntsville, Alabama

APPROVED this the 11th day of January, 2024.
Tommy Battle
Mayor of the City of Huntsville, Alabama

RESOLUTION NO. 23-990

BE IT RESOLVED by the City Council of the City of Huntsville, within the State of Alabama, as follows:

- 1. That the Vista Huntsville, LLC, is the sole landowner abutting the property hereinafter described, made application for the vacation of that certain Right-of-way more particularly described as follows (the "Right-of-way" or the "Property"):
See Exhibit "A" attached hereto and incorporated herein.
2. That notice of the vacation of the Right-of-way has been given as required by Section 23-4-1 et seq. of the Code of Alabama, 1975, as amended, and a public hearing held for purposes of allowing public comments on the proposed vacation before the City Council.
3. That after vacation of the designated portion of Right-of-way and all public rights therein, convenient and reasonable means of ingress and egress to and from the respective property will be afforded to all property owners owning property in or near the Right-of-way by the remaining streets, avenues, and highways.
4. That in the judgment and opinion of the City Council of the City of Huntsville that it is in the public interest and necessary and expedient that the City vacate the designated portion of Right-of-way and that the vacation of the designated portion of Right-of-way is in the best interests of the citizens of the City in that same will contribute to the health and general welfare of the citizens of the City of Huntsville, Alabama.
5. That the filing of the resolution with the Judge of Probate of Madison County, Alabama, shall operate as a declaration of the City's vacation of that portion of the Right-of-way as described herein and shall divest all public rights and liabilities, including any rights which may have been acquired by prescription, in that part of the Right-of-way. Title and all public rights shall vest in the abutting landowner, Vista Huntsville, LLC.
6. That the City of Huntsville reserves the right to a public utility and drainage easement over, across and under the entirety of the parcel of land being vacated.
7. That notice of this resolution shall be published in The Speakin' Out News no later than fourteen (14) days from the date hereof.

NOW THEREFORE, be it resolved by the City Council of the City of Huntsville that they do hereby assent to the said vacation of the herein described portion of Right-of-way and that the above described Property be and the same is hereby vacated and annulled and all public rights therein divested of the Property.

ADOPTED this the 11th day of January, 2024.
President of the City Council of the City of Huntsville, Alabama

APPROVED this the 11th day of January, 2024.
Tommy Battle
Mayor of the City of Huntsville, Alabama

EXHIBIT A
Legal Description of Right-of-Way

STATE OF ALABAMA
MADISON COUNTY
ALL THAT PART OF THE NORTHWEST QUARTER OF SECTION 1, TOWNSHIP 4 SOUTH, RANGE 1 WEST OF THE HUNTSVILLE MERIDIAN, MADISON COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 2 OF THE FINAL PLAT OF VISTA AT COUNCILL SQUARE AS RECORDED IN PLAT BOOK 2022, PAGE 289 IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA AND BEING FURTHER DESCRIBED AS LYING AT THE INTERSECTION OF THE SOUTHERLY RIGHT-OF-WAY MARGIN OF DAVIS CIRCLE (RIGHT-OF-WAY WIDTH VARIES) AND THE WESTERLY RIGHT-OF-WAY MARGIN OF PELHAM AVENUE (RIGHT-OF-WAY WIDTH VARIES) AND HAVING ALABAMA STATE PLANE COORDINATES (EAST ZONE, NAD '83) OF NORTH: 1537236.00, EAST: 429877.09; THENCE, FROM THE POINT OF BEGINNING, SOUTH 42 DEGREES 37 MINUTES 41 SECONDS WEST, 37.62 FEET TO A POINT; THENCE SOUTH 50 DEGREES 18 MINUTES 52 SECONDS WEST, 48.41 FEET TO A POINT; THENCE RUN 53.71 FEET ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 364.25 FEET, A DELTA ANGLE OF 8 DEGREES 26 MINUTES 54 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 47 DEGREES 45 MINUTES 53 SECONDS WEST, 53.66 FEET TO A POINT LYING ON THE PRESENT WESTERLY RIGHT-OF-WAY MARGIN OF PELHAM AVENUE; THENCE RUN ALONG SAID WESTERLY MARGIN NORTH 31 DEGREES 10 MINUTES 39 SECONDS EAST, 19.70 FEET TO A POINT; THENCE, CONTINUE ALONG SAID WESTERLY MARGIN, NORTH 48 DEGREES 08 MINUTES 49 SECONDS EAST, 5.90 FEET TO A POINT; THENCE, CONTINUE ALONG SAID WESTERLY MARGIN, RUN 22.76 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 275.00 FEET, A DELTA ANGLE OF 4 DEGREES 44 MINUTES 29 SECONDS AND A CHORD BEARING AND DISTANCE OF SOUTH 47 DEGREES 45 MINUTES 53 SECONDS WEST, 53.66 FEET TO A POINT LYING ON THE PRESENT WESTERLY RIGHT-OF-WAY MARGIN OF PELHAM AVENUE; THENCE, CONTINUE ALONG SAID WESTERLY MARGIN, RUN 6.41 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 125.00 FEET, A DELTA ANGLE OF 2 DEGREES 56 MINUTES 18 SECONDS, AND A CHORD BEARING AND DISTANCE OF NORTH 49 DEGREES 31 MINUTES 09 SECONDS EAST, 6.41 FEET BACK TO THE POINT OF BEGINNING AND CONTAINING 0.013 ACRES (586 SQUARE FEET) MORE OR LESS.

BUT RESERVING IN FAVOR OF THE CITY OF HUNTSVILLE, A PUBLIC UTILITY AND DRAINAGE EASEMENT OVER, ACROSS AND UNDER THE ENTIRETY OF THE ABOVE DESCRIBED 0.013 ACRE PARCEL OF LAND.

ORDINANCE NO. 23-991

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

- Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting the vacation of a certain right-of-way; that the applicant has represented to the City of Huntsville that Vista Huntsville, LLC, is the owner of the property across which said right-of-way lies; that said right-of-way, or the portion being vacated, is not presently used and is no longer needed for a public or municipal purpose.
Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute quitclaim deed vacating the rights-of-way hereinafter described, said deed being substantially in words and figures as follows, to-wit:

STATE OF ALABAMA
COUNTY OF MADISON
QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, that the undersigned CITY OF HUNTSVILLE, an Alabama municipal corporation, hereinafter referred to as Grantor, in consideration of the sum of Ten Dollars (\$10.00) in hand paid by VISTA HUNTSVILLE, LLC, a Delaware limited liability company, hereinafter referred to as Grantee, and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, does hereby remise, release, quitclaim, and convey unto the Grantee, all of the Grantor's right, title, interest and claim in and to the following described real estate situated in the City of Huntsville, County of Madison, State of Alabama, to-wit:

SEE EXHIBIT "A" attached hereto and incorporated herein and, as depicted in EXHIBIT "B" attached hereto.

SUBJECT TO AND FURTHER RESERVING UNTO GRANTOR a public utility and drainage easement over, across, upon, and under the entirety of the above-described parcel of land.

TO HAVE AND TO HOLD unto the said Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, Grantor has caused this quitclaim to be signed in its behalf by its Mayor and attested by its City Clerk, this the 11th day of January, 2024.

CITY OF HUNTSVILLE, ALABAMA, a municipal corporation
By: Tommy Battle, Mayor

ATTEST:
By: Shaundrika Edwards, City Clerk

STATE OF ALABAMA
COUNTY OF MADISON

I, the undersigned, a notary public in and for said County, in said State, hereby certify that Tommy Battle and Shaundrika Edwards, whose names as Mayor and City Clerk, respectively, of the City of Huntsville, an Alabama municipal corporation are signed to the foregoing document, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such officers and with full authority, executed the same for and as the act of said corporation on the day the same bears date.

GIVEN under my hand and official seal this the 11th day of January, 2024.

Notary Public
My commission expires: MY COMMISSION EXPIRES 01-05-2027

THIS INSTRUMENT PREPARED BY:
Katherine Amos Beasley
Wilmer & Lee, P.A.
100 Washington Street
Huntsville, Alabama 35801
256-533-0202
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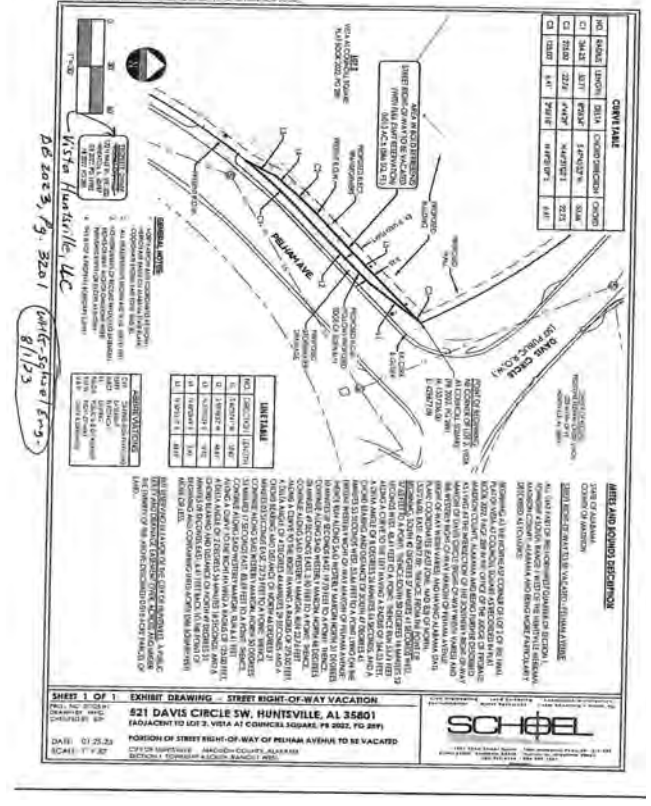
EXHIBIT "A"
(Legal Description of Portion of Right of Way to be Vacated - portion of Pelham Avenue)

ALL THAT PART OF THE NORTHWEST QUARTER OF SECTION 1, TOWNSHIP 4 SOUTH, RANGE 1 WEST OF THE HUNTSVILLE MERIDIAN, MADISON COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF LOT 2 OF THE FINAL PLAT OF VISTA AT COUNCILL SQUARE AS RECORDED IN PLAT BOOK 2022, PAGE 289 IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA AND BEING FURTHER DESCRIBED AS LYING AT THE INTERSECTION OF THE SOUTHERLY RIGHT-OF-WAY MARGIN OF DAVIS CIRCLE (RIGHT-OF-WAY WIDTH VARIES) AND THE WESTERLY RIGHT-OF-WAY MARGIN OF PELHAM AVENUE (RIGHT-OF-WAY WIDTH VARIES) AND HAVING ALABAMA STATE PLANE COORDINATES (EAST ZONE, NAD '83) OF NORTH: 1537236.00, EAST: 429877.09; THENCE, FROM THE POINT OF BEGINNING, SOUTH 42 DEGREES 37 MINUTES 41 SECONDS WEST, 37.62 FEET TO A POINT; THENCE SOUTH 50 DEGREES 18 MINUTES 52 SECONDS WEST, 48.41 FEET TO A POINT; THENCE RUN 53.71 FEET ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 364.25 FEET, A DELTA ANGLE OF 8 DEGREES 26 MINUTES 54 SECONDS, AND A CHORD BEARING AND DISTANCE OF SOUTH 47 DEGREES 45 MINUTES 53 SECONDS WEST, 53.66 FEET TO A POINT LYING ON THE PRESENT WESTERLY RIGHT-OF-WAY MARGIN OF PELHAM AVENUE; THENCE RUN ALONG SAID WESTERLY MARGIN NORTH 31 DEGREES 10 MINUTES 39 SECONDS EAST, 19.70 FEET TO A POINT; THENCE, CONTINUE ALONG SAID WESTERLY MARGIN, NORTH 48 DEGREES 08 MINUTES 49 SECONDS EAST, 5.90 FEET TO A POINT; THENCE, CONTINUE ALONG SAID WESTERLY MARGIN, RUN 22.76 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 275.00 FEET, A DELTA ANGLE OF 4 DEGREES 44 MINUTES 29 SECONDS AND A CHORD BEARING AND DISTANCE OF NORTH 46 DEGREES 31 MINUTES 03 SECONDS EAST, 22.75 FEET TO A POINT; THENCE, CONTINUE ALONG SAID WESTERLY MARGIN, NORTH 50 DEGREES 53 MINUTES 17 SECONDS EAST, 85.69 FEET TO A POINT; THENCE, CONTINUE ALONG SAID WESTERLY MARGIN, RUN 6.41 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 125.00 FEET, A DELTA ANGLE OF 2 DEGREES 56 MINUTES 18 SECONDS, AND A CHORD BEARING AND DISTANCE OF NORTH 49 DEGREES 31 MINUTES 09 SECONDS EAST, 6.41 FEET BACK TO THE POINT OF BEGINNING AND CONTAINING 0.013 ACRES (586 SQUARE FEET) MORE OR LESS.

BUT RESERVING IN FAVOR OF THE CITY OF HUNTSVILLE, A PUBLIC UTILITY AND DRAINAGE EASEMENT OVER, ACROSS AND UNDER THE ENTIRETY OF THE ABOVE DESCRIBED 0.013 ACRE PARCEL OF LAND.

EXHIBIT "B"
(Depiction of Right of Way to be Vacated - portion of Pelham Avenue)



ADOPTED this the 11th day of January, 2024.
President of the City Council of the City of Huntsville, Alabama

APPROVED this the 11th day of January, 2024.
Tommy Battle
Mayor of the City of Huntsville, Alabama

ORDINANCE NO. 23-1080

WHEREAS, Anita Elaine M. Woodling, being the owner, as the term is defined by Section 11-42-20, Code of Alabama 1975, of all the property or territory hereinafter particularly described (which property or territory is hereinafter referred to as "the Property"), filed with the City Clerk of the City of Huntsville, Alabama, a signed and written petition requesting that the Property be annexed to the City of Huntsville, Alabama, which petition is on file with the City Clerk of the City of Huntsville, Alabama; and

WHEREAS, said petition contained the signature of the owner of the Property, and filed together with said petition was a map showing the relationship of the Property to the corporate limits of the City of Huntsville, Alabama, which map is attached hereto and incorporated herein by reference; and

WHEREAS, the Property is contiguous to the present city limits of the City of Huntsville, Alabama, and the Property does not lie within the corporate limits or police jurisdiction of any other municipality; and

WHEREAS, the City Council of the City of Huntsville, Alabama, has determined that it is necessary and proper and in the public interest that the Property be brought within the corporate limits of the City of Huntsville, Alabama, and has further determined that all legal requirements for annexing the Property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama 1975.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

- 1. That the City Council of the City of Huntsville, Alabama hereby finds that it is necessary and proper and in the public interest that the Property be brought within the corporate limits of the City of Huntsville, Alabama, and assents to the annexation of the Property to the City of Huntsville, Alabama;
2. That the corporate limits of the City of Huntsville, Alabama, be, and the same are hereby extended and rearranged so as to embrace and include the Property, which is particularly described as follows:

All that part of Section 23, Township 04 South, Range 01 East of the Huntsville Meridian, Madison County, Alabama more particularly described as beginning at a point located at the Southeast Corner of said Section 23; thence North 46 Degrees 05 Minutes 27 Seconds West 2517.78 feet to a point; said point is further described as the Point of True Beginning; thence from the Point of True Beginning, North 23 Degrees 45 Minutes 02 Seconds West 417.76 feet to a point; thence South 80 Degrees 36 Minutes 46 Seconds East 407.55 feet to a point; thence South 13 Degrees 19 Minutes 24 Seconds East 319.32 feet to a point; thence South 89 Degrees 24 Minutes 06 Seconds East 496.79 feet back to the Point of True Beginning and containing 3.66 acres, more or less.

That this ordinance shall be published as provided by law, and become effective upon its publication as required by law.

That the Mayor and City Clerk of the City of Huntsville, Alabama, are hereby authorized, requested, and directed for and on behalf of the governing body of the City to file a description of the property or territory herein annexed in the Office of the Judge of Probate of Madison County, Alabama.

ADOPTED this the 11th day of January, 2024.
President of the City Council of the City of Huntsville, Alabama

APPROVED this the 11th day of January, 2024.
Tommy Battle
Mayor of the City of Huntsville, Alabama

ORDINANCE NO. 23-1081

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, that the property described below is hereby declared surplus and no longer needed for a municipal purpose or public use, and to be donated to Calhoun Community College.

Equipment# 020975, 1995 Ford F-250 Truck
VIN # 1FTHF26HXSLB70426

ADOPTED this the 11th day of January, 2024.

/s/ David Little
President of the City Council of the City of Huntsville, Alabama

APPROVED this the 11th day of January, 2024.

/s/ Tommy Battle
Mayor of the City of Huntsville, Alabama

DEATH PENALTY continued from page 1

abandoned residence on Levert Street in north Huntsville. Tragically, as Officer Clardy moved in to apprehend Brown from a concealed position within the house, Brown fired the fatal shots. Swiftly escaping the

scene, Brown was captured by other task force officers after a brief foot chase approximately a block away. During the trial, Brown asserted that he was unaware of Clardy's status as a police officer. The poignant history surrounding this case includes the fact that Billy Clardy Jr., the father of the slain officer, lost his life while on duty as a Huntsville police officer in a car accident back in 1978.

I-65 PROJECT continued from page 1

Sunday evenings through Friday mornings. These closures are essential for the installation of rigging, with daytime lane closures not expected until March. During the daytime closures, specific activities such as concrete deck repairs and asphalt widening on the bridge approaches will be prioritized. Advanced notice of lane closures and potential detours will be communicated to motorists through message boards on the interstate. While many phases of

the project may not require lane closures, the ALDOT advises caution as shoulder closures, lane shifts, and reductions in lane width—conditions expected throughout much of the initiative—may impact traffic flow. To navigate the construction period effectively, motorists are encouraged to plan for additional travel time, consider alternate routes, check real-time traffic conditions via algotraffic.com or the ALGO Traffic App before embarking on their journeys, and stay updated on project developments by following ALDOT North Region on Twitter @ALDOT_NRegion.

FINDING PHENIX continued from page 1

help find Phenix. Williams, a 25-year-old mechanic from Ozark, said his wife, Valencia, on Saturday said she was determined to go help with the search on Sunday. "She kept bugging me about it all day yesterday," Williams said. "I told her I was going to church." He said when he woke Sunday morning, God had put it on his heart to go help find Phenix. "I had my auntie, she's an evangelist, pray for me before we left," he said, "because I said it wasn't going to work if she didn't." The couple arrived at the command post where searchers were divided into groups. "We were walking toward the pond, thinking he may have gotten close and gotten in the water," Williams said. "It was hills and ditches and we searched ditches first."

urday when Williams spotted him. "He was laying probably 150 yards from the field," Williams said. "It was pretty far off," he said. "I was going to holler, then I thought I'd get a little closer first." Williams said the leaves and sticks were crackling underneath his stop as he neared what he believed to be Phenix. "He looked up," Williams said. "When I got closer and saw the shirt, I was like, 'There he is.'" "Everybody just took off running to where he was," Williams said. Williams said Phenix was wearing the same clothes he was reported to be wearing Friday. He did not appear to be dirty. "His feet and stuff were pretty clean," Williams said. He said one searcher put socks on Phenix's feet, and another a coat. Phenix was given water as one of the searchers held his hand. An officer eventually carried him to the top of the hill where Phenix was put in an ATV and taken to a waiting ambulance. Phenix was found about 3:15 p.m. ALEA Sgt. Jeremy Burkett said Phenix was being medically evaluated. Williams said he's thankful he could be part of the happy ending. "I was doing that," he said, "because God sent me to do that."

"As we got about two miles into the woods, everybody was veering off left and right," he said. "As I was getting closer to him, my heart started rushing so that's how I knew I was getting close," Williams said. "I knew it was God with me." Williams said he and others in group were walking near an area where searchers believed they had seen little footprints in field Saturday

Alabama's Health is Job #1. Story at alabamaunites.com. ALABAMA PUBLIC HEALTH. CDC logo.