

1 HB390
2 114373-2
3 By Representatives Shiver and Jackson (N & P)
4 RFD: Local Legislation
5 First Read: 21-JAN-10

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ENROLLED, An Act,

Relating to Monroe County; to amend Act 85-898, Second Special Session 1985 (Acts 1985, Second Special Session, p. 156), authorizing the county commission to levy a special sales and use tax in the county; to further provide for the distribution of the revenue to the City of Monroeville.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 8 of Act 85-898, Second Special Session 1985 (Acts 1985, Second Special Session, p. 156), is amended to read as follows:

"Section 8. Distribution shall be made to the following municipalities in Monroe County, Alabama, out of the receipts of the one cent sales tax as follows:

"City of Monroeville: one-half of one cent sales tax collected in the corporate limits of the City of Monroeville under the provisions of this act.

"City of Frisco City: one-half of one cent sales tax collected in the corporate limits of the City of Frisco City under the provisions of this act with a minimum amount of \$30,000 per annum. Plus an additional appropriation of \$15,000 per year.

"Town of Excel: one-half of one cent sales tax collected in the corporate limits of the Town of Excel under

1 the provisions of this act with a minimum amount of \$2,750 per
2 annum. Plus an additional appropriation of \$10,000 per year.

3 "The appropriation to each of the above
4 municipalities shall be made provided, however, that should an
5 agreement be reached between the Monroe County Commission and
6 any respective municipality named in this section for the
7 Monroe County Commission to operate and/or pick up garbage
8 within the corporate limits of the respective municipality at
9 the expense of the Monroe County Commission the appropriation
10 to the respective municipality named in this section shall not
11 apply, and shall not be paid to the municipality. In addition,
12 the appropriation shall not be paid with respect to any
13 revenue accruing from any property which is annexed to the
14 City of Monroeville after January 1, 2010, except the
15 appropriation shall be paid with respect to revenue accruing
16 from the following parcels if annexed to the City of
17 Monroeville after January 1, 2010:

18 "Parcel One.

19 "Commence at the Southeast corner of the Northeast
20 Quarter of the Southeast Quarter of Section 14, Township 6
21 North, Range 7 East, Monroe County, Alabama, also being a 2"
22 open top iron pin found and the Point of Beginning; thence run
23 South 00 degrees 25 minutes 27 seconds East for a distance of
24 572.00 feet to an iron pin set; thence run North 65 degrees 52
25 minutes 47 seconds West for a distance of 1069.71 feet to an

1 iron pin set; thence run North 42 degrees 06 minutes 24
2 seconds East for a distance of 204.00 feet to a 1/2" rebar
3 found; thence run South 88 degrees 52 minutes 04 seconds East
4 for a distance of 835.46 feet back to the Point of Beginning.

5 "Parcel Two.

6 "Commence at the Southeast corner of the Northeast
7 Quarter of the Southeast Quarter of Section 14, Township 6
8 North, Range 7 East, Monroe County, Alabama, also being a 2"
9 open top iron pin found; thence run south 00 degrees 25
10 minutes 27 seconds East for a distance of 673.27 feet to a 2"
11 open top iron pin found; thence run south 00 degrees 05
12 minutes 30 seconds East for a distance of 591.53 feet to a 2"
13 open top iron pin found; thence South 00 degrees 05 minutes 30
14 seconds East for a distance of 19.05 feet to an iron pin set;
15 thence run North 89 degrees 55 minutes 22 seconds West for a
16 distance of 667.00 feet to an iron pin set and the Point of
17 Beginning; thence run North 89 degrees 55 minutes 22 seconds
18 West for a distance of 1347.03 feet to an iron pin set; thence
19 run North 42 degrees 06 minutes 24 seconds East for a distance
20 of 738.06 feet to an iron pin set; thence run South 65 degrees
21 52 minutes 47 seconds East for a distance of 933.91 feet to an
22 iron pin set; thence run South 00 degrees 04 minutes 38
23 seconds West for a distance of 167.74 feet back to the Point
24 of Beginning.

1 "The Monroe County Commission shall have the right,
2 at its discretion, to appropriate any additional amounts from
3 the receipts of the one cent sales tax to each of the
4 municipalities in Monroe County, any additional appropriation
5 to the municipalities shall be made from the general fund to
6 which this one cent sales tax is deposited and shall be done
7 by resolution of the Monroe County Commission which resolution
8 shall determine the additional amount paid to each
9 municipality and shall be spread upon the minutes of the said
10 Monroe County Commission."

11 Section 2. This act shall become effective
12 immediately following its passage and approval by the
13 Governor, or its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 28-JAN-10.

Greg Pappas
Clerk

Senate

25-FEB-10

Passed