

STREET LIGHTING CONTRACT

STATE OF ALABAMA

ELMORE

COUNTY

THIS CONTRACT, made and entered into this the 6 day of June 19 49, by and between Alabama Power Company, a corporation, its successors and assigns, hereinafter called the Company, and the City of Wetumpka, a municipal corporation, hereinafter called the Municipality.

WITNESSETH:

FIRST: For and in consideration of the mutual agreements herein contained and the amount hereinafter agreed to be paid to the Company by the Municipality, the Company hereby agrees for a period of five year(s) from the beginning of service (not later than the 6 day of July, 1949) and continuing thereafter from year to year unless terminated by written notice from the Municipality sixty (60) days or more prior to the expiration of the initial period or any subsequent anniversary date of this contract, to furnish and maintain the following equipment together with the necessary electric current for the operation of the same.

(1) Circuits:

- 41533 feet of pole line supporting overhead street lighting circuits.
feet of underground cable, not under pavement, owned and maintained by the Company.
feet of underground cable, under pavement, owned and maintained by the Company.

(2) Lamps:

Table with 2 columns: Series, Multiple. Row 1: 86, 2,500 Lumen Rating, 12. Row 2: 4,000 Lumen Rating. Row 3: 25, 6,000 Lumen Rating. Row 4: 10,000 Lumen Rating.

(3) Special Type Fixtures:

- 16 Lamps in white way type fixtures owned by the customer.
Single light bracket type white way fixtures owned and maintained by the Company on existing poles.

Lamps referred to herein are to be located at the places shown on map identified by the signature of the Mayor of the Municipality and the Division Vice President of the Southern Division of the Company.

Such map shall be and is hereby made a part of this contract.

SECOND: The Municipality agrees to take and pay for such service in accordance with the rates and charges prescribed by Rate "F-6", copy of which is attached hereto and made a part hereof, or any revision thereof approved by the Alabama Public Service Commission.

AN ORDINANCE TO PROVIDE FOR THE ESTABLISHMENT AND MAINTENANCE OF A MUNICIPAL PLANNING COMMISSION FOR THE CITY OF WETUMPKA, ALABAMA, AND TO PRESCRIBE ITS POWER AND AUTHORITY.

BE IT ORDAINED by the Mayor and City Council of the City of Wetumpka, Alabama, as follows:

SECTION 1. Pursuant to Act No. 534, H. 992, approved September 14, 1935, (General Acts 1935, p. 1126, Alabama Code of 1940, Section 786 et seq), there is hereby created a Planning Commission for the City of Wetumpka, Alabama, to consist of nine members, to be appointed for the terms and in the manner set forth in said Act.

SECTION 2. The said Commission is authorized and empowered to make and adopt a master plan for the physical development of the said City of Wetumpka, Alabama, including any areas outside its boundaries which, in the Commission's judgment, bear relation to the planning of such municipality. Such plan, with the accompanying maps, plats, charts and descriptive matter, shall show the Commission's recommendations for the development of said territory, including among other things the general location, character, and extent of streets, viaducts, subways, bridges, waterways, waterfronts, boulevards, parkways, playgrounds, squares, parks, aviation fields, and other public ways, grounds and open spaces, the general location of public buildings and other public property, and the general location and extent of public utilities and terminals, whether publicly or privately owned or operated, for water, light, sanitation, transportation, communication, power, and other purposes; also the removal, relocation, widening, narrowing, vacating, abandonment, change of use or extension of any of the foregoing ways, grounds, open spaces, buildings, property, utilities, or terminals; as well as a zoning plan for the control of the height, area, bulk, location and use of the buildings and premises. As the work of making the whole master plan progresses, said Commission may from time to time adopt and publish a part or parts thereof, any such part to cover one or more major sections or divisions of the municipality, or one or more of the aforesaid or other functional matters to be included in the said plan. The said Commission is hereby authorized and empowered to exercise all powers and do all things authorized to such Commission by said Act 534 as it may deem necessary for its work. The said Commission is also authorized and empowered to exercise such control as is authorized under the aforementioned Act 534 with reference to subdivision of unimproved property within five miles of the corporate limits of the City of Wetumpka, Alabama.

SECTION 3. The Mayor and City Council of Wetumpka are hereby authorized to make all appointments and exercise all authority as authorized by the said Act.

I, Mary F. Sanford, Clerk of the City of Wetumpka, Alabama, do hereby certify that the above and foregoing ordinance was duly passed by the City Council on April 17, 1950, and published in The Wetumpka Herald a newspaper published in the City of Wetumpka, Alabama.

Witness my hand this April 20, 1950.

Mary F. Sanford  
Clerk

\*\*\*\*\*

### An Ordinance

Relating to traffic and regulating the use of the streets and highways of the City of Wetumpka, Alabama; creating and defining parking meter zones; providing for the designation of individual parking spaces; defining and providing for the installation, operation, and maintenance of parking meters; prescribing parking time limits; requiring deposit of coins for the use of parking meters and parking meter zones and providing for the collection and disposition of such coins; repealing conflicting ordinances; providing for the enforcement thereof; defining offenses and prescribing penalties; and providing that invalidity of part shall not affect the validity of the remainder.

WHEREAS, the narrowness of and the volume of traffic on the streets in certain sections of the City of Wetumpka, Alabama, has the effect of congesting the streets and impeding the movement of traffic; and

WHEREAS, it is the habit of numerous operators of motor vehicles to take advantage of this situation by parking for unreasonably long periods of time to close proximity to other motor vehicles so parked on the most congested parts of the city's busiest streets; and

WHEREAS, such practice tends to further impede traffic and in addition thereto constitutes a danger to the life, limb and property of other motorists, pedestrians and others; and

WHEREAS, it is the opinion of the City Council of the City of Wetumpka that the best method by which the above mentioned conditions may be remedied is by the designation of individual parking spaces in the said area, by restricting parking in said area to reasonable intervals of time and by compelling the operators of vehicles who enjoy the use of the parking space so designated to pay a portion of the cost of establishing, maintaining and regulating the use of said parking spaces; and

WHEREAS, previous attempts to regulate traffic and parking in the aforesaid area have not been as successful as desirable for the reason that adequate policing of this problem by the Police Department alone requires a larger number of officers for such work than can be spared from other vital functions of the Department, and it is therefore desirable to employ some mechanical assistance in the enforce-

ment of said parking limitations; and it is deemed advisable to regulate parking and traffic as herein ordained.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WETUMPKA, STATE OF ALABAMA:

#### Section 1. DEFINITIONS: For the purpose of this ordinance:

(a) The word "vehicle" shall mean any device in, upon or by which any person or property is or may be transported upon a highway, except a device which is operated upon rails or tracks.

(b) The word "street" shall mean any public street, avenue, road, alley, highway, lane, path, or other public space located in the City of Wetumpka and established for the use of vehicles.

(c) The word "person" shall mean and include any individual, firm, co-partnership, association or corporation.

(d) The word "operator" shall mean and include every individual who shall operate a vehicle as the owner thereof, or as the agent, employee or permittee of the owner, or is in actual physical control of a vehicle.

(e) The word "park" or "parking" shall mean the standing of a vehicle whether or not upon a street otherwise than in obedience to traffic regulations, signs or signals or an involuntary stopping of the vehicle by reason of causes beyond the control of the operator of the vehicle.

(f) The words "Parking Meter" shall mean and include any mechanical device or meter not inconsistent with this ordinance placed or erected for the regulation of parking by authority of this ordinance. Each parking meter installed shall indicate by proper legend the legal parking time established by the city and when operated at all times indicate the balance of legal parking time, and at the expiration of such period shall indicate illegal or overtime parking.

(g) The words "Parking Meter Zone" shall mean and include any restricted street or portion of a street, upon which parking meters are installed and in operation.

(h) The words "Parking Meter Space" shall mean any space within a parking meter zone, adjacent to a parking meter and which is duly designated for the parking of a single vehicle by lines painted or otherwise durable marked on the curb or on the surface of the street adjacent to or adjoining the parking meter.

#### Section 2. PARKING METER ZONES: The following named and described areas, streets, or portions

of streets and such other areas, streets, or portions of streets as may hereafter be included in this Section by amendment hereto, lying within the corporate limits of the City of Wetumpka shall be and constitute "Parking Meter Zone 'A'", namely:

The North side of Orline Street from Company Street to Hill Street; the North side of Orline Street adjacent to the plant of the Service Dry Cleaning Plant, along Hill Street from Orline Street to the intersection of Hill and Company Street and East Bridge Street; both sides of East Bridge Street; both sides of Short Street and of Court Street; both sides of Company Street from Hill Street to Orline Street; both sides of East Main Street from East Bridge Street to a line running East and West immediately South of the Post Office Building, except that part of the West side of East Main Street in front of the United States Post Office Building and the lot on which it is located.

The following named and described areas, streets or portions of streets, and such other areas, streets or portions of streets as may hereafter be included in this Section by amendment hereto, lying within the corporate limits of the City of Wetumpka, Alabama, shall be and constitute "Parking Meter Zone 'B'", namely:

That portion of East Main Street in front of the United States Post Office Building and the lot on which it is located.

Section 3. DESIGNATION OF PARKING SPACES: The Chief of Police is hereby directed and authorized to mark off individual parking spaces in the parking zones designated and described in Section 2 of this ordinance in in such other zones as may hereafter be established, said parking spaces to be designated by lines painted or durably marked on the curbing or surface of the street. At each space so marked, it shall be unlawful to park any vehicle in such a way that said vehicle shall not be entirely within the limits of the space so designated.

Section 3-A. DESIGNATION OF LOADING ZONES: The Chief of Police is hereby authorized to mark off loading zones in the parking zones designated and described in Section 2 of this ordinance and in such other zones as may hereafter be established, said loading zones to be designated by lines painted or durably marked on the curbing or surface of the street, such space so marked shall be used for the

purpose of loading and unloading.

Section 4. INSTALLATION OF PARKING METERS: In said parking meter zones there shall be installed parking meters upon the curb or sidewalk immediately adjacent to the parking spaces provided in Section 3 of this ordinance, said installation to be placed not more than two (2) feet from the curb nor more than four (4) feet from the front line of the parking space as indicated, and the Chief of Police shall be responsible for the regulation, control, operation, maintenance and use of such parking meters. Each device shall be so set as to display a signal showing legal parking upon the deposit of the appropriate coin or coins lawful money of the United States of America, for the period of time prescribed by this ordinance. Each device shall be so arranged that upon the expiration of the lawful time limit it will indicate by a proper visible signal that the parking period has expired and in such cases the right of such vehicle to occupy such space shall cease and the operator, owner, possessor, or manager thereof shall be subject to the penalties hereinafter provided.

Section 5. OPERATION OF PARKING METERS: Except in a case of emergency determined by an officer of the Fire or Police Department or in compliance with the directions of a police officer or traffic control sign or signal, when any vehicle shall be parked in any parking space, on the curb or next to which a parking meter is located, the operator of such vehicle shall, upon entering the parking meter space, immediately deposit or cause to be deposited in said meter such proper coin of the United States as is required for such parking meter and as is designated by proper directions on the meter; and as required by the direction on the meter, the operator of such vehicle, after the deposit of the proper coin or coins, shall also set in operation the timing mechanism on such meter in accordance with directions properly appearing thereon, and failure to deposit such proper coin and to set the timing mechanism in operation when so required, shall constitute a violation of this ordinance. Upon the deposit of such coin (and the setting of the timing mechanism in operation when so required) the parking space may be lawfully occupied by such vehicle during the period of time which has been prescribed for the part of the street in which said parking space is located, provided that any person placing a vehicle in a parking meter space adjacent to a meter which indicates that unused time has been left in the meter by the previous occupant of the space shall not be required to deposit a coin so long as his occupancy of said space does not exceed the indicated unused parking time. If said vehicle shall remain parked in any such parking space beyond the parking time limit set for such parking space and if the meter shall indicate such illegal parking, then and in that event, such vehicle shall be considered as parking overtime and beyond the