

RESOLUTION NO. 97-133-R

A RESOLUTION ESTABLISHING A BOARD OF EDUCATION FOR THE CITY OF MADISON, ALABAMA

WHEREAS, the control and administration of the public schools in the City of Madison, has been vested in and handled by the Board of Education of Madison County, Alabama for a number of years; and

WHEREAS, the City Council of the City of Madison has, since 1988, funded and actively participated in several studies of the schools serving residents of the City of Madison; and

WHEREAS, as a result of previous studies, the Council and the citizens of the City of Madison have adopted an eleven-mill municipal ad valorem tax for school purposes from which the City has provided enhanced funding for schools serving residents of the City of Madison totaling more than \$13,500,000 since 1994; and

WHEREAS, the citizens of the City of Triana, Alabama, whose children also attend Madison area schools, have joined with the City of Madison to enhance public school facilities and educational opportunities by adopting a similar municipal ad valorem tax for school purposes; and

WHEREAS, the Madison City Council has recently concluded a comprehensive study related to the feasibility of establishing a school system to be administered by a City Board of Education to be appointed by the Council; and

WHEREAS, the results of the Council's recent study indicate that a school system is feasible; and

WHEREAS, the City of Madison had a population of at least 14,938 inhabitants at the time of the 1990 Federal Decennial Census and it is, therefore, legally authorized to create a City Board of Education under Chapter 11 of Title 16 of the Alabama Code of 1975, as amended; and

WHEREAS, the City Council has determined that it is desirable and in the public interest that the public schools of the City be administered by a City Board of Education pursuant to and in accordance with the provisions of the Alabama Code, as amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Madison, Alabama, sitting in special session duly assembled with a quorum present this 16th day of October, 1997, as follows:

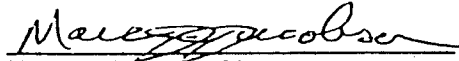
1. There is hereby established a City School System for the City of Madison, Alabama.

2. There is further established the Board of Education of the City of Madison, which shall consist of five members to be appointed by the City Council in accordance with Alabama Code Section 16-11-2. Effective immediately, the Board of Education of the City of Madison shall be vested with all the powers necessary and proper, as authorized by state law or regulation of the Alabama State Board of Education, for the administration and management of the free public schools in the City, and all property, whether real, personal or mixed, held or hereafter acquired for public school purposes in the City of Madison shall be held in trust by the Board of Education of the City of Madison for the use of the public schools in the City.

3. The Madison City Council hereby respectfully requests that the Madison County Board of Education cooperate with the City and the City Board of Education herein established to effectuate the smooth transfer of the administration and management of the public schools in the City of Madison from the County to the City, to be completed no later than July 1, 1997. It is further specifically requested that the Madison County Board of Education acknowledge and recognize the importance of inclusion of Triana area students in the attendance zones to be negotiated for Madison City Schools because of the geographic location of those students, coupled with the partnership in municipal support for public education forged between the citizens of the Cities of Madison and Triana.

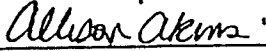
4. The City Clerk-Treasurer is hereby authorized and directed to forward to the County Board of Education of Madison County a copy of this Resolution duly certified by the Clerk.

READ, PASSED, AND ADOPTED this 16th day of October, 1997.



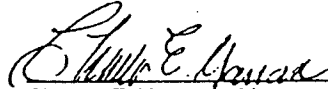
Marc Jacobson, President
Madison City Council
City of Madison, Alabama

ATTEST:



Allison B. Akins, City Clerk-Treasurer

APPROVED this 16th day of October, 1997.



Charles E. Yancy, Mayor
City of Madison, Alabama