

MINUTES OF REGULAR MEETING

MONTGOMERY COUNTY COMMISSION

JULY 22, 2019

INFORMATION SESSION

Chairman Dean called the meeting to order at 8:04 a.m. The meeting was held at the Montgomery County Administration Building and Courthouse Annex III.

The meeting was opened with prayer led by Vice Chairman Walker. All five Commissioners were present.

COMMENTS FROM SCHEDULED ATTENDEES, STAFF AND COMMISSIONERS

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims briefed the Commission on scheduled attendees and items on the agenda.

DISCUSSION BY THE COMMISSION

Chairman Dean, Vice Chairman Walker, Commissioner Harris, Commissioner Sankey and Commissioner Singleton asked to add additional items to the miscellaneous appropriations for agencies, education and designated revenue accounts that were on the agenda. The Commission agreed.

Commissioner Harris requested a \$500 miscellaneous appropriation from his agencies account for the Successful Aging Initiative. Chairman Dean, Vice Chairman Walker, Commissioner Sankey and Commissioner Singleton requested a \$500 miscellaneous appropriation from each of their designated revenue accounts.

Chairman Dean noted that the March of Dimes has requested funding in the amount of \$15,000 and requested a \$2,000 miscellaneous appropriation from his designated revenue account for the organization. Vice Chairman Walker and Commissioner Singleton requested a \$1,000 miscellaneous appropriation from each of their designated revenue accounts and Commissioner Harris requested a \$2,000 miscellaneous appropriation from his agencies account.

Vice Chairman Walker briefed the Commission regarding a request for funding for the Stand-Up Paddle-Board event, which is hosted by the Montgomery Dragon Boat Race and Festival. She noted that the Dragon Boat Race will be held in the Spring and the Stand Up Paddle Board Event will be held in August. Vice Chairman Walker requested a \$5,000 miscellaneous appropriation from her designated revenue account for this event. Chairman Dean and Commissioner Singleton requested a \$1,000 miscellaneous appropriation from each of their designated revenue accounts and Commissioner Harris requested a \$1,000 miscellaneous appropriation from his agencies account.

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims reminded the Commission that the Montgomery County Commission meeting on August 5, 2019 will be held at Southlawn Baptist Church, 5340 Mobile Highway, Montgomery, Alabama. He noted that the information session will begin at 4:00 p.m., followed by the formal session at 5:30 p.m.

PRESENTATION BY DEPUTY SHERIFF CAPTAIN WESLEY RICHERRSON

Deputy Sheriff Captain Wesley Richerson briefed the Commission regarding a Professional Services Agreement with the City of Auburn for Law Enforcement Services at Major Sporting Events and/or Special Events. After discussion, the Commission agreed to place this item on the next agenda.

Captain Richerson briefed the Commission regarding a Bid Award to Walter Craig, LLC, for law enforcement duty weapons exchange, Bid Number 52110-19B-018. After discussion, the Commission agreed to place this item on the next agenda.

Captain Richerson briefed the Commission regarding a Bid Award to Faulk & Sons Flooring for Options 1, 2 and 3 for installation of floor covering at the Sheriff's Office Training Facility, Bid Number 52110-19B-020. After discussion, the Commission agreed to place this item on the next agenda.

PRESENTATION BY CHIEF APPRAISER CLAY HENLEY

Chief Appraiser Clay Henley briefed the Commission regarding the establishment and allocation of Assistant Chief Appraiser Classification, Pay Grade A12 and related Position Fill Request. After discussion, the Commission agreed to place this item on the next agenda.

PRESENTATION BY COUNTY ENGINEER GEORGE SPEAKE

County Engineer George Speake informed the Commission that resurfacing work should begin on the Alabama River Parkway, followed by the Snowdoun Chambers Road resurfacing project.

PRESENTATION BY MANAGER OF PUBLIC AFFAIRS HANNAH HAWK

Manager of Public Affairs Hannah Hawk reviewed the calendar of upcoming events with the Commissioners. She reminded the Commission that the Annual Report from the County Extension Office will be held Monday, August 19, 2019 at 11:30 a.m.

PRESENTATION BY PROBATE JUDGE STEVEN L. REED

Probate Judge Steven L. Reed requested a two-step irregular pay increase for Chief Probate Clerk Octavius M. Jackson from A14, Step 1 (\$82,224) to A14, Step 3 (\$88,028). After discussion, the Commission agreed to place this item on the next agenda.

PRESENTATION BY JUVENILE DETENTION DIRECTOR BRANDI ALEXANDER

Juvenile Detention Director Brandi Alexander informed the Commission that the Youth Facility had received the results of the three-year audit, with a score of 100% on mandatory files and 99% on non-mandatory files. She noted that the kitchen had received a 100% from the Health Department and said that she would like for the Commission to recognize the employees who worked hard to make sure the Youth Facility earned these scores. The Commission agreed to recognize these employees at their meeting on August 19, 2019.

PRESENTATION BY PRESIDENT TIM BOWDEN OF THE MONTGOMERY COUNTY ASSOCIATION OF VOLUNTEER FIRE DEPARTMENTS

President Tim Bowden of the Montgomery County Association of Volunteer Fire Departments requested an increase in funding for the Volunteer Fire Departments. Chairman Dean asked Mr. Bowden to meet with Commissioner Singleton and present the amount of additional funding at a future Commission meeting.

Vice Chairman Walker asked Grant Manager Regina Walker with the Sheriff's Department to provide a list of possible grant opportunities for the Volunteer Fire Departments.

COMMENTS FROM ADMINISTRATOR MIMS AND DEPUTY ADMINISTRATOR CAUTHEN

Administrator Mims presented a Resolution Proclaiming July 21 – July 27, 2019, as Zoo Keeper Appreciation Week. After discussion, the Commission agreed to waive rules and add this item to the agenda.

Administrator Mims presented a letter from the Alabama Department of Revenue regarding nomination of three persons for consideration as members of the County Board of Equalization, which is due August 15, 2019. Chairman Dean asked if current member C. Arthur Steineker wants to be reappointed. Chief Appraiser Clay Henley said he would talk to Dr. Steineker and report back to Administrator Mims. The Commission agreed to place this item on the next agenda.

Administrator Mims discussed Board Member appointments to the Joint Public Charity Hospital Board, which will expire October 5, 2019. The Commission asked Administrator Mims to inquire as to whether the board members would like to be reappointed and report back at the next meeting.

Deputy Administrator Cauthen presented an Equal Employment Opportunity Plan developed by City-County Personnel, which is required in order to receive certain federal funding. After discussion, the Commission agreed to place this item on the next agenda.

Deputy Administrator Cauthen presented Amendment Number 2 to Contract with Climate Service, Inc., for preventive maintenance on HVAC for various county buildings, Contract

Number 51901-17B-027. After discussion, the Commission agreed to place this item on a future agenda.

Deputy Administrator Cauthen briefed the Commission regarding a Contract with Borden Morris and Garner for upgrades and repairs at the Youth Facility. After discussion, the Commission agreed to place this item on a future agenda.

Administrator Mims briefed the Commission regarding Amendment Number 1 to Memorandum Lease Agreement with Alabama Power Company regarding a parking lot situated at the corner of Washington Avenue and South McDonough Street consisting of 81 parking spaces. He noted that the Amendment is a three-year extension with a 3% lease rate increase every year. After discussion, the Commission agreed to place this item on the next agenda.

County Attorney Gallion briefed the Commission regarding a letter from Attorney William R. Sutton with the Beasley Allen Law Firm regarding Montgomery County (AL) v. Cardinal Health (Opioid).

Administrator Mims presented a letter from the Alabama Historical Commission regarding the addition of Trinity Lutheran Church, 1104 Rosa L. Parks Avenue, to the Alabama Register of Landmarks and Heritage. Commissioner Harris stated that he is a member of this church.

Administrator Mims presented a letter from the Alabama Historical Commission regarding the addition of the Fourth Aviation Squadron Historic District, Willow Street, to the Alabama Register of Landmarks and Heritage.

Administrator Mims presented the Minutes of the Regular County Commission Meeting of March 7, 2016, in which the Commission Adopted a Minority and Women-Owned Business Initiative Policy.

Administrator Mims informed the Commission that he and Deputy Administrator Florence have interviewed candidates for the Director of Risk Management position and recommended hiring a candidate at Pay Grade A13, Step 4. The Commission requested a copy of the candidate's resume. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims presented the FY2020 Budget Calendar.

Administrator Mims presented a Schedule of Upcoming Bids/Contract Renewals for 2019.

Administrator Mims presented the Service of Process Fee (Sheriff Process Fee) Collection Report for July 2019.

Administrator Mims presented the Revenue Reports for June 2019 from Tax and Audit Department.

Administrator Mims presented the Population Report for June 2019 for the Mac Sim Butler Detention Facility.

Chairman Dean stated that the Commission received a letter from Alabama State University requesting \$150,000 for the Labor Day Classic Event. After discussion, the Commission agreed to make a commitment for this appropriation and use the donation revenue if it is received for 2020.

RECESS TO EXECUTIVE SESSION

Administrator Mims presented a letter from Senior Vice President of Corporate Development Ellen G. McNair with the Montgomery Area Chamber of Commerce regarding the Calling of an Executive Session to discuss a commerce and real estate matter. Commissioner Singleton made a motion to go into the Executive Session. The motion was seconded by Vice Chairman Walker and unanimously approved by each Commissioner, openly giving their individual vote. Administrator Mims noted that all five Commissioners were present and that the Commission would recess to the Formal Session following the Executive Session. Chairman Dean recessed the Information Session to the Executive Session. (Copies of Letter from Ellen G. McNair and a Checklist for Conducting Lawful Executive Sessions, Agenda Pages 22-1 and 22-2, are attached to these Minutes).

RECESS TO FORMAL SESSION

Commissioner Singleton made a motion to recess the Executive Session. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. Chairman Dean recessed the Executive Session to the Formal Session.

FORMAL SESSION

Chairman Dean welcomed everyone to the Formal Meeting.

The meeting was opened with prayer led by Commissioner Singleton.

The Pledge of Allegiance was led by Commissioner Harris.

Administrator Mims called Roll to establish a quorum, and the following Commissioners were present: Chairman Dean and Vice Chairman Walker; Members Harris, Sankey, and Singleton. Also present were County Attorney Thomas T. Gallion and County Engineer George C. Speake.

COMMENTS BY ATTENDEES

James M. Brown, a Representative of Festival Latino Montgomery, said good morning and addressed the Commissioners regarding complaints from the citizens of the Snowdown Community about the noise at the festival on July 14, 2019. Mr. Brown stated that he would like to acknowledge the complaints from his neighbors and that the organizers of the festival are committed to working with the local City, County and community members because they plan to hold future events at the location.

Chairman Dean referred Mr. Brown to Commissioner Singleton.

Commissioner Singleton stated he would address the complaints after the Snowdown residents spoke.

Mr. Mike Crutchfield, a resident of the Snowdown Community, thanked the Commission for allowing him to speak. He explained the concerns that he, and other residents of his community, had regarding the Festival Latino event. He said the community was subjected to loud music, screaming and other annoying noises coming from the event. Because of the disturbance, Mr. Crutchfield stated there was a community meeting held Friday, July 19, 2019, at the Snowdown Volunteer Fire Department to discuss the problem. He said the community is committed to stopping any future events of this nature. Mr. Crutchfield then asked the Commission for help to ensure an event of this nature would not happen again in their community.

Commissioner Singleton explained that the event was held within the police jurisdiction. He stated that City officials contacted Sheriff Cunningham and himself in reference to a onetime special event liquor license. Commissioner Singleton explained other details concerning the event including that he was told the event would be over by 9:00 p.m. Commissioner Singleton told the residents that the County Commission could not stop other citizens from having a festival because the event is being held in an unincorporated area of the county. He suggested the citizens come together, compromise and work the issue out amongst themselves.

Chairman Dean also commented and echoed what Commissioner Singleton had said. He agreed that the Commission cannot stop a person from having an event on private property in unincorporated areas. He stated that the citizens defeated a vote to allow zoning laws in the unincorporated areas. Mr. Crutchfield said he voted against zoning simply because the law was badly written, and the people didn't understand it.

Commissioner Harris also elaborated on the noise issue and zoning of unincorporated areas. He explained the rules and guidelines of limited home rule.

Commissioner Singleton and Mr. Crutchfield agreed to meet with Mr. Brown to try and work out the Festival Latino issues.

Dr. Chad Lawson Cooper, a National Playwright & Film Maker from New York, said good morning to everyone and stated he has written and produced a play entitled "Justice On Trial" (Black Lives Matter, Too). Mr. Cooper said that since Montgomery was the cradle of the civil rights movement, he thought it was important to bring the play to Montgomery. He said the play just finished showing in Birmingham, Alabama where approximately 3,000 people attended. Mr. Cooper invited everyone to see the play at the Davis Theater, at 6:30 p.m., on August 18, 2019. He said they have partnered with several local churches and would like for approximately 200 children to be able to attend the play. He stated they will also be honoring civil rights and local community leaders on that day. Mr. Cooper also mentioned there will be special discounted ticket prices available for the County and requested that the Commission sponsor children to attend the play.

Commissioner Sankey asked if Dr. Toney Stewart, Movie Actress and a Professor at Alabama State University, would be a part of the cast in the play. Mr. Cooper stated she would not.

Commissioner Sankey also asked if the initiative is endorsing reparation and Mr. Cooper stated that he would not capitalize on it as an endorsement.

Regina Walker, Montgomery County Sheriff's Office Grant Manager, said good morning and reminded everyone that the Montgomery County Sheriff's Office Annual Camp Show and Tell will be held Monday, July 29, 2019 thru August 2, 2019 at YMCA Camp Chandler in Wetumpka.

Mr. Crews Reaves, President of Midtown Neighborhood Alliance, inquired about the status of his request to move the days and times of the Montgomery County Commission Meetings.

Vice Chairman Walker said that she and County Administrator Donald Mims need to review the upcoming calendar, think through the process and anticipate any unforeseen consequences. She said a change could not conflict with the City Council Meetings. Vice Chairman Walker told Mr. Reaves that she and Mr. Mims would get back with him.

Montgomery County Parks and Recreation Director, James Williams, recapped the 2019 Summer Programs and some participants and described their experience. Ms. Ida Moore told the Commission how much she enjoyed the senior programs that are offered, especially the exercise program. Mr. Williams said they had over 300 participants in the program this year and thanked the Commission for its support.

Ms. Jenny Roth, Executive Director and Organizer of Girls On The Run, thanked the Commission for its support and emphasized the benefits of the program and Mrs. Janna Marzetta, a volunteer coach, thanked the Commission for supporting the organization.

Vice Chairman Walker thanked the director, teachers, coaches and volunteers for all that they do to ensure the program's success and providing a benefit to the girls.

Charles Lee, Owner of That's My Dog and That's My Dog, Jr., Restaurants, thanked the Commission for their support, mainly their support of his new teen restaurant, That's My Dog, Jr. He said the restaurant employs over 30 teens with the 16-year-old general manager being the youngest in the country. He thanked Vice Chairman Walker for having faith in him through the years and presented her with flowers.

APPROVAL OF MINUTES

Commissioner Harris made a motion to approve the Minutes of the Regular Meeting of July 1, 2019. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission.

CONSENT AGENDA

Administrator Mims presented the Accounts Payable Checks and Payroll Checks Authorization for approval. Commissioner Singleton made a motion to approve the Accounts Payable and Payroll Checks, as presented by Administrator Mims. The motion was seconded by

Commissioner Harris and unanimously approved by the Commission. (Copies of Accounts Payable Checks and Payroll Checks Authorization, Consent Agenda Pages 1 through 6, are attached to these Minutes.)

NEW BUSINESS

COUNTY COMMISSION – ADOPTED RESOLUTION GRANTING AN APPLICATION FOR AUTHORITY TO INCORPORATE MONTGOMERY COUNTY COMMUNITY COOPERATIVE DISTRICT

Administrator Mims explained the resolution granting an Application for Authority to Incorporate Montgomery County Community Cooperative District with the Directors to be Leslie Sanders, Jim Buckalew, Jonathan Avant, and Donald L. Mims.

Commissioner Harris made a motion to adopt the Resolution Granting an Application for Authority to Incorporate Montgomery County Community Cooperative District with the Directors to be Leslie Sanders, Jim Buckalew, Jonathan Avant, and Donald L. Mims. The motion was seconded by Commissioner Singleton. Vice Chairman Walker, Commissioner Harris and Commissioner Singleton voted in favor of the motion. Chairman Dean and Commissioner Sankey voted in opposition, and the motion carried. (Copies of Resolution, Attachments, Attorney Gallion's Opinion and Email, Agenda Pages 1-1 through 1-12, are attached to these Minutes.)

MONTGOMERY COUNTY BOARD OF HUMAN RESOURCES – APPROVED BOARD MEMBER REAPPOINTMENTS

Vice Chairman Walker made a motion to approve Board Member Reappointments of Henry L. Jackson, Jr., George Goodwyn and Dr. Denise Davis-Maye as members of the Montgomery County Board of Human Resources for terms expiring September 5, 2025. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Memorandum, Board Members' Appointment Page and Letters, Agenda Pages 2-1 through 2-5, are attached to these Minutes.)

REVENUE COMMISSIONER'S OFFICE – APPROVED INSOLVENTS, ERRORS AND TAXES IN LITIGATION FOR 2018 AND UNCOLLECTED INSOLVENTS AND TAXES IN LITIGATION FOR PREVIOUS YEAR(S) AND RELATED RESOLUTION

Commissioner Harris made a motion to approve Insolvents, Errors and Taxes in Litigation for 2018 and Uncollected Insolvents and Taxes in Litigation for Previous Year(s) and Related Resolution. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum, Tax Document and Resolution, Agenda Pages 3-1 through 3-5, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED TO ALLOW THE MONTGOMERY COUNTY SHERIFF’S OFFICE TO REPAIR/RENOVATE THE 514 HERRON STREET PROPERTY AND TO UTILIZE THE FACILITY

Commissioner Sankey made a motion to approve to Allow the Montgomery County Sheriff’s Office to Repair/Renovate the 514 Herron Street Property and to Utilize the Facility. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum and Property Value Sheet, Agenda Pages 4-1 and 4-2, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS TO AGENCIES

Administrator Mims requested approval of the miscellaneous appropriations to agencies included in the Agenda. During the County Commission Meeting this date, Chairman Dean requested the addition of miscellaneous appropriation reprogramming requests, and his fellow commissioners concurred.

Commissioner Singleton made a motion to approve the Miscellaneous Appropriations to Agencies Reprogramming Requests. The motion was seconded by Commissioner Sankey and unanimously approved by the Commission. (Copy of Updated Spreadsheet, Agenda Page 5-1, is attached to these Minutes.)

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS TO EDUCATION

Administrator Mims requested approval of the miscellaneous appropriations to education included in the Agenda. During the County Commission Meeting this date, Chairman Dean requested the addition of miscellaneous appropriation reprogramming requests, and his fellow commissioners concurred.

Commissioner Sankey made a motion to approve the Miscellaneous Appropriations to Education Reprogramming Requests. The motion was seconded by Commissioner Walker and unanimously approved by the Commission. (Copy of Updated Spreadsheet, Agenda Page 6-1, is attached to these Minutes.)

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS FROM DESIGNATED REVENUE

Administrator Mims requested approval of the miscellaneous appropriations from designated revenue included in the Agenda. During the County Commission Meeting this date, Chairman Dean requested the addition of miscellaneous appropriation reprogramming requests, and his fellow commissioners concurred.

Commissioner Singleton made a motion to approve the Miscellaneous Appropriations from Designated Revenue. The motion was seconded by Vice Chairman Walker and unanimously

approved by the Commission. (Copy of Updated Spreadsheet, Agenda Page 7-1, is attached to these Minutes.)

ENGINEERING DEPARTMENT – APPROVED BID AWARD TO MIDSOUTH PAVING, INC., FOR HIGH PERFORMANCE ASPHALT COLD PATCH, BID NUMBER 53000-19B-015

Commissioner Singleton made a motion to approve the Bid Award to Midsouth Paving, Inc., for High Performance Asphalt Cold Patch, Bid Number 53000-19B-015. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Memoranda, Bid and Contract, Agenda Pages 8-1 through 8-6, are attached to these Minutes.)

ENGINEERING DEPARTMENT – APPROVED BID AWARD TO WIREGRASS CONSTRUCTION CO., INC., FOR BITUMINOUS PLANT MIX, BID NUMBER 53000-19B-017

Vice Chairman Walker made a motion to approve the Bid Award to Wiregrass Construction Co., Inc., for Bituminous Plant Mix, Bid Number 53000-19B-017. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum, Bid and Contract, Agenda Pages 9-1 through 9-5, are attached to these Minutes.)

COUNTY COMMISSION APPROPRIATIONS – APPROVED BUDGET CHANGE REQUEST NUMBER 16

Commissioner Singleton made a motion to approve Budget Change Request Number 16, County Commission Appropriations. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 10-1, is attached to these Minutes.)

DETENTION FACILITY – APPROVED BUDGET CHANGE REQUEST NUMBER 2

Commissioner Singleton made a motion to approve Budget Change Request Number 2, Detention Facility. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 11-1, is attached to these Minutes.)

ENGINEERING DEPARTMENT – APPROVED BUDGET CHANGE REQUEST NUMBER 12

Commissioner Singleton made a motion to approve Budget Change Request Number 12, Engineering Department. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 12-1, is attached to these Minutes.)

SHERIFF'S OFFICE – APPROVED BUDGET CHANGE REQUEST NUMBER 6

Vice Chairman Walker made the motion to approve Budget Change Request Number 6, Sheriff's Office. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 13-1, is attached to these Minutes.)

APPRAISAL DEPARTMENT – APPROVED POSITION FILL REQUESTS (2)

1. Appraiser I, Position Number 850195006
2. Appraiser I, Position Number 850195007

Commissioner Harris made a motion to approve the Position Fill Requests. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Position Fill Requests, Agenda Pages 14-1 and 14-2, are attached to these Minutes.)

DETENTION FACILITY – APPROVED POSITION FILL REQUESTS (2)

1. Corrections Officer Lieutenant, Position Number 500422124
2. Corrections Officer Corporal, Position Number 500425006

Commissioner Harris made a motion to approve the Position Fill Requests. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Position Fill Requests, Agenda Pages 15-1 and 15-2, are attached to these Minutes.)

ENGINEERING DEPARTMENT – APPROVED POSITION FILL REQUEST (1)

1. County Road Equipment Operator II, Position Number 630552019

Commissioner Singleton made a motion to approve the Position Fill Request. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copy of Position Fill Request, Agenda Page 16-1, is attached to these Minutes.)

INFORMATION SYSTEMS – APPROVED POSITION FILL REQUEST (1)

1. IT Technician-Network/Infrastructure, Position Number 220271002

Commissioner Singleton made a motion to approve the Position Fill Request. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copy of Position Fill Request, Agenda Page 17-1, is attached to these Minutes.)

PROBATE JUDGE'S OFFICE – APPROVED POSITION FILL REQUEST (1)

1. Assistant Tag & License Supervisor, Position Number 750053056

Commissioner Singleton made a motion to approve the Position Fill Request. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copy of Position Fill Request, Agenda Page 18-1, is attached to these Minutes.)

SHERIFF’S OFFICE –APPROVED POSITION FILL REQUESTS (4)

1. Deputy Sheriff Corporal, Position Number 550429140
2. Deputy Sheriff Trainee, Position Number 550430094
3. Deputy Sheriff – Part Time, Position Number 550431200
4. Public Safety Communications Dispatcher, Position Number 550483007

Commissioner Singleton made a motion to approve the Position Fill Requests. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Position Fill Requests, Agenda Pages 19-1 through 19-4, are attached to these Minutes.)

VARIOUS DEPARTMENTS – APPROVED TRAVEL/TRAINING REQUESTS (4)

DEPARTMENTS

TRAVEL/TRAINING REQUESTS

- | | |
|-------------------------|---------------------------|
| 1. Youth Facility | Request Number 12 |
| 2. Appraisal Department | Request Number 15 |
| 3. Personnel Department | Request Numbers 14 and 15 |

Commissioner Harris made a motion to approve the Travel/Training Requests. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of the Travel/Training Requests, Agenda Pages 20-1 through 20-4, are attached to these Minutes.)

WAIVE RULES

Chairman Dean requested to waive rules and add the following item to the agenda, and his fellow Commissioners concurred:

COUNTY COMMISSION – ADOPTED RESOLUTION PROCLAIMING JULY 21 – JULY 27, 2019 AS ZOO KEEPER APPRECIATION WEEK

Vice Chairman Walker made a motion to adopt the Resolution Proclaiming July 21 – July 27, 2019 as Zoo Keeper Appreciation Week. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Resolution, Agenda Page 21-1, is attached to these Minutes.)

COMMENTS BY COMMISSIONERS

Commissioner Singleton thanked Montgomery County Sheriff's Office Grant Writer Regina Walker and Parks and Recreational Director James Williams for the great work they do for the youth of Montgomery County.

Commissioner Sankey said good morning and thanked Parks and Recreational Director James Williams for the presentation and thanked everyone for all that they do.

Vice Chairman Walker said she appreciated the words of appreciation that Commissioners received at the meeting. She said she feels honored to be able to serve Montgomery County.

Chairman Dean recognized the Probate Court's new Chief Clerk and called on him to introduce himself. Probate Chief Clerk Octavius Jackson said good morning and thanked Chairman Dean for giving him the opportunity to address everyone. He said he looked forward to serving everyone in his new position.

Chairman Dean thanked Mr. Crews Reaves for hosting the Mayoral Candidate Debate.

Commissioner Harris said good morning to everyone. He stated the main reason he serves as a Commissioner is to improve the quality of life for the people in his district and Montgomery County. He said he is proud of the organizations the Commission supports that reaches into the communities and affect the quality of life of the young people. Commissioner Harris stated that the Sheriff's Office, the District Attorney's Office, the Parks and Recreation Department and the Montgomery County Commission are all involved in programs that give our kids something to do during the summer beside getting into trouble. He said that when he was a kid, he learned to swim at the Cleveland Avenue YMCA, and went on to be a champion swimmer in college. Again, he thanked the organizers of the various youth programs. Commissioner Harris told Mr. Reaves and Vice Chairman Walker that they have his support to change the Montgomery County Commission Meetings day and time.

Commissioner Harris also introduced Briana Jackson and Booker T. Pitts IV of the U. S. Martial Arts Team. Ms. Jackson thanked the Commissioners for their past support and gave updates on their accomplishments during the Martial Arts competition in Florida in 2017. She said the team won the World Championship in their division. Ms. Jackson also mentioned that she and her teammates participate in various community services activities. She is a student at AUM, majoring in Sports Medicine. Mr. Pitts shared information about their experiences as well. He gave an update of his accomplishments since their competition in 2017. Mr. Pitts stated that he is enlisted in the U. S. Army and a student at the University of Alabama. He said their team is scheduled to attend a competition in London in October. Mr. Cooper stated they would appreciate any financial support the Commission could assist them with toward this trip.

Commissioner Sankey asked what degree belts the students hold. Ms. Jackson stated that they are both 2nd Degree Black Belts.

Commissioner Harris asked the Director and Instructor of Johnson's Martial Arts Academy, Mr. David Johnson, how many students are at the academy and Mr. Johnson said 60.

RECESS TO BUDGET HEARING

Chairman Dean recessed the Formal Session to the Budget Hearing

BUDGET HEARING

Finance Director Sherrill Thomas provided additional information on items discussed at the Budget Review on Wednesday, July 17, 2019.

ADJOURNMENT

Commissioner Harris made a motion to adjourn the meeting of the Montgomery County Commission on July 22, 2019, at 11:17 a.m. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission.

AGENDA

JUL 22 2019

7-22-19 Meeting

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 6-28-19

Check Number	To	Check Number
287219		287281
Total Checks Paid		\$556,947.35

INFORMATION PERTAINING TO PAYEES OF THE CHECKS AND AMOUNTS
PAID ARE MAINTAINED IN THE FINANCE DEPARTMENT IN THE ACCOUNTS
PAYABLE CHECK REGISTER

EFT's included in amount

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 6-28-19

Check Number	To	Check Number
287282		287351
Total Checks Paid		\$208,809.05

INFORMATION PERTAINING TO PAYEES OF THE CHECKS AND AMOUNTS
PAID ARE MAINTAINED IN THE FINANCE DEPARTMENT IN THE ACCOUNTS
PAYABLE CHECK REGISTER

EFT's included in amount

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 7-5-19

Check Number	To	Check Number
287352		287415
Total Checks Paid		\$537,229.57

INFORMATION PERTAINING TO PAYEES OF THE CHECKS AND AMOUNTS
PAID ARE MAINTAINED IN THE FINANCE DEPARTMENT IN THE ACCOUNTS
PAYABLE CHECK REGISTER

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 7-12-19

Check Number	To	Check Number
287416		287486
Total Checks Paid		\$182,916.40

INFORMATION PERTAINING TO PAYEES OF THE CHECKS AND AMOUNTS
PAID ARE MAINTAINED IN THE FINANCE DEPARTMENT IN THE ACCOUNTS
PAYABLE CHECK REGISTER

EFT's included in amount

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 7-12-19

Check Number	To	Check Number
287487		287631
Total Checks Paid		\$725,307.67

INFORMATION PERTAINING TO PAYEES OF THE CHECKS AND AMOUNTS
PAID ARE MAINTAINED IN THE FINANCE DEPARTMENT IN THE ACCOUNTS
PAYABLE CHECK REGISTER

EFT's included in amount

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING TRANSACTIONS WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED
7/3/19

Payroll Check Number	132477	To	Payroll Check Number	132544	\$	47,598.61
Direct Deposits					\$	888,084.38
Payroll Check Number	132545	To	Payroll Check Number	132562	\$	51,552.75
Direct Deposits					\$	605,801.33
Federal Deposits					\$	300,513.24
Total Payroll Paid					\$	1,893,550.31

INFORMATION PERTAINING TO PAYEES OF THE CHECKS AND AMOUNTS PAID
ARE MAINTAINED IN THE FINANCE DEPARTMENT IN THE PAYROLL CHECK REGISTER

RESOLUTION GRANTING AN APPLICATION FOR AUTHORITY TO INCORPORATE MONTGOMERY COUNTY COMMUNITY COOPERATIVE DISTRICT

WHEREAS, Willie Durham, Randall L. George and Charisse Diane Stokes have filed with the County Commission (the "County Commission") of Montgomery County, Alabama (the "County") and the board of directors of Montgomery County Public Building Authority (the "Authority") an application in writing signed by the said applicants for authority to incorporate under Chapter 99B of Title 11 of the Code of Alabama (1975), as amended, a public corporation (the "District") to be known as "MONTGOMERY COUNTY COMMUNITY COOPERATIVE DISTRICT" (a copy of which is attached hereto as Exhibit I and is incorporated herein as if set forth in full within this resolution, and which is herein referred to as the "Application"). The projects of the District will be primarily for outdoor recreation and related activities and shall consist generally of the planning, establishment, development, acquisition, construction, improvement, maintenance, equipping and/or operation of facilities in the area described in the immediately succeeding sentence, including facilities for outdoor recreation and activities, amphitheaters, lodging and conference space, dining, retail, parking and related facilities (the "Projects"). The Projects will be located in the County within the corporate limits of the City of Montgomery, Alabama in an area generally bounded to the south by Maxwell Boulevard, to the west by Maxwell Air Force Base, and to the north and east by the Alabama River. The County and the Authority will be the only members (as such term is defined in Section 11-99B-1 of the Code of Alabama (1975), as amended) and shall elect the directors of the District as provided in the Application; and

WHEREAS, the County Commission has ascertained and found that each of the aforesaid applicants is a natural person and a duly qualified elector of the said County; and

WHEREAS, the County Commission has examined and reviewed the Application, including the proposed certificate of incorporation of the District (the "Certificate of Incorporation") and has found that the same is regular in all respects and conforms with the requirements of the laws of the State of Alabama under which the District is proposed to be organized, and the said County Commission deems it wise, expedient, and necessary that the District be formed;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF MONTGOMERY COUNTY, ALABAMA, as follows:

- (1) The recitals set forth in the foregoing preambles are hereby found and declared to be true and correct;
- (2) The said Application is hereby approved;
- (3) It is hereby found and declared to be wise, expedient, and necessary that the District referred to in said Application be formed;

(4) The Certificate of Incorporation of the District is hereby approved;

(5) The persons who signed and filed the said Application are hereby authorized to proceed to form the District referred to in said Application, under the name "MONTGOMERY COUNTY COMMUNITY COOPERATIVE DISTRICT" by executing and filing for record in the Office of the Judge of Probate of Montgomery County, Alabama, the Certificate of Incorporation of the District, all in the manner provided in Section 11-99B-4 of the Code of Alabama (1975), as amended; and

(6) The following persons, each of which is a duly qualified elector of the County, are hereby elected as initial members of the board of directors of the District:

Director

(7) The District authorized to be created hereby is the "District" referred to in the resolution adopted by the Montgomery County Commission on February 20, 2018, as amended by the resolution adopted on May 20, 2019, to implement Act No. 2019-91 adopted during the 2019 Regular Session of the Alabama Legislature.

Exhibit I

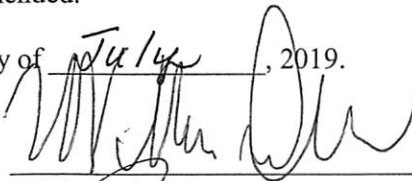
APPLICATION FOR AUTHORITY TO INCORPORATE
A COOPERATIVE DISTRICT

TO: COUNTY COMMISSION OF
MONTGOMERY COUNTY, ALABAMA

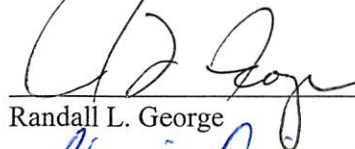
BOARD OF DIRECTORS OF
MONTGOMERY COUNTY PUBLIC BUILDING AUTHORITY

We, the undersigned natural persons, each of whom is a duly qualified elector of Montgomery County, Alabama (herein called the "County"), do hereby file with the governing body of the County and the governing body of Montgomery County Public Building Authority (the "Authority") this application in writing, and do hereby make application for authority to incorporate a public corporation (the "District") pursuant to the provisions of Chapter 99B of Title 11 of the Code of Alabama (1975), as amended. The projects of the District will be primarily for outdoor recreation and related activities and shall consist generally of the planning, establishment, development, acquisition, construction, improvement, maintenance, equipping and/or operation of facilities in the area described in the immediately succeeding sentence, including facilities for outdoor recreation and activities, amphitheaters, lodging and conference space, dining, retail, parking and related facilities (the "Projects"). The Projects will be located in the County within the corporate limits of the City of Montgomery, Alabama in an area generally bounded to the south by Maxwell Boulevard, to the west by Maxwell Air Force Base, and to the north and east by the Alabama River. The County and the Authority will be the only members (as such term is defined in Section 11-99B-1 of the Code of Alabama (1975), as amended) of the District. The District will be governed by a board of directors consisting of five (5) directors, four (4) of which shall be elected by the County Commission of the County and one (1) of which shall be elected by the board of directors of the Authority. The principal office of the District will be located at 101 S. Lawrence Street, c/o County Administrator, Montgomery, AL 36104. Upon dissolution of the District as permitted in Section 11-99B-15 of the Code of Alabama (1975), as amended, title to all property of the District shall pass to and be vested in the County. We hereby request that this application be granted and that a proper resolution be adopted by each governing body (i) declaring that it is wise, expedient and necessary that the above described District be formed under the name "Montgomery County Community Cooperative District", (ii) approving the certificate of incorporation ("Certificate of Incorporation") of the District (a copy of which is attached as Exhibit I), and (iii) authorizing the undersigned to proceed to form the District by filing for record the Certificate of Incorporation in accordance with the provisions of Section 11-99B-4 of the Code of Alabama (1975), as amended.

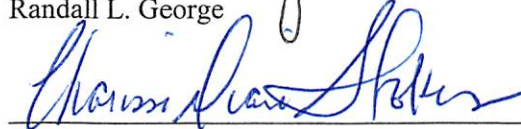
WITNESS our signatures this 7 day of July, 2019.



Willie Durham



Randall L. George



Charisse Diane Stokes

Exhibit I

STATE OF ALABAMA)
)
MONTGOMERY COUNTY)

CERTIFICATE OF INCORPORATION
OF
MONTGOMERY COUNTY COMMUNITY COOPERATIVE DISTRICT

TO: THE HONORABLE JUDGE OF PROBATE OF MONTGOMERY COUNTY,
ALABAMA

The undersigned, Willie Durham, Randall L. George and Charisse Diane Stokes, each of whom is over the age of nineteen (19) years, desiring to organize a body corporate under the provisions of Chapter 99B of Title 11 of the Code of Alabama (1975), as amended (the "Enabling Law"), and being all of the incorporators of the district hereby organized (the "District"), do make, sign and file this certificate of incorporation (the "Certificate of Incorporation") as follows:

- (1) The names and residence addresses of the incorporators are as follows:

Willie Durham
3224 E Avalon Parkway
Pike Road, AL 36064

Randall L. George
118 Foxhall Road
Pike Road, AL 36064

Charisse Diane Stokes
1360 Hidden Ridge
Montgomery, AL 36117

Each of the aforesaid incorporators is a duly qualified elector of Montgomery County, Alabama (the "County").

- (2) The duration of the corporate existence of the District shall be perpetual, unless it shall be dissolved by proceedings taken pursuant to the Section 11-99B-15 of the Enabling Law.

(3) Permission to organize the District has been granted by authorizing resolutions duly adopted by the governing bodies of the County and Montgomery County Public Building Authority (the "Authority") on _____, 2019 and _____, 2019, respectively. The County and the Authority are the only authorizing subdivisions of the District. The application filed with the County Commission of the County and the board of directors of the Authority for authorization to form the District in accordance with Section 11-99B-3 of the Enabling Law was identical to the copy thereof attached hereto as Exhibit A. Certified copies of the authorizing

resolutions of the County and the Authority are attached hereto as Exhibit B and Exhibit C, respectively.

(4) The name of the District is and shall be: "Montgomery County Community Cooperative District". Attached hereto as Exhibit D is a certificate of the Secretary of State certifying that the name proposed for the District is not identical to that of any other corporation organized under the laws of the State of Alabama or so nearly similar thereto as to lead to confusion and uncertainty.

(5) The principal office of the District shall be located at 101 S. Lawrence Street, c/o County Administrator, Montgomery, AL 36104. The City of Montgomery, Alabama is located within the County.

(6) The projects of the District will be primarily for outdoor recreation and related activities and shall consist generally of the planning, establishment, development, acquisition, construction, improvement, maintenance, equipping and/or operation of facilities in the area described in the immediately succeeding sentence, including facilities for outdoor recreation and activities, amphitheaters, lodging and conference space, dining, retail, parking and related facilities (the "Projects"). The Projects are to be located in the County within the corporate limits of the City of Montgomery, Alabama in an area generally bounded to the south by Maxwell Boulevard, to the west by Maxwell Air Force Base, and to the north and east by the Alabama River.

(7) The District shall have all powers granted to corporations of like nature by the Enabling Law, and any amendment thereof heretofore or hereafter made, and all other powers conferred upon like corporations generally by the laws of the State of Alabama not in conflict with the Enabling Law.

(8) The Board of Directors of the District shall consist of five (5) directors, four (4) of which shall be elected by the governing body of the County and one (1) of which shall be elected by the governing body of the Authority. The initial directors, as elected by the County and the Authority, shall be as follows:

Director and Address
County Elected:

Authority Elected:

The term of office of each of the initial directors shall end at 12:01 A.M. on the fourth anniversary date of the filing for record of this certificate of incorporation. Thereafter, the term of office of each director shall be four years.

(9) Upon dissolution of the District as permitted in Section 11-99B-15 of the Enabling Law, title to all property of the District shall pass to and be vested in the County.

[Balance of page intentionally left blank]

IN WITNESS WHEREOF, the undersigned incorporators have hereunto subscribed their signatures this _____ day of _____, 2019.

Willie Durham

Randall L. George

Charisse Diane Stokes

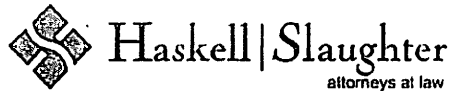
STATE OF ALABAMA)
)
MONTGOMERY COUNTY)

I, _____, a Notary Public in and for said county in said state, hereby certify that Willie Durham, Randall L. George, and Charisse Diane Stokes, whose names are signed to the foregoing Certificate of Incorporation and who are known to me, acknowledged before me on this day that, being informed of the contents of the said Certificate of Incorporation, they executed the same voluntarily.

GIVEN under my hand and official seal of office, this _____ day of _____, 2019.

(NOTARIAL SEAL)

Notary Public
My Commission Expires: _____



Haskell Slaughter Gallion & Walker, LLC
242 Winton M. Blount Loop
Montgomery, Alabama 36117
t. 334.265.8573 | f. 334.264.7945

MEMORANDUM

July 18, 2019

To: Donnie Mims

From: Thomas T. Gallion, III

Re: Resolution Granting An Application for Authority to Incorporate
Montgomery County Community Cooperative District

I have reviewed the Resolution Granting An Application for Authority to Incorporate Montgomery County Community Cooperative District drafted by Attorney Riley Roby.

The Resolution is acceptable as is.

I am also of the opinion that the services provided for in this Resolution are in the best interest of the public health, safety, education, and general welfare of the citizens of Montgomery County. I, therefore, see no reason why the Resolution should not be executed if it is the desire of the Montgomery County Commission.

50051-317

Tammy Nix

From: Tyrone Means <tcmeans@meansgillislaw.com>
Sent: Thursday, July 18, 2019 11:13 AM
To: tmp@hsg-law.com; Donald Mims
Cc: Tammy Nix; Linda Steele; Ethel Bandy
Subject: RE: Resolution Granting an Application for Authority to Incorporate Montgomery County Community Cooperative District

July 18, 2019

Donald Mims

Re: Resolution Granting an Application for Authority to Incorporate Montgomery County Community Cooperative District

Dear Donnie:

Thank you for your email dated July 17, 2019. I have read the resolution and I have read my co-counsel, Tommy Gallion's legal opinion. Please know that I concur with Mr. Gallion's opinion.

Thank you.

Sincerely yours,

Tyrone C. Means
Means Gillis Law, PC
60 Commerce Street, Suite 200(36104)
P O Box 5058
Montgomery, AL 36103-5058
(334) 270 1033
(800) 626-9864
(334) 260 9396 (Fax)

tcmeans@meansgillislaw.com
www.meansgillislaw.com

H. Lewis Gillis and Tyrone C. Means are Means Gillis Law. Seasoned attorneys with a staff of caring professionals, Attorneys Gillis and Means have collectively practiced for more than 75 years. Our legal expertise spans the civil litigation spectrum which includes cases of wrongful death, serious personal injury and product liability. We also extend our legal expertise to a variety of government agencies and high profile white-collar criminal defense cases. Our firm has handled some of the most challenging and notable plaintiff and defense cases tried in the southern United States for more than a quarter of a century. We take pride in representing both the mainstream and the underserved communities in our society. This message is privileged and confidential and may be protected by the attorney-client privilege, the attorney work product doctrine, or other law. These privileges are not waived.

Elton N. Dean, Sr.
CHAIRMAN

Ronda M. Walker
VICE CHAIRMAN

Daniel Harris, Jr.
Isaiah Sankey
Doug Singleton



Donald L. Mims, CPA, MPA
ADMINISTRATOR

Florence M. Cauthen
DEPUTY ADMINISTRATOR

AGENDA

JUL 22 2019

July 18, 2019

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims *DLM*
County Administrator

SUBJECT: Board Member Reappointments to the Montgomery County Board of Human Resources

The Montgomery County Commission, at its meeting on July 1, 2019, agreed to place on the next agenda the reappointments of Henry L. Jackson, Jr., George Goodwyn and Dr. Denise Davis-Maye as members of the Montgomery County Board of Human Resources, for terms expiring September 5, 2025.

I am requesting approval of these reappointments.

DLM/tn

Attachments

A COUNTY OLDER THAN THE STATE

Montgomery County Commission • 101 S. Lawrence Street • P.O. Box 1667 • Montgomery, AL 36102 • www.mc-ala.org
Phone 334.832.1210 • Fax 334.832.2533 • TDD 334.265.3568

Montgomery County Board of Human Resources
Appointments Made Jointly with City

Members:

Term Expires:

Sam Munnerlyn
1225 Air Base Blvd.
P.O. Box 10048
Montgomery, AL 36108
Work: 420-4295 Secretary - 420-4216
smunnerlyn@trenholmstate.edu

9/5/2023

Dr. Paulette Thompson
1916 S. Hull Street
Montgomery, AL 36104-5625
Phone: 264-6164; Cell: 201-4300
p.thompson1916@gmail.com

9/5/2021

* Henry L. Jackson, Jr.
9300 Sturbridge Place
Montgomery, AL 36116
Cell: 678-571-5449; Home: 208-3446
henry.jackson11@gmail.com

9/5/2019

* George Goodwyn
3608 Oak Grove Circle
Montgomery, AL 36116
Cell: 657-9137; Home: 270-2711; Work: 271-3200
gtgoodwynsr@gmail.com

9/5/2019

Raytheon K. Scott
9266 Whispine Court
Montgomery, AL 36117
Phone: (H) 334-593-1282; (C) 719-640-6935
Email: rkscott06@hotmail.com

9/5/2023

Frank Jenkins (Chairperson)
19 N. Anton Drive
Montgomery, AL 36105
Cell: 399-2895; Home: 834-7903; 262-7977
Frank.jenkins@gmx.com

9/5/2021

* Dr. Denise Davis-Maye
ASU, Department of Social Work
Abernathy Hall-324
915 S. Jackson Street
Montgomery, Alabama 36104
Phone: 334-354-1697
dmaye@alasu.edu

9/5/2019

Ms. Sharonda M. Pettaway, Director
County Department of Human Resources
P.O. Box 250380, Montgomery, AL 36125-0380

Brenda Blalock, City Clerk, City Hall

Term: 6 years



Kay Ivey
Governor

Montgomery County Department of Human Resources

3030 Mobile Highway
Montgomery, Alabama 36108
(334) 293-3100 phone

Sharonda M. Pettaway
Director



Nancy T. Buckner
Commissioner

MTGY CO. COMMISSION
JUN 10 '19 AM 8:39

June 6, 2019

Donald L. Mims
County Administrator
Montgomery County Commission
PO Box 1667
Montgomery, AL 36102-1667

RE: Montgomery Co. DHR Board Member Term Expiration (Henry Jackson)

Dear Mr. Mims:

The term of Henry Jackson expires as board member of the Montgomery County Department of Human Resources on September 5, 2019.

I am writing on behalf of the Department and requesting that Mr. Jackson be reappointed to fill impending vacancy. He has expressed interest in being considered for reappointment.

Thank you in advance for your time and attention to this matter.

Sincerely,


Sharonda M. Pettaway, MSW
Director



Kay Ivey
Governor

Montgomery County
Department of Human Resources

3030 Mobile Highway
Montgomery, Alabama 36108
(334) 293-3100 phone

Sharonda M. Pettaway
Director



Nancy T. Buckner
Commissioner

MTGY CO. COMMISSION
JUN 10 '19 AM 8:39

June 6, 2019

Donald L. Mims
County Administrator
Montgomery County Commission
PO Box 1667
Montgomery, AL 36102-1667

RE: Montgomery Co. DHR Board Member Term Expiration (George Goodwyn)

Dear Mr. Mims:

The term of George Goodwyn expires as board member of the Montgomery County Department of Human Resources on September 5, 2019.

I am writing on behalf of the Department and requesting that Mr. Goodwyn be reappointed to fill impending vacancy. He has expressed interest in being considered for reappointment.

Thank you in advance for your time and attention to this matter.

Sincerely,

Sharonda M. Pettaway, MSW
Director



Kay Ivey
Governor

Montgomery County Department of Human Resources

3030 Mobile Highway
Montgomery, Alabama 36108
(334) 293-3100 phone

Sharonda M. Pettaway
Director



Nancy T. Buckner
Commissioner

MTGY CO. COMMISS
JUN 10 '19 AM 8:40

June 6, 2019

Donald L. Mims
County Administrator
Montgomery County Commission
PO Box 1667
Montgomery, AL 36102-1667

RE: Montgomery Co. DHR Board Member Term Expiration (Denise Davis-Maye)

Dear Mr. Mims:

The term of Dr. Denise Davis-Maye expires as board member of the Montgomery County Department of Human Resources on September 5, 2019.

I am writing on behalf of the Department and requesting that Dr. Davis-Maye be reappointed to fill impending vacancy. She has expressed interest in being considered for reappointment.

Thank you in advance for your time and attention to this matter.

Sincerely,

Sharonda M. Pettaway, MSW
Director

JANET BUSKEY
REVENUE COMMISSIONER

ALLYSON HOLLAND
CHIEF CLERK

CLAY HENLEY
CHIEF APPRAISER
APPRAISAL DEPARTMENT

MONTGOMERY COUNTY REVENUE COMMISSIONER'S OFFICE

P.O. Box 1667
Montgomery, AL 36102-1667
Phone: (334) 832-1250 Fax: (334) 832-1644 website: www.mc-ala.org



AGENDA

JUL 22 2019

June 26, 2019

MEMORANDUM

TO: Elton Dean
Chairman, Montgomery County Commission

FROM: Janet Y. Buskey
Revenue Commissioner

SUBJECT: Approval of 2018 Annual Report

I have enclosed the 2018 Annual Report of Insolvents, Errors in Assessments, Litigations, Land Bids, and Abatements and the related Montgomery County resolution for approval at the July 22, 2019 County Commission meeting. This annual listing is in accordance with Code Section 40-5-23 of the Code of Alabama.

I appreciate your assistance in this matter. If you have any questions, please let me know.

JYB/ah

Enclosures

Main Office
Downtown (Annex III)
101 S. Lawrence St
Montgomery, AL 36104

East Office
5447 Atlanta Hwy
Montgomery, AL 36109
(334) 272-9692

West Office
3075 Mobile Hwy
Montgomery, AL 36108
(334) 262-4546

Appraisal and Mapping
131 S Perry St
Montgomery, AL 36104
(334) 832-1303

3-1

**INSOLVENTS, ERRORS AND TAXES IN LITIGATION FOR 2018 AND
UNCOLLECTED INSOLVENTS AND TAXES IN LITIGATION FOR PREVIOUS YEAR(S)**

THE STATE OF ALABAMA

Montgomery County County

BE IT REMEMBERED, That at the meeting of the Board of County Commissioners of said County, held
on this _____ day of _____ July, _____ 20 19,

Janet Buskey, Tax Collector of said County, made her report of

'Insolvents', 'Errors in Assessment' and 'Taxes in Litigation' on taxes for the current year 2018, as
required by Code of Ala. 1975, Section 40-5-23. And after a careful and rigid examination of said reports by
said Board, it was considered and adjudged that said collector be allowed credit on her final settlement with
the Comptroller for the following amounts:

Insolvents: State Taxes--- General-----	\$	\$7,546.25
--- Soldier-----	\$	\$3,018.50
--- School-----	\$	\$9,055.50
Errors in Assessments: State Taxes--- General-----	\$	\$435,392.20
--- Soldier-----	\$	\$174,156.88
--- School-----	\$	\$556,671.66
Taxes in Litigation: State Taxes--- General-----	\$	\$4,295.30
--- Soldier-----	\$	\$1,718.12
--- School-----	\$	\$9,589.86

And said Collector has also made his report for final allowance of the uncollected balances of Insolvent
Taxes for the previous year 2017, as required by Code of Ala. 1975, Section 40-5-29; and the Board
thereupon made the following allowances to said Collector of such Insolvent Taxes as he may have been
unable to collect, as follows:

State Taxes--- General-----	\$	\$6,755.12
--- Soldier-----	\$	\$2,702.05
--- School-----	\$	\$8,106.14

And said Collector is also allowed credit for the following taxes in litigation for the previous year(s) which
he has been unable to collect as follows:

	General	Soldier	School
\$	1,284.35	\$ 513.74	\$ 1,541.22
\$		\$	\$
\$		\$	\$
\$		\$	\$

Given under my hand this _____ day of _____ July _____ 20 19

Presiding Officer

See Code of Ala. 1975, Sections 40-5-23, 40-5-24, and 40-5-25 as to taxes of current year and Sections 40-5-26, 40-5-28 and 40-5-29 as to
insolvent taxes and taxes in litigation of previous year(s).

RESOLUTION

WHEREAS, Janet Y. Buskey, Revenue Commissioner of Montgomery County, made her report of “Insolvents” and “Errors in Assessment” on taxes for the year 2018, as required by the Code of Alabama, 1975, Section 40-5-23, and

WHEREAS, after a careful examination of said report by the County Commission of Montgomery, such report was found to be in order and recommended for approval.

NOW, THEREFORE, BE IT RESOLVED, that the said Revenue Commissioner be allowed on her settlement with the State Comptroller the following amounts:

INSOLVENTS:	County’s General Fund	\$15,092.50
	County’s Road & Bridge Fund	\$7,546.25
(Homestead Exemptions)	County’s General Fund	\$ 0.00
	County’s Road & Bridge Fund	\$ 0.00
ERRORS IN ASSESSMENTS:	County’s General Fund	\$899,493.00
	County’s Road & Bridge Fund	\$449,746.50
(Homestead Exemptions)	County’s General Fund	\$29,362.60
	County’s Road & Bridge Fund	\$14,681.30

BE IT FURTHER RESOLVED, that the said Revenue Commissioner, having made her report on "Lands Bid In" for the year 2018 that such report be and is hereby approved in the following amounts:

LANDS BID IN:	County's General Fund	\$4,022.70
	County's Road & Bridge Fund	\$2,011.35
(Homestead Exemptions)	County's General Fund	\$160.60
	County's Road & Bridge Fund	\$80.30

BE IT FURTHER RESOLVED, that the said Revenue Commissioner, having made her report of "Taxes in Litigation" for 2018, the County Commission does hereby judicially determine the correctness of the listed credits and does approve the same as follows:

TAXES IN LITIGATION:	County's General Fund	\$8,641.70
	County's Road & Bridge Fund	\$4,320.85
(Homestead Exemptions)	County's General Fund	\$60.00
	County's Road & Bridge Fund	\$30.00
(Refunds)	County's General Fund	\$1,595.88
	County's Road & Bridge Fund	\$797.93

(Homestead Exemptions)	County's General Fund	\$817,284.70
	County's Road & Bridge Fund	\$408,642.35
(Abatements)	County's General Fund	\$837,578.90
	County's Road & Bridge Fund	\$418,789.45

BE IT FURTHER RESOLVED, that the said Revenue Commissioner, having made her Annual Report and submitted her list of "Insolvents", "Errors in Assessments", "Taxes in Litigations", "Lands Bid" and "Abatements" of accounts applicable to the State of Alabama and the Montgomery County Board of Education in addition to the amounts shown above for the County of Montgomery, that such report and amounts be and are hereby approved.

Adopted this 22nd day of July 2019.

MONTGOMERY COUNTY COMMISSION

BY: _____
Chairman

ATTEST: _____
County Administrator

AGENDA

JUL 22 2019



DERRICK CUNNINGHAM SHERIFF OF MONTGOMERY COUNTY

Kevin J. Murphy
CHIEF DEPUTY

June 26, 2019

MEMORANDUM

TO : Mr. Donnie Mims
County Administrator

FROM : Sheriff Derrick Cunningham 
Montgomery County Sheriff's Office

SUBJECT : 514 Herron Street – County Residential Property

Please be advised that after looking at the county residential property located at 514 Herron Street, my Staff and I would like to be granted permission to repair/renovate the house for our use. As you already know, we had looked at utilizing those trailers for lodging purposes. In reviewing the estimate for the said repairs, the repair cost would far exceed our anticipated cost. I am not requesting any funding from the Commission for this project. I am simply requesting the Commission allow me to replenish my renovation cost from the convenience fee that Academy personal and other visitors will be required to pay. The said fee will be paid directly to the Commission and once the renovation cost has been replenished, the fee can be alienated between the Commission and our agency to maintain the facility. As you can see, I am *not* in no way requesting that you all fund any costs for the renovation of this property. It goes without saying this will be a "win-win" for the county.

I look forward to hearing from you on this matter.

DC/crv

SHERIFF'S OFFICE
POST OFFICE BOX 4219
MONTGOMERY, ALABAMA 36103-4219
OFFICE 334.832.4980
FAX 334.832.7113

www.MontgomerySheriff.com

DETENTION FACILITY
225 SOUTH MCDONOUGH STREET
MONTGOMERY, ALABAMA 36104
OFFICE 334.832.1386
FAX 334.265.0990

4-1

The client in this assignment is Montgomery County Commission and the intended user of this report is Montgomery County Commission and no others. The sole intended use is for internal decision making. The value opinions reported herein are subject to the definitions, assumptions, limiting conditions, and certifications contained in this report.

The findings and conclusions are further contingent upon the following extraordinary assumptions and/or hypothetical conditions, the use of which might have affected the assignment results:

Extraordinary Assumptions:

- The cost to demolish the subject's improvements is \$10,000.
- The existing improvements do not contribute to value.

Hypothetical Conditions:

- There are no hypothetical conditions.

Based on the analysis contained in the following report, our value conclusions are summarized as follows:

Value Conclusions

Component	As Is
Value Type	Market Value
Property Rights Appraised	Fee Simple
Effective Date of Value	September 21, 2018
Value Conclusion	\$126,000
	\$31.52 psf

Respectfully submitted,
 Valbridge Property Advisors | Alabama-Florida Panhandle



James K. Green, Jr., MAI
 Certified General Real Property Appraiser
 Senior Managing Director
 Alabama License Number G00141
 License Expires September 30, 2019
jgreen@valbridge.com



John E. Hall, III, MAI
 Certified General Real Property Appraiser
 Senior Managing Director
 Alabama License Number G00495
 Alabama License Expires September 30, 2019
jhall@valbridge.com

JUL 22 2019

S-1

JUL 22 2019

Q2 Monica
Administrator

MISCELLANEOUS APPROPRIATIONS FROM DESIGNATED REVENUE - Meeting Date: 7/22/19 - CODE: 001-59320.450										
Contract Number	Organization	Description of Program	Joint	Infrastructure	Harris	Dean	Walker	Sankey	Singleton	TOTAL
Starting Balance			0	214,267	100,000	41,201	89,698	104,860	64,630	614,656
DR-C-2019-102	Suburban West DVB League	Baseball Programs				1,201				1,201
DR-C-2019-103	Lead Academy Foundation	Start-up Expenses for Charter Schools					5,000		5,000	10,000
DR-C-2019-104	Robert E. Lee H.S. Hall of Fame Assoc.	Grants to Teachers at Lee H.S.					300			300
DR-C-2019-105	AUM Dixie Baseball and Softball League	Travel Expenses for Softball League Playing in the State Tournaments							1,000	1,000
DR-C-2019-106	AUM Dixie Baseball and Softball League	Travel Expenses for Baseball League Playing in the State Tournaments							1,000	1,000
DR-C-2019-107	The Montgomery American League, a Division of Dixie Youth Baseball, Inc.	Travel Expenses for Baseball League Playing in the State Tournaments						3,750		3,750
DR-C-2019-108	Heritage Training and Career Center	Job Training & Employment Assist.						5,000		5,000
DR-C-2019-109	Americare Financial Group	PEERS Program						1,500		1,500
DR-C-2019-110	Maggie Street Community Dev. Corp.	Youth Leadership Academy Program						2,500		2,500
DR-C-2019-111	Special Programming for Achievement Network (S.P.A.N.)	Youth Programs						1,000		1,000
DR-C-2019-112	All Collaborating to Serve Community Development Corporation (ACTS CDC)	Community Development						5,000		5,000
DR-C-2019-113	Paul Outreach Services, Inc.	Community Service Programs						2,500		2,500
DR-C-2019-114	March of Dimes	Mothers and Babies Programs				2,000	1,000		1,000	4,000
DR-C-2019-115	Montgomery Dragon Boat Race & Festival, Inc.	Gun Island Chute Stand Up Paddleboarding Competition				1,000	5,000		1,000	7,000
**DR-NC-2019-29	RESCIND: Montg. Housing Authority	Richardson Terrace for Senior Prog.							-500	-500
DR-NC-2019-35	City of Montg. Parks & Rec. Dept.	Regency Park Gym HVAC Project							14,400	14,400
DR-NC-2019-36	City of Montgomery, BONDS	Foxwood H.A. - Nbh. Improvements							1,000	1,000
DR-NC-2019-37	City of Montgomery, BONDS	Forest Hills Neighborhood Assoc., Inc.					3,300			3,300
DR-NC-2019-38	City of Montgomery, BONDS	New Hope Village Nbh. Assoc.						2,500		2,500
DR-NC-2019-39	City of Montgomery, BONDS	Park Manor Neighborhood Assoc.						2,500		2,500
DR-NC-2019-40	City of Montgomery, BONDS	The Woods/Dexter Ridge/Wynbrook N.A.						5,000		5,000
DR-NC-2019-41	City of Montgomery, BONDS	Wares Ferry Road Focus Group						2,000		2,000
DR-NC-2019-42	City of Montgomery, BONDS	Jones Road N.A. Improvements							500	500
DR-NC-2019-43	Alabama State University	College of Liberal Arts and Social Sciences for School Travel				1,500				1,500
DR-NC-2019-44	Alabama Cooperative Extension System	Successful Aging Initiative				500	500	500		2,000
DR-NC-2019-45	City of Montgomery Parks and Recreation Department	Willie L. Cook, III Community Center for Back to School Program							500	500
		Total Appropriations 7/22/19	0	0	0	6,201	15,100	30,000	29,150	80,451
		APPROPRIATED BUDGET BALANCE	0	214,267	100,000	35,000	74,598	74,860	35,480	534,205
7-1	2-2 Mmi 7/22/19	Administrator								
		Date								

AGENDA
JUL 22 2019

JUL 22 2019

MEMORANDUM

TO: Donald L. Mims, County Administrator

FROM: Tammy Turner, Buyer II TT

DATE: June 24, 2019

RE: Invitation to Bid No. 53000-19B-015
High Performance Asphalt Cold Patch

I request approval of award on the above referenced Invitation to Bid, to the low bid of Midsouth Paving, Inc. in the amount of \$120.00 per ton for cold mix asphalt, be placed on a future agenda for the County Commission meeting. (Copy of spreadsheet attached.)

The contract will be for one (1) year, with the option to renew for an additional two (2) years in one year periods. At the end of the one year contract period, a price escalation may be allowed, but shall not exceed 5% per year.

Coordination of award made with George Speake, County Engineer.

Attachment

July 22, 2019 - Minutes of Regular Meeting
Montgomery County Commission

49

Wiregrass Construction Co., Inc.: FOB Montgomery Asphalt Plants \$138/Ton, FOB Decatur \$98/Ton
Mid-South Paving: FOB Asphalt Plant: Mt. Meigs Asphalt Plant & Toowah Asphalt Plant

8-2

MEMORANDUM

TO: George Speake, County Engineer
FROM: Tammy Turner, Buyer II TT
DATE: June 11, 2019
SUBJECT: Invitation to Bid No. 53000-19B-015
High-Performance Asphalt Cold Patch

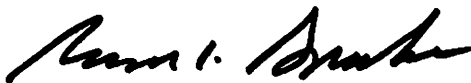
Attached is a copy of the bids received on the above referenced bid.

After reviewing, please send your recommendations to this office so that approval of award may be placed on a future agenda for the County Commission. (Copy of spread sheet attached)

Your earliest reply is appreciated.

Attachment

It is recommended subject bid be awarded to the low bidder, Midsouth Paving, Inc.



George C. Speake
County Engineer

6/13/2019

Date

CONTRACTUAL AGREEMENT

THIS CONTRACTUAL AGREEMENT made and entered into as the 22nd day of July 2019, between Midsouth Paving, Inc. of Montgomery, Alabama and Montgomery County Commission, Montgomery, Alabama.

W I T N E S S E T H

WHEREAS, Midsouth Paving, Inc., owns and operates a business and desires to furnish high-performance asphalt cold patch for Montgomery County Commission, Engineering Department and other County Departments, as needed, in accordance with all provisions of Invitation to Bid No. 53000-19B-015, as issued by the Montgomery County Commission on May 22, 2019 (hereinafter referred to as the Invitation to Bid), a copy of which is attached hereto;

WHEREAS, In Consideration thereof, Midsouth Paving, Inc. and Montgomery County Commission agree as follows:

1. All terms and conditions of the Invitation to Bid are incorporated herein by this reference.
2. That the period of the contract will be for one (1) year, beginning July 22, 2019, and ending July 21, 2020, with the option to renew for an additional two (2) years, in one (1) year periods. A price escalation may be allowed after the first year, but shall not exceed 5% per year. That prices bid shall remain firm for the first year of the contract period.
3. That if Midsouth Paving, Inc. cannot furnish cold mix asphalt when needed, Montgomery County Commission and Montgomery County Engineering Department reserve the right to purchase cold mix asphalt from the next lowest bidder. Midsouth Paving, Inc. shall be responsible for paying the difference in contract price and price Montgomery County has to pay if County has to go to next lowest bidder.
4. That Montgomery County Commission and Midsouth Paving, Inc. reserve the right to cancel the contract with a thirty (30) day written notice to Midsouth Paving, Inc. and/or Montgomery County Commission, anytime during the contract period.

5. Midsouth Paving, Inc. shall at all times be in compliance with all specifications and special provisions within the Invitation to Bid.
6. That Midsouth Paving, Inc. agrees to protect, defend, indemnify and hold the Montgomery County Commission and its employees, agents, officers and servants free and harmless from any and all losses, claims, liens, not limited to, the amounts of judgments, penalties, interests, court costs, legal fees, and all other expenses incurred by the County arising in favor of any party, including employees of Midsouth Paving, Inc., death or damages to property and without limitation by enumeration, all other claims or demands of every character but only on the proportion of and to the extent such losses, claims, liens, demands and causes of action arise out of the negligent acts or omissions of contractor, its employees, agents and officers. Midsouth Paving, Inc. agrees to investigate, handle, respond to, provide defense for and defend any such claims, demand, or suits at its sole expense. Midsouth Paving, Inc. also, agrees to bear all other costs and expense related thereto, even if the claim or claims alleged are groundless, false or fraudulent.
7. If a dispute arises out of or relates to this agreement or its breach, the parties shall endeavor to settle the dispute first through direct discussions and negotiations. If the dispute cannot be settled through direct discussions or negotiations, the parties shall endeavor to settle the dispute by non-binding mediation. The location of the mediation shall be Montgomery, Alabama. Either party may terminate the mediation at any time after the session, but the decision to terminate must be delivered in person to the other party and the mediator. Engaging in mediation is a condition precedent to any other form of binding dispute resolution. If the parties cannot agree on a mutual resolution then any disputes not resolved by mediation shall be decided in the Circuit Court of Montgomery County, Alabama and governed by the laws of the state of Alabama between the Montgomery County Commission and Midsouth Paving, Inc.
8. By signing this contract, the contracting parties affirm, for the duration of the agreement, that they will not violate federal immigration law or knowingly employ, hire for employment, or continue to employ an unauthorized alien within the State of Alabama. Furthermore, a contracting party found to be in violation of this provision shall be deemed in breach of the agreement and shall be responsible for all damages resulting therefrom.

IN WITNESS WHEREOF, the undersigned have executed this Contract as of 22nd day of July 2019.

WITNESS:

MIDSOUTH PAVING., INC.

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____

AGENDA

JUL 22 2019

MEMORANDUM

TO: Donald L. Mims, County Administrator

FROM: Myrtle Singleton, Purchasing Manager *mas*

DATE: June 19, 2019

RE: Invitation to Bid No. 53000-19B-017
Bituminous Plant Mix

Request approval of award on the above referenced Invitation to Bid to the lowest bidder Wiregrass Construction Co. Inc., in the amount of \$285.00, based on unit pricing for bituminous plant mix, be placed on a future agenda for the County Commission meeting. (Copy of spreadsheet attached.)

The contract will be for one (1) year, with the option to renew for an additional two (2) years in one year periods. At the end of the one year contract period, a price escalation may be allowed, but shall not exceed 5% per year.

Coordination of award made with George Speake, County Engineer.

Attachment

July 22, 2019 - Minutes of Regular Meeting
Montgomery County Commission

[illegible]

Notes:

Wiregrass Construction Co, Inc.: FOB Montgomery Asphalt Plants
Mid-South Paving : FOD Asphalt Plant: Mt. Meigs Asphalt Plant & Towah Asphalt Plant
Asphalt Contractors, Inc.: FOB Montgomery County

9-2

CONTRACTUAL AGREEMENT

THIS CONTRACTUAL AGREEMENT made and entered into as the 22nd day of July 2019, between Wiregrass Construction Company, Inc. of Montgomery, Alabama and Montgomery County Commission, Montgomery, Alabama.

W I T N E S S E T H

WHEREAS, Wiregrass Construction Company, Inc. owns and operates a business and desires to furnish Bituminous Plant Mix for Montgomery County Commission, Engineering Department and other County Departments, as needed, in accordance with all provisions of Invitation to Bid No. 53000-19B-017, as issued by the Montgomery County Commission on May 28, 2019 (hereinafter referred to as the Invitation to Bid), a copy of which is attached hereto;

WHEREAS, In Consideration thereof, Wiregrass Construction Company, Inc. and Montgomery County Commission agree as follows:

1. All terms and conditions of the Invitation to Bid are incorporated herein by this reference.
2. That the period of the contract will be for one (1) year, beginning July 22, 2019, and ending July 21, 2020, with the option to renew for an additional two (2) years, in one (1) year periods. A price escalation may be allowed after the first year, but shall not exceed 5% per year. That prices bid shall remain firm for the first year of the contract period.
3. That if Wiregrass Construction Company, Inc. cannot furnish plant mix when needed, Montgomery County Commission and Montgomery County Engineering Department reserve the right to purchase plant mix from the next lowest bidder. Wiregrass Construction Company, Inc. shall be responsible for paying the difference in contract price and price Montgomery County has to pay, if the County has to go to next lowest bidder.
4. That Montgomery County Commission and Wiregrass Construction Company, Inc. reserve the right to cancel the contract with a thirty (30) day written notice to Wiregrass Construction Company, Inc. and/or Montgomery County Commission, anytime during the contract period.

5. Wiregrass Construction Company, Inc. shall at all times be in compliance with all specifications and special provisions within the Invitation to Bid.
6. That Wiregrass Construction Company, Inc. agrees to protect, defend, indemnify and hold the Montgomery County Commission and its employees, agents, officers and servants free and harmless from any and all losses, claims, liens, not limited to, the amounts of judgments, penalties, interests, court costs, legal fees, and all other expenses incurred by the County arising in favor of any party, including employees of Wiregrass Construction Company, Inc., death or damages to property and without limitation by enumeration, all other claims or demands of every character but only on the proportion of and to the extent such losses, claims, liens, demands and causes of action arise out of the negligent acts or omissions of contractor, its employees, agents and officers. Wiregrass Construction Company, Inc. agrees to investigate, handle, respond to, provide defense for and defend any such claims, demand, or suits at its sole expense. Wiregrass Construction Company, Inc. also, agrees to bear all other costs and expense related thereto, even if the claim or claims alleged are groundless, false or fraudulent.
7. If a dispute arises out of or relates to this agreement or its breach, the parties shall endeavor to settle the dispute first through direct discussions and negotiations. If the dispute cannot be settled through direct discussions or negotiations, the parties shall endeavor to settle the dispute by non-binding mediation. The location of the mediation shall be Montgomery, Alabama. Either party may terminate the mediation at any time after the session, but the decision to terminate must be delivered in person to the other party and the mediator. Engaging in mediation is a condition precedent to any other form of binding dispute resolution. If the parties cannot agree on a mutual resolution then any disputes not resolved by mediation shall be decided in the Circuit Court of Montgomery County, Alabama and governed by the laws of the state of Alabama between the Montgomery County Commission and Wiregrass Construction Company, Inc.
8. By signing this contract, the contracting parties affirm, for the duration of the agreement, that they will not violate federal immigration law or knowingly employ, hire for employment, or continue to employ an unauthorized alien within the State of Alabama. Furthermore, a contracting party found to be in violation of this provision shall be deemed in breach of the agreement and shall be responsible for all damages resulting therefrom.

IN WITNESS WHEREOF, the undersigned have executed this Contract as of 22nd day of July 2019.

WITNESS:

WIREGRASS CONSTRUCTION CO., INC.

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____

Request Number: 16

Date _____

Date _____

✓

Date _____

JUSTIFICATION: To budget for the software upgrade for the County fuel system. This is needed to update all the existing software to the new equipment purchased in 2018.

**MONTGOMERY COUNTY COMMISSION
BUDGET CHANGE REQUEST**

Request Number: 2

AGENDA

JUL 22 2019

DEPARTMENT: Detention Facility REQUESTED BY: Sonja Pritchett 7/15/19
Elected Official/Dept. Head Date

FINANCE REVIEW: REVIEWED BY: Sherrill Thomas 7/17/19
Finance Director Date

COMMISSION APPROVAL PROCESSING: Briefing Memo ☐
Agenda ☒

COUNTY COMMISSION APPROVAL: _____
Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
				0
Uniforms, Clothing & Footwear	001-52200-203	90,000	(20,000)	70,000
Office Supplies	001-52200-211	32,000	(500)	31,500
Cleaning & Janitorial Supplies	001-52200-216	40,000	(1,900)	38,100
Repair & Maintenance Office Equipment	001-52200-233	1,000	(1,000)	0
Medical & Dental Services	001-52200-158	2,044,000	28,500	2,072,500
Copy Machine Rental	001-52200-223	16,000	3,400	19,400
Repair & Maint Misc.	001-52200-242	38,400	65	38,465
Telephone	001-52200-251	7,000	1,170	8,170
Contract Services	001-52200-304	97,000	20,000	117,000
				0
Housing Federal Inmates	001-40000.44600	(1,500,000)	(29,735)	(1,529,735)
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		\$ 865,400	\$ 0	\$ 865,400

JUSTIFICATION: Re-align the budget to cover operating expenses and to cover the increase in the Inmate Medical Care contract. The increase in revenue from housing federal inmates will cover the additional expense.

11-1

MONTGOMERY COUNTY COMMISSION

BUDGET CHANGE REQUEST

JUL 22 2019

Request Number: 12

DEPARTMENT: Engineering REQUESTED BY: George Speake 7/17/19
 Elected Official/Dept. Head Date

FINANCE REVIEW: REVIEWED BY: Sherrill Thomas 7/17/19
 Finance Director Date

COMMISSION APPROVAL PROCESSING: Briefing Memo ☐
 Agenda ☒

COUNTY COMMISSION APPROVAL:
 Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Repair & Main. Constr Equipment	111-53300.232	69,000	7,500	76,500
Fuels & Lubricants	111-53300.212	151,296	(7,500)	143,796
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		\$ 220,296	\$ 0	\$ 220,296

JUSTIFICATION: To realign budget for Repair & Maint. Construction Equipment.

**MONTGOMERY COUNTY COMMISSION
BUDGET CHANGE REQUEST**

Request Number: 6

AGENDA

JUL 22 2019

DEPARTMENT: Sheriff's Office REQUESTED BY: D. Cunningham 7/9/19
Elected Official/Dept. Head Date

FINANCE REVIEW: REVIEWED BY: Sherrill Thomas 7/9/19
Finance Director Date

COMMISSION APPROVAL PROCESSING: Briefing Memo ☐
Agenda ☒

COUNTY COMMISSION APPROVAL: _____
Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Other Equipment-Cameras	001-51965.591	0	28,305	28,305
Kitchen Equipment	001-52200.549	9,103	29,345	38,448
Law Enforcement Equip	001-52110.592	250,000	(57,650)	192,350
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		\$ 259,103	\$ 0	\$ 259,103

JUSTIFICATION: Budget adjustment to cover the cost of Detention Facility security camera's and repairs to the walk in coolers at the Detention Facility.

POSITION FILL REQUEST- BUDGETED VACANCY

JUL 22 2019

DEPARTMENT: Appraisal
 DEPARTMENT HEAD: Clay Henley
 SUPERVISOR: Janet Buskey

POSITION INFORMATION:

Position Title Appraiser I
 Position Number 850195006
 Pay Grade A06 Pay Range \$36,284-54,214
 Proposed Effective Date 09/02/2019
 Type of Hire (☒) New (☐) Promotional
 Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Clay Henley
 Department Head

Date 07/16/2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring
 Employee Benefit Manager

Date 07/17/2019

Sherrill Thomas
 Finance Director

Date 7/17/2019

ADMINISTRATIVE APPROVAL:

 County Administrator

Date _____

POSITION FILL REQUEST- BUDGETED VACANCY

JUL 22 2019

DEPARTMENT: Appraisal
 DEPARTMENT HEAD: Clay Henley
 SUPERVISOR: Janet Buskey

POSITION INFORMATION:

Position Title Appraiser I
 Position Number 850195007
 Pay Grade A06 Pay Range \$36,284-54,214
 Proposed Effective Date 09/02/2019
 Type of Hire (☒) New (☐) Promotional
 Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Clay Henley
 Department Head

Date 07/16/2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring
 Employee Benefit Manager

Date 07/17/2019

Sherrill Thomas
 Finance Director

Date 7/17/2019

ADMINISTRATIVE APPROVAL:

 County Administrator

Date _____

JUL 22 2019

POSITION FILL REQUEST- BUDGETED VACANCY

DEPARTMENT: M. C. Sheriff's Office - Detention Facility
 DEPARTMENT HEAD: Derrick Cunningham, Sheriff
 SUPERVISOR: Sonja Pritchett, Colonel

POSITION INFORMATION:

Position Title Corrections Officer Lieutenant
 Position Number 500422124 replace T. LeSage
 Pay Grade PC4 Pay Range \$45,842-\$68,493
 Proposed Effective Date July 29, 2019
 Type of Hire (☐) New (☒) Promotional
 Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham

Department Head

Date 7/2/2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date 07/02/2019

Sherrill Thomas

Finance Director

Date 7/3/2019

ADMINISTRATIVE APPROVAL:

 County Administrator

Date _____

JUL 22 2019

POSITION FILL REQUEST- BUDGETED VACANCY

DEPARTMENT: M. C. Sheriff's Office - Detention Facility

DEPARTMENT HEAD: Derrick Cunningham, Sheriff

SUPERVISOR: Sonja Pritchett, Colonel

POSITION INFORMATION:

Position Title Corrections Officer Corporal

Position Number 500425006(replace K. Blackmon)

Pay Grade PC2 Pay Range 35,097-52,440

Proposed Effective Date July 29, 2019

Type of Hire (☐) New (☒) Promotional

Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham

Department Head

Date 07/15/2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date 07/16/2019

Sherrill Thomas

Finance Director

Date 7/16/2019

ADMINISTRATIVE APPROVAL:

County Administrator

Date _____

POSITION FILL REQUEST- BUDGETED VACANCY

JUL 22 2019

DEPARTMENT: Montgomery County Engineering D3

DEPARTMENT HEAD: George Speake

SUPERVISOR: Rob Chancey

POSITION INFORMATION:

Position Title County Road Equipment Operator II

Position Number 630552019 - Replacing G. Sankey

Pay Grade S06-1 Pay Range 27,921 - 41,718

Proposed Effective Date July 29, 2019

Type of Hire (☒) New (☐) Promotional

Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

George Speake

Department Head

Date July 9, 2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date 07/15/2019

Sherrill Thomas

Finance Director

Date 7/16/2019

ADMINISTRATIVE APPROVAL:

County Administrator

Date _____

JUL 22 2019

POSITION FILL REQUEST- BUDGETED VACANCY

DEPARTMENT: Information Systems
 DEPARTMENT HEAD: Lou Ialacci
 SUPERVISOR: Larry Kennedy

POSITION INFORMATION:

Position Title IT Technician-Network/Infrastructure
 Position Number 220271002
 Pay Grade A07 Pay Range \$40,664 - \$60,755
 Proposed Effective Date September 3, 2019
 Type of Hire (☒) New (☐) Promotional
 Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Lou Ialacci Date July 11, 2019
 Department Head

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring Date 7/12/2019
 Employee Benefit Manager

Sherrill Thomas Date 7/12/2019
 Finance Director

ADMINISTRATIVE APPROVAL:

 County Administrator Date _____

POSITION FILL REQUEST- BUDGETED VACANCY

JUL 22 2019

DEPARTMENT: Probate

DEPARTMENT HEAD: Judge Steven L. Reed

SUPERVISOR: Jamyla Philyaw

POSITION INFORMATION:

Position Title Assistant Tag & License Supervisor

Position Number 750053056 Replace B. Robbins

Pay Grade A05 Pay Range \$ 32,318-48,286

Proposed Effective Date July 29, 2019

Type of Hire (☒) New (☐) Promotional

Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Judge Steven L. Reed Date 6/28/19

Department Head

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring Date 07/01/2019

Employee Benefit Manager

Sherrill Thomas Date 7/3/2019

Finance Director

ADMINISTRATIVE APPROVAL:

_____ Date _____

County Administrator

JUL 22 2019

POSITION FILL REQUEST- BUDGETED VACANCY

DEPARTMENT: Montgomery County Sheriff's Office

DEPARTMENT HEAD: Derrick Cunningham, Sheriff

SUPERVISOR: Kevin Murphy, Chief Deputy

POSITION INFORMATION:

Position Title Deputy Sheriff Corporal

Position Number 550429140 (Replace Rory Kent)

Pay Grade PS2 Pay Range \$45,754 - \$54,816

Proposed Effective Date July 29, 2019

Type of Hire (☐) New (☒) Promotional

Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham

Department Head

Date July 1, 2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date 07/02/2019

Sherrill Thomas

Finance Director

Date 7/3/2019

ADMINISTRATIVE APPROVAL:

County Administrator

Date _____

POSITION FILL REQUEST- BUDGETED VACANCY

AGENDA

JUL 22 2019

DEPARTMENT: Montgomery County Sheriff's Office
DEPARTMENT HEAD: Derrick Cunningham, Sheriff
SUPERVISOR: Kevin Murphy, Chief Deputy

POSITION INFORMATION:

Position Title Deputy Sheriff Trainee
Position Number 550430094 (Replace Jeremy Turner)
Pay Grade PST Pay Range \$38,236
Proposed Effective Date July 29, 2019
Type of Hire (☒) New (☐) Promotional
Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham

Department Head

Date July 1, 2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date 07/01/2019

Sherrill Thomas

Finance Director

Date 7/3/2019

ADMINISTRATIVE APPROVAL:

County Administrator

Date _____

JUL 22 2019

POSITION FILL REQUEST- BUDGETED VACANCY

DEPARTMENT: Montgomery County Sheriff's Office
 DEPARTMENT HEAD: Derrick Cunningham, Sheriff
 SUPERVISOR: Kevin Murphy, Chief Deputy

POSITION INFORMATION:

Position Title Deputy Sheriff - Part Time
 Position Number 550431200 (Replace Angela Young)
 Pay Grade PS1-5 Pay Range \$18.9694/Hour
 Proposed Effective Date July 29, 2019
 Type of Hire (☒) New (☐) Promotional
 Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham

Department Head

Date July 1, 2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date 07/02/2019

Sherrill Thomas

Finance Director

Date 7/3/2019

ADMINISTRATIVE APPROVAL:

 County Administrator

Date _____

JUL 22 2019

POSITION FILL REQUEST- BUDGETED VACANCY

DEPARTMENT: Montgomery County Sheriff's Office
 DEPARTMENT HEAD: Derrick Cunningham, Sheriff
 SUPERVISOR: Kevin Murphy, Chief Deputy

POSITION INFORMATION:

Position Title Public Safety Comm Dispatcher
 Position Number 550483007(replace B. Murphy)
 Pay Grade A05 Pay Range 32,318-48,286
 Proposed Effective Date July 31, 2019
 Type of Hire (☒) New (☐) Promotional
 Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cuninngham

Department Head

Date 7/1/2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date 07/02/2019

Sherrill Thomas

Finance Director

Date 7/3/2019

ADMINISTRATIVE APPROVAL:

County Administrator

Date _____

Montgomery County Commission
Travel / Training Request Approval
Request # 12

AGENDA

JUL 22 2019

Date: July 9, 2019
To: Donald L. Mims, Administrator
From: Preston Frazier, Intake Supervisor
Re: Approval for the following travel:

Destination: Renaissance Hotel, Montgomery, AL
Departure Date: August 2, 2019 Return Date: August 2, 2019
Conference Leave (Days / Hours): 1 day
Purpose of Travel: Alabama Children's Policy Council Conference

Traveler (s) Name: 1. Sherunda Anthony 4. _____
2. Natalie Mason 5. _____
3. _____ 6. _____

Check Mode of Transportation: County Vehicle ☐ Commercial Air ☐
Private Vehicle ☒ Other (Specify) ☐

Total (est.) Cost: \$70.00 Advance Registration Required: \$0.00

Department Name: Youth Facility Fund Name: 001-52603.265

Additional Comments: _____

To: Preston Frazier, Intake Supervisor
From: Donald L. Mims, Administrator

The above request is app. 7/22/19 reimbursement of actual and necessary expenses in the
approximate amount of \$70.00 and advance registration of \$0.00 is authorized.

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>001-52603.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$10,000.00</u>	
Approved Requests:	<u>\$5,036.23</u>	
Budget Available:	<u>\$4,963.77</u>	
Current Requests:	<u>\$70.00</u>	
Budget Balance:	<u>\$4,893.77</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 7/12/2019

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval
Request # 15

AGENDA

JUL 22 2019

Date: July 12, 2019
To: Donald L. Mims, Administrator
From: Clay Henley, Chief Appraiser
Re: Approval for the following travel:

Destination: Auburn, AL
Departure Date: September 10, 2019 Return Date: September 13, 2019
Conference Leave (Days / Hours): 4 Days
Purpose of Travel: Introduction to Property Tax Administration

Traveler (s) Name: 1. Kahlia Bell 4. _____
2. Shamari Cooke 5. _____
3. Chris Kervin 6. _____

Check Mode of Transportation: County Vehicle ☒ Commercial Air ☐
Private Vehicle ☒ Other (Specify) ☐

Total (est.) Cost: \$3,314.88 Advance Registration Required: \$825.00
Department Name: Appraisal Fund Name: Reappraisal
Additional Comments: Mileage: \$194.88 Meals: \$675.00 Lodging: \$1,620.00
Registration: \$825.00
TOTAL EST. COST: \$3,314.88

To: Clay Henley, Chief Appraiser
From: Donald L. Mims, Administrator

The above request is app. 7/22/19 reimbursement of actual and necessary expenses in the
approximate amount of \$3,314.88 and advance registration of \$825.00 is authorized.

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>120-51985.265</u>	(ex: 000-00000-000)
Description:	<u>Registration and Training</u>	
Current Budget:	<u>\$30,000.00</u>	
Approved Requests:	<u>\$26,269.59</u>	
Budget Available:	<u>\$3,730.41</u>	
Current Requests:	<u>\$3,314.88</u>	
Budget Balance:	<u>\$415.53</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas
Date: 7/16/2019
cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval
Request # 14

AGENDA

JUL 22 2019

Date: July 15, 2019
To: Donald L. Mims, Administrator
From: Carmen Douglas, Personnel Director
Re: Approval for the following travel:

Destination: Montgomery, AL
Departure Date: August 8, 2019 Return Date: August 9, 2019
Conference Leave (Days / Hours): 2 Days
Purpose of Travel: Global Leadership Summit

Traveler (s) Name: 1. Kaila Matney 4. _____
2. _____ 5. _____
3. _____ 6. _____

Check Mode of Transportation: County Vehicle ☐ Commercial Air ☐
Private Vehicle ☒ Other (Specify) ☐

Total (est.) Cost: \$209.00 Advance Registration Required: \$209.00

Department Name: Personnel Fund Name: Merit System

Additional Comments: _____

To: Carmen Douglas, Personnel Director

From: Donald L. Mims, Administrator

The above request is app. 7/22/19 reimbursement of actual and necessary expenses in the
approximate amount of \$209.00 and advance registration of \$209.00 is authorized.

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>123-51961.265</u>	(ex: 000-00000-000)
Description:	<u>Registration and Training</u>	
Current Budget:	<u>\$25,000.00</u>	
Approved Requests:	<u>\$18,063.52</u>	
Budget Available:	<u>\$6,936.48</u>	
Current Requests:	<u>\$209.00</u>	
Budget Balance:	<u>\$6,727.48</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 7/16/2019

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval
Request # 15

AGENDA

JUL 22 2019

Date: July 17, 2019
To: Donald L. Mims, Administrator
From: Carmen Douglas, Personnel Director
Re: Approval for the following travel:

Destination: Orange Beach, AL
Departure Date: October 10, 2019 Return Date: October 11, 2019
Conference Leave (Days / Hours): 2 Days
Purpose of Travel: 2019 Strategy In the Sand Conference

Traveler (s) Name: 1. Carmen Douglas 4. _____
2. _____ 5. _____
3. _____ 6. _____

Check Mode of Transportation: County Vehicle ☐ Commercial Air ☐
Private Vehicle ☒ Other (Specify) ☐

Total (est.) Cost: \$820.42 Advance Registration Required: \$179.00
Department Name: Personnel Fund Name: Merit System
Additional Comments: Registration - \$179; Hotel - \$336.74; Mileage - \$229.68; Food - \$75.00

EXPENSE WILL BE INCURRED IN THE 2020 BUDGET

To: Carmen Douglas, Personnel Director
From: Donald L. Mims, Administrator

The above request is app. 7/22/19 reimbursement of actual and necessary expenses in the
approximate amount of \$820.42 and advance registration of \$179.00 is authorized.

To be completed by the Finance Department		
Fund Code:	<u>123-51961.265</u>	(ex: 000-00000-000)
Description:	<u>Registration and Training</u>	
Current Budget:	<u>\$25,000.00</u>	
Approved Requests:	<u>\$18,063.52</u>	
Budget Available:	<u>\$6,936.48</u>	
Current Requests:	<u>\$209.00</u>	
Budget Balance:	<u>\$6,727.48</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas
Date: 7/17/2019
cc: Finance Director / Buyer

Resolution

WHEREAS, in 2007, the United State House of Representatives designated the third week of July as National Zoo Keeper Appreciation Week; and

WHEREAS, throughout the world, animal populations are declining at an alarming rate with many facing extinction; and

WHEREAS, zoological facilities have become the final hope for many endangered species through recovery programs, conservation research, release programs, and by providing an opportunity for the general public to safely view and appreciate wildlife from around the globe; and

WHEREAS, Zoo Keepers work closely with zoo managers on conservation research projects, which provide zoos with important information to help preserve rare and endangered species and learn more about species which may become threatened in the future; and

WHEREAS, Zoo Keepers have become strong advocates for vanishing wildlife, carrying the conservation message of habitat loss, endangered species and preservation of nature's threatened wildlands to the public; and

WHEREAS, Zoo Keepers have committed their lives to ongoing professional development and training in becoming animal specialists, educators, animal behaviorists through enrichment and operant conditioning, and reproductive specialists through improved observations and husbandry; and

WHEREAS, the Montgomery County Commission commends Zoo Keepers for their work to preserve animals and their habitats as well as their roles in animal conservation and education.

NOW, THEREFORE, BE IT RESOLVED, that the Montgomery County Commission does hereby proclaim July 21 – July 27, 2019 as

Zoo Keeper Appreciation Week

to recognize the valuable contributions the Zoo Keepers at the Montgomery Zoo and Mann Wildlife Learning Museum make in the care and conservation of captive exotic animals, research, education, and animal enrichment. Furthermore, the Commission encourages residents to support the Montgomery Zoo and its programs to ensure efforts continue to have a global impact in species conservation.

We hereby certify that the above Resolution was adopted by the Montgomery County Commission on this, the 22nd day of July, 2019.

CHAIRMAN ELTON N. DEAN, SR.

VICE CHAIRMAN RONDA M. WALKER

COMMISSIONER DANIEL HARRIS, JR.

COMMISSIONER ISAIAH SANKEY

COMMISSIONER DOUG SINGLETON

261

July 8, 2019

Members of the Montgomery County Commission
101 S. Lawrence Street
Montgomery, AL 36104

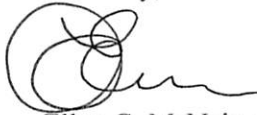
Re: Opinion on Applicability of Executive Session

Dear Montgomery County Commission Members:

We are requesting an executive session to be held before the Montgomery County Commission on Monday July 22, 2019. Riley Roby with Balch & Bingham will be present to speak. Please be advised that we have reviewed the commerce or trade matter which the Montgomery County Commission proposes to discuss in executive session. It is my opinion that an executive session is authorized for this discussion under Section 7(a)(7) of Act No. 2005-40, and an open meeting will have a detrimental effect upon the competitive position of the Montgomery County Commission.

Pursuant to Section 7(a)(7) of Act No. 2005-40, a copy of this letter should be attached to the minutes of the County Commission meeting wherein the body considers a motion to convene an executive session to discuss this matter.

Sincerely,



Ellen G. McNair, CEcD
Senior Vice President
Corporate Development

ATTACHMENT E:

A Checklist for Conducting Lawful EXECUTIVE SESSIONS

	For Reference, See	
☐ 1. Convene An Open Meeting	Page 21	Section IV (A) 1
☐ 2. Enter a motion stating the reason for the Executive Session. <i>Executive Sessions may only be called for one of the following reasons:</i>	Page 21	Section IV (A) 2
a. General Reputation and Character, Job Performance, or Salaries / Compensation	Page 21	Section IV (B) 1
b. Formal Complaints or Charges Against an Individual or Legal Entity	Page 23	Section IV (B) 2
c. Discussion with the Government Body's Attorney	Page 23	Section IV (B) 3
d. Security Plans and Measures	Page 24	Section IV (B) 4
e. Criminal Investigation and the Identity of an Undercover Agent or Informer	Page 25	Section IV (B) 5
f. Negotiations to Buy / Sell / Lease Real Property	Page 25	Section IV (B) 6
g. Preliminary Negotiations in Trade Competition	Page 26	Section IV (B) 7
h. Negotiations Between The Body and a Group of Public Employees	Page 27	Section IV (B) 8
i. Discuss and Vote Upon a Public or Contested Case Hearing	Page 27	Section IV (B) 9
☐ 3. Receive a Written or Oral Declaration (if necessary).	Page 20	Section IV (A) 4
a. Written Declarations are required for these Executive Sessions:		
I. Discussion with the body's attorney concerning options for, and ramification of, litigation, mediation, or arbitration.		
II. Discussions that would disclose the identity of an undercover informant or that focus on criminal investigations of non-public officials.		
III. Discussions concerning the negotiations between the body and a group of public employees.		
b. It is required that a designated person certify that the Executive Session is warranted for these specific reasons before the body votes to go into Executive Session.		
☐ 4. Vote to go into Executive Session	Page 20	Section IV (A) 4
a) The vote must be open/public; and		
b) Each member must openly give his/her individual vote.		
☐ 5. Enter a Statement Concerning Reconvocation	Page 21	Section IV (A) 5

ADJOURNMENT

There being no further business to come before the Commission at this time, the meeting stood adjourned until Monday, August 5, 2019, at 4:00 in the afternoon.



Administrator



Chairman