

MINUTES OF REGULAR MEETING
MONTGOMERY COUNTY COMMISSION
OCTOBER 21, 2019

INFORMATION SESSION

Chairman Dean called the meeting to order at 8:05 a.m. The meeting was held at the Montgomery County Administration Building and Courthouse Annex III.

The meeting was opened with prayer led by Commissioner Singleton. 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, Commissioner Harris, Commissioner Sankey and Commissioner Singleton requested to add additional items to their miscellaneous appropriations accounts that were on the agenda.

The Commission agreed to add these items to the miscellaneous appropriation accounts.

PRESENTATION BY MAYOR TODD STRANGE AND CITY COUNCIL PRESIDENT CHARLES JINRIGHT

Mayor Todd Strange updated the Commission regarding the City's participation in the whitewater project.

Mayor Strange briefed the Commission regarding the renovation of Garrett Coliseum. He asked the Commission to consider being a partner in a Short-Fall Funding Agreement and Interagency Agreement. The Commission was supportive of the idea but needed more information on the funding. No action was taken by the Commission.

PRESENTATION BY SHERIFF DERRICK CUNNINGHAM

Sheriff Derrick Cunningham and Grants Manager Regina Walker briefed the Commission regarding Amendment 1 to Memorandum of Agreement with Questia Corps LLC requesting to extend the contract end date from September 30, 2019 to September 30, 2020 for the BJA FY16 Justice and Mental Health Collaboration Program: Planning and Implementation Grant Award

Number 2016-MO-BX-0019. Commissioner Harris noted that the Agreement should be with the Montgomery County Commission. After discussion, the Commission agreed to waive rules and add this item to the agenda.

Sheriff Cunningham stated that he would like to have quarterly meetings with the Mental Health Authority and other counties in the regions regarding mental health issues. Administrator Mims stated that he would help schedule the meetings.

PRESENTATION BY PRESIDENT CHERYL JOHNSON WITH LEADERSHIP MONTGOMERY

President Cheryl Johnson with Leadership Montgomery briefed the Commission regarding the 2019 Budget and Dues Structure. She stated that the City of Montgomery has contributed \$35,000 for the program and requested \$23,000 from the County. Vice Chairman Walker encouraged her fellow Commissioners to contribute appropriations from each of their Designated Revenue appropriations account. No action was taken by the Commission.

PRESENTATION BY PARKS & RECREATION DIRECTOR JAMES WILLIAMS AND GENERAL SERVICES DIRECTOR LAMAR ALLEN

Parks & Recreation Director James Williams presented a Standard Project Development Costs Estimate 1 from Architect Johnny Raines with Barganier Davis Williams Architects Associated regarding the Flatwood Community Center addition and renovations. General Services Director Lamar Allen presented an upgrades schedule for the Flatwood Community Center in the amount of \$93,050. After discussion, the Commission agreed to place on the next agenda a Budget Change Request in the amount of \$100,000 for the upgrades to Flatwood Community Center.

PRESENTATION BY DIRECTOR OF ELECTIONS DARRYL PARKER

Director of Elections Darryl Parker briefed the Commission regarding a Resolution Approving Relocation of Polling Place in Montgomery County Commission District Four Represented by County Commissioner Isaiah Sankey. After discussion, the Commission agreed to place this item on the next agenda.

PRESENTATION BY CHIEF INFORMATION AND TECHNOLOGY OFFICER LOU IALACCI

Chief Information and Technology Officer Lou Ialacci informed the Commission that, thanks to the hard work of IT Manager Rodney Smith, two Sony high tech exterior cameras have been installed on Annex I to cover the front of the Courthouse area. The Commission thanked Mr. Smith for expediting the purchase and installation of the cameras.

PRESENTATION BY COUNTY ENGINEER GEORGE SPEAKE

County Engineer George Speake stated that he did not have anything to report.

PRESENTATION BY MANAGER OF PUBLIC AFFAIRS HANNAH HAWK

Manager of Public Affairs Hannah Hawk reviewed the calendar of upcoming events with the Commissioners.

Ms. Hawk briefed the Commission regarding the Chamber's Total Resource Campaign (TRC) concerning funding for the Chamber 2020 events and programs. After discussion, the Commission agreed to place on the next agenda a Budget Change Request for this Campaign.

Ms. Hawk briefed the Commission regarding partnering with the City of Montgomery to employ a Montgomery Counts Coordinator to maximize Montgomery's Census participation. The Commission agreed that they did not want to participate in funding this position.

PRESENTATION BY DIRECTOR OF RISK MANAGEMENT HOLLY LEVERETTE

Director of Risk Management Holly Leverette requested to issue a Request for Proposal for Medical Claims Repricing Services for the Youth Detention Facility and the Detention Facility for medical services outside of these facilities. She noted that she would place the award of the RFP on the November 18, 2019, agenda. There was no objection by the Commission.

PRESENTATION BY CHAIRMAN DAVID THOMAS WITH THE COMMUNITY SOFTBALL-BASEBALL COMMITTEE

Chairman David Thomas with the Community Softball-Baseball Committee briefed the Commission regarding the MPS Middle School Baseball/Softball Initiative and requested funding. After discussion, Chairman Dean and Commissioner Harris requested a \$5,000 miscellaneous appropriation from each of their Education appropriations account for this initiative.

RECESS TO EXECUTIVE SESSION

Administrator Mims presented a letter from District Attorney Daryl D. Bailey regarding the Calling of an Executive Session to discuss security of governmental officials. 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 Daryl D. Bailey and a Checklist for Conducting Lawful Executive Sessions, Agenda Pages 26-1 and 26-2, are attached to these Minutes).

RECESS TO FORMAL SESSION

Commissioner Singleton made a motion to recess the Executive Session. The motion was seconded by Vice Chairman Walker 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 Isaiah Sankey.

The Pledge of Allegiance was led by Commissioner Doug Singleton.

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 Tyrone C. Means and County Engineer George C. Speake.

COMMENTS BY ATTENDEES

Clarence Shuler, a resident of Flatwood Community, said good morning and addressed the Commission regarding upgrades, renovation and improvements to the Flatwood Community Center. Mr. Shuler asked if the kitchen was going to be expanded outward and Vice Chairman Walker answered yes. He also informed the Commission that the center does not have proper heating and air conditioning and that it only has one bathroom.

Commissioner Sankey thanked Mr. Shuler and the citizens of the Flatwood Community for all that they are doing to help improve their community. He stated that he and his fellow Commissioners will continue to work on the project.

Michelle Croskey, a citizen of District 5 who lives on Jones Road, said good morning to the Commissioners and gave them handouts. Ms. Croskey stated she has been trying to get Jones Road paved since 2016 but she keeps getting the run around as to who owns the road and who is responsible for paving it. She said she thought taxpayers' money is supposed to go toward the upkeep and paving of roads. Ms. Croskey requested a signed document by the Commission indicating Jones Road is not owned by the County. Ms. Croskey did thank County Engineer George Speake for supplying a pipe for the road and Mayor Todd Strange for donating \$6,000 for the installation of the pipe. She ended her comments and stated she is determined to get Jones Road paved.

Commissioner Singleton responded by stating that part of Jones Road is owned by the County and part of it is privately owned. Ms. Croskey said she received an email with a map reflecting differently than what Commissioner Singleton stated.

Robert Wagstaff, Chairman of ACTS Community Development Corporation, said good morning to the Commissioners. Mr. Wagstaff attended the County Commission Meeting on October 7, 2019 and presented a request for a donation for this organization. He stated, at that time, the Commission requested additional information. He said he submitted the requested information to County Administrator Donald Mims. Mr. Wagstaff said he came before the Commission on this date to see if they had any further questions or concerns. He thanked them for their time and said he looked forward to their support.

William L. Gailliard, Director of American Association for Children, said good morning to everyone. Mr. Gailliard reminded everyone about the annual Super Bowling events that occur on Super Bowl Sunday. He said he would like to thank the Commission for their support in the past. He then asked each Commissioner for a \$1,000 donation toward this year's Super Bowling event. Mr. Gailliard personally invited Chairman Dean to the event. He also stated that his mentoring program, which was established in 1990, is doing very well.

Jimmy Smitherman, Montgomery County Extension Coordinator, said good morning and invited everyone to the Farm-City Festival on Monday, October 21, 2019, from 4:00 p.m. until 6:30 p.m. at the Bartlett Ranch in Pike Road and the natural resource tour in the Grady/Ramer area on October 24, 2019.

APPROVAL OF MINUTES

Commissioner Singleton made a motion to approve the Minutes of the Regular Meeting of October 7, 2019. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission.

CONSENT AGENDA

Administrator Mims presented the Accounts Payable Checks and Payroll Checks Authorization for approval. Vice Chairman Walker made a motion to approve the Accounts Payable and Payroll Checks, as presented by Administrator Mims. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Accounts Payable Checks and Payroll Checks Authorization, Consent Agenda Pages 1 through 5, are attached to these Minutes.)

NEW BUSINESS

COUNTY COMMISSION – ADOPTED RESOLUTION AUTHORIZING A FUNDING AGREEMENT WITH THE MONTGOMERY COUNTY COMMUNITY COOPERATIVE DISTRICT

Vice Chairman Walker made a motion to adopt the Resolution Authorizing a Funding Agreement with the Montgomery County Community Cooperative District. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum, Resolution, Notice and Attorney Gallion's Opinion, Agenda Pages 1-1 through 1-10, are attached to these Minutes.)

COUNTY COMMISSION – ADOPTED RESOLUTION TO AMEND PIKE ROAD
VOLUNTEER FIRE PROTECTION AUTHORITY CERTIFICATE OF INCORPORATION

Commissioner Singleton made a motion to adopt a Resolution to Amend Pike Road Volunteer Fire Protection Authority Certificate of Incorporation. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Letter, Resolution and Attachment, Agenda Pages 2-1 through 2-17, are attached to these Minutes.)

COUNTY COMMISSION – ADOPTED RESOLUTION AUTHORIZING THE COUNTY’S
THANKSGIVING HOLIDAY OBSERVANCE ON FRIDAY, NOVEMBER 29, 2019

Vice Chairman Walker made a motion to adopt the Resolution Authorizing the County’s Thanksgiving Holiday Observance on Friday, November 29, 2019. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memoranda and Resolution, Agenda Pages 3-1 through 3-3, are attached to these Minutes.)

COUNTY COMMISSION – ADOPTED RESOLUTION AUTHORIZING THE COUNTY’S
CHRISTMAS HOLIDAY OBSERVANCE ON TUESDAY, DECEMBER 24, 2019

Commissioner Singleton made a motion to adopt the Resolution Authorizing the County’s Christmas Holiday Observance on Tuesday, December 24, 2019. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Memoranda and Resolution, Agenda Pages 4-1 through 4-3, are attached to these Minutes.)

SHERIFF’S OFFICE – APPROVED AMENDMENT NUMBER 3 TO CONTRACT WITH
GULF STATES DISTRIBUTORS REGARDING A SIXTY (60) DAY EXTENSION,
BEGINNING OCTOBER 17, 2019 AND ENDING ON DECEMBER 16, 2019 FOR
FOOTWEAR

Vice Chairman Walker made a motion to approve Amendment Number 3 to Contract with Gulf States Distributors regarding a Sixty (60) Day Extension, beginning October 17, 2019, and ending on December 16, 2019, for Footwear. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum and Amendment, Agenda Pages 5-1 and 5-2, are attached to these Minutes.)

APPRAISAL DEPARTMENT – APPROVED ENGAGEMENT/CONTRACT OF APPRAISAL
ASSIGNMENT WITH VALBRIDGE PROPERTY ADVISORS TO PERFORM AN
INDEPENDENT FEE APPRAISAL FOR PROPERTY LOCATED AT 100 CAPITOL
COMMERCE BOULEVARD IN THE AMOUNT OF \$4,600

Commissioner Harris made a motion to approve the Engagement/Contract of Appraisal Assignment with Valbridge Property Advisors to Perform an Independent Fee Appraisal for Property Located at 100 Capitol Commerce Boulevard in the Amount of \$4,600. The motion was seconded by Commissioner Sankey and unanimously approved by the Commission. (Copies of Memorandum and Contract, Agenda Pages 6-1 and 6-2, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED DEDUCTIVE CHANGE ORDER NUMBER 1 FROM CLEARY CONSTRUCTION, INC., REGARDING OLD SELMA ROAD PARK CLEARING & GRUBBING PACKAGE

Commissioner Harris made a motion to approve the Deductive Change Order Number 1 from Cleary Construction, Inc., regarding Old Selma Road Park Clearing & Grubbing Package. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum, Contract and Email, Agenda Pages 7-1 through 7-4, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED PAYMENT OF FINAL INVOICE FROM CLEARY CONSTRUCTION, INC., REGARDING OLD SELMA ROAD PARK CLEARING & GRUBBING PACKAGE,

Vice Chairman Walker made a motion to approve Payment of the Final Invoice from Cleary Construction, Inc., regarding Old Selma Road Park Clearing & Grubbing Package. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Memorandum, Invoice, Contract and Email, Agenda Pages 8-1 through 8-7, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED PAYMENT OF 2020 MEMBERSHIP DUES IN THE AMOUNT OF \$175 TO LEADERSHIP ALABAMA FOR VICE CHAIRMAN RONDA M. WALKER

Commissioner Singleton made a motion to approve Payment of 2020 Membership Dues in the Amount of \$175 to Leadership Alabama for Vice Chairman Ronda M. Walker. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Memorandum and Letter, Agenda Pages 9-1 and 9-2, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED PAYMENT OF 2020 MEMBERSHIP DUES IN THE AMOUNT OF \$14,473 TO THE ASSOCIATION OF COUNTY COMMISSIONS OF ALABAMA (ACCA)

Vice Chairman Walker made a motion to approve Payment of 2020 Membership Dues in the Amount of \$14,473 to the Association of County Commissions of Alabama (ACCA). The motion was seconded by Commissioner Sankey and unanimously approved by the Commission. (Copies of Memorandum, Letter and Invoice, Agenda Pages 10-1 through 10-3, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED PAYMENT OF 2020 MEMBERSHIP DUES IN THE AMOUNT OF \$225 TO THE ASSOCIATION OF COUNTY ADMINISTRATORS OF ALABAMA (ACAA) FOR ADMINISTRATOR DONALD L. MIMS AND DEPUTY ADMINISTRATOR FLORENCE M. CAUTHEN

Commissioner Harris made a motion to approve Payment of 2020 Membership Dues in the Amount of \$225 to the Association of County Administrators of Alabama (ACAA) for

Administrator Donald L. Mims and Deputy Administrator Florence M. Cauthen. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Memorandum and Renewal Form, Agenda Pages 11-1 and 11-2, are attached to these Minutes.)

COUNTY COMMISSION APPROPRIATIONS – APPROVED PAYMENT OF INVOICE FROM THE CENTRAL ALABAMA SPORTS COMMISSION FOR THE 2019 GUARDIAN CREDIT UNION FCS KICKOFF SPONSORSHIP IN THE AMOUNT OF \$40,000

Commissioner Singleton made a motion to approve Payment of the Invoice from the Central Alabama Sports Commission for the 2019 Guardian Credit Union FCS Kickoff Sponsorship in the Amount of \$40,000. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Memorandum and Invoice, Agenda Pages 12-1 and 12-2, 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 October 21, 2019 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 Harris and unanimously approved by the Commission. (Copy of Updated Spreadsheet, Agenda Page 13-1, 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 October 21, 2019 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 Education Reprogramming Requests. The motion was seconded by Commissioner Sankey and unanimously approved by the Commission. (Copy of Updated Spreadsheet, Agenda Page 14-1, 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 October 21, 2019 Agenda. During the County Commission Meeting this date, Chairman Dean requested the addition of miscellaneous appropriations reprogramming requests, and his fellow commissioners concurred.

Commissioner Harris made a motion to approve the Miscellaneous Appropriations from Designated Revenue reprogramming requests. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copy of Updated Spreadsheet, Agenda Page 15-1, is attached to these Minutes.)

DETENTION FACILITY/YOUTH FACILITY – APPROVED BID AWARD TO BOB BARKER COMPANY FOR SECTION I AND SECTION II REGARDING HYGIENE PRODUCTS, BID NUMBER 52110-19B-028

Vice Chairman Walker made a motion to approve Bid Award to Bob Barker Company for Section I and Section II regarding Hygiene Products, Bid Number 52110-19B-028. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Memorandum, Bids and Contract, Agenda Pages 16-1 through 16-5, are attached to these Minutes.)

ENGINEERING DEPARTMENT – APPROVED BID AWARD TO TWIN OAKS ENVIRONMENTAL REGARDING METAL PIPE, BID NUMBER 53000-19B-031

Commissioner Harris made a motion to approve Bid Award to Twin Oaks Environmental regarding Metal Pipe, Bid Number 53000-19B-031. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Memorandum, Bids and Contract, Agenda Pages 17-1 through 17-5, are attached to these Minutes.)

COUNTY COMMISSION APPROPRIATIONS – APPROVED BUDGET CHANGE REQUEST NUMBERS 1 AND 2

Vice Chairman Walker made a motion to approve Budget Change Request Numbers 1 and 2, County Commission Appropriations. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Budget Change Requests, Agenda Pages 18-1 and 18-2, are attached to these Minutes.)

SHERIFF’S OFFICE – APPROVED BUDGET CHANGE REQUEST NUMBER 1

Commissioner Singleton made a motion to approve Budget Change Request Number 1, Sheriff’s Office. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 19-1, is attached to these Minutes.)

RISK MANAGEMENT – APPROVED ALLOCATION OF A RISK CONTROL ADMINISTRATOR – PART TIME (RSA) AND RELATED POSITION FILL REQUEST

Commissioner Singleton made a motion to approve Allocation of a Risk Control Administrator – Part Time (RSA) and Related Position Fill Request. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Memorandum and Position Fill Request, Agenda Pages 20-1 and 20-2, are attached to these Minutes.)

DETENTION FACILITY – APPROVED OF POSITION FILL REQUESTS (7)

1. Corrections Officer Trainee, Position Number 500419025
2. Corrections Officer Trainee, Position Number 500419034
3. Corrections Officer Trainee, Position Number 500419101
4. Corrections Officer Trainee, Position Number 500419144
5. Corrections Officer Trainee, Position Number 500419180
6. Corrections Officer Sergeant, Position Number 500421163
7. Corrections Officer Sergeant, Position Number 500421164

Vice Chairman Walker made a motion to approve the Position Fill Requests. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Position Fill Requests, Agenda Pages 21-1 through 21-7, are attached to these Minutes.)

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

1. Customer Service Clerk, Position Number 750016014

Commissioner Harris made a motion to approve the Position Fill Request. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Position Fill Request, Agenda Page 22-1, is attached to these Minutes.)

SHERIFF’S OFFICE – APPROVED POSITION FILL REQUEST (1)

1. Deputy Sheriff Trainee, Position Number 550430101

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 23-1, is attached to these Minutes.)

VARIOUS DEPARTMENTS – APPROVED TRAVEL/TRAINING REQUESTS (6)

DEPARTMENTS

TRAVEL/TRAINING REQUESTS

- | | |
|--------------------------|-------------------------|
| 1. Support Services | Request Number 1 |
| 2. Board of Registrars | Request Number 1 |
| 3. Sheriff’s Office | Request Number 2 |
| 4. Appraisal Department | Request Number 1 |
| 5. Community Corrections | Request Numbers 3 and 4 |

Commissioner Singleton made a motion to approve the Travel/Training Requests. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of the Travel/Training Requests, Agenda Pages 24-1 through 24-6, are attached to these Minutes.)

WAIVE RULE

COUNTY COMMISSION – APPROVED ADMENDMENT I TO MEMORANDUM OF AGREEMENT WITH QUESTIA CORPS, LLC CONCERNING GRANT EVALUATION SERVICES FOR THE BJA FY16 JUSTICE AND MENTAL HEALTH COLLABORATION PROGRAM: PLANNING AND IMPLEMENTATION GRANT AWARD NUMBER 2016-MO-BX-0019

Vice Chairman Walker made a motion to approve the Amendment I to Memorandum of Agreement between Questia Corps, LLC concerning grant evaluation services for the BJA FY16 Justice and Mental Health Collaboration Program: Planning and Implementation Grant Award Number 2016-MO-BX-0019. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Email, Amendment, and Excerpt of May 15, 2017 Minutes, Agenda Pages 25-1 through 25-10, are attached to these Minutes.)

COMMENTS BY COMMISSIONERS

Commissioner Singleton made remarks regarding Ms. Croskey's interest in getting her neighborhood road paved. He said he wished he could pave everyone's street and driveways but if it is not a public road, there is nothing he can do about it. He stated County Engineer George Speake has researched the issue concerning Jones Road and it has been determined it is partly owned by the County and partly owned by private citizens.

Commissioner Sankey said he was elated to see his constituents from the Flatwood Community. He encouraged the citizens to attend the County Commission Meetings often. Commissioner Sankey told the citizens of Flatwood that he will get with his fellow Commissioners and discuss the heating issue at the community center. He also thanked the Commissioners for approving to move forward with the upgrade and renovation of the Flatwood Community Center. Commissioner Sankey then acknowledged Alabama Power Company Vice-President Leslie Sanders. He said Ms. Sanders will help oversee the construction of the whitewater park that will be constructed in Montgomery. Commissioner Sankey stated that he hopes to see minority participation in both the building of the park and in the selection of vendors. He thanked everyone for all that they do and said it is an honor for him to represent Montgomery County District 4.

Vice Chairman Walker said it was good to see a diverse crowd. She said there are a lot of good things going on in Montgomery County and she encouraged everyone to continue to be a positive voice in Montgomery. Vice Chairman Walker stated that positive things are happening in the school system and there is new leadership that will be taking Montgomery in a new direction.

Chairman Dean said he was glad to see the citizens of Flatwood. He said he is very familiar with the area because he played baseball there years ago. Chairman Dean also said that he and Commissioner Harris enjoy attending the Christmas Luncheon at the Community Center. He assured the residents of Flatwood that they are a part of Montgomery County and the Commission is going to do everything it can to help improve the neighborhood.

Commissioner Harris said he wanted to reiterate what Chairman Dean had stated. He said he does not want any citizen of Montgomery County to feel as if they are being neglected. Commissioner Harris told the residents of Flatwood that the Commissioners rely on them to let them know the issues and needs they have in their communities. He said the need of Flatwood has come to the Commissioners attention and they are now donating one hundred thousand dollars to address it. Commissioner Harris said no one should be in a building that is owned by the County without heat or air. He thanked some of his constituents from his district and everyone for attending the meeting.

RECESS TO INFORMATION SESSION

Chairman Dean recessed to the Information Session.

INFORMATION SESSION

COMMENTS FROM SCHEDULED ATTENDEES, STAFF, AND COMMISSIONERS

PRESENTATION BY JUVENILE DETENTION DIRECTOR BRANDI ALEXANDER

Juvenile Detention Director Brandi Alexander briefed the Commission regarding Contracts for Housing Juveniles at the Montgomery County Youth Facility for Autauga, Butler, Chilton, Elmore and Monroe Counties and the City of Prattville. Commissioner Harris stated that the verbiage on the contracts needed to be revised. After discussion, the Commission agreed to place these contracts on the next agenda.

PRESENTATION BY ARCHITECTS FREDDIE LYNN AND RICHARD PAINTER WITH GOODWYN, MILLS AND CAWOOD AND GENERAL SERVICES DIRECTOR LAMAR ALLEN

Architects Freddie Lynn and Richard Painter with Goodwyn, Mills and Cawood presented a cost estimate from Gleeds and a report from Weatherford & Day Engineers, Inc., concerning the Perry Street Parking Deck renovations and structural evaluation. Mr. Painter stated that it is Goodwyn, Mills and Cawood's recommendation for the County to renovate the existing parking deck. The other two options were to demolish the deck and pave the lot or demolish the deck and build a new one. The Commission discussed the cost to rent spaces to the City. Administrator Mims stated that he would work with the City regarding the rent.

COMMENTS FROM ADMINISTRATOR MIMS AND DEPUTY ADMINISTRATOR CAUTHEN

Deputy Administrator Cauthen presented Amendment Number 1 to Contract with Falls Facility Services regarding a one (1) year extension, beginning January 1, 2020, and ending on December 31, 2020, with a 5% price increase for janitorial services. After discussion, the Commission asked that this item be re-bid.

Commissioner Harris stated that he would like the proposed revised Minority and Women-Owned Business Initiative policy to be on the November 4, 2019 Briefing Memo for discussion. Administrator Mims stated that he and Deputy Administrator Cauthen were working on the revision.

Vice Chairman Walker presented a letter from Sight Savers America (SSA) requesting \$11,150 for Program Services. The Commission agreed for representatives from SSA to make a presentation at the next meeting.

Vice Chairman Walker had to leave the meeting to attend a previously scheduled appointment.

Deputy Administrator Cauthen presented a Bid Award to Chappy's Deli regarding catering of food trays, Bid Number 51988-20B-002. After discussion, the Commission agreed to place this item on the next agenda.

Deputy Administrator Cauthen presented a Bid Award to Chappy's Deli for the Employee Luncheon, Bid Number 51988-19B-033. After discussion, the Commission agreed to place this item on the next agenda. Administrator Mims noted that he would be discussing the 2019 Employee Recognition and Appreciation Luncheon at the next meeting.

The Commission discussed the short fall funding agreement regarding the renovation of Garrett Coliseum and directed Commissioners Harris and Singleton to negotiate an agreement with the City of Montgomery.

Administrator Mims briefed the Commission regarding Board Member Appointments to the Southeast Alabama Emergency Medical Services Council, Inc., expiring November 3, 2019. He noted that John Treat did not wish to serve another term. Commissioner Harris stated that he would nominate someone to replace John Treat.

Administrator Mims presented a letter from Farm Director Caylor Roling and Good Food Day Coordinator Amanda Edwards with E.A.T. South requesting \$2,000 from each Commissioner for Educational Programs. The Commission agreed to discuss this item at the next meeting.

Administrator Mims presented a letter from Director Janette Grantham with VOCAL requesting \$5,000 for Program Services. The Commission agreed to discuss this item at the next meeting.

Administrator Mims presented a letter from Chairman Robert A. Wagstaff with ACTS-CDC regarding Financial Information. During the Formal Session he made a presentation.

Commissioner Harris stated that he wants to support the program, but he would call Mr. Wagstaff to discuss some items in the ACTS-CDC Budget.

Administrator Mims presented an email from Louis C. Cardinal, III, with Thornton Farish Inc., requesting that the Montgomery County Commission Participate in the Alabama Department of Transportation's Standard & Poor's Hypothetical Credit Evaluation Review of the Alabama Transportation Infrastructure Bank ("Bank") (Act No. 2015-50 as amended by Act No. 2018-290). The review will not affect the current Standard & Poor's credit rating on our outstanding County debt. The Commission directed Administrator Mims to authorize the request if he was comfortable with it.

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

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

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

ADJOURNMENT

Commissioner Harris made a motion to adjourn the meeting of the Montgomery County Commission on October 21, 2019, at 11:12 a.m. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission.

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 9-27-19

Check Number	To	Check Number
289109		289175
Total Checks Paid		\$510,505.38

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

10-21-19 Meeting

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 9-27-19

Check Number	To	Check Number
289176		289282
Total Checks Paid		\$634,406.92

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

AGENDA

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MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 10-4-19

Check Number	To	Check Number
289283		289326
Total Checks Paid		\$1,449,318.95

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

10-21-19 Meeting

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 10-4-19

Check Number	To	Check Number
289327		289406
Total Checks Paid		\$658,645.28

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

10/21/19 Meeting

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING TRANSACTIONS WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED
10/11/19

Payroll Check Number	133041	To	Payroll Check Number	133107	\$	50,402.73
Direct Deposits					\$	881,364.73
Payroll Check Number	133108	To	Payroll Check Number	133126	\$	54,842.11
Direct Deposits					\$	614,073.69
Federal Deposits					\$	305,744.75
Total Payroll Paid					\$	1,906,428.01

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

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

OCT 21 2019

October 18, 2019

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims *DLM*
County Administrator

SUBJECT: Resolution Authorizing a Funding Agreement with the Montgomery County
Community Cooperative District

The Montgomery County Commission, at its meeting on October 7, 2019, agreed to place on the next agenda a Resolution Authorizing a Funding Agreement with the Montgomery County Community Cooperative District.

I am requesting that the Commission adopt this Resolution.

DLM/tn

Attachment

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

1-1

**RESOLUTION AUTHORIZING A FUNDING AGREEMENT WITH
MONTGOMERY COUNTY COMMUNITY COOPERATIVE DISTRICT**

WHEREAS, Montgomery County Community Cooperative District (the "District") has been formed to acquire, construct, equip and operate whitewater rafting and other recreational facilities, entertainment facilities, dining facilities, retail facilities and other related and/or additional facilities (collectively, the "Project") within the City of Montgomery, Alabama on certain property adjacent to Maxwell Air Force Base; and

WHEREAS, the Project will be developed in phases with the initial phase including the whitewater rafting facilities; and

WHEREAS, the District will finance the Project in part through the issuance of its revenue bonds (the "Bonds"); and

WHEREAS, the Montgomery County Commission (the "Commission") has determined the Project will encourage and promote tourism and convention business and will generate substantial economic benefit for Montgomery County, Alabama (the "County") through the creation of jobs and the expansion of the County's tax base; and

WHEREAS, the County has agreed to support the Project and to provide a share of the funding for the Project by entering into a Funding Agreement (the "Funding Agreement") with the District pursuant to which the County will agree to pay the principal and interest on the Bonds; and

WHEREAS, the County's obligation under the Funding Agreement will be a general obligation of the County, secured by the full faith and credit of the County, and will also be secured by a pledge of the proceeds of the rental tax levied by the County pursuant to Act No. 2019-091 enacted during the 2019 Regular Session of the Alabama Legislature (the "Rental Tax Proceeds"); and

WHEREAS, the Bonds will be issued under the terms of a Trust Indenture between the District and a commercial bank, as trustee for the purchasers and holders of the Bonds (the "Trust Indenture"); and

WHEREAS, a notice was published in the *Montgomery Advertiser* on October 13, 2019, pursuant to Amendment No. 713 and Amendment No. 772 to the Constitution of Alabama of 1901.

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

1. Subject to the conditions contained in this resolution, the Commission does hereby authorize its Chairman to execute the Funding Agreement substantially in the form attached hereto as Exhibit I with such additions, deletions and changes as the Chairman shall approve, which approval shall be sufficiently evidenced by his execution of such Agreement. The County's

payment obligations under the Funding Agreement shall be a general obligation of the County, secured by the full faith and credit of the County, and will also be secured by a pledge of the proceeds of the rental tax levied by the County pursuant to Act No. 2019-091 enacted during the 2019 Regular Session of the Alabama Legislature (the "Rental Tax Proceeds"), as provided in the Funding Agreement. The County covenants and agrees that so long as the Bonds are outstanding, the County will not make any pledge of the Rental Tax Proceeds to secure any obligation that is prior to or on a parity of lien with the pledge thereof made in the Funding Agreement. The authorization of the Funding Agreement is further subject to the following requirements:

(a) The Bonds shall bear interest at fixed rates that will be determined at the time of the sale of the Bonds; provided, however, the interest rates on the Bonds shall not exceed 7.00% and the net interest cost on the Bonds shall not exceed 7.00%.

(b) The principal of the Bonds shall be payable in installments due on November 1 of each year in such amounts as shall be approved by resolution of the Commission prior to the issuance of the Bonds. The interest on the Bonds shall be payable on May 1 and November 1 of each year following the issuance of the Bonds.

(c) The final maturity of the Bonds shall be no later than 30 years after the date of the Bonds.

(d) The Bonds shall be subject to redemption in whole or in part, at the option of the District (but with the prior written consent of the County), on redemption dates and at redemption prices consistent with the requirements of Sections 11-82-3 and 11-82-4 of the Code of Alabama 1975, as amended.

2. The Commission shall approve by subsequent resolution such other matters and documents as may be necessary, appropriate or helpful in connection with the sale and issuance of the Bonds and the authorization of the Funding Agreement. In anticipation of the sale and issuance of the Bonds, the Chairman of the Commission, all other members of the Commission, the County Administrator and any other officer of the County are hereby authorized and directed to do and perform or cause to be done and performed in the name and on behalf of the County such other acts, to pay or cause to be paid on behalf of the County such related costs and expenses, and to execute and deliver or cause to be executed and delivered in the name and on behalf of the County such other notices, requests, demands, directions, consents, approvals, orders, applications, certificates, agreements, further assurances, or other instruments or communications, under the official seal of the County, or otherwise, as they or any of them may deem necessary, advisable, or appropriate, subject to the limitations herein, in order to (i) carry into effect the intent of the provisions of this resolution, (ii) demonstrate the validity of the Bonds, the Funding Agreement and the security therefor or (iii) facilitate the transaction contemplated herein and in the Funding Agreement.

3. The Commission hereby determines that the expenditure of public funds pursuant to the Funding Agreement to pay debt service on the Bonds will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities.

FUNDING AGREEMENT

THIS FUNDING AGREEMENT dated October 21, 2019 (the "Agreement") is entered into by **MONTGOMERY COUNTY, ALABAMA** (the "County") and **MONTGOMERY COUNTY COMMUNITY COOPERATIVE DISTRICT** (the "District").

RECITALS

A. The District was formed to acquire, construct, equip and operate whitewater rafting and other recreational facilities, entertainment facilities, dining facilities, retail facilities and other related and/or additional facilities (collectively, the "Project") located within the City of Montgomery, Alabama on certain property adjacent to Maxwell Air Force Base.

B. The County believes that the Project will encourage and promote tourism and convention business and will generate substantial economic benefit for the County through the creation of jobs and the expansion of the County's tax base. The County has agreed to support the Project and to provide a share of the funding for the Project as set forth in this Agreement.

C. The Project will be developed in phases with the initial phase including the whitewater rafting facilities. The District will finance the Project in part through the issuance of its revenue bonds (the "Bonds"). Pursuant to this Agreement the County has agreed to make the County Contributions (defined herein) to the District to provide funds for the payment of the Bonds. The Bonds will provide a portion of the funding for the Project. The County's obligation under this Agreement to make the County Contributions will be a general obligation of the County, secured by the full faith and credit of the County, and will also be secured by a pledge of the proceeds of the rental tax levied by the County pursuant to Act No. 2019-091 enacted during the 2019 Regular Session of the Alabama Legislature (the "Rental Tax Proceeds").

D. The District and the County have the power to undertake the obligations described in this Agreement under the provisions of Alabama law, including without limitation (i) Section 11-99B-12 of the Code of Alabama 1975, as amended ("Section 11-99B-12"), (ii) Amendment 713 to the Constitution of the State of Alabama ("Amendment 713") and (iii) Amendment 772 to the Constitution of the State of Alabama (Section 94.01 of the Official Recompilation of the Constitution of Alabama of 1901) ("Amendment 772").

NOW, THEREFORE, in consideration of the respective representations and agreements herein contained, the parties hereto agree as follows:

Section 1. Findings and Determinations by County.

The County hereby finds and determines that:

(a) This Agreement is authorized by Alabama law, including without limitation (i) Section 11-99B-12, (ii) Amendment 713 and (iii) Amendment 772.

(b) Notice was published in the *Montgomery Advertiser* on October 13, 2019, pursuant to Amendment No. 713 and Amendment No. 772 to the Constitution of Alabama of 1901 setting forth the information required to be addressed thereby with respect to the County's payments under this Agreement.

(c) The County Contributions to be made pursuant to this Agreement will benefit the people of the County to an extent that fully warrants and justifies such appropriations.

(d) The expenditure of public funds pursuant to this Agreement will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities

(e) The County is making public funds available to the District for the purpose of promoting the economic development of the County. The County has determined that the execution and delivery of this Agreement and the consummation of the transactions described herein will promote economic development in the County as follows:

(i) The construction and operation of the Project are in the economic interest of the County. The District, by way of the Project, will provide an opportunity for employment of residents of the County on both a temporary and permanent basis.

(ii) The Project will provide an opportunity for the District to attract larger and additional cultural, recreational, sports and convention activities to the County. These activities will bring more people to the restaurants, hotels and retail establishments in the County, all of which will expand the County's tax base.

(iii) The availability of quality cultural events, recreational activities and sporting events in the County through the continued operation of the Project will aid in the economic development of the County by providing an incentive for businesses to locate, expand or remain in the County.

(f) The Bonds shall be issued by the District and shall be limited obligations of the District payable solely out of the County Contributions. Under the provisions of Amendment 772, neither the Bonds nor the payment obligation of the County under this Agreement shall constitute a debt of the County for purposes of the debt limitation provisions of Section 225 of the Constitution of the State of Alabama, as amended.

Section 2. Issuance of Bonds and District Covenants.

(a) This Agreement may be executed and delivered prior to the date of issuance of the Bonds; however, this Agreement will not become effective until the Bonds are issued.

(b) This Agreement will expire and terminate if the Bonds have not been issued by December 31, 2021.

(c) The Bonds will have a term of not more than 30 years from their date of issuance. The District shall not issue additional bonds payable from or secured by the County Contributions under this Agreement without the prior written consent of the County. The District will not refund the Bonds without the prior written consent of the County. Any refunding of the Bonds shall not in any event increase the amount of the County Contributions or extend the obligation of the County past the original maturity date of the Bonds without the prior written consent of the County.

(d) The County shall have the right to review the documents related to the issuance of the Bonds and to approve or reject the terms of the Bonds prior to the closing on the Bonds. The County's approval of the terms of the Bonds shall be evidenced by a resolution of the Montgomery County Commission approving of such terms.

Section 3. County Contributions.

(a) During the term of this Agreement the County shall make payments to the District in amounts and at times sufficient to pay the principal and interest on the Bonds as such principal and interest comes due (the "County Contributions"). The County's obligation to make the County Contributions is a general obligation of the County, secured by the full faith and credit of the County, and is further secured by a pledge of the Rental Tax Proceeds. Except for the pledge of the Rental Tax Proceeds, the County's obligation to make the County Contributions does not include a special pledge of any tax revenues collected by the County. The County covenants and agrees that so long as the Bonds are outstanding, the County will not make any pledge of the Rental Tax Proceeds to secure any obligations that is prior to or on a parity of lien with the pledge made herein to secure the County Contributions.

(b) The term of this Agreement shall end on the final maturity of the Bonds; provided, however, that this Agreement shall automatically terminate prior to the stated termination date if the Bonds have been paid in full. The term of this Agreement may not be extended without the prior written consent of the County.

(c) The County acknowledges that the District will pledge and assign the County Contributions as security for the payment of the Bonds and hereby consents to such pledge and assignment. When the Bonds are issued, the District shall deliver written notification of the assignment, including payment instructions for the trustee for holders of the Bonds. The County Contributions shall be paid directly to such trustee.

(d) The obligation of the County to make the County Contributions and to perform and observe the other agreements on its part contained herein shall be absolute and unconditional, irrespective of any rights of set-off, recoupment or counter-claim the County might otherwise have against the District. The County shall not suspend or discontinue the payment of any County Contributions or fail to perform and observe any of its other agreements and covenants contained in this Agreement or terminate this Agreement for any cause whatsoever while the Bonds are outstanding.

Section 4. Third Party Beneficiary Agreement.

This Agreement shall be considered a third-party beneficiary contract, and the trustee under the indenture pursuant to which the Bonds will be issued and the holders of the Bonds shall be deemed to be third party beneficiaries of the covenants and agreements on the part of the County and the District contained herein as fully and completely as if said holders were parties hereto. The County acknowledges and agrees (i) that its said covenants and agreements are binding, (ii) that its performance of said covenants and agreements may be enforced through legal or equitable actions in a court of competent jurisdiction, (iii) that the officers of the County can be compelled by mandamus to perform the acts required by this Agreement, and (iv) that the obligation of the County to appropriate and pay the County Contributions to the District and to perform and observe the other agreements and covenants on its part herein contained shall be an absolute and unconditional general obligation of the County for payment of which the County hereby irrevocably pledges its full faith and credit, irrespective of any rights of set-off, recoupment or counterclaim it might otherwise have against the District.

Section 5. Termination.

If the Bonds have not been issued by December 31, 2021, this Agreement shall terminate on January 1, 2022. If the Bonds have been issued by December 31, 2021, this Agreement shall terminate upon the final payment and retirement of the Bonds.

Section 6. Miscellaneous.

(a) No modification, amendment or alteration of this Agreement shall be effective unless in writing and signed by the County and the District; *provided, however*, that no modification, amendment or alteration of this Agreement may be made that would (i) reduce or eliminate the amount of the County Contributions, (ii) change the timing or due date of the County Contributions, (iii) terminate or alter the assignment of this Agreement to the trustee for holders of the Bonds, or (v) in any way adversely affect the interest of the holders of the Bonds, unless (A) the County and the District obtain the prior written consent of the holders of the Bonds and (B) each rating agency that maintains a rating on the Bonds confirms in writing that such modification, amendment or alteration will not cause or result in a reduction or withdrawal of such rating.

(b) The provisions of this Agreement shall be severable. In the event any provision hereof shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any of the remaining provisions hereof.

[signatures appear on following page]

IN WITNESS WHEREOF, the County and the District have caused this instrument to be duly executed as of the date set forth above.

MONTGOMERY COUNTY, ALABAMA

By: _____

Title: _____

**MONTGOMERY COUNTY COMMUNITY
COOPERATIVE DISTRICT**

By: _____

Title: _____

NOTICE

Notice is given by Montgomery County (the "County") pursuant to Amendment 713 and Amendment 772 to the Constitution of Alabama of 1901 that the County proposes to lend its credit in support of an economic development project, as described below. The Montgomery County Community Cooperative District (the "District") was formed to acquire, construct, equip and operate whitewater rafting and other outdoor recreational facilities, entertainment facilities, lodging and conference facilities, dining facilities, retail facilities, parking facilities and other related and/or additional facilities (the "Project") located within the City of Montgomery, Alabama on certain property adjacent to Maxwell Air Force Base. Southern Whitewater Development Group ("SWDG"), or one or more related entities, will be engaged by the District to design and operate the whitewater rafting facilities and to develop the other Project real estate. The District will finance the Project, in part, through the issuance of its revenue bonds (the "Bonds"). Pursuant to a funding agreement, the County will agree to provide funds to the District for the payment of the debt service on the Bonds. The Montgomery County Commission intends to consider a resolution authorizing the funding agreement at its meeting on October 21, 2019. The County believes that the Project will (i) encourage and promote tourism and convention business in the County, (ii) provide an opportunity for employment of residents of the County on both a temporary and permanent basis as a result of the construction and operation of the Project, (iii) provide an opportunity to attract larger and additional cultural, recreational, sports and convention activities to the County and (iv) bring more people to the restaurants, hotels and retail establishments in the County, all of which will expand the County's tax base. Further, the County believes the availability of quality cultural events, recreational activities and sporting events in the County through the operation of the Project will aid in the economic development of the County by providing an incentive for businesses to locate, expand or remain in the County. The County does not expect to lend its credit or grant public funds or things of value directly to any private individual or entity in connection with the Project; provided, proceeds of the Bonds may be used by the District to pay SWDG's fees with respect to the design and operation of the whitewater rafting facilities and the development of the other Project real estate. Proceeds of the Bonds may also be used to compensate other yet to be identified individuals or entities that provide goods or services in connection with the Project. Improvements to Project real estate provided with proceeds of the Bonds are expected to benefit private businesses and other individuals and entities, other than in their capacity as members of the general public, and the District may lease, sell or otherwise provide for the use of Project real estate and facilities by such private businesses and other individuals and entities at a price less than the fair market value thereof.
Mont. Adv. 10/13
3835514

MEMORANDUM**October 3, 2019**

To: Donnie Mims

From: Thomas T. Gallion, III

Re: White Water Funding Agreement and Resolution



I have reviewed all redline versions of the Funding Agreement drafts and the draft Resolution.

These documents are acceptable. The Agreement and Resolution will be binding on all parties upon execution.

You requested that I keep Tyrone up to date on this matter, which I am doing.

I am also of the opinion that the services provided for in this agreement 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 agreement should not be executed if it is the desire of the Montgomery County Commission.

cc: Tyrone Means

50051-317

OCT 21 2019



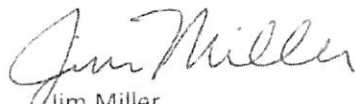
PIKE ROAD VOLUNTEER FIRE PROTECTION AUTHORITY

3427 Wallahatchee Rd. • P.O. Box 640099 • Pike Road, AL 36064 • (334) 271-1048

Dear Commissioners,

Enclosed herewith please find the Pike Road Volunteer Fire Protection Authority's ("PRVFPA") application for amendment to its certificate of incorporation along with supporting documents. As you may be aware, the County Commission approved the original Certificate of Incorporation for the PRVFPA in 1992. That original certificate of incorporation, along with original application and meeting minutes from the County Commission whereby the application was approved, are attached. I am sure you will agree that since 1992 Pike Road has changed significantly, and with it so have the operations of the PRVFPA and service demands made upon it. With this application, the Board is requesting that the County Commission approve amendments that are being made to update the Certificate of Incorporation to reflect the PRVFPA's current financial and organization operations. The County Commission must approve this application under Ala. Code (1975) 11-88-5(c)-(d) before the PRVFPA can move forward for final certification with a filing in the Probate Court. Please review and consider the application for approval at your next meeting.

Sincerely,


Jim Miller
Board Chairman PRVFPA

RESOLUTION

WHEREAS, James R. Miller, Jimmy Grubbs, David Livingston, Janet Roberts, and Brian Shelton made an application in accordance with Alabama Code (1975) §11-88-5 for authority to amend the Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority for the purpose of updating the Certificate of Incorporation to reflect its current financial and organization operations; and

WHEREAS, the original Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority was authorized by the County Commission of Montgomery County, Alabama on July 27, 1992; and

WHEREAS, the Board of Directors of the Pike Road Volunteer Fire Protection Authority adopted a resolution authorizing and declaring its intention to apply for approval of the Amended and Restated Certificate of Incorporation of Pike Road Volunteer Fire Protection Authority; and

WHEREAS, the amendment will promote the public health, convenience, and welfare; that each of the applicants is a resident of, and owner of real property in, the areas of the county in which the Authority renders fire protection service, and that each of them is a duly qualified elector of said County; and

WHEREAS, the Pike Road Volunteer Fire Protection Authority has petitioned the Montgomery County Commission to adopt a resolution declaring that it has reviewed the contents of this application and has found and determined as a matter of fact that the statements contained in the application are true, and authorizing this amendment to the original Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority,

NOW, THEREFORE, BE IT RESOLVED, that the Montgomery County Commission declares that it has reviewed the contents of this application and has found and determined as a matter of fact that the statements contained in the application are true, and authorizes and approves this amendment to the original Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority.

We hereby certify that the above Resolution was adopted by the Montgomery County Commission on this the 21st of October 2019.

Elton N. Dean, Sr., Chairman

Ronda M. Walker, Vice Chairman

Daniel Harris, Jr., Commissioner

Isaiah Sankey, Commissioner

Doug Singleton, Commissioner

**RESOLUTION TO AMEND PIKE ROAD VOLUNTEER FIRE PROTECTION
AUTHORITY CERTIFICATE OF INCORPORATION**

WHEREAS, the Application to Incorporate the Pike Road Volunteer Fire Protection Authority was approved by the Montgomery County Commission on July 27, 1992; and

WHEREAS, the Judge of Probate of Montgomery County certified that the Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority was properly filed and recorded with the Montgomery County Probate Court on August 20, 1992; and

WHEREAS, Alabama Code (1975) §11-88-5 states that the certificate of incorporation of any authority incorporated under the provisions of that article may at any time and from time to time be amended in the manner provided in that section; and

WHEREAS, there have been changes to the nature and kind of the authority's organizational structure, operations, funding sources and service requirements, among other changes; and

WHEREAS, the Board of Directors of the Pike Road Volunteer Fire Protection Authority wish to institute changes to the Certificate of Incorporation such that it reflects the current operations of the authority; and

WHEREAS, the Board of Directors has reviewed the proposed Amended and Restated Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority set forth in full herein this resolution.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Directors of the Pike Road Volunteer Fire Protection Authority hereby approves the proposed Amended and Restated Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority and authorizes application for approval of the same to the Montgomery County Commission of the amendment such that the Certificate of Incorporation will now read in its entirety as follows:

**AMENDED AND RESTATED CERTIFICATE OF INCORPORATION OF
PIKE ROAD VOLUNTEER FIRE PROTECTION AUTHORITY**

ARTICLE I.

A. The names and residence addresses of the applicants for this amendment to the original Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority are: James R. Miller, 3255 Mathews Rd., Mathews, Alabama 36052; Jimmy Grubbs, 10608 Old Pike Road, Mathews, Alabama 36052; David Livingston, 9021 Black Cherry Trail., Pike Road, Alabama 36064, Janet Roberts, 1218 Foggy Hollow Trail, Fitzpatrick, Alabama 36029; and Brian Shelton, 811 Macon County Rd., Cecil, Alabama 36013.

B. Each of the above is a resident of and an owner of real property in Montgomery County and each is a duly qualified elector of Montgomery County.

ARTICLE II.

The name of the Authority is "Pike Road Volunteer Fire Protection Authority."

ARTICLE III.

The period of the Authority's existence is perpetual.

ARTICLE IV.

In accordance with Ala. Code § 11-88-5, on _____, the Montgomery County Commission adopted a resolution determining that the statements contained in the Pike Road Volunteer Fire Protection Authority's application were true.

ARTICLE V.

The principal office of the Pike Road Volunteer Fire Protection Authority is located at 3427 Wallahatchie Rd, Pike Rd, AL 36064, and the agent in charge thereof upon whom process against this Authority may be served is Robin Powell, Secretary, Post Office Box 640099, Pike Road, Alabama 36064.

ARTICLE VI.

The areas in which the Authority renders fire protection service according to the original Certificate of Incorporation are as follows and are subject to amendment from time to time in the event new areas have been added or deleted from the rendering of service:

<u>Township</u>	<u>Ranges</u>	<u>Sections</u>
14N	20E	1-36
14N	19E	1, 12, 13, 24, 25, 36
15N	21E	4-9 14-19, 30,
15N	20E	1-36
15N	19E	1-3, 10-12,

		13-15,
		23-26, 36
16N	21E	19, 30-32
16N	20E	1-36
16N	19E	1, 2, 11-14,
		23-24, 25-27, 34-36
17N	20E	31, 32, 33, 34, 35
17N	19E	36

ARTICLE VII.

The Authority is organized for the purpose of rendering fire protection services, preventing or suppressing all dangerous and damaging fires and to save life, and property, administer first aid, promote safety, and assist any agency of the community, county, state or federal governments when called upon to do so for the purposes and objects hereinabove set forth.

This Fire Authority is a not-for-profit corporation with any funds raised by or obtained through the Montgomery County Association of Volunteer Fire Departments, service contracts with municipalities, community fund raising events, donations, or other receipts of funds as allowed for by §11-88-1 et seq. being used for improvement or acquisition of facilities, provision of general fire service operations, and/or equipment of the Fire Authority.

ARTICLE VIII.

The Authority may exercise the powers set forth in §11-88-1 et seq. and the following powers:

A. To encourage, solicit and receive funds in furthering the objectives of the Fire Authority.

B. To acquire by lease, option, purchase, gift, grant, devise or conveyance, or otherwise to hold, enjoy, possess, rent, lease and sell real or personal property or any interest therein that may be deemed to be in the best interest of the Fire Authority. To do and perform all other acts and things which may be incidental to and come legitimately within the scope of any and all foregoing objects, purposes or which may be necessary or appropriate of the carrying out and accomplishing of any and all of the foregoing objectives and purposes and exercise all rights and powers now conferred or which may hereafter be conferred on corporations not of a business character under the laws of the State of Alabama.

ARTICLE IX.

The Board of Directors shall be elected in accordance with Ala. Code §11-88-6.

Each director shall be reimbursed for expenses actually incurred by the director in and about the performance of the director's duties and shall further be compensated in accordance with the guidelines set forth in Ala. Code §11-88-6. The chairman of the board shall be further compensated in an additional amount to the other directors as set forth in §11-88-6.

A director may be removed from office in accordance with Ala. Code § 11-88-6.

ARTICLE X.

The corporation is not organized for pecuniary profit nor shall it have any power to issue certificates of stock or declare dividends, and no part of its net earnings shall inure to the benefit of any director or individual. The balance, if any, of all money received by the corporation from its operation, gifts, contributions, or otherwise, after the payment in full of any debt in operations of the corporation of whatsoever kind and nature shall be used and distributed exclusively for the purposes of acquisition, improvement or maintenance of Fire Authority facilities.

ARTICLE XI.

All changes in Fire Authority policy or amendments of this Charter shall be made in accordance with Alabama Code § 11-88-1 et seq.

Done this ____th day of _____, 2019.

IN WITNESS WHEREOF, the subscribers hereto have hereunto set their hands,
this ____ day of _____, 2019.

STATE OF ALABAMA)
MONTGOMERY COUNTY)

Before me, the undersigned, a Notary Public in and for said County in said State, personally appeared Jim Miller, Jimmy Grubbs, David Livingston, Janet Roberts and Brian

Shelton being known to me and who, being by me first duly sworn, deposes and says that they are the board of directors and applicants of Pike Road Volunteer Fire Protection Authority; that they are authorized to make this verification; and that the facts contained in the above are true and correct.

James R. Miller

Greg Deek

[Signature]

Benny Shelton

[Signature]

STATE OF ALABAMA

*

*

*

Montgomery COUNTY

ACKNOWLEDGEMENT

I, Robin Powell, a Notary Public in and for said County, in said State, hereby certify that, whose name is signed to the foregoing, and who is known to me, acknowledged before me on this day, that, having read the contents of this document, she executed the same on the day the same bears date.

Given under my hand and official seal this 24 day of September 2019.

Robin Powell

Notary Public

My commission expires 4/10/2023

**APPLICATION FOR AMENDMENT TO CERTIFICATE OF INCORPORATION OF
PIKE ROAD VOLUNTEER FIRE PROTECTION AUTHORITY**

The undersigned, James R. Miller, Jimmy Grubbs, David Livingston, Janet Roberts, and Brian Shelton make application in accordance with Alabama Code (1975) §11-88-5 for authority to amend the Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority for the purpose of updating the Certificate of Incorporation to reflect its current financial and organization operations.

The undersigned state that the original Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority was authorized by the County Commission of Montgomery County, Alabama on July 27, 1992.

The undersigned stated that the Board of Directors of the Pike Road Volunteer Fire Protection Authority has adopted a resolution authorizing and declaring its intention to apply for approval of the Amended and Restated Certificate of Incorporation of Pike Road Volunteer Fire Protection Authority, attached to this application, to the County Commission of Montgomery County, Alabama.

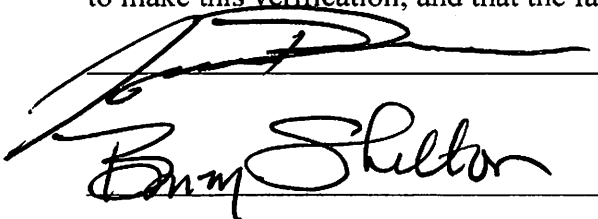
The undersigned state that the amendment will promote the public health, convenience, and welfare; that each of the applicants is a resident of, and owner of real property in, the areas of the county in which the Authority renders fire protection service, and that each of them is a duly qualified elector of said county.

The undersigned hereby petition the Board of County Commissioners of Montgomery County, Alabama, to adopt a resolution declaring that it has reviewed the contents of this application and has found and determined as a matter of fact that the statements contained in the application are true, and authorizing this amendment to the original Certificate of Incorporation of the Pike Road Volunteer Fire Protection Authority.

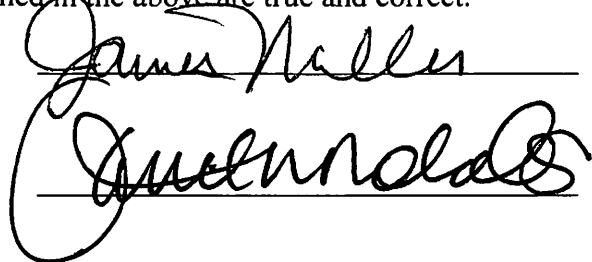
IN WITNESS WHEREOF, the subscribers hereto have hereunto set their hands, this 26 day of September, 2019.

STATE OF ALABAMA)
MONTGOMERY COUNTY)

Before me, the undersigned, a Notary Public in and for said County in said State, personally appeared Jim Miller, Jimmy Grubbs, David Livingston, Janet Roberts and Brian Shelton being known to me and who, being by me first duly sworn, deposes and says that they are the board of directors and applicants of Pike Road Volunteer Fire Protection Authority; that they are authorized to make this verification; and that the facts contained in the above are true and correct.



Brian Shelton



James Miller



STATE OF ALABAMA

*

*

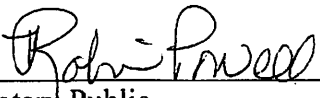
*

ACKNOWLEDGEMENT

Montgomery COUNTY

I, Robin Powell, a Notary Public in and for said County, in said State, hereby certify that, whose name is signed to the foregoing, and who is known to me, acknowledged before me on this day, that, having read the contents of this document, she executed the same on the day the same bears date.

Given under my hand and official seal this 26 day of September, 2019.


Notary Public
My commission expires 4/10/2023

CERTIFICATION

I, James R. Miller, hereby certify, acknowledge, and affirm that I am the Chairman of the Board of the Pike Road Volunteer Fire Protection Authority (the "Authority"), a public corporation organized or operated pursuant to or under the laws of the State of Alabama and located in Montgomery County, Alabama, and that the attached records are an exact, full, true, and correct copy of said records pertaining to the resolution passed by the Board of Directors to amend the original Certificate of Incorporation of the Authority.

I further certify that I am familiar with these records, and their mode of preparation and I further certify that they were made in the regular course of business of the Authority, and that it was the regular course of the business to make such records at the time of the events referred to in the records or within a reasonable time thereafter. I further certify that these records were made at the time the occurrences or events therein referred to occurred, or arose, or were made within a reasonable time thereafter. All of which I hereby certify and affirm on this the 26 day of September, 2019.


CHAIRMAN OF THE BOARD

STATE OF ALABAMA

*

ACKNOWLEDGEMENT

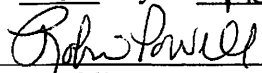
*

Montgomery COUNTY

*

I, Robin Powell, a Notary Public in and for said County, in said State, hereby certify that, whose name is signed to the foregoing, and who is known to me, acknowledged before me on this day, that, having read the contents of this document, she executed the same on the day the same bears date.

Given under my hand and official seal this 26 day of September, 2019.


Notary Public
My commission expires 4/10/2023

CERTIFICATION OF INCORPORATION
OF

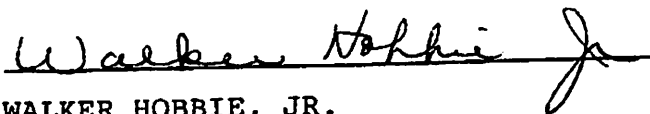
PIKE ROAD VOLUNTEER FIRE PROTECTION AUTHORITY

STATE OF ALABAMA)
MONTGOMERY COUNTY)

I, the undersigned Walker Hobbie, Jr., Judge of Probate of
Montgomery County, Alabama, hereby certify that the Certificate of

PIKE ROAD VOLUNTEER FIRE PROTECTION AUTHORITY
has this day been filed for record in the Probate Court of Montgomery
County, Alabama; and that the Certificate of Incorporation has been
recorded in compliance of Title 10-3A of the Code of Alabama.

IN WITNESS WHEREOF, I, the said Walker Hobbie, Jr., as the Judge
of Probate of Montgomery County, Alabama, hereunto set my name and
affix my seal of said probate on this the 20 day of August,
19 92.



WALKER HOBBIE, JR.

JUDGE OF PROBATE
MONTGOMERY COUNTY, ALABAMA

**CERTIFICATE OF INCORPORATION
OF
PIKE ROAD VOLUNTEER FIRE PROTECTION AUTHORITY**

ARTICLE I.

A. The names and residence addresses of the applicants and incorporators are as follows: Jane James, 9570 Vaughn Road, Pike Road, Alabama 36064; John R. McGregor, Jr., 2512 Old Pike Road, Pike Road, Alabama 36064; and Frances Ard, 6506 Carter Hill Road, Pike Road, Alabama 36064.

B. Each of the above is a resident of and an owner of real property in Montgomery County and each is a duly qualified elector of Montgomery County.

ARTICLE II.

The name of the Authority is "Pike Road Volunteer Fire Protection Authority."

ARTICLE III.

The period of the Authority's existence is perpetual.

ARTICLE IV.

In accordance with Ala. Code §11-88-3, on 7-27, 1992, the Montgomery County Commission adopted a resolution determining that the statements contained in Pike Road Volunteer Fire Protection Authority's application were true.

ARTICLE V.

The principal office of the Pike Road Volunteer Fire Protection Authority is located at Route #1, Pike Road, Alabama 36064, and the agent in charge thereof upon whom process against this Authority may be served is Frances Ard, Secretary, Post Office Box 640099, Pike Road, Alabama 36064.

ARTICLE VI.

The areas in which the Authority proposes to render fire protection service are as follows:

<u>Township</u>	<u>Ranges</u>	<u>Sections</u>
14N	20E	1-36
14N	19E	1, 12, 13, 24, 25, 36
15N	21E	4-9 14-19, 30,
15N	20E	1-36
15N	19E	1-3, 10-12, 13-15, 23-26, 36
16N	21E	19, 30-32
16N	20E	1-36
16N	19E	1, 2, 11-14, 23-24, 25-27, 34-36
17N	20E	31, 32, 33, 34, 35
17N	19E	36

ARTICLE VII.

The Authority is organized for the purpose of preventing or suppressing all dangerous and damaging fires and to save life, and property, administer first aid, promote safety, and assist any agency of the community, county, state or federal governments when called upon to do so for the purposes and objects hereinabove set forth.

This Fire Authority is a not-for-profit corporation with any funds raised by membership dues, community fund raising events, donations or other receipts of funds being used solely for improvement or acquisition of facilities and/or equipment of the Fire Authority.

ARTICLE VIII.

The Authority may exercise the powers set forth in § 11-88 et seq. and the following powers:

A. To encourage, solicit and receive funds in furthering the objectives of the Fire Authority.

B. To acquire by lease, option, purchase, gift, grant, devise or conveyance, or otherwise to hold, enjoy, possess, rent, lease and sell real or personal property or any interest therein that may be deemed to be in the best

interest of the Fire Authority. To do and perform all other acts and things which may be incidental to and come legitimately within the scope of any and all foregoing objects, purposes or which may be necessary or appropriate of the carrying out and accomplishing of any and all of the foregoing objectives and purposes and exercise all rights and powers now conferred or which may hereafter be conferred on corporations not of a business character under the laws of the State of Alabama.

ARTICLE IX.

Active members of the Fire Authority shall consist of those persons who have made application for membership and who shall have paid the dues prescribed by the board of directors of the current year.

Honorary members do not have the voting privileges of active members in any Fire Authority business.

ARTICLE X.

The Board of Directors shall be elected in accordance with Ala. Code § 11-88-6.

A director may be removed from office in accordance with the provisions contained in Ala. Code § 11-88-6.

ARTICLE XI.

The corporation is not organized for pecuniary profit nor shall it have any power to issue certificates of stock or declare dividends, and no part of its net earnings shall inure to the benefit of any member, or director, or individual. The balance, if any, of all money received by the corporation from its operation, gifts, contributions, or otherwise, after the payment in full of any debt in operations of the corporation of whatsoever kind and nature shall be used and distributed exclusively for the purposes of acquisition, improvement or maintenance of Fire Authority facilities.

ARTICLE XII.

All changes in Fire Authority policy or amendments of this Charter shall be made in accordance with Alabama Code § 11-88 et seq.

IN WITNESS WHEREOF, the subscribers hereto have hereunto set their hands, this 10th day of August, 1992.

Jane James
John R. McGregor, Jr.
Frances B. Ard

STATE OF ALABAMA
 MONTGOMERY COUNTY)

Before me, the undersigned, a Notary Public in and for said County in said State, personally appeared Jane James, Frances Ard and John R. McGregor, Jr. being known to me and who, being by me first duly sworn, deposes and says that they are the initial applicants and incorporators of Pike Road Volunteer Fire Protection Authority; that they are authorized to make this verification; and that the facts contained in the above and foregoing Articles of Incorporation are true and correct.

Jane James
Frances B. Ard
John R. McGregor, Jr.

GIVEN under my hand and seal of office, this the 10th day of August, 1992.

Philip E. Butler
 NOTARY PUBLIC

REGULAR ADJOURNED MEETING

MONTGOMERY COUNTY COMMISSION

JULY 27, 1992

PRESENT: Chairman Joseph, Members Bray, Gowan, Knight and McWhorter
(Engineer Trotter, Administrator Stockman and
Ms. Connie Caldwell, representing Attorney Gallion)

ABSENT: (Attorney Gallion)

The meeting was opened with prayer led by Mr. Bray.

Mr. McWhorter made a motion to approve the Minutes of the Regular Adjourned Meeting of July 20, 1992 as presented. The motion was seconded by Mr. Bray and unanimously approved by the Commission.

B U S I N E S S

PIKE ROAD VOLUNTEER FIRE PROTECTION AUTHORITY -
APPLICATION TO INCORPORATE APPROVED

Mr. Philip Butler, Attorney for the Pike Road Volunteer Fire Department, addressed the Commission and presented the following application for authority to incorporate:

APPLICATION FOR AUTHORITY TO INCORPORATE
PIKE ROAD VOLUNTEER FIRE PROTECTION AUTHORITY

The undersigned, Jane James, Frances Ard and John R. McGregor, Jr. do hereby make application in accordance with the provisions of Act No. 82-761, Second Session of the Legislature of Alabama, 1982, for authority to incorporate a public corporation for the purpose of operating a fire protection service in the following described area:

T14N, R20E, Sections 1-36; T14N, R19E, Sections 1,12,13,24,25,36; T15N, R21E, Sections 4-9, 14-19,30; T15N, R20E, Sections 1-36; T15N, R19E, Sections 1-3,10-12,13-15,23-26,36; T16N, R21E, Sections 19, 30-32; T16N, R20E, Sections 1-36; T16N, R19E, Sections 1,2,11-14,23-24, 25-27,34-36; T17N, R20E, Sections 31,32,33; 34,35; T17N, R19E, Section 36

The undersigned state that the Board of Directors of the Pike Road Volunteer Fire Department, Inc., owner of the legal or equitable title to an existing fire protection facility, plan to adopt a resolution at a special meeting declaring its intention to dissolve and convey to the Authority its interest in such existing system or facility. The establishment of an adequate fire protection facility will promote the public health, convenience and welfare; that each of the applicants is a resident of, and owner of real property in, the area or areas of the county in which the Authority proposes to render fire protection service, and that each of them is duly qualified elector of said county.

The undersigned hereby petition the Board of County Commissioners of Montgomery County, Alabama, to adopt a resolution declaring that it has reviewed the contents of this application and has found and determined as a matter of fact that the statements contained in the application are true, and authorizing the formation of a fire protection authority as provided in said Act No. 82-761, Second Session of the Legislature of Alabama, 1982.

After a brief discussion, Mr. Gowan made the motion to approve the request. The motion was seconded by Mr. McWhorter and unanimously approved by the Commission.

A D J O U R N M E N T

There being no further business to come before the Commission at this time, the meeting stood adjourned until Monday, August 10, 1992, at nine-thirty o'clock in the morning.

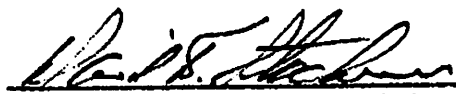
/s/ David T. Stockman
Administrator

/s/ W. F. Joseph, Jr.
Chairman

STATE OF ALABAMA
COUNTY OF MONTGOMERY

I, David T. Stockman, as Administrator of the County Commission of said County and State, hereby certify that the foregoing is a true and correct extract of the Minutes of the Regular Adjourned Meeting of the County Commission of Montgomery County, Alabama held on July 27, 1992.

This the 11th day of August, 1992.


David T. Stockman, Administrator

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

OCT 21 2019

October 18, 2019

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims *DLM*
County Administrator

SUBJECT: Resolution regarding Thanksgiving Holiday 2019

The Montgomery County Commission, at its meeting on October 7, 2019, agreed to place on the next agenda a Resolution authorizing the closing of the Montgomery County Courthouse and all county offices on Friday, November 29, 2019, in observance of Thanksgiving.

I am requesting approval of this item.

DLM/tn

Attachment

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

RESOLUTION

WHEREAS, Alabama Code § 11-1-8 provides that the County Commission of any county in the State of Alabama may by resolution authorize the offices of the officials of the county located in the county courthouse or other county building to be closed all day one weekday or any portion thereof of each week in addition to legal holidays; and,

WHEREAS, On October 1, 2019, Governor Kay Ivey authorized a holiday observance on Friday, November 29, 2019 (see attached Memorandum); and,

WHEREAS, the Montgomery County Commission wishes to close the county courthouse on Friday, November 29, 2019, to allow county employees to spend time with their families in observance of Thanksgiving,

NOW, THEREFORE, BE IT RESOLVED, that the Montgomery County Commission does hereby authorize the closing of the Montgomery County Courthouse and all county offices on Friday, November 29, 2019.

I hereby certify that the above
resolution was adopted by the
Montgomery County Commission,
on this, the 21st day of October, 2019.

ATTEST:

Elton N. Dean, Sr., Chairman
Montgomery County Commission

Donald L. Mims, Administrator

OFFICE OF THE GOVERNOR



STATE CAPITOL
MONTGOMERY, ALABAMA 36130

KAY IVEY
GOVERNOR

(334) 242-7100
FAX: (334) 242-3282

STATE OF ALABAMA

MEMORANDUM

TO: All State Department Heads

FROM: Governor Kay Ivey *Kay Ivey*

DATE: October 1, 2019

SUBJECT: Holiday Schedule

I have authorized the following holiday schedule for state employees:

Thanksgiving:

Thursday, November 28, 2019

Friday, November 29, 2019

Christmas:

Tuesday, December 24, 2019

Wednesday, December 25, 2019

New Year's Day:

Wednesday, January 1, 2020

All state offices will be closed on the above dates, except those in areas where it is essential to maintain personnel. If it is necessary for any employee to work on any of these holidays, they should be allowed time off as soon thereafter as possible.

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

OCT 21 2019

October 18, 2019

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims *DLM*
County Administrator

SUBJECT: Resolution regarding Christmas Holiday 2019

The Montgomery County Commission, at its meeting on October 7, 2019, agreed to place on the next agenda a Resolution authorizing the closing of the Montgomery County Courthouse and all county offices on Tuesday, December 24, 2019, in observance of Christmas.

I am requesting approval of this item.

DLM/tn

Attachment

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

4-1

RESOLUTION

WHEREAS, Alabama Code § 11-1-8 provides that the County Commission of any county in the State of Alabama may by resolution authorize the offices of the officials of the county located in the county courthouse or other county building to be closed all day one weekday or any portion thereof of each week in addition to legal holidays; and,

WHEREAS, On October 1, 2019, Governor Kay Ivey authorized a holiday observance on Tuesday, December 24, 2019 (see attached Memorandum); and,

WHEREAS, the Montgomery County Commission wishes to close the county courthouse on Tuesday, December 24, 2019, to allow county employees to spend time with their families in observance of Christmas,

NOW, THEREFORE, BE IT RESOLVED, that the Montgomery County Commission does hereby authorize the closing of the Montgomery County Courthouse and all county offices on Tuesday, December 24, 2019, contingent on the Governor authorizing the closing of state offices.

I hereby certify that the above resolution was adopted by the Montgomery County Commission, on this, the 21st day of October, 2019.

ATTEST:

Elton N. Dean, Sr., Chairman
Montgomery County Commission

Donald L. Mims, Administrator

OFFICE OF THE GOVERNOR

KAY IVEY
GOVERNOR



STATE CAPITOL
MONTGOMERY, ALABAMA 36130

(334) 242-7100
FAX: (334) 242-3282

STATE OF ALABAMA

MEMORANDUM

TO: All State Department Heads
FROM: Governor Kay Ivey *Kay Ivey*
DATE: October 1, 2019
SUBJECT: Holiday Schedule

I have authorized the following holiday schedule for state employees:

Thanksgiving:

Thursday, November 28, 2019

Friday, November 29, 2019

Christmas:

Tuesday, December 24, 2019

Wednesday, December 25, 2019

New Year's Day:

Wednesday, January 1, 2020

All state offices will be closed on the above dates, except those in areas where it is essential to maintain personnel. If it is necessary for any employee to work on any of these holidays, they should be allowed time off as soon thereafter as possible.

OCT 21 2019

MEMORANDUM

TO: Donald L. Mims, County Administrator

FROM: Tammy Turner, Buyer II TT

DATE: October 2, 2019

RE: Contract No. 52110-16B-038
Footwear

Request the attached Amendment No. 3 to be considered for approval on a future agenda.

This will allow for the contract with Gulf States Distributors to be extended for sixty (60) days, beginning October 17, 2019 and ending on December 16, 2019.

All other provisions of the contract shall remain the same.

This contract extension has been coordinated with Derrick Cunningham, Sheriff.

Attachment

**Montgomery County Commission
Purchasing Department
P. O. Box 1667
Montgomery, AL 36102**

Amendment
To
Contract # 52110-16B-038

Amendment No. 3

Contract with Gulf States Distributors for footwear, is hereby extended for sixty (60) days, beginning October 17, 2109 and ending December 16, 2019.

All other provisions of the contract remain the same.

WITNESS:

GULF STATES DISTRIBUTORS

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____

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

OCT 21 2019

September 26, 2019

MEMORANDUM

TO: Commissioner Elton Dean, Sr., Chairman
Montgomery County Commissioners

Cc: Janet Y. Buskey, Revenue Commissioner

FROM: Clay Henley, Chief Appraiser *CH*

SUBJECT: Fee Appraisal

I respectfully request your consideration and approval to enter into a contract with Valbridge Property Advisors to perform an independent fee appraisal for the property located at 100 Capitol Commerce Blvd. in Montgomery. It is also identified as tax parcel number 09 06 14 2 000 001.018. This request is due to pending litigation between the owner of the property and the Montgomery County Appraisal Department as to the fair market value of the property for the 2019 tax year.

CH

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

6-1

ENGAGEMENT/CONTRACT OF APPRAISAL ASSIGNMENT

CLIENT: Montgomery County Appraisal Department
C/O Clay Henley
101 S Perry Street
Montgomery, AL 36104

PROPERTY: 100 Capitol Commerce Blvd.
Montgomery, AL
Parcel Number: 09 06 14 2 000 001.018

FEE: \$4,600
LITIGATION SUPPORT: \$250/hour
DUE DATE: 30 days from signed engagement letter
PAYMENT TERMS: 30 days net
SCOPE: Market value of property for ad valorem taxes

PROCEED
WITH APPRAISAL: _____ (YES) _____ (NO)

Montgomery County Commission

Valbridge Property Advisors

BY: _____

BY: _____

TITLE: _____

TITLE: _____

DATE: _____

DATE: _____

By signing above, I acknowledge that I am responsible for payment for the appraisal services stated above. I agree that the payment terms above are not contingent upon any events including but not limited to: the conclusion of any specified or targeted value, any financing of the property, the purchase or sale of the property or any other related or unrelated events that involve the property.

PLEASE COMPLETE AND MAIL OR FAX TO:
ATTENTION: John E. Hall, III

62

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

OCT 21 2019

October 18, 2019

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims *DLM*
County Administrator

SUBJECT: Deduct Change Order Number 1 from Cleary Construction, Inc.

The Montgomery County Commission, at its meeting on October 7, 2019, agreed to place on the next agenda Deduct Change Order Number 1 from Cleary Construction, Inc., regarding Old Selma Road Clearing & Grubbing Package.

I am requesting approval of this item.

DLM/tn

Attachment

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

CONTRACT CHANGE ORDER		Date 9-24-2019	
		Project No. 170023	
		Project Name: Old Selma Road Park Clearing Package	
		Change Order No. 1	
You are hereby requested to comply with the following changes from the contract plans and specifications:			
Item No.	Description of changes - quantities, units, unit prices, change in completion schedule, etc.	Decrease in Contract Price	Increase in Contract Price
1	2	3	4
1.	Original contract amount minus the cost for (4) slope paved headwalls, 863 square yards of riprap, installation of 54 linear feet of 60" RCP, and credit for mulch left onsite.	\$20,000	
Change in Contract price due to this Change Order:			
3	Total Decrease	\$20,000.00	
4	Total Increase	\$0.00	
5	Difference between Columns (3) and (4)	\$20,000.00	
6	Net increase in contract price	-\$20,000.00	
Original Contract Price = \$ 152,730.00			
The sum of \$ is hereby <u>(deducted from)</u> (added to) the total contract price, and the adjusted contract price to date thereby is \$132,730.00			
This document shall become an amendment to the contract and all provisions of the contract will apply hereto.			
Recommended by _____ Engineer, Goodwyn Mills and Cawood, Inc.		<u>9-24-19</u> Date	
Accepted by _____ Contractor:		<u>9-24-19</u> Date	
Approved by _____ Owner:		_____ Date	
T:\+ Administration\Misc Forms\change order form.xls\CHGORI			

Tammy Nix

From: Taylor Watson <taylor.watson@gmcnetwork.com>
Sent: Wednesday, September 25, 2019 8:29 AM
To: Donald Mims
Cc: Max Vaughn; Lamar Allen; James Williams
Subject: FW: Old Selma Road Park
Attachments: Change Order #1 Signed GMC & CCI 9.24.pdf

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Donnie,

Attached is the change order form lowering the contract price \$20,000.00 which Joe and I have signed. Once the County signs, will you send us the document with everyone's signature included?

Thanks,

Taylor Watson
Engineering

T: 334.271.3200
C: 334.320.8578
D: 334.271.3200 ext.291
E: taylor.watson@gmcnetwork.com

2660 EastChase Lane
Suite 200
Montgomery, AL 36117

[Building Communities](#)

GMC

From: Joe Cleary <joeccleary@clearyconst.com>
Sent: Tuesday, September 24, 2019 2:10 PM
To: Taylor Watson <taylor.watson@gmcnetwork.com>; Donaldmims@mc-ala.org; Lamar Allen <LamarAllen@mc-ala.org>; JamesWilliams@mc-ala.org
Cc: Max Vaughn <max.vaughn@gmcnetwork.com>; Robbie Butler <robbiebutler@clearyconst.com>; Rhonda Thompson <rhondathompson@clearyconst.com>
Subject: RE: Old Selma Road Park

Taylor,

Attached is our signed copy of Change order No. 1. Let me know if I need to do anything else on our end. I will be getting pay app no. 2 ready to send over.

7.3

Thanks,

Joe H Cleary

Cleary Construction, Inc.

2006 Edmonton Road

Tompkinsville, Ky 42167

C: 270-427-0756

O: 270-487-1784 Ext. 33

F: 270-487-8029

Website: www.clearyconst.com



From: Taylor Watson <taylor.watson@gmcnetwork.com>

Sent: Tuesday, September 24, 2019 10:16 AM

To: Donaldmims@mc-ala.org; Lamar Allen <LamarAllen@mc-ala.org>; JamesWilliams@mc-ala.org; Joe Cleary <joeccleary@clearyconst.com>

Cc: Max Vaughn <max.vaughn@gmcnetwork.com>

Subject: Old Selma Road Park

Donnie and Joe,

Attached is the change order lowering the contract amount from \$152,730.00 to \$132,730.00. If both parties agree, please sign and send three copies to Goodwyn, Mills & Cawood for our records.

Thanks,

Taylor Watson

Engineering

T: 334.271.3200

C: 334.320.8578

D: 334.271.3200 ext.291

E: taylor.watson@gmcnetwork.com

2660 EastChase Lane

Suite 200

Montgomery, AL 36117

Building Communities

GMC

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

OCT 21 2019

October 17, 2019

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims *DLM*
County Administrator

SUBJECT: Payment of Final Invoice from Cleary Construction, Inc.

The Montgomery County Commission, at its meeting on October 7, 2019, agreed to place on the next agenda authorization of payment of Final Invoice from Cleary Construction, Inc., regarding Old Selma Road Park Clearing & Grubbing Package.

I am requesting approval of this item.

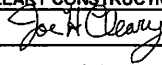
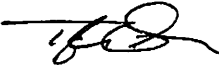
DLM/tn

Attachment

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

8-1

PROJECT: OLD SELMA ROAD PARK CLEARING & GRUBBING PACKAGE Montgomery County Commission GMC PROJECT NO. CMGM-170023 PARTIAL PAYMENT ESTIMATE				CONTRACT NO. CMGM-170023	
				PARTIAL PAYMENT ESTIMATE NO. 1	
				PAGE 2 of 2	
OWNER: <u>Montgomery Co. Commission</u>			CONTRACTOR: <u>CLEARY CONSTRUCTION, INC.</u>		
				FROM 8/1/2019 TO 9/1/2019	
CONTRACT CHANGE ORDER SUMMARY				ESTIMATE	
No.	Agency Approval Date	Amount			
		Additions	Deductions		
				1. Original Contract	\$ 132,750.00
				2. Change Orders	\$ -
				3. Revised Contract (1 + 2)	\$ 132,750.00
				4. Work Completed *	\$ 132,750.00
				5. Stored Materials *	\$ -
				6. Subtotal (4+ 5)	\$ 132,750.00
				7. Retainage *	\$ 13,275.00
				8. Previous Payments	\$ 105,210.00
TOTALS		\$ -		9. Amount Due (6-7-8)	\$ 14,265.00
NET CHANGE		\$ -		* Detailed breakdown attached	
CONTRACT TIME					
Original (days)	70	On Schedule ☒ Yes ☐ No		Starting Date	5/6/2019
Revised	115			Projected Completion	9/7/2019
Remaining	0				
CONTRACTOR'S CERTIFICATION: The undersigned Contractor certifies that to the best of their knowledge, information and belief the work covered by this payment estimate has been completed in accordance with the contract documents, that all amounts have been paid by the contractor for work for which the previous payment estimates was issued and payments received from the owner, and that current payment shown herein is now due. ARCHITECT OR ENGINEER'S CERTIFICATION: The undersigned certifies that the work has been carefully inspected and to the best of their knowledge and belief, The quantities shown in this estimate are correct and the work has been performed in accordance with the contract documents.					
Contractor <u>CLEARY CONSTRUCTION, INC.</u>			Architect or Engineer <u>Goodwyn, Mills & Cawood</u>		
By <u></u>			By <u></u>		
Date <u>9/26/2019</u>			Date <u>9/26/2019</u>		
APPROVED BY OWNER: Owner _____ By _____ Date _____ ACCEPTED BY AGENCY: The review and acceptance of this estimate does not attest to the correctness of the quantities shown or that the work has been performed in accordance with contract documents. By _____ Title _____ Date _____					

TOTAL WORK TO DATE	\$	131,750.00
STORED MATERIALS	\$	-
RETAINAGE @ 10%	\$	13,175.00
TOTAL DUE CONTRACTOR TO DATE	\$	118,575.00
LESS PREVIOUS PAYMENTS	\$	105,210.00
AMOUNT DUE FROM THIS ESTIMATE	\$	13,365.00

Tammy Nix

From: Taylor Watson <taylor.watson@gmcnetwork.com>
Sent: Friday, September 27, 2019 8:12 AM
To: Donald Mims
Cc: Lamar Allen; James Williams; Max Vaughn
Subject: RE: Old Selma Road Park
Attachments: 19055- Pay Estimate #2.1 Final quantities (002).pdf

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Donnie,

Please disregard the last pay app. Clearly included the retainage as part of the previous payment. The attached pay app is correct based on what the County previously paid.

Thanks,

Taylor Watson
Engineering

T: 334.271.3200
C: 334.320.8578
D: 334.271.3200 ext.291
E: taylor.watson@gmcnetwork.com

2660 EastChase Lane
Suite 200
Montgomery, AL 36117

[Building Communities](#)

GMC

From: Donald Mims <DonaldMims@mc-ala.org>
Sent: Thursday, September 26, 2019 4:00 PM
To: Lamar Allen <LamarAllen@mc-ala.org>; James Williams <JamesWilliams@mc-ala.org>
Cc: James Williams <JamesWilliams@mc-ala.org>; Max Vaughn <max.vaughn@gmcnetwork.com>; Taylor Watson <taylor.watson@gmcnetwork.com>; Florence Cauthen <FLORENCECAUTHEN@mc-ala.org>
Subject: Re: Old Selma Road Park

James and Lamar,

Please review the invoice and see Tammy to schedule a meeting with me to discuss the presentation to the County commission for final payment.

Sent from my iPhone

On Sep 26, 2019, at 3:49 PM, Taylor Watson <taylor.watson@gmcnetwork.com> wrote:

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Donnie,

Attached is the final pay app from Cleary Construction.

Taylor Watson
Engineering

T: 334.271.3200
C: 334.320.8578
D: 334.271.3200 ext.291
E: taylor.watson@gmcnetwork.com

2660 EastChase Lane
Suite 200
Montgomery, AL 36117

Building Communities

<image001.png>

From: Donald Mims <DonaldMims@mc-ala.org>
Sent: Wednesday, September 25, 2019 10:00 AM
To: Taylor Watson <taylor.watson@gmcnetwork.com>
Cc: Max Vaughn <max.vaughn@gmcnetwork.com>; Lamar Allen <LamarAllen@mc-ala.org>; James Williams <JamesWilliams@mc-ala.org>; Florence Cauthen <FLORENCECAUTHEN@mc-ala.org>
Subject: Re: Old Selma Road Park

Taylor,
Please have the vendor issue a final invoice so we can approve the change order and final payment at the same time.
Please provide this final invoice no later than Tuesday, October 1.
Sent from my iPhone

On Sep 25, 2019, at 8:30 AM, Taylor Watson <taylor.watson@gmcnetwork.com> wrote:

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Donnie,

Attached is the change order form lowering the contract price \$20,000.00 which Joe and I have signed. Once the County signs, will you send us the document with everyone's signature included?

Thanks,

Taylor Watson
Engineering

T: 334.271.3200
C: 334.320.8578
D: 334.271.3200 ext.291
E: taylor.watson@gmcnetwork.com

2660 EastChase Lane
Suite 200
Montgomery, AL 36117

Building Communities

<image003.png>

From: Joe Cleary <joecleary@clearyconst.com>
Sent: Tuesday, September 24, 2019 2:10 PM
To: Taylor Watson <taylor.watson@gmcnetwork.com>; Donaldmims@mc-ala.org;
Lamar Allen <LamarAllen@mc-ala.org>; JamesWilliams@mc-ala.org
Cc: Max Vaughn <max.vaughn@gmcnetwork.com>; Robbie Butler
<robbiebutler@clearyconst.com>; Rhonda Thompson
<rhondathompson@clearyconst.com>
Subject: RE: Old Selma Road Park

Taylor,

Attached is our signed copy of Change order No. 1. Let me know if I need to do anything else on our end. I will be getting pay app no. 2 ready to send over.

Thanks,

Joe H Cleary
Cleary Construction, Inc.
2006 Edmonton Road
Tompkinsville, Ky 42167
C: 270-427-0756
O: 270-487-1784 Ext. 33
F: 270-487-8029
Website: www.clearyconst.com

<image002.png>

From: Taylor Watson <taylor.watson@gmcnetwork.com>
Sent: Tuesday, September 24, 2019 10:16 AM
To: Donaldmims@mc-ala.org; Lamar Allen <LamarAllen@mc-ala.org>;
JamesWilliams@mc-ala.org; Joe Cleary <joecleary@clearyconst.com>
Cc: Max Vaughn <max.vaughn@gmcnetwork.com>
Subject: Old Selma Road Park

Donnie and Joe,

Attached is the change order lowering the contract amount from \$152,730.00 to \$132,730.00. If both parties agree, please sign and send three copies to Goodwyn, Mills & Cawood for our records.

Thanks,

Taylor Watson
Engineering

T: 334.271.3200
C: 334.320.8578
D: 334.271.3200 ext.291
E: taylor.watson@gmcnetwork.com

2660 EastChase Lane
Suite 200
Montgomery, AL 36117

[Building Communities](#)

<image003.png>

<Change Order #1 Signed GMC & CCI 9.24.pdf>

<19055- Pay Estimate #2.1 Final quantities (002).pdf>

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

OCT 21 2019

October 17, 2019

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims *DLM*
County Administrator

SUBJECT: Payment of 2020 Membership Dues to Leadership Alabama

The Montgomery County Commission, at its meeting on October 7, 2019, agreed to place on the next agenda authorization of payment of the 2020 Membership Dues to Leadership Alabama for Vice Chairman Ronda M. Walker.

I am requesting approval of this item.

DLM/tn

Attachment

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



Dear Ronda,

It's been a wonderful two weeks of welcoming new members of Class XXX and seeing so many Leadership Alabama members at regional welcome events. There is a lot of excitement building as we prepare to celebrate our **30th anniversary** next summer! We hope you received the save the date and have marked **June 12 – 14, 2020** on your calendar. Exciting updates and registration information will be emailed very soon.

As a member of Leadership Alabama, your investment in our organization is vital to continue our mission of challenging, motivating and engaging Alabama's leaders. We **respectfully ask for your support once again**. As you know, many members match their \$175 dues with a personal contribution, for which we are so grateful.

By clicking the link below, you can make an immediate payment through our partnership with SWELL Fundraising. This online payment option was first offered last year, and the response was overwhelming. By providing this method for paying your annual dues, our goal is to provide an easy, secure and quick way to pay online. (*Internet Explore will not work on this platform, please use Chrome, Edge, Firefox or Safari.*)

And, we are excited about launching an updated and revised website - www.leadershipal.org soon! If any of your contact information has changed, please click the link below to send us your updated info.

LA MEMBER UPDATE

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

OCT 21 2019

October 17, 2019

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims *DLM*
County Administrator

SUBJECT: Payment of 2020 Membership Dues to the Association of County Commissions of Alabama

The Montgomery County Commission, at its meeting on October 7, 2019, agreed to place on the next agenda authorization of payment of 2020 Association Dues to the Association of County Commissions of Alabama (ACCA).

I am requesting approval of these dues.

DLM/tn

Attachment

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



P.O. Box 5040 • Montgomery, Alabama 36103
Telephone 334-263-7594 • Fax 334-263-7678

www.alabamacounties.org

Hon. David Money, Henry County, President

Sonny Brasfield, Executive Director

CHOCTAW CO. COMMISSION
SEP 10 '19 AM 9:08

September 11, 2019

Hon. Elton Dean, Chairman
Montgomery County
P.O. Box 1667
Montgomery, AL 36102

Dear Chairman Dean:

The Association of County Commissions of Alabama is approaching the conclusion of another productive year for county government. Choctaw County's Tony Cherry has been an outstanding president and we look forward to the next 12 months under the leadership of Henry County Commissioner David Money.

I join the Board of Directors in expressing appreciation for your county's support for and participation in the Association's activities. Your financial support of the Association as well as the personal involvement of county commission members and county employees are essential to our efforts to be the unified voice for Alabama's counties.

We are aware your budget preparations are underway and, therefore, we are enclosing your county's 2019-2020 membership dues invoice so it might be included in your plans. In accordance with Board policy, the dues have been adjusted to reflect changes in population and the appraised valuation of property in each county.

Please note: the 2019-2020 membership dues are due October 31, 2019.

Again, we are very grateful for your participation in and support of this important Association. Please contact me if you have any questions, concerns or suggestions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Sonny Brasfield".

Sonny Brasfield
Executive Director

Enclosure

cc: County Administrator



September 11, 2019

INVOICE

Montgomery County
P.O. Box 1667
Montgomery, AL 36102

2019 - 2020 Association Dues

\$ 14,473

Please make checks payable to ACCA and mail to:
ACCA
P.O. Box 5040
Montgomery, AL 36103-5040

Payment Due October 31, 2019

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

OCT 21 2019

October 17, 2019

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims *DLM*
County Administrator

SUBJECT: Payment of 2020 Membership Dues to the Association of County Administrators of Alabama (ACAA)

The Montgomery County Commission, at its meeting on October 7, 2019, agreed to place on the next agenda authorization of payment of 2020 Membership Dues to the Association of County Administrators of Alabama (ACAA) for Administrator Donald L. Mims and Deputy Administrator Florence M. Cauthen.

I am requesting approval of this item.

DLM/tn

Attachment

A COUNTY OLDER THAN THE STATE

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Phone 334.832.1210 • Fax 334.832.2533 • TDD 334.265.3568

11-1

ACAA MEMBERSHIP APPLICATION & RENEWAL FORM

For 2020 Membership Year
(January 1 - December 31, 2020)

County: Montgomery County Website: www.mc-ala.org

Address/City/Zip: P.O. Box 1667, Montgomery, AL 36102-1667

Telephone: 334-832-1210 Fax: 334-832-2533

In order to continue to receive all Association of County Administrators of Alabama (ACAA) mailings, persons must be current ACAA members. Please add the names below of all eligible members from your county, along with their titles and email addresses, who wish to join ACAA. Eligible members include county commission Administrators; Assistant Administrators; and any other persons, by whatever title designated, who performs the duties of Administrators or Assistant Administrators to the various governing bodies of the State of Alabama. Renewal of membership in ACAA for 2020 is due by November 30, 2019. Direct any questions regarding ACAA renewal to Paulette Williams at 334-263-7594.

Name: Donald L. Mims Title: County Administrator Email: donaldmims@mc-ala.org

Name: Florence M. Cauthen Title: Deputy Administrator Email: florencecauthen@mc-ala.org

Name: _____ Title: _____ Email: _____

Name: _____ Title: _____ Email: _____
(use additional paper, if needed)

Total Amount Enclosed: \$ 225.00 (\$150 Administrator + \$75 each Asst. Admin. and Others)

Payment Due Upon Receipt

Please make check **payable to ACAA** and mail to:

ACAA - P.O. Box 5040 - MONTGOMERY, AL 36103

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

OCT 21 2019

October 17, 2019

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims *DLM*
County Administrator

SUBJECT: Payment of Invoice for 2019 Guardian Credit Union FCS Kickoff

The Montgomery County Commission, at its meeting on October 7, 2019, agreed to place on the next agenda authorization of payment of an Invoice from Central Alabama Sports Commission for the 2019 Guardian Credit Union FCS Kickoff Sponsorship in the amount of \$40,000. Last year, the Commission appropriated \$40,000 to this event which was funded through fund balance.

I am requesting approval of this item.

DLM/tn

Attachment

A COUNTY OLDER THAN THE STATE

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Phone 334.832.1210 • Fax 334.832.2533 • TDD 334.265.3568

CENTRAL ALABAMA SPORTS COMMISSION		
FCS Kickoff Sponsorship Invoice		
9.3.19		
Date	Description	Total Price
9.3.19	Montgomery County Sponsorship of the FCS Kickoff	\$40,000.00
Total Invoice		\$40,000.00

To: **Montgomery County**

From: **Central Alabama Sports Commission**
166 Commerce Street, 2nd Floor
Montgomery, AL 36104
Federal Tax ID: 26-1622164



OCT 21 2019

Small 2. Min 10/21/19

OCT 21 2019

Dr. Q.2. Minis 10/21/19

OCT 21 2019

OCT 21 2019

[illegible]

15-1

OCT 21 2019

MEMORANDUM

TO: Donald L. Mims, County Administrator

FROM: Tammy Turner, Buyer II TT

DATE: September 19, 2019

RE: Invitation to Bid No. 52110-19B-028
Hygiene Products

Request approval of award on the above referenced Invitation to Bid to the low bid, Bob Barker Company in the amount of \$28,124.44 for Section I and Section II be placed on a future agenda. (Copy of spread sheet attached.)

Coordination of award made with Colonel Pritchett, Detention Director and Brandi Alexander, Juvenile Detention Director.

Attachment

**Purchasing Department
Montgomery County Commission**

ABSTRACT FOR BIDS: 95 BIDS MAILED									
INVITATION TO BID NO: 52110-19B-028									
DATE ISSUED: AUGUST 21, 2109									
DATE OPENED: SEPTEMBER 10, 2019									
REQUESTING DEPARTMENT: DETENTION/YOUTH FACILITY									
TERMS OF PAYMENT / DISCOUNT:									
DELIVERY DATE:									
ITEM NO.	DESCRIPTION OF ITEM	Units	QTY	BID # 1		BID # 2		BID # 3	
				UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT
Section 1 - Personal Care Products									
1	2 oz. Freshscent Shampoo & Body Bath	Cs	20	\$ 21.88	\$ 437.60	\$ 24.90	\$ 498.00		
2	0.5 oz. Freshscent Deodorant/Antibacterial Soap	Cs	20	\$ 38.85	\$ 777.00	\$ 46.08	\$ 921.60		
3	5 oz Individually Wrapped Bar Soap	Cs	20	\$ 53.00	\$ 1,060.00	\$ 49.11	\$ 982.20		
4	4 oz. Freshscent Petroleum Jelly	Cs	20	\$ 12.75	\$ 255.00	\$ 9.57	\$ 191.40		
5	50 Tuft Freshmint Toothbrush, Nylon	Cs	40	\$ 14.50	\$ 580.00	\$ 9.06	\$ 362.40		
6	0.85 oz. Freshmint Toothpaste - 144/Case	Cs	10	\$ 24.15	\$ 241.50	\$ 21.33	\$ 213.30		
7	0.6 oz. Freshscent Brushless Shave Cream	Cs	5	\$ 29.10	\$ 145.50	\$ 32.32	\$ 161.60		
8	6 oz. Magic Shave Razorless Shaving Cream	Cs	20	\$ 21.50	\$ 430.00	\$ 30.18	\$ 603.60		
9	5 oz. Degree Deodorant for Men	Cs	40	\$ 37.54	\$ 1,501.60	\$ 29.98	\$ 1,199.20		
10	5 oz. Degree Deodorant for Women	Cs	20	\$ 32.25	\$ 645.00	\$ 29.86	\$ 597.20		
11	Overnight Maxi-Pads, Individually Wrapped	Cs	20	\$ 26.50	\$ 530.00	\$ 41.84	\$ 836.80		
12	Regular Maxi Pads - Tri-Fold	Cs	2	\$ 21.25	\$ 42.50	\$ 21.21	\$ 42.42		
13	Maxi Pads, Super Long with wings	Cs	2	\$ 21.95	\$ 43.90	\$ 34.52	\$ 69.04		
14	Panty Liners with Wings	Cs	2	\$ 18.25	\$ 36.50	\$ 18.13	\$ 36.26		
15	Club/Military Brush 4" (24/Case)	Cs	30	\$ 14.80	\$ 444.00	\$ 6.70	\$ 201.00		
16	Blue Magic Bergamont Hair & Scalp Conditioner	Cs	10	\$ 24.05	\$ 240.50	\$ 21.88	\$ 218.80		
17	Liceall Lice Control Shampoo	Ea	5	\$ 46.60	\$ 233.00	\$ 40.76	\$ 203.80		

Notes:

16-2

**Purchasing Department
Montgomery County Commission**

ABSTRACT FOR BIDS: 95 BIDS MAILED														
INVITATION TO BID NO: 52110-19B-028														
DATE ISSUED: AUGUST 21, 2019														
DATE OPENED: SEPTEMBER 10, 2019														
REQUESTING DEPARTMENT: DETENTION/YOUTH FACILITY														
TERMS OF PAYMENT / DISCOUNT:														
DELIVERY DATE:														
ITEM NO.	DESCRIPTION OF ITEM	Units	QTY	BID # 6		BID # 7		BID # 8		BID # 9		BID # 10		
				UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	
18	Lets Jam Styling Gel 4.4. oz.	Cs	6	\$ 23.14	\$ 138.84	\$ 27.95	\$ 167.70							
19	Suave Waterfall Mist Shampoo 12 oz.	Cs	12	\$ 14.25	\$ 171.00	\$ 14.15	\$ 169.80							
20	Suave Waterfall Mist Conditioner 12 oz.	Cs	12	\$ 14.25	\$ 171.00	\$ 14.15	\$ 169.80							
	Total for Section 1 - Personal Care Products				\$ 8,124.44		\$ 7,845.92							
	Section 2 Personal Care Kits													
21	Admission Kits - 100/Case	Cs	100	\$ 99.00	\$ 9,900.00	\$ 128.00	\$ 12,800.00							
22	Indigent Kits - 100/Case	Cs	100	\$ 101.00	\$ 10,100.00	\$ 139.00	\$ 13,900.00							
	Total for Section 2 - Personal Care Products				\$ 20,000.00		\$ 26,700.00							
	Total for Section 1 and Section 2				\$ 28,124.44		\$ 34,545.92							

Notes:

16-3

CONTRACTUAL AGREEMENT

THIS CONTRACTUAL AGREEMENT made and entered into as the 21st day of October, 2019, between Bob Barker Company, Fuquay Varina, North Carolina and Montgomery County Commission, Montgomery, Alabama.

W I T N E S S E T H

WHEREAS, Bob Barker Company agrees to furnish hygiene products for Montgomery County Commission in accordance with all provisions and specifications of Invitation to Bid No. 52110-19B-028, as issued by the Montgomery County Commission on August 21, 2019 (hereinafter referred to as the Invitation to Bid, a copy of which is attached hereto).

WHEREAS, In Consideration thereof, Bob Barker Company and Montgomery County Commission agree as follows:

1. That all terms, conditions, and specifications of Invitation to Bid are incorporated herein by this reference.
2. That the period of the contract will be for one (1) year, beginning October 21, 2019 and ending October 20, 2020, with the option to renew for an additional two (2) years, in one (1) year periods, providing funds are made available by the Montgomery County Commission. That the prices stipulated in the bid by Bob Barker Company shall remain firm for the one (1) year period.
3. At the end of the one (1) year period, a price increase may be allowed, but shall not exceed five-percent (5%) per year.
4. That Montgomery County Commission or Bob Barker Company may terminate this agreement at any time during the contract period by giving a thirty (30) day written notice to the other party.
5. That Bob Barker Company shall at all times be in compliance with all specifications and special provisions within the Invitation to Bid.
6. That Bob Barker Company 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 Bob Barker Company, 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. Bob Barker Company agrees to investigate, handle, respond to, provide defense for and defend any such claims, demand, or suits at

its sole expense. Bob Barker Company 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 Bob Barker Company.
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 the 21st day of October 2019.

WITNESS:

BOB BARKER COMPANY

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____

OCT 21 2019

MEMORANDUM

TO: Donald L. Mims, County Administrator

FROM: Khristie Davis, Buyer 

DATE: September 17, 2019

RE: Invitation to Bid No. 53000-19B-031
Metal Pipe

Request approval of award on the above referenced Invitation to Bid to Twin Oaks Environmental for Metal Pipe, in the amount of \$11,638.87, based on unit pricing, 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

**Purchasing Department
Montgomery County Commission**

ABSTRACT FOR BIDS:										BID # 1					BID # 2					
INVITATION TO BID NO. 53000-198-031										Twin Oaks Environmental P.O. Box 108 Opelika, AL 36803 Ph. 334-745-7444 Fax 334-745-7663 johie@twinokserv.com					Contech Engineered Solutions 101 Yorkshire Drive Homewood, AL 35209 Ph. 205-515-5982 bhartfield@conteches.com					
DATE ISSUED: August 29, 2019																				
DATE OPENED: September 16, 2019																				
REQUESTING DEPARTMENT: Engineering Department																				
TERMS OF PAYMENT / DISCOUNT:																				
DELIVERY DATE:																				
ITEM NO.	DESCRIPTION OF ITEM			Arch. Equiv.	Gauge	Size	Bit Coated Galv. Pipe per Foot	Bit Coated Galv. Band per Each	Plain Galv. Pipe per Foot	Plain Galv. Band per Each	Plain Aluminized Pipe per Foot	Plain Aluminized Band per Each	3:1 Bevel Cut Per Pair	Bit Coated Galv. Pipe per Foot	Bit Coated Galv. Band per Each	Plain Galv. Pipe per Foot	Plain Galv. Band per Each	Plain Aluminized Pipe per Foot	Plain Aluminized Band per Each	3:1 Bevel Cut Per Pair
1						12"	\$ 11.63	\$ 23.26	\$ 9.68	\$ 19.36	\$ 10.05	\$ 20.10	\$ 24.00	\$ 13.20	\$ 13.20	\$ 10.30	\$ 10.30	\$ 10.50	\$ 10.50	\$ 72.00
2						15"	\$ 14.49	\$ 28.98	\$ 12.05	\$ 24.10	\$ 12.50	\$ 25.00	\$ 30.00	\$ 15.84	\$ 15.84	\$ 12.36	\$ 12.36	\$ 12.60	\$ 12.60	\$ 90.00
3						18"	\$ 17.34	\$ 34.68	\$ 14.41	\$ 28.82	\$ 14.96	\$ 29.92	\$ 36.00	\$ 19.80	\$ 19.80	\$ 15.45	\$ 15.45	\$ 15.75	\$ 15.75	\$ 108.00
4						24"	\$ 22.93	\$ 45.86	\$ 19.06	\$ 38.12	\$ 19.79	\$ 39.58	\$ 48.00	\$ 25.08	\$ 25.08	\$ 19.57	\$ 19.57	\$ 19.95	\$ 19.95	\$ 144.00
5						30"	\$ 35.04	\$ 70.08	\$ 29.14	\$ 58.28	\$ 30.24	\$ 60.48	\$ 60.00	\$ 39.60	\$ 39.60	\$ 30.90	\$ 30.90	\$ 31.50	\$ 31.50	\$ 180.00
6						36	\$ 41.93	\$ 83.86	\$ 34.86	\$ 69.73	\$ 36.19	\$ 72.38	\$ 72.00	\$ 47.52	\$ 47.52	\$ 37.08	\$ 37.08	\$ 37.80	\$ 37.80	\$ 216.00
7						42	\$ 48.81	\$ 97.62	\$ 40.59	\$ 81.18	\$ 42.13	\$ 84.26	\$ 84.00	\$ 62.65	\$ 62.65	\$ 48.88	\$ 48.88	\$ 49.83	\$ 49.83	\$ 252.00
8						48	\$ 55.70	\$ 111.40	\$ 46.31	\$ 92.62	\$ 48.08	\$ 96.16	\$ 96.00	\$ 71.60	\$ 71.60	\$ 55.87	\$ 55.87	\$ 56.95	\$ 56.95	\$ 288.00
9						54	\$ 63.30	\$ 126.60	\$ 52.64	\$ 105.28	\$ 54.64	\$ 109.28	\$ 108.00	\$ 80.52	\$ 80.52	\$ 62.83	\$ 62.83	\$ 64.05	\$ 64.05	\$ 324.00
10						60	\$ 122.23	\$ 244.46	\$ 101.64	\$ 203.28	\$ 105.50	\$ 211.00	\$ 120.00	\$ 155.76	\$ 155.76	\$ 121.54	\$ 121.54	\$ 123.90	\$ 123.90	\$ 360.00
11						66	\$ 134.95	\$ 269.90	\$ 112.22	\$ 224.44	\$ 116.48	\$ 232.96	\$ 132.00	\$ 170.28	\$ 170.28	\$ 132.87	\$ 132.87	\$ 135.45	\$ 135.45	\$ 396.00
12						72	\$ 147.68	\$ 295.36	\$ 122.81	\$ 245.62	\$ 127.47	\$ 254.94	\$ 144.00	\$ 184.80	\$ 184.80	\$ 144.20	\$ 144.20	\$ 147.00	\$ 147.00	\$ 432.00
13						78	\$ 159.77	\$ 319.54	\$ 132.86	\$ 265.72	\$ 137.90	\$ 275.80	\$ 156.00	\$ 200.64	\$ 200.64	\$ 156.56	\$ 156.56	\$ 159.60	\$ 159.60	\$ 468.00
14						84	\$ 171.87	\$ 343.74	\$ 142.92	\$ 285.84	\$ 148.35	\$ 296.70	\$ 168.00	\$ 216.48	\$ 216.48	\$ 168.92	\$ 168.92	\$ 172.20	\$ 172.20	\$ 504.00
15						17"Sx13"R	\$ 15.50	\$ 31.00	\$ 12.89	\$ 25.78	\$ 13.38	\$ 26.76	\$ 30.00	\$ 17.03	\$ 17.03	\$ 13.29	\$ 13.29	\$ 13.55	\$ 13.55	\$ 90.00
16						21"Sx15"R	\$ 18.55	\$ 37.10	\$ 15.42	\$ 30.84	\$ 16.01	\$ 32.02	\$ 36.00	\$ 21.29	\$ 21.29	\$ 16.61	\$ 16.61	\$ 16.94	\$ 16.94	\$ 108.00
17						28"Sx20"R	\$ 24.53	\$ 49.06	\$ 20.40	\$ 40.80	\$ 21.17	\$ 42.34	\$ 48.00	\$ 26.97	\$ 26.97	\$ 21.04	\$ 21.04	\$ 21.45	\$ 21.45	\$ 144.00
CONTINUED																				

CONTINUED

17-2

17-3

Metal Pipe Abstract

CONTRACTUAL AGREEMENT

THIS CONTRACTUAL AGREEMENT made and entered into as the 21st day of October 2019, between Twin Oaks Environmental, Opelika, Alabama and Montgomery County Commission, Montgomery, Alabama.

WITNESSETH

WHEREAS, Twin Oaks Environmental agrees to furnish metal pipe for Montgomery County Commission in accordance with all provisions and specifications of Invitation to Bid No. 53000-19B-031, as issued by the Montgomery County Commission on August 29, 2019 (hereinafter referred to as the Invitation to Bid, a copy of which is attached hereto).

WHEREAS, In Consideration thereof, Twin Oaks Environmental and Montgomery County Commission agree as follows:

1. That all terms, conditions, and specifications of Invitation to Bid are incorporated herein by this reference.
2. That the period of the contract will be for one (1) year, beginning October 21, 2019 and ending October 20, 2020, with the option to renew for an additional two (2) years, in one (1) year periods. That the prices stipulated in the bid by Twin Oaks Environmental shall remain firm for the one (1) year period.
3. At the end of the one (1) year period, a price increase may be allowed, but shall not exceed five percent (5%) per year of the supplier's wholesale price list, which shall be furnished by Twin Oaks Environmental upon request by Montgomery County Commission.
4. That Montgomery County Commission or Twin Oaks Environmental may terminate this agreement at any time during the contract period by giving a sixty (60) day written notice to the other party.
5. That Twin Oaks Environmental shall at all times be in compliance with all specifications and special provisions within the Invitation to Bid.
6. That Twin Oaks Environmental 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 Twin Oaks Environmental, 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. Twin Oaks Environmental agrees to investigate, handle, respond to, provide defense for and defend any such claims, demand, or suits at its sole expense. Twin Oaks Environmental 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 Twin Oaks Environmental
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 the 21st day of October 2019.

WITNESS:

TWIN OAKS ENVIRONMENTAL

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____

**MONTGOMERY COUNTY COMMISSION
BUDGET CHANGE REQUEST**

Request Number: 1

AGENDA

OCT 21 2019

DEPARTMENT: County Commission Appropriations REQUESTED BY: Donald L. Mims 10/7/19
Elected Official/Dept. Head Date

FINANCE REVIEW: REVIEWED BY: Sherrill Thomas 10/7/19
Finance Director Date

COMMISSION APPROVAL PROCESSING: Briefing Memo ☒
Agenda ☐

COUNTY COMMISSION APPROVAL: _____
Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Helping Mtgy Families Initiative	001-58100.455	0	100,000	100,000
Fund Balance	001.35900		(100,000)	(100,000)
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		\$ 0	\$ 0	\$ 0

JUSTIFICATION: Budget for 2020 funding to the Helping Montgomery Families Initiative for program expenses.

**MONTGOMERY COUNTY COMMISSION
BUDGET CHANGE REQUEST**
Request Number: 2

AGENDA

OCT 21 2019

DEPARTMENT: County Commission Appropriations **REQUESTED BY:** Donald L. Mims 10/7/19
Elected Official/Dept. Head Date

FINANCE REVIEW: **REVIEWED BY:** Sherrill Thomas 10/7/19
Finance Director Date

COMMISSION APPROVAL PROCESSING: Briefing Memo ☒
Agenda ☐

COUNTY COMMISSION APPROVAL: _____
Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Family Justice Center	001-56701.450	0	27,661	27,661
Fund Balance	001.35900	0	(27,661)	(27,661)
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		\$ 0	\$ 0	\$ 0

JUSTIFICATION: To budget for funding 22.5% of the FY 2020 salary and benefits for the Family Justice Center Executive Director. The City of Montgomery will provide 22.5%. The remaining 55% will be paid by a grant.

OCT 21 2019

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

Request Number: 1

DEPARTMENT: SHERIFF REQUESTED BY: Derrick Cunningham 10/16/19
Elected Official/Dept. Head Date

FINANCE REVIEW: REVIEWED BY: Sherrill Thomas 10/16/19
Finance Director Date

COMMISSION APPROVAL PROCESSING: Briefing Memo ☐
Agenda ☒

COUNTY COMMISSION APPROVAL: _____
Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
2016 Mental Health Grant	125-40000.44763	0	(62,700)	(62,700)
Travel and Training	125-55701.265	0	28,017	28,017
Contract Services	125-55701.304	0	34,683	34,683
2019 PREA Compliance Grant	125-40000.44725	0	(20,000)	(20,000)
Law Enforcement Equip	125-52711.592	0	20,000	20,000
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		\$ 0	(\$ 0)	(\$ 0)

JUSTIFICATION: To Budget for the 2016 Mental Health Grant remaining at 10/1/2019 and establish a budget for the 2019 PREA Compliance Grant.

October 3, 2019

MEMORANDUM

TO: Donald L. Mims
County Administrator

FROM: Holly Leverette
Director of Risk Management

SUBJECT: Unbudgeted Position Fill Request – Risk Control Administrator-Part Time

The full time Risk Control Administrator retired 9/30/19. Temporary assistance in this position is necessary to perform the day to day work for the department. The position will be unallocated once the Risk Control Administrator position is evaluated and filled. The 2020 budget includes funding for the full time Risk Control Administrator position so this will cover the cost of the temporary position. Judy Singley has agreed to return to this position on a part time basis. Judy already has knowledge about the position which would allow for a seamless transition until the position can be evaluated and filled.

I am requesting the County Commission's approval of this item outlined above.

Cc: Florence Cauthen, Deputy Administrator

POSITION FILL REQUEST- UNBUDGETED

DEPARTMENT: Risk Management
DEPARTMENT HEAD: Holly Leverette
SUPERVISOR: Holly Leverette

POSITION INFORMATION:

Position Title Risk Control Administrator - Part Time (RSA)
Position Number 250111002
Pay Grade A08 Pay Range \$45,440 - \$67,894
Proposed Effective Date 10/22/2019
Type of Hire (☒) New (☐) Promotional
Type of Appointment (☐) Permanent (☒) Temporary

JUSTIFICATION:

The full time Risk Control Administrator retired 9/30/19. Temporary assistance in this position is necessary to perform the day to day work for the department.
The position will be unallocated once the Risk Control Administrator position is evaluated and filled.

Holly Leverette
Department Head

Date 10/2/2019

FINANCIAL IMPACT:

The 2020 budget includes funding for the full time Risk Control Administrator position so will cover the cost of the temporary position.

Sherrill Thomas
Finance Director

Date 10/2/2019

ADMINISTRATIVE REVIEW/COMMENTS:

County Administrator

Date _____

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 Trainee

Position Number 500419025 (replace K. Coleman)

Pay Grade PST Pay Range \$38,236

Proposed Effective Date November 4, 2019

Type of Hire (☒) New (☐) Promotional

Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham Date 10/04/2019

Department Head

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring Date 10/04/2019

Employee Benefit Manager

Sherrill Thomas Date 10/7/2019

Finance Director

ADMINISTRATIVE APPROVAL:

_____ Date _____

County Administrator

OCT 21 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 Trainee

Position Number 500419034(Replace J Berry)

Pay Grade PCT Pay Range \$31,299

Proposed Effective Date November 4, 2019

Type of Hire (☒) New (☐) Promotional

Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham

Department Head

Date October 9, 2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date 10/09/2019

Sherrill Thomas

Finance Director

Date 10/11/2019

ADMINISTRATIVE APPROVAL:

County Administrator

Date _____

OCT 21 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 Trainee
 Position Number: 500419101 (Replace E. Crayton)
 Pay Grade: PCT Pay Range: \$31,299
 Proposed Effective Date: November 4, 2019
 Type of Hire: (☒) New (☐) Promotional
 Type of Appointment: (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham
 Department Head
 Date: 10/08/2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring
 Employee Benefit Manager
 Date: 10/09/2019

Sherrill Thomas
 Finance Director
 Date: 10/9/2019

ADMINISTRATIVE APPROVAL:

 County Administrator
 Date: _____

OCT 21 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 Officers Trainee
 Position Number 500419144 (Replace of A. Parker)
 Pay Grade PCT Pay Range 31,299
 Proposed Effective Date November 4, 2019
 Type of Hire (☒) New (☐) Promotional
 Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham Date 10/03/2019
 Department Head

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring Date 10/03/2019
 Employee Benefit Manager

Sherrill Thomas Date 10/7/2019
 Finance Director

ADMINISTRATIVE APPROVAL:

 County Administrator Date _____

POSITION FILL REQUEST- BUDGETED VACANCY

AGENDA

OCT 21 2019

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

DEPARTMENT HEAD: Derrick Cunningham, Sheriff

SUPERVISOR: Sonja Pritchett, Colonel

POSITION INFORMATION:

Position Title Corrections Officers Trainee

Position Number 500419180 (Replace of T. Carman)

Pay Grade PCT Pay Range 31,299

Proposed Effective Date October 28, 2019

Type of Hire (☒) New (☐) Promotional

Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham

Department Head

Date 10/03/2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date 10/03/2019

Sherrill Thomas

Finance Director

Date 10/7/2019

ADMINISTRATIVE APPROVAL:

County Administrator

Date _____

AGENDA

OCT 21 2019

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

POSITION INFORMATION:

Position Title	Corrections Officer Sergeant	
Position Number	500421163(replace J. Kendrick)	
Pay Grade	PC3	Pay Range 40,828-61,002
Proposed Effective Date	October 28, 2019	
Type of Hire	(☐) New (☒) Promotional	
Type of Appointment	(☒) Permanent (☐) Temporary	

DEPARTMENT APPROVAL:

Derrick Cunningham

Department Head

Date 10/4/2019

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring
Employee Benefit Manager

Date 10/07/2019

Sherrill Thomas
Finance Director

Date 10/7/2019

ADMINISTRATIVE APPROVAL:

County Administrator

Date _____

AGENDA

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

Position Title	Corrections Officer Sergeant	
Position Number	500421164(replace E. Porter)	
Pay Grade	PC3	Pay Range 40,828-61,002
Proposed Effective Date	October 28, 2019	
Type of Hire	(☐) New (☒) Promotional	
Type of Appointment	(☒) Permanent (☐) Temporary	

Derrick Cunningham

Date 10/4/2019

Requested position is vacant and budgeted.

Lisa Herring

Date 10/07/2019

Sherrill Thomas

Date 10/7/2019

Date _____

21-7

POSITION FILL REQUEST- BUDGETED VACANCY

OCT 21 2019

DEPARTMENT: PROBATE

DEPARTMENT HEAD: Judge Steven L. Reed

SUPERVISOR: Jamyla Philyaw

POSITION INFORMATION:

Position Title Customer Service Clerk

Position Number 750016014

Pay Grade A04 Pay Range \$28,765-42,978

Proposed Effective Date November 4, 2019

Type of Hire (☒) New (☐) Promotional

Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Judge Steven L. Reed Date 10/3/19

Department Head

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring Date 10/03/2019

Employee Benefit Manager

Sherrill Thomas Date 10/7/2019

Finance Director

ADMINISTRATIVE APPROVAL:

_____ Date _____

County Administrator

POSITION FILL REQUEST- BUDGETED VACANCY

AGENDA

OCT 21 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 550430101 (Replace K Bass)

Pay Grade PST Pay Range \$38,236

Proposed Effective Date November 4, 2019

Type of Hire (☒) New (☐) Promotional

Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham Date October 3, 2019

Department Head

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring Date 10/03/2019

Employee Benefit Manager

Sherrill Thomas Date 10/7/2019

Finance Director

ADMINISTRATIVE APPROVAL:

_____ Date _____

County Administrator

Montgomery County Commission
Travel / Training Request Approval
Request # 1

AGENDA

OCT 21 2019

Date: October 16, 2019
To: Donald L. Mims, Administrator
From: Sherrill Thomas, Finance Director
Re: Approval for the following travel:

Destination: Montgomery, AL
Departure Date: November 7, 2019 Return Date: November 7, 2019
Conference Leave (Days / Hours): 1 Day
Purpose of Travel: Attend ASU 8th Annual Small Business Procurement Conference and Matchmaker

Traveler (s) Name: 1. Khristie Davis 4. _____
2. Lamar Allen 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$50.00 Advance Registration Required: \$50.00

Department Name: Purchasing Fund Name: General

Additional Comments: _____

To: Sherrill Thomas, Finance Director
From: Donald L. Mims, Administrator

The above request is app. 10/21/19 reimbursement of actual and necessary expenses in the
approximate amount of \$50.00 and advance registration of \$50.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-51900.265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$1,200.00</u>
Approved Requests:	<u>\$0.00</u>
Budget Available:	<u>\$1,200.00</u>
Current Requests:	<u>\$50.00</u>
Budget Balance:	<u>\$1,150.00</u>

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 10/16/2019

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval
Request # 1

AGENDA

OCT 21 2019

Date: 10/17/2019
To: Donald L. Mims, Administrator
From: Cindy Sahlie
Re: Approval for the following travel:

Destination: Tuscaloosa, Al
Departure Date: 10/31/19 Return Date: 11/1/19
Conference Leave (Days / Hours): 2 Days
Purpose of Travel: Attend the Alabama Law Institute Election Official Conference

Traveler (s) Name: 1. Brenda Daly 4. _____
2. Ann T Schaum 5. _____
3. Cindy Sahlie 6. _____

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

Total (est.) Cost: \$800.00 Advance Registration Required: _____

Department Name: Board of Registrars Fund Name: General Fund

Additional Comments: County will pay expense and be reimbursed part by State of Al

To: Cindy Sahlie

From: Donald L. Mims, Administrator

The above request is app. 10/21/19 reimbursement of actual and necessary expenses in the
approximate amount of \$800.00 and advance registration of \$0.00 is authorized.

To be completed by the Finance Department	
Fund Code:	<u>001-51920.265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$1,200.00</u>
Approved Requests:	<u>\$0.00</u>
Budget Available:	<u>\$1,200.00</u>
Current Requests:	<u>\$800.00</u>
Budget Balance:	<u>\$400.00</u>

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 10/17/2019

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval
Request # 2

AGENDA

OCT 21 2019

Date: October 10, 2019
To: Donald L. Mims, Administrator
From: Sheriff Derrick Cunningham
Re: Approval for the following travel:

Destination: Phenix City, AL
Departure Date: November 4, 2019 Return Date: November 6, 2019
Conference Leave (Days / Hours): 3 Days
Purpose of Travel: attend Practical Homicide Investigation

Traveler (s) Name: 1. Michael Morrow 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$800.00 Advance Registration Required: \$480.00

Department Name: Montgomery County Sheriff's Office Fund Name: 001-52110.265

Additional Comments: _____

To: Sheriff Derrick Cunningham
From: Donald L. Mims, Administrator

The above request is app. 10/21/19 reimbursement of actual and necessary expenses in the
approximate amount of \$800.00 and advance registration of \$480.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-52110.265</u> (ex: 000-00000-000)
Description:	<u>Registration and Training</u>
Current Budget:	<u>\$40,000.00</u>
Approved Requests:	<u>\$7,045.00</u>
Budget Available:	<u>\$32,955.00</u>
Current Requests:	<u>\$800.00</u>
Budget Balance:	<u>\$32,155.00</u>

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 10/16/20019

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval
Request # 1

AGENDA

OCT 21 2019

Date: October 10, 2019
To: Donald L. Mims, Administrator
From: Clay Henley, Chief Appraiser
Re: Approval for the following travel:

Destination: Auburn, AL
Departure Date: 03-16-2020 Return Date: 03-20-2020
Conference Leave (Days / Hours): 5 Days
Purpose of Travel: IAAO 201: Appraisal of Land

Traveler (s) Name: 1. Jimmy Garnett 4. Jeremy Calloway
2. Donna Raney, Mark Sims 5. Clay Henley
3. Kahlia Bell, Tracy Powell 6. Chris Kervin

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

Total (est.) Cost: \$10,798.40 Advance Registration Required: \$5,200.00

Department Name: Appraisal Fund Name: _____

Additional Comments: Mileage: \$2,598.40 Meals: \$3,000
Registration \$5,200

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

The above request is app. 10/21/19 reimbursement of actual and necessary expenses in the
approximate amount of \$10,798.40 and advance registration of \$5,200.00 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>\$0.00</u>
Budget Available:	<u>\$30,000.00</u>
Current Requests:	<u>\$10,798.40</u>
Budget Balance:	<u>\$19,201.60</u>

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 10/16/2019

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval
Request # 3

AGENDA

OCT 21 2019

Date: October 4, 2019
To: Donald L. Mims, Administrator
From: Phill Bryant - Executive Director
Re: Approval for the following travel:

Destination: 740 Mildred Street Montgomery, AL
Departure Date: November 25, 2019 Return Date: March 3, 2020
Conference Leave (Days / Hours): 75 days
Purpose of Travel: To attend the Montgomery Police Academy

Traveler (s) Name: 1. Jeffery Watts 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$250.00 Advance Registration Required: \$250.00

Department Name: Community Corrections Fund Name: Community Corrections

Additional Comments: Will report to the academy 5 days a week

To: Phil Bryant, Executive Director
From: Donald L. Mims, Administrator

The above request is app. 10/21/19 reimbursement of actual and necessary expenses in the
approximate amount of \$250.00 and advance registration of \$250.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>124-52960.265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$7,400.00</u>
Approved Requests:	<u>\$2,200.00</u>
Budget Available:	<u>\$5,200.00</u>
Current Requests:	<u>\$250.00</u>
Budget Balance:	<u>\$4,950.00</u>

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 10/7/2019

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval
Request # 4

AGENDA

OCT 21 2019

Date: October 17, 2019
To: Donald L. Mims, Administrator
From: Phill Bryant - Executive Director
Re: Approval for the following travel:

Destination: 515 Park Street, Troy, AL 36081
Departure Date: December 5, 2019 Return Date: December 5, 2019
Conference Leave (Days / Hours): 1 day
Purpose of Travel: To attend the Middle District of Alabama Toolkit Training

Traveler (s) Name: 1. Jeffery Solomon 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$75.00 Advance Registration Required: _____

Department Name: Community Corrections Fund Name: Community Corrections

Additional Comments: gas & food

To: Phil Bryant, Executive Director
From: Donald L. Mims, Administrator

The above request is app. 10/21/19 reimbursement of actual and necessary expenses in the
approximate amount of \$75.00 and advance registration of \$0.00 is authorized.

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>124-52960.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$7,400.00</u>	
Approved Requests:	<u>\$2,450.00</u>	
Budget Available:	<u>\$4,950.00</u>	
Current Requests:	<u>\$75.00</u>	
Budget Balance:	<u>\$4,875.00</u>	

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 10/17/2019

cc: Finance Director / Buyer

Tammy Nix

From: Regina Walker
Sent: Tuesday, October 15, 2019 11:02 AM
To: Donald Mims
Cc: Tammy Nix; Derrick Cunningham
Subject: Mental Health Grant Evaluator Contract extension
Attachments: FY2019-2020 Questia Corps JMHCP Extension Grant Evaluation- Amendment I_draft.docx

AGENDA

OCT 21 2019

Good morning,

I have attached a copy of the draft contract for the evaluator of our Mental Health Grant. This contract will cover the one-year grant extension period.

Please call 832.1660 with any questions or for further information.

Thank you for your attention to this matter,

Regina

**AMENDMENT I
MEMORANDUM OF AGREEMENT
BETWEEN
QUESTIA CORPS LLC
AND
MONTGOMERY COUNTY**

Effective October 1, 2019, Questia Corps LLC (Questia Corps), submits this amendment between the Montgomery County Sheriff's Office (Montgomery County) and Questia Corps to extend the contract to provide grant evaluation services during the extension year of the JMHCP 2016 grant. **This agreement changes only the information specified below. All other terms of the agreement remain the same.**

AGREEMENT SCHEDULE AND COSTS

Questia Corps proposes to continue work upon signing of this amendment by both parties, and extend the contract end date from September 30, 2019 to September 30, 2020. Questia Corps will provide services billed at the federally approved hourly rate of \$81.25 for an amount not to exceed \$19,825 plus any CIT classes not to exceed \$2,031.25 per class (details of deliverables and hour breakdown are outlined in the next section). Questia Corps will invoice Montgomery County on a monthly basis. All invoices will be sent to Regina Walker, grant administrator of the JMHCP grant for the Montgomery County Sheriff's Office (reginawalker@mc-ala.org).

Deliverables During the Extension Year with Hours and Cost

- Revise the current Evaluation Plan to replace Diversion Center indicators and outcomes with Crisis Liaison Case Manager indicators and outcomes --**3 hours (\$243.75)**
- Assess the location of data needed to evaluate Crisis Liaison Case Manager indicators and outcomes --**5 hours (\$406.25)**
- Develop data collection instrument(s) to gather necessary data to evaluate Crisis Liaison Case Manager outcomes-- **5 hours (\$406.25)**
- Continue collecting monthly data on the Stepping Up 4 Key Indicators (with integrated data from the Crisis Liaison Case Manager into Indicator #3: Connections to Treatment)
 - --Post-Incarceration Case Management (PICM) data collection is 5 hours per month,
 - Brief Jail Mental Health Screen (BJMHS) data processing is 10 hours per month,
 - County Social Worker/Case Manager data collection is 1 hour per month, and
 - Crisis Liaison data collection is 3 hours per month
 - **Total for all Stepping Up related data collection = 19 hours per month (\$1543.75). This data will be collected for Oct 2019 through August 2020 (11 months) for a total of \$16,981.25.**
- Conduct the Stepping Up Six Questions survey two more times (once in 2019 and once in 2020)-- **3 hours each for 2019 and 2020 for a total of 6 hours (\$487.50)**

- o Participation in monthly technical assistance calls—one hour per month beginning November 2019 through August 2020—**10 hours (\$812.50)**
- o PMT Reporting—3 hours per quarter beginning January 2020 through August 2020, plus one final report in September—**12 hours (\$975.00)**
- o **Optional CIT survey administration and data processing and analysis: 25 hours = \$2,031.25 per CIT class**

Identified Points of Contact

Each of the parties has identified a point of contact for the effort. The point of contact for each is as follows:

Regina Walker, Grant Administrator
Montgomery Co. Sheriff's Office
P.O. Box 4219
Montgomery, AL 36103
reginawalker@mc-ala.org

Linnea Conely, CEO
Questia Corps
1700 Morningside Park Dr
Montgomery, AL 36117
Linnea.Conely@questiacorps.com

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be entered into their duly authorized representatives.

AGREED:

<Name of person authorized to sign>
<title>
Montgomery County

Date _____

Linnea Conely
CEO
Questia Corps

Date _____

Commissioner Harris made a motion to approve the Proposal from IPT Associates, Inc., to Provide Akamai Technologies, Inc., Cyber Security Services. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Memorandum and Proposal, Agenda Pages 1-1 through 1-4, are attached to these Minutes.

COUNTY COMMISSION – APPROVED PROPOSAL FOR SERVICES – MASTER PLANNING FROM GOODWYN, MILLS AND CAWOOD, INC., REGARDING MASTER PLAN OF PROPOSED COUNTY PARK LOCATED OFF AIRBASE BOULEVARD & TERMINAL ROAD

Commissioner Sankey made a motion to table the Proposal for Services – Master Planning from Goodwyn, Mills and Cawood, Inc., regarding Master Plan of Proposed County Park located off Airbase Boulevard & Terminal Road. Vice Chairman Walker seconded the motion. Commissioner Singleton asked for clarification regarding the Proposal for Services. After discussion, Vice Chairman Walker and Commissioner Sankey voted in favor of the motion to table the Proposal. Chairman Dean, Commissioner Harris, and Commissioner Singleton opposed the motion, and the motion failed. Commissioner Harris made a motion to approve the Proposal for Services – Master Planning from Goodwyn, Mills and Cawood, Inc., regarding Master Plan of Proposed County Park located off Airbase Boulevard & Terminal Road. Chairman Dean passed the gavel to Vice Chairman Walker and seconded the motion. Chairman Dean, Commissioner Harris and Commissioner Singleton voted in favor of the motion. Vice Chairman Walker and Commissioner Sankey opposed the motion and the motion passed. (Copy of Proposal, Agenda Pages 2-1 and 2-2, are attached to these Minutes.

SHERIFF'S OFFICE – APPROVED MEMORANDUM OF AGREEMENT WITH QUESTIA CORPS LLC TO PROVIDE GRANT EVALUATION SERVICES FOR THE BJA FY16 JUSTICE AND MENTAL HEALTH COLLABORATION PROGRAM: PLANNING AND IMPLEMENTATION GRANT AWARD NUMBER 2016-MO-BX-0019

Commissioner Harris made a motion to approve the Memorandum of Agreement with Questia Corps LLC to provide grant evaluation services for the BJA FY16 Justice and Mental Health Collaboration Program: Planning and Implementation Grant Award Number 2016-MO-BX-0019. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Memorandum and Agreement, Agenda Pages 3-1 through 3-6, are attached to these Minutes.

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS REPROGRAMMING REQUESTS.

Administrator Mims requested approval of the miscellaneous appropriations included in his memorandum dated May 11, 2017. During the County Commission Meeting this date, Chairman Dean requested that the following miscellaneous appropriation reprogramming requests be added and his fellow commissioners concurred:



DERRICK CUNNINGHAM
SHERIFF OF MONTGOMERY COUNTY

AGENDA

MAY 15, 2017

KIM J. MURPHY

CLERK

Colonel Wayne J. Rouse

DEPUTY SHERIFF

May 8, 2017

MEMORANDUM

TO: Mr. Donald Mims
County Administrator

FROM: Regina Walker, Grant Manager
Montgomery County Sheriff's Office

SUBJECT: Mental Health Grant (Evaluator Contract)
GMS Award 2016-MO-BX-0019- \$52,000

I am requesting that the attached Contract Agreement between Questiacorp, LLC and the Montgomery County Commission be placed on the agenda for the May 15, 2017 County Commission meeting. After the agreements are approved and signed, please notify me.

If you have any questions, please do not hesitate to contact me, 832-1660 or 313-7216.

RW/dc

Encls:

DEPUTY SHERIFF
POST OFFICE BOX 10
MONTGOMERY, ALABAMA 36102
TEL: 334-261-1000
FAX: 334-261-1000

www.MontgomerySheriff.com

DEPUTY SHERIFF
MONTGOMERY COUNTY SHERIFF'S OFFICE
MONTGOMERY, ALABAMA 36102
TEL: 334-261-1000
FAX: 334-261-1000

**MEMORANDUM OF AGREEMENT
BETWEEN
QUESTIA CORPS LLC
AND
MONTGOMERY COUNTY**

In response to Montgomery County's identified need for grant evaluation services for the BJA FY 16 Justice and Mental Health Collaboration Program: Planning and Implementation Grant Award Number 2016-MO-BX-0019, Questia Corps LLC 1700 Morningside Park Drive, Montgomery, AL 36117 (hereinafter referred to as Questia Corps), and Montgomery County Commission, 101 South Lawrence Street, Montgomery, AL 36104, have entered into this Agreement for the provision of such professional services.

WHEREAS, Montgomery County has identified needs for professional services; and

WHEREAS, Montgomery County and Questia Corps have statutory authority to enter into an agreement with any person, organization or group;

NOW, THEREFORE, Montgomery County and Questia Corps, intending to be mutually bound and in consideration of the mutual covenants and stipulations set forth herein, agree as follows:

SCOPE OF SERVICES

Questia Corps shall provide grant evaluation services per the specifications of the GRANT outlined below.

Task	Cost
Evaluation Design and Set-up (includes finalizing the evaluation plan for the project, finalizing program outcomes with the task forces, collecting baseline data, designing data collection instruments, training staff on use of data collection instruments, and design of data reporting dashboard)	\$12,000
Quarterly Reporting (includes preparing all information required to submit for quarterly reports for the duration of the grant)	\$6,000
Monthly Data Collection and Analysis (includes collecting all required data from the approved data sources; cleaning and preparing the data for analysis; and	\$31,500

Task	Cost
analysis with the task forces for the duration of the grant)	
Final Report (includes preparing all information required for the final report)	\$2,500
Total Amount for Evaluation Services	\$52,000

Summary of Actual Deliverables

- ☐ Evaluation Plan with finalized program outcomes
- ☐ Monthly data collection, analysis, and reporting
- ☐ Data for quarterly and final reports

AGREEMENT SCHEDULE AND COSTS

Questia Corps proposes to begin work on April 1, 2017 and conclude the project on September 30, 2019.

Questia Corps will provide said services for an amount not to exceed \$52,000 to be invoiced on the 15th of each month and payable on the last day of each month. The amount invoiced each month will be based on actual hours worked by Questia Corps staff and its subcontractors at the rates listed below:

Senior Consultant: \$125 per hour
 Consultant: \$100 per hour

This payment schedule shall commence on April 15, 2017 and conclude on September 30, 2019. All invoices will be sent to, Montgomery County Sheriff's Office, attn.: Regina Walker, 115 South Perry Street, 334.832.1660, reginawalker@mc-ala.org. Montgomery County is the funding source for this Agreement.

IDENTIFIED POINTS OF CONTACT

Each of the parties has identified a point of contact for the effort. The point of contact for each is as follows:

Regina Walker
 Montgomery County Sheriff's Office
 115 South Perry Street
 Montgomery, AL 36104
Reginawalker@mc-ala.org

Linnea Conely, CEO
 Questia Corps
 1700 Morningside Park Dr
 Montgomery, AL 36117
linnea.conely@questiacorps.com

Should a party change its identified point of contact, it must notify the other party of this change in writing within 30 days.

ASSUMPTIONS

In formulating this Agreement, Questia Corps staff made specific assumptions. These assumptions include:

1. This Agreement encompasses all aspects of the work to be performed and deliverables to be produced. Any litigation-related work, such as the production of courtroom materials and courtroom testimony including preparation for testifying, are not covered under this Agreement.
2. Montgomery County will be responsible for assisting in the identification of contact people and will authorize and provide assistance to Questia Corps in arranging appointments (i.e., scheduling times, locations, meeting space, etc.) with stakeholders as needed to complete this project.
3. Montgomery County will inform its stakeholders of the project, its purpose, and the role of Questia Corps in the project.

TERMINATION

This Agreement shall be governed by the laws of the State of Alabama.

This Agreement is terminable at will by either party upon 30 days written notice.

In the event of termination, all work products developed during the course of the agreement by, for and on behalf of Montgomery County is the property of Montgomery County and will be returned to Montgomery County within 30 days of receipt of notice of cancellation.

Questia Corps will cease performance of any work upon the receipt of notification of cancellation and all costs incurred prior to the issuance and receipt of that notice of cancellation shall be paid by Montgomery County.

Questia Corps acknowledges and understands that this Agreement is not effective until it has been executed by Montgomery County and Questia Corps shall not begin performing work under this Agreement until requested to do so, in writing, by Montgomery County. Questia Corps is entitled to no compensation for work performed prior to the effective date of this Agreement.

INDEMNIFICATION AND HOLD HARMLESS.

Questia Corps agrees to indemnify and to hold harmless Montgomery County against all and any loss, liability, claim, damage, expense, including reasonable attorney's fees and expenses, which may be incurred as a result of services provided under this agreement

DISPUTE RESOLUTION

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 Questia Corps.

IMMIGRATION LAW

By signing this Agreement, 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.

EQUAL EMPLOYMENT OPPORTUNITY

Questia Corps and Montgomery County agree to abide by the requirements of the following as applicable: Title VI of the Civil Rights Act of 1964 and Title VII of the Civil Rights Act of 1964, as amended by the Equal Employment Opportunity Act of 1972, Federal Executive Order 11246 as amended, the Rehabilitation Act of 1973, as amended, the Vietnam Era Veteran's Readjustment Assistance Act of 1974, Title IX of the Education Amendments of 1972, the Age Discrimination Act of 1975, the Fair Housing Act of 1968 as amended, and Hotel agrees to abide by the requirements of the Americans with Disabilities Act of 1990.

Questia Corps and Montgomery County agree not to discriminate in its employment practices, and will render services under this Agreement without regard to race, color, religion, sex, national origin, veteran status, political affiliation, disabilities, or because of an individual's sexual orientation. Any act of discrimination committed by Montgomery

County, or failure to comply with these obligations when applicable shall be grounds for termination of this Agreement.

Questia Corps and Montgomery County agree to abide by the requirements of 41 CFR subsection 60-300.5(a) and 60-741.5(a). These regulations prohibit discrimination against qualified individuals on the basis of protected veteran status or disability, and require affirmative action by covered prime contractors and subcontractors to employ and advance in employment qualified protected veterans and individuals with disabilities.

FORCE MAJEURE

Notwithstanding any other provision of this Agreement, in the event that the performance of any obligation under this Agreement by any party to this Agreement (Montgomery County or Questia Corps) is prevented due to acts of God, any government restriction, wars, hostilities, civil disturbances, revolutions, strikes (except those involving the employees or agents of the party seeking the protection of this clause), terrorist attacks, lockouts, or any other cause beyond the reasonable control of any party, then such party shall not be responsible to the other parties for failure or delay in performance of its obligations under this Agreement. The terms of this clause shall not exempt, but merely suspend, any party from its duty to perform the obligations under this Agreement as soon as practicable after a force majeure condition ceases to exist.

ENTIRETY OF AGREEMENT

It is understood and agreed that all terms and conditions are herein included. No oral agreements of any kind shall be binding or recognized. This contract may be amended by written agreement only.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be entered into by their duly authorized representatives.

Elton N. Dean, Sr.
Chairman
Montgomery County Commission

Date: _____

Linnea Conely
CEO
Questia Corps

Date: _____



www.mc-ala.org/da

Daryl D. Bailey
District Attorney
Fifteenth Judicial Circuit of Alabama
100 South Lawrence Street
P.O. Box 1667
Montgomery, Alabama 36102-1667



(334) 832-2550
AGENDA
OCT 21 2019

October 17, 2019

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

Dear Montgomery County Commission Members:

I am requesting that the Montgomery County Commission conduct an executive session to discuss matters related to security of governmental officials. I am writing to advise that public disclosure could reasonably be expected to be detrimental to public safety or welfare if conducted outside of executive session, and that under authority granted under Section 7(a)(4) of Act No. 2005-40, this body may convene an executive session for this discussion.

Sincerely,

Daryl D. Bailey
District Attorney

/tn

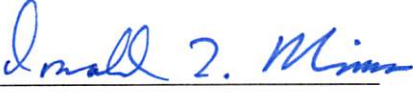
ATTACHMENT E:

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 Reconvention	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, November 4, 2019, at 8:00 in the morning.



Administrator



Chairman