

MINUTES OF REGULAR MEETING

MONTGOMERY COUNTY COMMISSION

APRIL 18, 2016

INFORMATION SESSION

Chairman Dean called the meeting to order at 8:12 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 Williams. Chairman Dean, Commissioner Walker, Commissioner Williams and Commissioner Hall were present. Vice Chairman Harris was representing the County Commission at the White House National Stepping Up Initiative in Washington, D.C. (The Initiative is to reduce the number of people with mental illnesses in jails.)

COMMENTS FROM SCHEDULED ATTENDEES, STAFF AND COMMISSIONERS

COMMENTS FROM ADMINISTRATOR MIMS

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

Administrator Mims reminded the Commission that the Employee Appreciation Luncheon will be held Tuesday, April 19, 2016, from 11:00 a.m. – 1:00 p.m., at First Baptist Church.

Administrator Mims informed the Commission that 2015 Statement of Economic Interests Forms are due May 2, 2016.

PRESENTATION BY CHIEF APPRAISER CLAY HENLEY

Chief Appraiser Clay Henley briefed the Commission regarding Position Fill Requests for Appraiser I, Position Number 850195002 and Appraiser III, Position Number 850197003. After discussion, the Commission agreed to place these items on the next agenda.

PRESENTATION BY VICE PRESIDENT DERRIL STRICKLAND WITH GOODWYN, MILLS AND CAWOOD

Senior Vice President Derril Strickland with Goodwyn, Mills and Cawood briefed the Commission on a proposal to provide engineering services for the repair/replacement of the failed retaining walls at county properties on 125 Washington Avenue and 519 Herron Street. After discussion, the Commission agreed to place this item on the next agenda.

Director of Risk Management Scott Kramer informed the Commission that the County's initial claim for reimbursement from the Federal Emergency Management Agency (FEMA) regarding the failed retaining walls was declined based on filing deadlines and the assumption of insurable

damage. He stated that the Alabama Emergency Management Agency appealed on the County's behalf last week and has expressed confidence that the claim will be approved in the near future.

Deputy Administrator Cauthen informed the Commission that the roofs on the Scott Street parking deck at the elevator shaft and guard office are leaking. She requested that Goodwyn, Mills and Cawood assist in developing specifications to repair the problem. Administrator Mims presented a Statement of Qualifications for Parking Deck Construction and Structural Repair submitted by Goodwyn, Mills and Cawood. After discussion, the Commission agreed for Goodwyn, Mills and Cawood to proceed with the specifications for the roof repairs of the parking deck and to present a proposal for other repairs and maintenance of the parking deck.

PRESENTATION BY JUVENILE COURT ADMINISTRATOR BRUCE HOWELL

Juvenile Court Administrator Bruce Howell requested authorization to rehire Brandi Alexander as Juvenile Detention Director at Pay Grade PC6, Step 4, for the Youth Facility. After discussion, the Commission agreed to place this item on the next agenda.

Mr. Howell briefed the Commission regarding Position Fill Request for Juvenile Detention Officer, Position Number 900300021 for the Youth Facility. After discussion, the Commission agreed to place this item on the next agenda.

PRESENTATION BY CHIEF PROBATE CLERK WILLIAM FLOWERS

Chief Probate Clerk William Flowers briefed the Commission regarding Position Fill Requests for Customer Service Clerk, Position Number to be determined, Assistant Tag and License Supervisor, Position Number to be determined, and Tag and License Supervisor, Position Number 750052007 for the Probate Judge's Office. After discussion, the Commission agreed to place these items on the next agenda.

COMMENTS FROM ADMINISTRATOR MIMS AND DEPUTY ADMINISTRATOR CAUTHEN

Deputy Administrator Cauthen informed the Commission that Chief Information and Technology Officer Lou Ialacci would not attend the Commission meeting because of a doctor's appointment and that he did not have anything to report.

Deputy Administrator Cauthen presented a Resolution providing for Montgomery County's participation in the 2016 "Back-to-School" Sales Tax Holiday. After discussion, the Commission agreed to place this item on the next agenda.

Deputy Administrator Cauthen briefed the Commission regarding Amendment Number 2 to Contract with Automatic Food Service, Inc., regarding servicing vending machines, Contract Number 51988-13B-033. After discussion, the Commission agreed to place this item on the next agenda.

Deputy Administrator Cauthen presented Budget Change Request Number 46 from County Commission Appropriations. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims presented Budget Change Request Numbers 47, 48 and 49 from County Commission Appropriations, Budget Change Request Number 6 from the Engineering Department, and Budget Change Request Number 1 from the Tax and Audit Department. After discussion, the Commission agreed to place these items on the next agenda.

Administrator Mims briefed the Commission regarding hiring a Case Manager I at Pay Grade A03, Step 3 (\$27,439) for the District Attorney's Worthless Check Unit. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims presented an Invoice from Garrett Coliseum Redevelopment Corp. requesting an FY2016 Appropriation in the amount of \$50,000. He noted that the Commission appropriated \$50,000 on December 17, 2012, January 21, 2014 and April 20, 2015. After discussion, the Commission agreed to place a Budget Change Request in the amount of \$50,000 on the next agenda.

Administrator Mims presented a letter from the Alabama Ethics Commission regarding the Filing of 2015 Statement of Economic Interests Forms, which are due May 2, 2016.

Administrator Mims presented a memorandum from Deputy Administrator Cauthen on the economic impact of Buckmasters 2015. According to Sheron Rose, Vice President for Community Strategies at the Chamber of Commerce, the economic impact was \$1.5 million. Administrator Mims stated that during the April 4, 2016, County Commission meeting, Buckmasters CEO Jackie Bushman and President Lewis Figh made a presentation regarding the 2016 Buckmasters Expo. He noted that the Commission approved Budget Change Requests in the amount of \$42,500 on May 19, 2014, and on April 20, 2015, for this event. After discussion, the Commission agreed to waive rules and add a Budget Change Request in the amount of \$42,500 for this event to the agenda.

Administrator Mims presented a letter from East YMCA Executive Vice President Jim Franklin requesting funding in the amount of \$10,000 for the Inaugural Wing Festival to benefit its Annual Campaign. After discussion, the Commission agreed to place a Budget Change Request in the amount of \$10,000 for the East YMCA operating expenses on the next agenda.

Administrator Mims presented information from President Jerry Sailors with Coosa-Alabama River Improvement Association, Inc., and noted that Mr. Sailors has requested to meet with the Commission at the May 16, 2016 meeting. The Commission agreed with this request.

Administrator Mims presented a letter from Renaissance Board Member Douglass Porter requesting consideration for Renaissance, Inc., to be included in the Annual Budget of the County Commission for \$20,000. He noted that Ms. Porter has requested to meet with the Commission at the May 2, 2016 meeting. After discussion, the Commission agreed for Ms. Porter to meet

with the Commission, but asked Administrator Mims to inform her that the Commission is not adding agencies to the Budget.

Administrator Mims presented a Schedule of Upcoming Bids/Contract Renewals for April through July 2016.

Administrator Mims presented the Service of Process Fee (Sheriff Process Fee) Collection for April 2016.

Administrator Mims presented the Revenue Reports for March 2016 from Tax and Audit Department.

Administrator Mims presented the Population Report for March 2016 for the Mac Sim Butler Detention Facility

Administrator Mims presented the Census and Fiscal Report for March 2016 for Community Corrections. After discussion, the Commission requested that Presiding Circuit Judge Eugene Reese and Community Corrections Executive Director Paul Brown update them at their next meeting regarding the 15th Judicial Circuit's Judges participation in utilizing the services of the Montgomery County Community Corrections program for convicted felons serving time in state prisons. Chairman Dean stated that the initial plan was for Montgomery County Community Corrections to be self-sufficient in funding.

Administrator Mims presented a Global Automakers Economic Impact Study from Hyundai Motor Manufacturing Alabama, LLC.

PRESENTATION BY COUNTY ENGINEER GEORGE SPEAKE

County Engineer George Speake briefed the Commission regarding the renewal of a Lease Agreement with Williamson Properties, Ltd., for purchase of clay-gravel needed for maintenance of roads. After discussion, the Commission agreed to place this item on the next agenda.

Also, Mr. Speake briefed the Commission on the status of SB 180 and HB 394 now under consideration by the state legislature which, if passed into law, would generate future additional revenues for road and bridge improvements. Administrator Mims distributed a projected revenue schedule regarding Montgomery County's estimated 6-cents gas tax impact. (Copies of Alabama Transportation Safety Fund Document, Road and Bridge Funding Measure Document, and Revenue Schedule, Agenda Pages 19-1 through 19-3, are attached to these Minutes.)

PRESENTATION BY CHIEF REVENUE CLERK ALLYSON HOLLAND

Chief Revenue Clerk Allyson Holland briefed the Commission regarding a Contract for Professional Services with Dominion Legacy, Inc., regarding the 2015 Tax Year tax sale. After discussion, the Commission agreed to place this item on the next agenda.

PRESENTATION BY CEO GILBERT DARRINGTON WITH HEALTH SERVICES, INC.

CEO Gilbert Darrington with Health Services, Inc., briefed the Commission regarding operation of its clinic in Ramer and requested that the Joint Public Charity Hospital Board donate the Ramer property to Health Services, Inc. He stated that it will cost approximately \$65,000 to renovate the building. After discussion, the Commission had no objection to the donation of the building and asked Administrator Mims to contact the Joint Public Charity Hospital Board regarding this donation. (Copies of Letter and Lease from CEO Darrington, Agenda Pages 20-1 through 20-8, are attached to these Minutes.)

DISCUSSION BY THE COMMISSION

Commissioner Andrew Hall informed his fellow Commissioners that the Pike Road Volunteer Fire Protection Authority has requested that the polling place, which is currently at the fire station on Wallahatchee Road, be relocated. After discussion, Chief Probate Clerk William Flowers stated that he would research other possible voting locations and report back to the Commission.

DISCUSSION BY THE COMMISSION

Chairman Dean recognized Former Commissioner James Brown, who was briefly in attendance at the meeting.

COMMENTS FROM DEPUTY ADMINISTRATOR CAUTHEN

Deputy Administrator Cauthen updated the Commission regarding the Agreement with the Montgomery Biscuits for the use of a suite in Riverwalk Stadium for the 2016, 2017 and 2018 Seasons. She presented a resolution to request an opinion from the Attorney General regarding the use of public money for the lease. After discussion, the Commission agreed to waive rules and add this item to the agenda.

RECESS TO EXECUTIVE SESSION

Administrator Mims presented a letter from Senior Vice President of Corporate Development Ellen G. McNair, Montgomery Area Chamber of Commerce requesting the convening of an Executive Session to discuss a commerce or trade matter. Commissioner Hall made a motion to go into the Executive Session. The motion was seconded by Commissioner Walker and unanimously approved by each Commissioner, openly giving their individual vote. Administrator Mims noted that Chairman Dean, Commissioner Walker, Commissioner Williams and Commissioner Hall were present and stated that the Commission would reconvene to the Information Session in approximately 15 minutes. Chairman Dean recessed the Information Session to the Executive Session. (Letter from Ellen McNair and a Checklist for Conducting Lawful Executive Sessions, Pages 21-1 and 21-2, are attached to these minutes)

RECESS TO INFORMATION SESSION

Commissioner Williams made a motion to recess the Executive Session. The motion was seconded by Commissioner Hall and unanimously approved by the Commission. Chairman Dean recessed the Executive Session to the Information Session.

INFORMATION SESSION

COMMENTS FROM SCHEDULED ATTENDEES, STAFF AND COMMISSIONERS

PRESENTATION BY EXECUTIVE VICE PRESIDENT REEIVICE GIRTMAN AND REGIONAL DEVELOPMENT DIRECTOR BECKY SAUNDERS WITH THE LIBERTY LEARNING FOUNDATION

Executive Vice President Reeivice Girtman and Regional Development Director Becky Saunders with the Liberty Learning Foundation briefed the Commission regarding the program and requested funding in the amount of \$25,000. No action was taken by the Commission.

PRESENTATION BY PUBLIC AFFAIRS DIRECTOR DIDI HENRY

Public Affairs Director DiDi Henry reviewed the calendar of upcoming events. She also briefed the Commission on the Walk 200 Challenge Kick-Off that would take place at approximately 10:30 this morning and the Employee Appreciation and Awards Luncheon that would be held the following day.

RECESS TO FORMAL SESSION

Chairman Dean recessed the Information Session to the Formal Session.

FORMAL SESSION

Chairman Dean welcomed everyone to the Formal Session.

The meeting was opened with prayer led by Stephen Smith, Vice President of the River Region Chaplain Service, at the request of Chairman Dean.

The Pledge of Allegiance was led by Sheriff's Office Honor Guard Members at the request of Chairman Dean.

Administrator Mims called Roll to establish a quorum, and the following Commissioners were present: Chairman Dean, and Members Hall, Walker and Williams. Also present were County Attorney Tyrone C. Means and County Engineer George C. Speake. Vice Chairman Harris was representing the County Commission at the White House National Stepping Up Initiative in Washington, D.C. (The Initiative is to reduce the number of people with mental illnesses in jails.)

Commissioner Williams made a motion to approve the Minutes of the Regular Meeting of April 4, 2016. The motion was seconded by Commissioner Hall and unanimously approved by the Commission.

CONSENT AGENDA

Administrator Mims presented the Accounts Payable and Payroll Checks Authorization for approval.

Commissioner Walker made a motion to approve the Accounts Payable and Payroll Checks, as presented by Administrator Mims. The motion was seconded by Commissioner Hall and unanimously approved by the Commission. (Copies of Accounts Payable Checks and Payroll Checks Authorization, Consent Agenda Pages 1 through 3, are attached to these Minutes.)

NEW BUSINESS

COUNTY COMMISSION – APPROVED AMENDMENT NUMBER 1 TO SUBGRANT AGREEMENT WEATHERIZATION PROGRAM, GRANT NUMBER DOE-028-15

Administrator Mims presented the following memorandum:

April 14, 2016

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims
County Administrator

SUBJECT: Amendment Number 1 to Subgrant Agreement Weatherization Program

The Montgomery County Commission, at its meeting on April 4, 2016, agreed to place Amendment Number 1 to Subgrant Agreement Weatherization Program, Grant Number DOE-028-15, on the next agenda.

I am requesting approval of this item.

Attachment

End of Memorandum

Commissioner Williams made a motion to approve the request. The motion was seconded by Commissioner Hall and unanimously approved by the Commission. (Copies of Letter, Subgrant Agreement, and Email, Agenda Pages 1-2 through 1-5, are attached to these Minutes.)

SHERIFF'S OFFICE – APPROVED APPLICATION FOR THE TECHNOLOGY
INNOVATION FOR PUBLIC SAFETY GRANT

Administrator Mims presented the following memorandum from Sheriff Derrick Cunningham:

MEMORANDUM

To: Elton Dean, Chair, Montgomery County Commission

From: Derrick Cunningham, Sheriff
Montgomery County Sheriff's Office

Subject: Approval to pursue Technology Innovation for Public Safety Grant (TIPS)

Date: April 14, 2016

We are requesting the County Commission's approval to pursue the TIPS grant through the Department of Justice. There are no matching funds required for this grant. If funded, this project will utilize innovative technology strategies to address increases in crime in Montgomery. We will utilize push technology/internet-based communications to acquire public records, (i.e. marriage license, business license, property tax records, etc.) data that is currently collected by other county entities.

This integration will allow investigators, and Human Service Agencies (Alabama Department of Human Resources for adoptions or seeking next of kin information) to search one place for a plethora of information. Through a built in auditing feature, we will track the percent increase during the reporting period in the number of automated criminal justice and related cross-boundary information exchanges, (i.e. database traffic) due to the implementation of this project.

End of Memorandum

Commissioner Hall made a motion to approve the request. The motion was seconded by Commissioner Walker and unanimously approved by the Commission.

ENGINEERING DEPARTMENT – APPROVED AMENDMENT NUMBER 1 TO
CONTRACT WITH MIDSOUTH PAVING, INC., FOR PLANT MIX, CONTRACT NUMBER
53000-15B-021

Administrator Mims presented the following memorandum from Purchasing Manager Myrtle Singleton:

MEMORANDUM

TO: Donald L. Mims, County Administrator

FROM: Myrtle Singleton, Purchasing Manager

DATE: March 25, 2016

RE: Contract No. 53000-15B-021
Plant Mix

I request that the attached Amendment No. 1 to MidSouth Paving, Inc. contract for plant mix be considered for approval on a future agenda.

Amendment No. 1 will allow the contract to be extended for one (1) year, beginning June 15, 2016 and ending on June 14, 2017.

MidSouth Paving, Inc. chooses not to increase prices during this contract period. All other provisions of the contract shall remain the same.

This contract extension has been coordinated with George Speake, County Engineer.

Attachment

End of Memorandum

Commissioner Hall made a motion to approve the request. The motion was seconded by Commissioner Williams and unanimously approved by the Commission. (Copy of Amendment, Agenda Page 3-2, is attached to these Minutes.)

DETENTION FACILITY – APPROVED RATIFICATION OF AMENDMENT NUMBER 2
TO CONTRACT WITH A'VIANDS FOOD & SERVICE MANAGEMENT REGARDING
INMATE FOOD SERVICE, CONTRACT NUMBER 52200-14B-003

Administrator Mims presented the following memorandum from Purchasing Manager Myrtle Singleton:

MEMORANDUM

TO: Donald L. Mims, County Administrator

FROM: Myrtle Singleton, Purchasing Manager

DATE: March 28, 2016

RE: Contract No. 52200-14B-003
Inmate Food Services

Request that ratification of the attached Amendment No. 2 to provide Inmate Food Service for Montgomery County Detention Facility, be placed on a future agenda. This will allow the contract with A' viands Food & Service Management to be extended for thirty (30) days, beginning April 1, 2016

and ending on April 30, 2016. This amendment will allow time to transition from current vendor to new vendor Trinity Services Group.

All other provisions of the contract shall remain the same.

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

Attachment

End of Memorandum

Commissioner Walker made a motion to approve the request. The motion was seconded by Commissioner Williams and unanimously approved by the Commission. (Copy of Amendment, Agenda Page 4-2, is attached to these Minutes.)

COUNTY COMMISSION – APPROVED ALCOHOL LICENSE APPLICATION FOR RETAIL BEER (ON OR OFF PREMISES) AND RETAIL TABLE WINE (ON OR OFF PREMISES) LICENSE FROM APPLICANT 110 GROCERY AND BBQ LLC, LOCATED AT 15668 VAUGHN ROAD, CECIL, ALABAMA 36013

Administrator Mims presented the following memorandum:

April 14, 2016

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims
County Administrator

SUBJECT: Alcohol License Application from Applicant 110 Grocery and BBQ LLC,

The Montgomery County Commission, at its meeting on April 4, 2016, agreed to place an Alcohol License Application for Retail Beer (On or Off Premises) and Retail Table Wine (On or Off Premises) License from Applicant 110 Grocery and BBQ LLC, located at 15668 Vaughn Road, Cecil, Alabama 36013, on the next agenda.

I am requesting approval of this item.

Attachment

End of Memorandum

Commissioner Hall made a motion to approve the request. The motion was seconded by Commissioner Walker. Chairman Dean, Commissioner Hall and Commissioner Walker voted in favor of the motion. Commissioner Williams abstained from the vote, and the motion carried.

(Copies of Public Notice, Memorandum, Alcohol License Application, and Legal Insertion for Alcoholic Beverage Permit Approval, Agenda Pages 5-2 through 5-8, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS
REPROGRAMMING REQUESTS

Administrator Mims requested approval of the following miscellaneous appropriations reprogramming requests:

April 18, 2016

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims, County Administrator

SUBJECT: Miscellaneous Appropriations Reprogramming Requests

I am requesting authority to reprogram the following from fund code 001-59320-498 (Agency, Miscellaneous Appropriations) and to sign the contracts:

NC-2016-104: City of Montgomery Parks and Recreation Department, for Old Selma Road Community Center for Senior Citizens Activities; Attn: Rufus Ellis - \$600; (Dean)

End of Memorandum

Commissioner Walker made a motion to approve the requests. The motion was seconded by Commissioner Hall and unanimously approved by the Commission.

APPRAISAL DEPARTMENT – APPROVED BID AWARD TO JACK INGRAM MOTORS
REGARDING APPRAISAL DEPARTMENT VEHICLES, BID NUMBER 51985-16B-012

Administrator Mims presented the following memorandum from Purchasing Manager Myrtle Singleton:

MEMORANDUM

TO: Donald L. Mims, County Administrator

FROM: Myrtle Singleton, Purchasing Manager

DATE: March 22, 2016

RE: Invitation to Bid No. 51985-16B-012
 Appraisal Vehicles

I request approval of award on the above referenced Invitation to the only bidder, Jack Ingram Motors, for a unit price of \$14,721.50 each and a total amount of \$88,329.00, be placed on a future agenda for the County Commission meeting. (Copy of spreadsheet attached.)

Coordination of award made with Janet Buskey, Revenue Commissioner and Clay Henley, Chief Appraiser.

Attachment

End of Memorandum

Commissioner Walker made a motion to approve the request. The motion was seconded by Commissioner Hall and unanimously approved by the Commission. (Copy of Spreadsheet, Agenda Page 7-2, is attached to these Minutes.)

COUNTY COMMISSION APPROPRIATIONS – APPROVED AUTHORIZATION OF
BUDGET CHANGE REQUEST NUMBER 43

Administrator Mims requested approval of Budget Change Request Number 43, County Commission Appropriations.

Commissioner Williams made a motion to approve the request. The motion was seconded by Commissioner Hall and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 8-1, is attached to these Minutes.)

COUNTY COMMISSION APPROPRIATIONS – APPROVED AUTHORIZATION OF
BUDGET CHANGE REQUEST NUMBER 45

Administrator Mims presented the following memorandum and requested approval of budget change request number 45:

March 31, 2016

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims
 County Administrator

SUBJECT: Authorization for Funding for Wooden Fence in the Lagos Del Sol Neighborhood

Recently, Mr. Alfred Marshall called me regarding replacing the fence in his yard that had been removed when the drainage pipe was replaced in the Lagos Del Sol neighborhood. Initially, Mr. Marshall elected not to have the fence put up, but has now changed his mind. The cost for this fence is approximately \$2,000, as determined by County Engineer George Speake. The replacement of the fence was previously approved by the County Commission. The original approved budget for the drainage pipe replacement and the fence replacement was \$30,777.96 and the amount budgeted was spent short of \$100.

I am requesting that the County Commission approve a budget change request at our next meeting authorizing \$2,000 for the fence replacement. Thank you for your consideration regarding this matter.

End of Memorandum

Commissioner Williams made a motion to approve the request. The motion was seconded by Commissioner Hall and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 9-2, is attached to these Minutes.)

JUDGE OF PROBATE (ELECTIONS) – APPROVED AUTHORIZATION OF BUDGET CHANGE REQUEST NUMBER 6

Administrator Mims requested approval of Budget Change Request Number 6, Judge of Probate (Elections).

Commissioner Hall made a motion to approve the request. The motion was seconded by Commissioner Walker and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 10-1, is attached to these Minutes.)

ENGINEERING DEPARTMENT – APPROVED POSITION FILL REQUESTS (2)

Administrator Mims presented the following memorandum:

April 14, 2016

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims
County Administrator

SUBJECT: Position Fill Requests for Engineering Department

The Montgomery County Commission, at its meeting on April 4, 2016, agreed to place the following Position Fill Requests on the next agenda for the Engineering Department:

- (1) Service Manager, Position Number 650598002
- (2) Fleet Maintenance Superintendent, Position Number 650596001

I am requesting approval of these items.

Attachments

End of Memorandum

Commissioner Walker made a motion to approve the requests. The motion was seconded by Commissioner Hall and unanimously approved by the Commission. (Copies of Position Fill Requests, Agenda Pages 11-2 and 11-3, are attached to these Minutes.)

SUPPORT SERVICES – APPROVED HIRING MAIL ROOM AND STORES CLERK AT PAY GRADE A03, STEP 3 (\$27,439)

Administrator Mims presented the following memorandum from Deputy Administrator Florence M. Cauthen:

March 31, 2016

MEMORANDUM

TO: Montgomery County Commission

FROM: Florence M. Cauthen, Deputy Administrator

SUBJECT: Request for Step Increase

Yvette Williams has been selected to fill the vacant Mail Room and Stores Clerk position. Ms. Williams brings 20 years of experience in a similar position at the Montgomery Police Department and comes highly recommended. Based on her experience and proven work ethic, I am requesting that she be hired at Step 3 instead of Step 1, which is an annual increase of \$1,809. The budget will still recognize an overall savings because the employee vacating the position was at Step 13.

I request that the two step increase be placed on the next agenda.

End of Memorandum

Commissioner Williams made a motion to approve the request. The motion was seconded by Commissioner Walker and unanimously approved by the Commission.

DETENTION FACILITY – APPROVED POSITION FILL REQUEST FOR CORRECTIONS
OFFICER TRAINEE/CORRECTIONS OFFICER, POSITION NUMBER 045

Administrator Mims presented the following memorandum:

April 14, 2016

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims
County Administrator

SUBJECT: Position Fill Request for Detention Facility

The Montgomery County Commission, at its meeting on April 4, 2016, agreed to place a Position Fill Request for Corrections Officer Trainee/Corrections Officer, Position Number 045, from the Detention Facility on the next agenda.

I am requesting approval of this item.

Attachment

End of Memorandum

Commissioner Hall made a motion to approve the request. The motion was seconded by Commissioner Williams and unanimously approved by the Commission. (Copy of Position Fill Request, Agenda Page 13-2, is attached to these Minutes.)

SHERIFF'S OFFICE – APPROVED POSITION FILL REQUEST FOR PUBLIC SAFETY
COMMUNICATIONS OPERATOR, POSITION NUMBER 10

Administrator Mims presented the following memorandum:

April 14, 2016

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims
County Administrator

SUBJECT: Position Fill Request for Sheriff's Office

The Montgomery County Commission, at its meeting on April 4, 2016, agreed to place a Position Fill Request for Public Safety Communications Operator, Position Number 10 from the Sheriff's Office on the next agenda.

I am requesting approval of this item.

Attachment

End of Memorandum

Commissioner Hall made a motion to approve the request. The motion was seconded by Commissioner Williams and unanimously approved by the Commission. (Copy of Position Fill Request, Agenda Page 14-2, is attached to these Minutes.)

VARIOUS DEPARTMENTS – APPROVED TRAVEL/TRAINING REQUESTS (11)

Administrator Mims recommended the following Travel/Training Requests for approval by the Commission:

<u>DEPARTMENT</u>	<u>TRAVEL/TRAINING REQUESTS</u>
1. District Attorney's Office	Request Number 3
2. Sheriff's Office	Request Numbers 28 and 29
3. Youth Facility	Request Numbers 13 and 14
4. Parks and Recreation Department	Request Number 2
5. Engineering Department	Request Number 5
6. Personnel Department	Request Numbers 16 and 17
7. Community Corrections	Request Numbers 12 and 13

Commissioner Walker made a motion to approve the requests. The motion was seconded by Commissioner Hall and unanimously approved by the Commission. (Copies of Travel/Training Requests, Agenda Pages 15-1 through 15-11, are attached to these Minutes.)

WAIVE RULES

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

COUNTY COMMISSION APPROPRIATIONS – APPROVED AUTHORIZATION OF BUDGET CHANGE REQUEST FOR \$42,500 TO MONTGOMERY AREA CHAMBER OF COMMERCE FOR THE 2016 BUCKMASTER'S EXPO

Administrator Mims requested approval of a Budget Change Request for \$42,500 to Montgomery Area Chamber of Commerce for the 2016 Buckmaster's Expo, County Commission Appropriations.

Commissioner Williams made a motion to approve the request. The motion was seconded by Commissioner Walker and unanimously approved by the Commission. (Copy of Budget Change Request Number 50, Agenda Page 16-1, is attached to these Minutes.)

COUNTY COMMISSION – ADOPTED RESOLUTION DIRECTING COUNTY ATTORNEY TO REQUEST ATTORNEY GENERAL’S OPINION REGARDING THE PERMISSIBILITY OF THE MONTGOMERY COUNTY COMMISSION USING PUBLIC FUNDS TO LEASE A SUITE AT MONTGOMERY BISCUITS STADIUM

Administrator Mims presented the following resolution:

RESOLUTION DIRECTING COUNTY ATTORNEY TO REQUEST ATTORNEY GENERAL OPINION REGARDING LEASE AGREEMENT WITH MONTGOMERY BISCUITS

WHEREAS, the Montgomery County Commission is considering entering into a lease agreement with the Montgomery Biscuits regarding a suite at Biscuits Stadium;

WHEREAS, the Montgomery County Commission has determined that leasing the suite for the purpose of providing a benefit to employees of Montgomery County, senior citizen and youth groups as well as other citizen groups;

WHEREAS, the Montgomery County Commission has further determine that from time to time that use of the suite for industrial recruitment and expansion in furtherance of its goal of economic development;

WHEREAS, the Montgomery County Commission desires to obtain an Attorney General’s Opinion regarding the permissibility of it entering into the lease of a suite at Biscuits Stadium;

THEREFORE, BE IT RESOLVED, that the County Attorney is directed to request an Attorney General’s Opinion regarding the permissibility of the Montgomery County Commission using public funds to lease a suite at Montgomery Biscuits Stadium

End of Resolution

Commissioner Williams made a motion to adopt the resolution. The motion was seconded by Commissioner Hall and unanimously approved by the Commission. (Copies of Memorandum and Letters, Agenda Pages 17-2 through 17-9, are attached to these Minutes.)

COMMENTS BY COMMISSIONERS AND ATTENDEES

Grants Manager Regina Walker with the Montgomery County Sheriff’s Office invited all of the Commissioners and Department Heads to the Administrative Professionals Day, which is hosted by the Sheriff’s Office every year. She stated that they had invited all of the county entities to register the administrative professionals in their office to attend. She stated that transportation is provided on an hourly basis to and from the D.T. Marshall Firing Range and Training Facility.

She stated that Administrative Professionals are the backbone of any good office, and the Sheriff's Office wants to honor them for all that they do.

Head Coach/CEO Katie Franklin with the Zulu Warring Hornets thanked the Commission for the support they gave to her and the Zulu Warring Hornets basketball team last year to attend the National State Games of America. She stated that this year they hope to attend Alabama Sports Festival State Games on June 10th – 12th, 2016, in Dothan, Alabama. Ms. Franklin requested funding for travel expenses in the amount of \$4,162 for this event. Ms. Franklin stated that Coaches Robert Johnson, Larry Bibb, Frederick Riley and Jay Leonard will help her coach the team. Ms. Franklin stated that due to her recent eye surgery she has been unable to do any fundraising, but she has received donations for t-shirts and shoes for the young men. Chairman Dean stated that Ms. Franklin should request support from the City of Montgomery as well before the event.

WAIVE RULES

Chairman Dean requested to waive rules and consider a Budget Change Request in the amount of \$2,000 to Dorothy's Vision, Inc., for Montgomery Zula Warring Hornets basketball team to attend the June 2016 Alabama Sports Festival State Games in Dothan, Alabama, and his fellow Commissioners concurred:

COUNTY COMMISSION APPROPRIATIONS – APPROVED AUTHORIZATION OF BUDGET CHANGE REQUEST FOR \$2,000 TO DOROTHY'S VISION, INC., FOR MONTGOMERY ZULA WARRING HORNETS BASKETBALL TEAM TO ATTEND THE JUNE 2016 ALABAMA SPORTS FESTIVAL STATE GAMES IN DOTHAN, ALABAMA

Chairman Dean requested approval of a Budget Change Request in the amount of \$2,000 to Dorothy's Vision, Inc., for Montgomery Zula Warring Hornets basketball team to attend the June 2016 Alabama Sports Festival State Games in Dothan, Alabama.

Commissioner Walker made a motion to approve the request. The motion was seconded by Commissioner Williams and unanimously approved by the Commission. (Copy of Budget Change Request Number 52, Agenda Page 18-1, is attached to these Minutes.)

COMMENTS BY COMMISSIONERS AND ATTENDEES

Executive Vice President Jim Franklin with the East YMCA thanked the Commissioners for all that they do for the YMCA. He stated that the East Family YMCA is hosting an Inaugural Wing Festival to benefit their YMCA Annual Campaign. He stated that the cook-off with 18-20 teams will be held April 30, 2016 from 11:30 a.m. – 2:30 p.m., and invited everyone to attend. Mr. Franklin requested funding in the amount of \$10,000 to help support the festival and to provide funding for the annual campaign. He stated that the East YMCA was built in 1957 and is the oldest YMCA in Montgomery. He noted that it is still very viable in the community and serves infants to senior citizens. Chairman Dean stated that Mr. Franklin has a great advocate on the Commission and the Commission agreed to appropriate \$10,000, which will be on the next agenda. Mr. Franklin thanked the Commission for its support.

Mr. Michael Dixon stated that he works with Dr. Richard Green who resides on David Drive. He noted that there are four residents who live on the road and that they cannot travel on the road unless they have a 4-wheel drive vehicle due to the ruts caused by the amount of rain. Mr. Dixon stated that he has researched the issue and found that David Drive was once a part of Sullivans Trace, but at some point it became a private drive. Mr. Dixon explained that the residents on the road do not have the financial means to support or repair the road. He stated that he has inquired from the Engineering Department what assistance they can offer until it is declared a public road. Chairman Dean asked Mr. Dixon to meet with County Engineer George Speake and Assistant County Engineer James Kelley regarding this issue.

Commissioner Williams said good morning to the audience. He told Katie Franklin that he appreciated what she is doing for the young boys' basketball team and asked her to teach them how to get along with one another. He stated that the Commission is going to do all that it can to support her and to make sure she has the necessary funds. He thanked Mr. Jim Franklin for doing a good job at the East YMCA.

Commissioner Walker said that this time last year she was at the lowest of the low with chemo, radiation and surgery, but life is much better today. Commissioner Walker informed the audience that on Saturday she participated in the Joy to Life Foundation's 5K Walk of Life, attended opening ceremonies at East Montgomery, helped coach her daughter's softball team Saturday night and Sunday morning her son was baptized. She stated that we will all have tribulation in this life and that everybody in this room could share stories to break all of our hearts but wanted to take a moment to encourage everyone. She added that weeping is for a night, but joy is going to come in the morning just as hers has.

Chairman Dean said that the Commission has been supportive of Commissioner Walker through her ordeal and thanks God for her healing. He told Commissioner Walker to keep doing what she is doing because he knows that she loves people. Chairman Dean said that the Commission loves her and our employees. He reminded everyone that the Employee Appreciation Luncheon will be held tomorrow. He explained that when he was elected Commissioner, there was no appreciation luncheon for the employees and that the Commission has enjoyed hosting this every year. Chairman Dean thanked Public Relations Director DiDi Henry, Administrator Mims, Deputy Administrator Cauthen and all of the employees involved with coordinating the luncheon. He encouraged Department Heads to attend.

ADJOURNMENT

Commissioner Hall made a motion to adjourn the meeting of the Montgomery County Commission on April 18, 2016, at 10:08 a.m. The motion was seconded by Commissioner Williams and unanimously approved by the Commission.

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 4-8-16

Check Number	To	Check Number
260096		260170
Total Checks Paid		\$278,590.60

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

AGENDA

APR 18 2016

4-18-16 Meeting

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 4-8-16

Check Number	To	Check Number
260171		260255
Total Checks Paid		\$352,176.37

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

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING TRANSACTIONS WERE AUDITED AND
ORDERED PAID

AGENDA**APR 18 2016**

CHECKS ARE DATED
4/15/16

Payroll Check Number	125245	To	Payroll Check Number	125311	\$ 52,237.36
Direct Deposits					\$ 849,116.81
Payroll Check Number	125312	To	Payroll Check Number	125335	\$ 266,398.58
Direct Deposits					\$ 389,748.97
Federal Deposits					\$ 328,580.24
Total Payroll Paid					\$ 1,886,081.96

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

OFFICE OF THE GOVERNOR

ROBERT BENTLEY
GOVERNOR



STATE OF ALABAMA

ALABAMA DEPARTMENT OF ECONOMIC
AND COMMUNITY AFFAIRS

JIM BYARD, JR.
DIRECTOR

March 25, 2016

The Honorable Elton Dean, Sr.
Chairman
Montgomery County Commission
c/o Central Alabama Regional Planning
and Development Commission
430 South Court Street
Montgomery, AL 36104

Dear Mr. Dean:

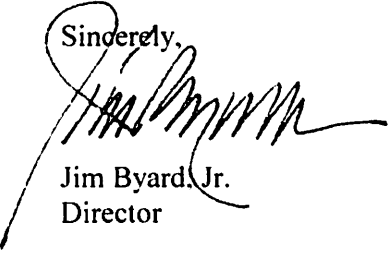
RE: Amendment No. 1
Grant No. DOE-028-15

Enclosed are two copies of the above-referenced Department of Energy Grant Amendment.

Please sign and witness both copies and return one original to the Energy Division. Retain the other copy for your files.

If you have any questions, please call Brenda Mock at (334) 353-5951.

Sincerely,


Jim Byard, Jr.
Director

JB/BM/ks

Enclosures

cc: Mr. Greg Clark

SUBGRANT AGREEMENT WEATHERIZATION PROGRAM

Grant Agreement: DOE-028-15
Amendment: 1
Grant Amount: \$103,228.00

THIS AMENDMENT is entered into as of March 31, 2016, by and between the **Alabama Department of Economic and Community Affairs, Energy Division**, hereinafter, referred to as the "Department" or "ADECA," and the **Montgomery County Commission**, hereinafter, referred to as the "Subrecipient." This amendment modifies Grant Agreement No. DOE-028-15 dated April 1, 2015.

Subrecipient name (must match registered name in DUNS): Montgomery County Commission

Subrecipient's DUNS number: 099839086

Federal Award Identification Number ("FAIN"): DE-EE0006136

Federal Award Date: May 18, 2015

Subaward Period of Performance Start and End Date: April 1, 2015 – June 30, 2016

Amount of Federal Funds obligated by this action to the Subrecipient: \$0.00

Total amount of Federal Funds obligated to the Subrecipient: \$103,228.00

Total amount of Federal Award: \$2,047,091.00

Federal Award project description: Weatherization Assistance Program

Name of Federal awarding agency: U.S. Department of Energy

Pass-through entity: Alabama Department of Economic and Community Affairs

Contact information for awarding official: Jim Byard, Jr., Director

Identification of whether the Award is Research and Development: N/A

Indirect cost rate for the Federal Award: N/A

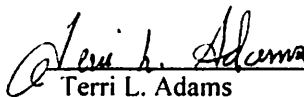
1. **PURPOSE:** The purpose of this amendment is to amend "**Paragraph 3: Duration**" and the relative attachments of the above-referenced Grant Agreement.
2. "**Paragraph 3: Duration**" is hereby amended to read as follows:
 - a. **Duration:** The Subrecipient shall commence performance of this Agreement on April 1, 2015, and shall complete performance to the satisfaction of the Department not later than June 30, 2016, and shall complete subgrant closeout procedures to the satisfaction of the Department not later than July 31, 2016.

3. All other terms and conditions not affected by this modification shall remain in full force and effect.

IN WITNESS WHEREOF THE DEPARTMENT AND THE SUBRECIPIENT HAVE EXECUTED THIS AGREEMENT AS EVIDENCED BY THE SIGNATURES BELOW:

**Alabama Department of Economic & Community
Affairs**
Department

Montgomery County Commission
Subrecipient

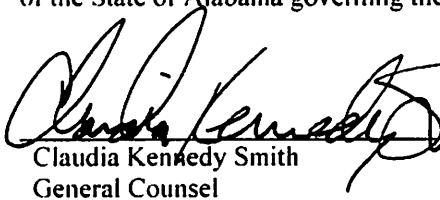
 March 21, 2016
Terri L. Adams Date
Energy Division Chief

Authorized Official for Subrecipient Date

 March 21, 2016
Jim Byard, Jr. Date
Director

Subrecipient Witness Date

This grant has been reviewed for content, legal form, and complies with all applicable laws, rules, and regulations of the State of Alabama governing these matters.

 3/24/16
Claudia Kennedy Smith Date
General Counsel

Donny

From: Donny <dbarber@carpdc.com>
Sent: Tuesday, March 29, 2016 3:54 PM
To: 'Tammy Nix'
Subject: Modification to Grant DOE 028-15

Tammy,

I will be bringing over a contract modification to Weatherization Grant DOE 028-15 in the morning for Commissioner Dean's signature. Please have him sign BOTH signature pages and get back to me asap. I have to get the executed Grant back to ADECA as soon as I can.

Thanks,

Donny Barber - Weatherization Program Manager
Central Alabama Regional Planning and Development Commission
430 South Court Str., Montgomery, Alabama 36104
ph. 334-262-4300, x19 fax 334-262-6976
Weatherization Office 1-866-780-4945
BPI Certified Professional – ID #5027156



*HEP-Quality Control Inspector *Building Analyst *Envelope Professional
Licensed Home Inspector – AL Lic. #HI-4006

This electronic communication is intended solely for the use of the individual to whom it is addressed and may contain information that is privileged, confidential, or otherwise exempt from disclosure. If you are not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the Central Alabama Regional Planning and Development Commission by replying to the original message at the listed email address or fax number. Thank you.

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

Amendment
To
Contract # 53000-15B-021

Amendment No. 1

Contract with MidSouth Paving, Inc. for Plant Mix is hereby extended for one (1) year, beginning June 15, 2016 and ending June 14, 2017.

There will be no price increase during this contract period.

All other provisions of the contract remain the same.

WITNESS:

MIDSOUTH PAVING, INC.

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____

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

Amendment
To
Contract # 52200-14B-003

Amendment No. 2

Contract for Inmate Food Services, is hereby extended for thirty (30) days beginning April 1, 2015 and ending April 30, 2016.

All other provisions of the contract will remain the same.

WITNESS:

A'VIANDS FOOD & SERVICE MANAGEMENT

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

Donald Z. Morris

BY: Elton N. Dean, Jr.

TITLE: _____

NOTICE

Notice is hereby given that application has been made to the Montgomery County Commission, Montgomery, Alabama, for approval of a permit for the sale of liquor at this location, namely:

NAME: 110 GROCERY AND BBQ
ADDRESS: 15668 VAUGHN ROAD, CECIL, AL 36013

AND THAT PUBLIC HEARING ON SAID APPLICATION HAS BEEN SET BEFORE THE COUNTY COMMISSION AT:

9:30 A.M. APRIL 18, 2016

At the Commission's Hearing Room, in the Administration Building, 101 South Lawrence Street, Montgomery, Alabama. Anyone desiring to be heard either for or against said application may appear in person at said time or may indicate his or her wishes in writing by communication addressed to the Montgomery County Commission.
Donald L. Mims, County Administrator
Montgomery County Commission
Mont. Adv. 4/11/2016
1176521



DERRICK CUNNINGHAM
SHERIFF OF MONTGOMERY COUNTY

KEVIN J. MURPHY
CHIEF DEPUTY

COLONEL WANDA J. ROBINSON
DIRECTOR OF DETENTION

February 18, 2016

MEMORANDUM

TO : Mr. Donnie Mims
County Administrator

FROM : Sheriff Derrick Cunningham 
Montgomery County Sheriff's Office

SUBJECT : 110 Grocery and BBQ, LLC
15668 Vaughn Road
Cecil, AL 36013

I have reviewed the attached application. The Montgomery County Sheriff's Office has no objections to the approval of this license.

DC/crv

encls.

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

WWW.MONTGOMERYSHERIFF.COM

5-3
DETENTION FACILITY
225 SOUTH MCDONOUGH STREET
MONTGOMERY, ALABAMA 36104

OFFICE 334.832.1386
FAX 334.265.0990



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION
Confirmation Number: 20150901162045279



Type License: 040 - RETAIL BEER (ON OR OFF PREMISES) State: \$150.00 County: \$75.00

Type License: 060 - RETAIL TABLE WINE (ON OR OFF PREMISES) State: \$150.00 County: \$75.00

Trade Name: 110 GROCERY AND BBQ Filing Fee: \$100.00

Applicant: 110 GROCERY AND BBQ LLC Transfer Fee:

Location Address: 15668 VAUGHN ROAD CECIL, AL 36013

Mailing Address: 15668 VAUGHN ROAD CECIL, AL 36013

County: MONTGOMERY Tobacco sales: YES Tobacco Vending Machines: 0

Type Ownership: LLC

Book, Page, or Document info: CORP00294 PGE 817

Date Incorporated: 10/14/2010 State incorporated: AL County Incorporated: MONTGOMERY

Date of Authority: 10/14/2010 Alabama State Sales Tax ID: R007236353

Name: Title: Date and Place of Birth: Residence Address:

RANDALL G BISHOP JR 4020587 - AL	MEMBER	11/22/1946 MONTGOMERY AL	15668 VAUGHN ROAD CECIL, AL 36013
MAE M BISHOP 2585018 - AL	OWNER	04/11/1949 GREENVILLE AL	15668 VAUGHN ROAD CECIL, AL 36013

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? YES

Does ABC have any actions pending against the current licensee? NO

Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? NO

Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? NO

Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? YES

Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of a corporation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? NO

Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? NO

Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? NO

Contact Person: MAE BISHOP

Business Phone: 334-462-8411

Fax:

Home Phone: 334-270-7772

Cell Phone: 334-462-8411

E-mail: GGBISHOP4@YAHOO.COM

PREVIOUS LICENSE INFORMATION:

Trade Name: 110 GROCERY AND BBQ

Applicant: 110 GROCERY AND BBQ LLC

Previous License Number(s)

License 1: 002001551

License 2: 002001551

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STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
 ALCOHOL LICENSE APPLICATION
 Confirmation Number: 20150901162045279



Initial each

Signature page

- ☐ *RB* In reference to law violations, I attest to the truthfulness of the responses given within the application.
- ☐ *RB* In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.
- ☐ *RB* In reference to ACT No. 80-529, I understand that if my application is denied or discontinued, I will not be refunded the filing fee required by this application.
- ☐ *RB* In reference to Special Retail or Special Events retail license, I agree to comply with all applicable laws and regulations concerning this class of license, and to observe the special terms and conditions as indicated within the application.
- ☐ *RB* In reference to the Club Application information, I attest to the truthfulness of the responses given within the application.
- ☐ *RB* In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.
- ☐ *RB* In accordance with Alabama Rules & Regulations 20-X-5-.01(4), any social security number disclosed under this regulation shall be used for the purpose of investigation or verification by the ABC Board and shall not be a matter of public record.
- ☐ *RB* The undersigned agree, if a license is issued as herein applied for, to comply at all times with and to fully observe all the provisions of the Alabama Alcoholic Beverage Control Act, as appears in Code of Alabama, Title 28, and all laws of the State of Alabama relative to the handling of alcoholic beverages. The undersigned, if issued a license as herein requested, further agrees to obey all rules and regulations promulgated by the board relative to all alcoholic beverages received in this State. The undersigned, if issued a license as herein requested, also agrees to allow and hereby invites duly authorized agents of the Alabama Alcoholic Beverage Control Board and any duly commissioned law enforcement officer of the State, County or Municipality in which the license premises are located to enter and search without a warrant the licensed premises or any building owned or occupied by him or her in connection with said licensed premises. The undersigned hereby understands that he or she violate any provisions of the aforementioned laws his or her license shall be subject to revocation and no license can be again issued to said licensee for a period of one year. The undersigned further understands and agrees that no changes in the manner of operation and no deletion or discontinuance of any services or facilities as described in this application will be allowed without written approval of the proper governing body and the Alabama Alcoholic Beverage Control Board.
- ☐ *RB* I hereby swear and affirm that I have read the application and all statements therein and facts set forth are true and correct, and that the applicant is the only person interested in the business for which the license is required.

Applicant Name (print): *Randall G. Bishop*

Signature of Applicant: *Randall G. Bishop*

Notary Name (print): *Beatrice Thorne*

Notary Signature: *Beatrice Thorne*

Commission expires:

Application Taken:

App. Inv. Completed:

Forwarded to District Office:

Submitted to Local Government:

Received from Local Government:

Received in District Office:

Reviewed by Supervisor:

Forwarded to Central Office:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION
Confirmation Number: 20150901162045279



If applicant is leasing the property, is a copy of the lease agreement attached? YES
Name of Property owner/lessor and phone number: JOHN HALL INVESTMENTS LTD 334-462-8411
What is lessors primary business? PROPERTY MGMT
Is lessor involved in any way with the alcoholic beverage business? NO
Is there any further interest, or connection with, the licensee's business by the lessor? NO

Does the premise have a fully equipped kitchen? YES
Is the business used to habitually and principally provide food to the public? YES
Does the establishment have restroom facilities? YES
Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? YES

Will the business be operated primarily as a package store? NO
Building Dimensions Square Footage: 2592 Display Square Footage:
Building seating capacity: 00000 Does Licensed premises include a patio area? NO
License Structure: ONE STORY License covers: ENTIRE STRUCTURE
Location is within: COUNTY Police protection: COUNTY

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

Name:	Violation & Date:	Arresting Agency:	Disposition:

Receipt Confirmation Page

Receipt Confirmation Number: **20150901162045279**
Application Payment Confirmation Number: **20198918**

Payment Summary	
Payment Item	Fee
Application Fee for License 040 and License 060	\$100.00
Total Amount to be Charged	\$100.00

License Payment Confirmation Number:

Payment Summary			
Payment Item	County Fee	State Fee	Total Fee
040 - RETAIL BEER (ON OR OFF PREMISES)	\$75.00	\$150.00	\$225.00
060 - RETAIL TABLE WINE (ON OR OFF PREMISES)	\$75.00	\$150.00	\$225.00
Total Amount to be Charged	\$150.00	\$300.00	\$450.00

Application Type

Application Type: APPLICATION

Applicant Information

License Type 1: 040 - RETAIL BEER (ON OR OFF PREMISES)
License Type 2: 060 - RETAIL TABLE WINE (ON OR OFF PREMISES)
License County: MONTGOMERY
Business Type: LLC
Trade Name: **110 GROCERY AND BBQ**
Applicant Name: **110 GROCERY AND BBQ LLC**
Location Address: 15668 VAUGHN ROAD
CECIL, AL 36013
Mailing Address: 15668 VAUGHN ROAD
CECIL, AL 36013
Contact Person: MAE BISHOP
Contact Home Phone: 334-270-7772
Contact Business Phone: 334-462-8411
Contact Fax:
Contact Cell Phone: 334-462-8411
Contact Email Address:
Contact Web Address:

LEGAL INSERTION FOR ALCOHOLIC BEVERAGE PERMIT APPROVAL

NOTICE

Notice is hereby given that application has been made to the Montgomery County Commission, Montgomery, Alabama, for approval of a permit for the sale of liquor at this location, namely:

NAME: 110 GROCERY AND BBQ

PLACE NAME: 15668 VAUGHN ROAD, CECIL, AL 36013

AND THAT PUBLIC HEARING ON SAID APPLICATION HAS BEEN SET
BEFORE THE COUNTY COMMISSION AT:

9:30 A.M. APRIL 18, 2016

At the Commission's Hearing Room, in the Administration Building,
101 South Lawrence Street, Montgomery, Alabama. Anyone desiring
to be heard either for or against said application may appear in person
at said time or may indicate his or her wishes in writing by
communication addressed to the Montgomery County Commission.

Donald L. Mims, County Administrator
Montgomery County Commission

PUBLICATION MEDIA MONTGOMERY ADVERTISER

DATE OF PUBLICATION APRIL 11, 2016

PAYMENT FOR ABOVE INSERTION IS THE RESPONSIBILITY OF THE
APPLICANT. RUN ONE TIME.

April 18, 2016 - Minutes of Regular Meeting
Montgomery County Commission

[illegible]

Notes:

2-2

MONTGOMERY COUNTY COMMISSION

BUDGET CHANGE REQUEST

REQUEST NUMBER 45

DEPARTMENT:	County Comm Appropriation	REVIEWED: S. Thomas	4/4/2016
DATE:	4/4/2016	Finance Director	Date
REQUESTED BY:	Donald L. Mims	APPROVED:	
Elected Official/Dept. Head		Administrator	Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Repairs and Maintenance-Lagos Del Sol Neighborhood	001-55900.450	0	2,000	2,000
In House Misc. Appropriations	001-59310.498	57,500	(2,000)	55,500
TOTAL		57,500	0	57,500

JUSTIFICATION:

Budget for the replacement of a wooden fence in the Lagos Del Sol Neighborhood in connection with the Sinkhole repairs done in 2014.

**MONTGOMERY COUNTY COMMISSION
BUDGET CHANGE REQUEST**

BUDGET FORM 5

AGENDA

REQUEST NUMBER 6

APR 18 2016

DEPARTMENT:	JUDGE OF PROBATE	REVIEWED: S. Thomas	3/22/2016
	ELECTIONS	Finance Director	Date
REQUESTED BY:	JUDGE STEVEN L. REED	APPROVED:	
Elected Official/Dept. Head	Date	Administrator	Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Office Supplies	001-51911-211	20,000	(14,000)	6,000
Other Misc. Supplies	001-51911-219	83,000	14,000	97,000
Telephone	001-51911-251	7,400	(4,000)	3,400
Postage	001-51911-252	9,600	(2,000)	7,600
Advertising	001-51911-253	52,200	6,000	58,200
TOTAL		172,200	0	172,200

JUSTIFICATION:

To realign the budget to cover ballot and advertising expense for the 2016 PP Primary/Run-Off and for the publication expense of legally required notices.

POSITION FILL REQUEST

DEPARTMENT: Montgomery County Engineering Shop

DEPARTMENT HEAD: George Speake

SUPERVISOR: George Speake

COMPLETED ACTION DATES	
1	2
3	4
5	6
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95	96
97	98
99	100

1. _____ dept request
2. _____ admin review
3. _____ pers dept
4. _____ cert to admin
5. _____ dept selection
6. _____ final review

1. Position Title Service Manager

Position Number 650598002

Proposed Effective Date April 11, 2016

Type of Appointment (x) Permanent () Temporary

Recruiting

- () Promotional Register () Transfer
(x) Open Competitive Register () Reemployment

Pay Grade A07- 1 \$40,664

**Pay Step to be based upon City /
County of Montgomery Personnel
Board Rules and Regulations, Rule
6 Section 10 b Transfers**


Department Head

Date 3/28/16

2. Administrative Review

- () Approved
() Disapproved

Funding Authority

3. Certification

Promotional	_____	Candidates
Open-Competitive	_____	Candidates
Transfer	_____	Candidates

Date _____

Personnel Director

4. **Selectee:** _____

Date _____

Appointing Authority

5. () Manpower data entered by _____ Date _____
() Payroll entered by _____ Date _____

ORIGINAL

POSITION FILL REQUEST

DEPARTMENT: Montgomery County Engineering Shop
DEPARTMENT HEAD: George Speake
SUPERVISOR: George Speake

COMPLETED ACTION DATES	
1. _____	dept request
2. _____	admin review
3. _____	pers dept
4. _____	cert to admin
5. _____	dept selection
6. _____	final review

1. Position Title Fleet Maintenance Superintendent

Position Number 650596001

Proposed Effective Date April 11, 2016

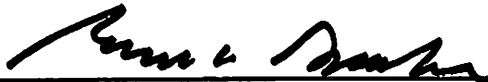
Type of Appointment (☒) Permanent () Temporary

Recruiting

(☒) Promotional Register () Transfer
() Open Competitive Register () Reemployment

Pay Grade A09- 1 \$50,627.00

Pay Step to be based upon City /
County of Montgomery Personnel
Board Rules and Regulations, Rule
6 Section 10 b Transfers



Department Head

Date 3/28/16

2. Administrative Review

() Approved
() Disapproved

Funding Authority

3. Certification

Promotional _____ Candidates
Open-Competitive _____ Candidates
Transfer _____ Candidates

Date _____

Personnel Director

4. Selectee:

Date _____

Appointing Authority

5. () Manpower data entered by _____ Date _____
() Payroll entered by _____ Date _____

ORIGINAL

POSITION FILL REQUEST

COMPLETED ACTION DATES

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

1. _____ dept request
2. _____ admin review
3. _____ pers dept
4. _____ cert to admin
5. _____ dept selection
6. _____ final review

1. Position Title Corrections Officer Trainee / Corrections Officer

Position Number 045

Proposed Effective Date April 11, 2016

Type of Appointment (☒) Permanent () Temporary

Recruiting

- () Promotional Register () Transfer
(☒) Open Competitive Register () Reemployment

Pay Grade Corrections Officer Trainee - \$30,096 (PCT)
Corrections Officer - \$31,344 - \$46,832 (PC1)

Derrick Cunningham Date March 28, 2016
Department Head *ma*

2. Administrative Review

- () Approved
() Disapproved

Funding Authority

3. Certification

Promotional _____ Candidates
Open-Competitive _____ Candidates
Transfer _____ Candidates

Personnel Director Date _____

4. Selectee:

Appointing Authority Date _____

5. () Manpower data entered by _____ Date _____
() Payroll entered by _____ Date _____

ORIGINAL

POSITION FILL REQUEST

COMPLETED ACTION DATES

DEPARTMENT: Montgomery County Sheriff's Office

DEPARTMENT HEAD: Derrick Cunningham, Sheriff

SUPERVISOR: Kevin Murphy, Chief Deputy

- | | |
|----------|----------------|
| 1. _____ | dept request |
| 2. _____ | admin review |
| 3. _____ | pers dept |
| 4. _____ | cert to admin |
| 5. _____ | dept selection |
| 6. _____ | final review |

1. Position Title Public Safety Comm Operator

Position Number 10

Proposed Effective Date April 11, 2016

Type of Appointment ☒ Permanent () Temporary

Recruiting

- () Promotional Register () Transfer
x Open Competitive Register () Reemployment

Pay Grade A04 Public Safety Comm Operator \$28,765 - 42,978

Derrick Cunningham
Department Head

Date March 25, 2016

2. Administrative Review

- () Approved
() Disapproved

Funding Authority

3. Certification

Promotional _____ Candidates
Open-Competitive _____ Candidates
Transfer _____ Candidates

Personnel Director

Date _____

4. Selectee:

Appointing Authority

Date _____

5. () Manpower data entered by _____ Date _____
() Payroll entered by _____ Date _____

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 3

Date: April 13, 2016
To: Donald L. Mims, Administrator
From: Daryl D. Bailey, District Attorney
Re: Travel / Training Request

AGENDA

APR 18 2016

Request approval to be granted for the following:

Destination: Orange Beach, AL
Departure Date: June 21, 2016 Return Date: June 24, 2016
Conference Leave (Days / Hours): 4 Days
Purpose of Travel: ADAA 2016 Summer Conference

Traveler (s) Name: 1. Daryl Bailey 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$1,200.00 Advance Registration Required: \$375.00
Department Name: District Attorney Fund Name: 001-51261-265
Additional Comments: option of either county or private vehicle

To: Daryl D. Bailey, District Attorney
From: Donald L. Mims, Administrator

The above request is app. 4/18/16 reimbursement of actual and necessary expenses in the
approximate amount of \$1,200.00 and advance registration of \$375.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-51261.265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$2,000.00</u>
Approved Requests:	<u>\$763.62</u>
Budget Available:	<u>\$1,236.38</u>
Current Requests:	<u>\$1,200.00</u>
Budget Balance:	<u>\$36.38</u>

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 4/14/2016

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 28

Date: April 1, 2016
To: Donald L. Mims, Administrator
From: Sheriff Derrick Cunningham
Re: Travel / Training Request

AGENDA

APR 18 2016

Request approval to be granted for the following:

Destination: Clanton, Alabama
Departure Date: April 26, 2016 Return Date: April 27, 2016
Conference Leave (Days / Hours): 2 Days
Purpose of Travel: attend Behavior Analysis & Interviewing Techniques Training

Traveler (s) Name: 1. Leigh Persky 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$50.00 Advance Registration Required: \$0.00
Department Name: Sheriff's Office Fund Name: 001-52110.265
Additional Comments: _____

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

The above request is app. 4/18/16 reimbursement of actual and necessary expenses in the
approximate amount of \$50.00 and advance registration of \$0.00 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 & Training</u>
Current Budget:	<u>\$25,000.00</u>
Approved Requests:	<u>\$12,492.00</u>
Budget Available:	<u>\$12,508.00</u>
Current Requests:	<u>\$50.00</u>
Budget Balance:	<u>\$12,458.00</u>

Donald L. Mims, Administrator

Reviewed by: S. Thomas
Date: 4/4/2016
cc: Finance Director / Buyer

15-2

Revised October 12, 2005

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 29

Date: April 8, 2016
To: Donald L. Mims, Administrator
From: Sheriff Derrick Cunningham
Re: Travel / Training Request

AGENDA

APR 18 2016

Request approval to be granted for the following:

Destination: Montevallo, Alabama
Departure Date: June 5, 2016 Return Date: June 11, 2016
Conference Leave (Days / Hours): 5 Days
Purpose of Travel: attend 2016 ALEEEA Academy (Explorers Academy)

Traveler (s) Name: 1. Cedric Leonard 4. _____
2. 4 Explorers 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$825.00 Advance Registration Required: \$825.00
Department Name: Sheriff's Office Fund Name: 749-52110.499

Additional Comments: only expected expenses are registration fees

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

The above request is app. 4/18/16 reimbursement of actual and necessary expenses in the
approximate amount of \$825.00 and advance registration of \$825.00 is authorized.

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>749-52110.499</u>	(ex: 000-00000-000)
Description:	<u>Administrative expense</u>	
Current Budget:	<u>\$356,500.00</u>	
Approved Requests:	<u>\$86,164.48</u>	
Budget Available:	<u>\$270,335.52</u>	
Current Requests:	<u>\$825.00</u>	
Budget Balance:	<u>\$269,510.52</u>	

Donald L. Mims, Administrator

Reviewed by: S. Thomas
Date: 4/11/2016
cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 13

AGENDA

APR 18 2016

Date: April 8, 2016
To: Donald L. Mims, Administrator
From: Bruce R. Howell
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Alabama State University

Departure Date: April 21, 2016 Return Date: April 21, 2016

Conference Leave (Days / Hours): 1 day

Purpose of Travel: Attend "Understanding Adolescent Addiction" training course
Sponsored by COSA
Annie Hamilton, Deldreek McCall, Clotredia Felder, Joseph White, Patricia Boyd

Traveler (s) Name: 1. Vincent Calhoun 4. Ricky Cotton, Gwen Hinson
2. Armons Brown 5. Annie Smith
3. Earnest Davidson 6. Elijah Hood

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

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

Department Name: Youth Facility Fund Name: 001-52603-265

Additional Comments: _____

To: Bruce R. Howell

From: Donald L. Mims, Administrator

The above request is app. 4/18/16 reimbursement of actual and necessary expenses in the
approximate amount of \$0.00 and advance registration of \$0.00 is authorized.

Donald L. Mims, Administrator

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-52603.265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$11,000.00</u>
Approved Requests:	<u>\$2,569.00</u>
Budget Available:	<u>\$8,431.00</u>
Current Requests:	<u>\$0.00</u>
Budget Balance:	<u>\$8,431.00</u>

Reviewed by: S. Thomas

Date: 4/11/2016

cc: Finance Director / Buyer

15-4

Revised October 12, 2005

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 14

AGENDA

APR 18 2016

Date: April 8, 2016
To: Donald L. Mims, Administrator
From: Bruce R. Howell
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Florence, Alabama

Departure Date: April 24, 2016 Return Date: April 26, 2016

Conference Leave (Days / Hours): 2 days

Purpose of Travel: Attend the Level 1 Train the trainer Mechanical Advantage SUBJECT
CONTROL Instructor certification

Traveler (s) Name: 1. Kenneth Arnold 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$1,100.00 Advance Registration Required: \$0.00

Department Name: Youth Facility Fund Name: 001-52603-265

Additional Comments: Detainee control instructor course

To: Bruce R. Howell

From: Donald L. Mims, Administrator

The above request is app. 4/18/16 reimbursement of actual and necessary expenses in the
approximate amount of \$1,100.00 and advance registration of \$0.00 is authorized.

To be completed by the Finance Department		
Fund Code:	<u>001-52603.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$11,000.00</u>	
Approved Requests:	<u>\$2,569.00</u>	
Budget Available:	<u>\$8,431.00</u>	
Current Requests:	<u>\$1,100.00</u>	
Budget Balance:	<u>\$7,331.00</u>	

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 4/11/2016

cc: Finance Director / Buyer

Revised October 12, 2005

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 2

Date: April 12, 2016
To: Donald L. Mims, Administrator
From: James Williams
Re: Travel / Training Request

fine
AGENDA

APR 18 2016

Request approval to be granted for the following:

Destination: Tuscaloosa, AL
Departure Date: May 13, 2016 Return Date: May 14, 2016
Conference Leave (Days / Hours): 1 Day
Purpose of Travel: 2016 Alabama Recreational Trails Leadership Workshop

Traveler (s) Name: 1. James Williams 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$385.97 Advance Registration Required: \$30.00
Department Name: Parks and Recreation Fund Name: Parks & Recreation
Additional Comments: Registration - \$30.00 / Lodging - \$205.97 / Meals - \$150.00

To: James Williams
From: Donald L. Mims, Administrator

The above request is app. 4/18/15 reimbursement of actual and necessary expenses in the
approximate amount of \$385.97 and advance registration of \$30.00 is authorized.

Donald L. Mims, Administrator

To be completed by the Finance Department		
Fund Code:	<u>008-57200.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$2,500.00</u>	
Approved Requests:	<u>\$854.67</u>	
Budget Available:	<u>\$1,645.33</u>	
Current Requests:	<u>\$385.97</u>	
Budget Balance:	<u>\$1,259.36</u>	

Reviewed by: S. Thomas
Date: 4/14/2016
cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 5

AGENDA

APR 18 2016

Date: April 12, 2016
To: Donald L. Mims, Administrator
From: George C. Speake, County Engineer
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Renaissance Hotel and Spa, Montgomery, Alabama

Departure Date: May 12, 2016 Return Date: May 12, 2016

Conference Leave (Days / Hours): 1 day

Purpose of Travel: Attend seminar on Highway Capacity Manual (HCM 2010) and the HCM 6th Edition (HCM6E)

Traveler (s) Name: 1. George C. Speake 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$150.00 Advance Registration Required: \$150.00

Department Name: Engineering Department Fund Name: Gasoline Tax 111-53600.265

Additional Comments: _____

To: George C. Speake, County Engineer

From: Donald L. Mims, Administrator

The above request is app. 4/18/16 reimbursement of actual and necessary expenses in the
approximate amount of \$150.00 and advance registration of \$150.00 is authorized.

To be completed by the Finance Department

Fund Code:	<u>111-53600.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$7,000.00</u>	
Approved Requests:	<u>\$2,190.00</u>	
Budget Available:	<u>\$4,810.00</u>	
Current Requests:	<u>\$150.00</u>	
Budget Balance:	<u>\$4,660.00</u>	

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 4/12/2016

cc: Finance Director / Buyer

15-7

Revised October 12, 2005

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 16

AGENDA

APR 18 2016

Date: April 6, 2016
To: Donald L. Mims, Administrator
From: Carmen Douglas, Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Birmingham, AL
Departure Date: May 16, 2016 Return Date: May 18, 2016
Conference Leave (Days / Hours): 3 Days
Purpose of Travel: to attend the 2016 Alabama SHRM State Conference and Exposition

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

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

Total (est.) Cost: \$99.36 Advance Registration Required: \$0.00
Department Name: Personnel Fund Name: Merit System

Additional Comments: Mileage - \$99.36
All other expenses paid by ALSHRM

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

The above request is app. 4/18/16 reimbursement of actual and necessary expenses in the
approximate amount of \$99.36 and advance registration of \$0.00 is authorized.

Donald L. Mims, Administrator

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>123-51961-265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$20,000.00</u>
Approved Requests:	<u>\$3,997.97</u>
Budget Available:	<u>\$16,002.03</u>
Current Requests:	<u>\$99.36</u>
Budget Balance:	<u>\$15,902.67</u>

Reviewed by: S. Thomas
Date: 4/7/2016
cc: Finance Director / Buyer

13-8

Revised October 12, 2005

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 17

AGENDA

APR 18 2016

Date: April 7, 2016
To: Donald L. Mims, Administrator
From: Carmen Douglas, Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Montgomery, AL
Departure Date: May 20, 2016 Return Date: May 20, 2016
Conference Leave (Days / Hours): 1 Day
Purpose of Travel: 2016 Labor and Employment Law Seminar at AUM

Traveler (s) Name: 1. Carmen Douglas 4. Brittany Lopez
2. Margaret Broekhoven 5. Kaila Matney
3. Robbie Estes 6. _____

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

Total (est.) Cost: \$0.00 Advance Registration Required: \$0.00
Department Name: Personnel Fund Name: Merit System
Additional Comments: No Cost

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

The above request is app. 4/18/16 reimbursement of actual and necessary expenses in the
approximate amount of \$0.00 and advance registration of \$0.00 is authorized.

To be completed by the Finance Department

Fund Code:	<u>123-51961-265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$20,000.00</u>	
Approved Requests:	<u>\$3,997.97</u>	
Budget Available:	<u>\$16,002.03</u>	
Current Requests:	<u>\$99.36</u>	
Budget Balance:	<u>\$15,902.67</u>	

Donald L. Mims, Administrator

Reviewed by: S. Thomas
Date: 4/7/2016
cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 12

Date: March 31, 2016
To: Donald L. Mims, Administrator
From: Paul Brown, Executive Director
Re: Travel / Training Request

AGENDA

APR 18 2016

Request approval to be granted for the following:

Destination: 1800 Interstate Park Drive, Montgomery, AL
Departure Date: April 27, 2016 Return Date: April 27, 2016
Conference Leave (Days / Hours): One day
Purpose of Travel: To attend Front Desk Safety & Security Class

Traveler (s) Name: 1. Linda M. Jarrett 4. _____
2. Amberly Tutt-Lewis 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$298.00 Advance Registration Required: \$298.00
Department Name: Community Corrections Fund Name: Community Corrections
Additional Comments: _____

To: Paul Brown, Executive Director
From: Donald L. Mims, Administrator

The above request is app. 4/18/16 reimbursement of actual and necessary expenses in the
approximate amount of \$298.00 and advance registration of \$298.00 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>\$12,425.00</u>
Approved Requests:	<u>\$3,080.98</u>
Budget Available:	<u>\$9,344.02</u>
Current Requests:	<u>\$298.00</u>
Budget Balance:	<u>\$9,046.02</u>

Donald L. Mims, Administrator

Reviewed by: S. Thomas
Date: 4/4/2016
cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 13

AGENDA

APR 18 2016

Date: April 12, 2016
To: Donald L. Mims, Administrator
From: Paul Brown, Executive Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Wynlakes Golf & Country Club, Montgomery, AL
Departure Date: April 28, 2016 Return Date: April 28, 2016
Conference Leave (Days / Hours): 1 Day
Purpose of Travel: To attend the Administrative Professionals Conference 2016

Traveler (s) Name: 1. Linda M. Jarrett 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$125.00 Advance Registration Required: \$125.00
Department Name: Community Corrections Fund Name: Community Corrections
Additional Comments: _____

To: Paul Brown, Executive Director
From: Donald L. Mims, Administrator
The above request is app. 4/18/16 reimbursement of actual and necessary expenses in the
approximate amount of \$125.00 and advance registration of \$125.00 is authorized.

To be completed by the Finance Department

Fund Code: 124-52960.265 (ex: 000-00000-000)
Description: Registration & Training
Current Budget: \$12,425.00
Approved Requests: \$3,080.98
Budget Available: \$9,344.02
Current Requests: \$423.00
Budget Balance: \$8,921.02

Donald L. Mims, Administrator

Reviewed by: S. Thomas
Date: 4/12/2016
cc: Finance Director / Buyer

15-11

Revised October 12, 2005

APR 18 2016

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

REQUEST NUMBER 50

DEPARTMENT:	County Comm Appropriati	REVIEWED: S. Thomas	4/18/2016
DATE:	4/18/2016	Finance Director	Date
REQUESTED BY:	Donald L. Mims	APPROVED:	
Elected Official/Dept. Head		Administrator	Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Montgomery Area Chamber of Commerce	001-59320.483	309,500	42,500	352,000
Fund Balance	001.35900		(42,500)	0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		309,500	0	352,000

JUSTIFICATION:

To provide funding for tourism development regarding the 2016 Buckmaster Expo.

ELTON N. DEAN, SR.
CHAIRMAN

DANIEL HARRIS, JR.
VICE CHAIRMAN

ANDREW D. HALL
RONDA M. WALKER
JILES WILLIAMS, JR.

A COUNTY OLDER THAN THE STATE

MONTGOMERY COUNTY COMMISSION

P.O. BOX 1667
MONTGOMERY, ALABAMA 36102-1667

ESTABLISHED 1816

DONALD L. MIMS, CPA, MPA
ADMINISTRATOR

FLORENCE M. CAUTHEN
DEPUTY ADMINISTRATOR

(334) 832-1210

FAX (334) 832-2533

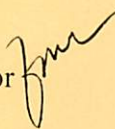
TDD (334) 265-3568

www.mc-ala.org

April 14, 2016

MEMORANDUM

TO: Montgomery County Commission

FROM: Florence M. Cauthen, Deputy Administrator 

SUBJECT: Biscuit Suite Update

The Ethics Commission issued an informal opinion on the Commission's lease of a suite on April 4, 2016, (Attachment 3), in response to Mr. Means' request dated March 29, 2016 (Attachment 4). The informal opinion generally approved a lease, subject to certain restrictions. In addition, Ethics Commission General Counsel Hugh Evans stated that the use of the suite for economic development purposes must be approved on a case by case basis.

Despite its general approval, the Ethics Commission raised the question of whether or not the lease of the suite is a permissible use of public money and suggested that the Commission contact the Attorney General's Office and the Examiners of Public Accounts because that question is outside its jurisdiction. Mr. Evans stated that an informal opinion does not provide the same level of legal protection that a formal opinion gives and that all opinions are prospective in nature only.

Mr. Means provided another opinion to the Commission (Attachment 2) on April 7, 2016, and, pursuant to the suggestion of the Ethics Commission, has requested a formal opinion from the Ethics Commission (Attachment 1) at its next meeting on June 8, 2016. In addition, at the Commission meeting on April 18, 2016, Mr. Means will present for consideration a resolution to request an opinion from the Attorney General on the use of public money for the lease.

April 13, 2016

VIA EMAIL AND REGULAR MAIL
(info@ethics.alabama.gov)

Hugh Evans
General Counsel
Alabama Ethics Commission
Post Office Box 4840
Montgomery, Alabama 36103

Re: Montgomery County Commission: Use of Suite at Montgomery Biscuit Stadium

Dear Hugh:

This letter comes as a follow up to our correspondence regarding the above. In your correspondence dated April 4, 2016, you advised that your letter was a "informal opinion" and if we would like a formal opinion, we should request one.

Please know after consulting with my clients, I have been directed to request a formal opinion. We do understand that the Commission does not need until June 8, 2016. We also understand that all opinion request must be prospective in nature. You are advised that we have not entered into an agreement to lease a suite at this Stadium as of the date of this letter. Furthermore, we do not intend to enter into such a lease until we have heard from the Alabama Ethics Commission.

Please let us know if we need to do anything further.

Sincerely yours,
Means Gillis Law, LLC

Tyrone C. Means

MEANS GILLIS LAW, LLC

ATTORNEYS AND COUNSELLORS AT LAW
ESTABLISHED IN 1981

Post Office Box 5058
60 Commerce Street, Suite 200 - Montgomery, Alabama 36104-3530
TEL: (334) 270-1033 - FAX: (334) 260-9396
WWW.MEANSGILLISLAW.COM

Sender's E-mail Address
tcmeans@meansgillislaw.com

April 7, 2016

H. LEWIS GILLIS¹
TYRONE C. MEANS^{1,2,3}
KRISTEN J. GILLIS¹

ADMITTED
¹ ALABAMA
² GEORGIA
³ KANSAS

VIA E-MAIL AND U.S. REGULAR MAIL

Donald Mims, Administrator
Montgomery County Courthouse Annex
P.O. Box 1667
Montgomery, AL 36102-1667

Re: MCC: Legal Opinion regarding Lease/Purchase of Biscuit Baseball Suite

Dear Donnic:

Previously, on March 15, 2016, I submitted a legal opinion regarding the purchase/lease of a Biscuit baseball suite under the Alabama ethics laws. Since that time, we have received and transmitted to you an informal opinion regarding ethical parameters for use of the suite by Hugh Evans, the General Counsel of the Alabama Ethics Commission.

Please note that Mr. Evans indicated in his correspondence that it was an informal opinion and does not carry the same legal weight that a formal opinion carries. Further, he suggested that the commission might consider requesting a formal opinion from the Attorney General of the State of Alabama and the Alabama Examiners of Public Accounts on the legal propriety of using public funds to purchase a suite. I agree.

Nevertheless, I submit this correspondence with my view on the legal propriety of utilizing public funds to purchase the suite under the proposed "Traditional Suite License Agreement Between Montgomery Professional Baseball Club, LLC And Montgomery County Commission". Please understand that my opinion is confined to the legal propriety as opposed to public policy with regard to entering into such an agreement.

Under Alabama law, it is my opinion that the vendor is a "sole source provider" of a baseball suite for the Montgomery Biscuits. Therefore, I do not see any violations of the bid laws.

Next, the county has the legal capacity to enter into purchase agreements and lease agreements. Obviously, the county enters into lease and purchase agreements as a routine.

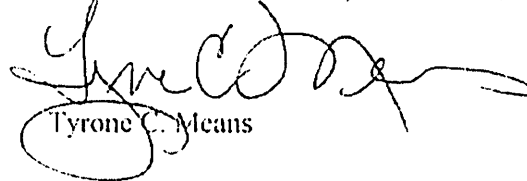
With regard to purchasing tickets to sporting events for the benefit of employees of the county as a benefit and other designated citizens groups appears to be permissible (subject to the use plans previously discussed). Furthermore, the county has a Parks And Recreation Department and board. It is my understanding that the Parks And Recreation board and its department head are responsible for providing educational, cultural and recreational facilities, exhibits and exhibitions for amusement and entertainment of the citizens of the county. Other than for games designated for the employees of Montgomery County, it would make sense to delegate to the board and its department head responsibility for distribution to varying citizen group usage of the suite on an equitable basis. As such, designating that board and its department head to develop and manage a distribution plan that may benefit seniors, youth and other citizen groups in furtherance of the before described mission.

Previously, I have suggested that we may want to consider an exit provision in the Biscuit contract that would permit the county to terminate the agreement. Should the Alabama State Examiner of Public Accounts, the Alabama Ethics Commission, the Attorney General for the State of Alabama or any legal tribunal, such as our courts of law, determine that public funds are not appropriate or permissible for leasing a suite, then there needs to be an exit plan.

Thank you.

Sincerely yours,

MEANS GILLIS LAW, LLC



Tyrone C. Means



STATE OF ALABAMA ETHICS COMMISSION



MAILING ADDRESS
P.O. BOX 4840
MONTGOMERY, AL
36103-4840

STREET ADDRESS
RSA UNION
100 NORTH UNION STREET
SUITE 104
MONTGOMERY, AL 36104

COMMISSIONERS

James Jerry Wood, Esq.
Stewart Hill Tankersley, M.D.
Frank C. "Butch" Ellis, Jr., Esq.
Jerry L. Fielding, Ret. Sr. Circuit Judge
Charles Price, Ret. Circuit Judge

Thomas B. Albritton
Executive Director

TELEPHONE (334) 242-2997
FAX (334) 242-0248
WEB SITE: www.ethics.alabama.gov

SENT VIA U.S. MAIL AND E-MAIL: egbandy@meansgillislaw.com

April 4, 2016

Tyrone C. Means, Esq.
Means, Gillis Law, LLC
60 Commerce Street
Suite 200
Montgomery, Alabama 36104-3530

Dear Tyrone:

Before answering your question, we want to remind you that we value your legal analysis of the issues and trust that you will advise your client independently, including advising him of the limitations of an informal opinion, which this letter is. An informal opinion does not give you the same level of legal protection that a formal opinion gives. If you'd like a formal opinion, please request one. As a reminder, all opinion requests, both formal and informal, must be prospective in nature. Therefore, we are neither approving nor disapproving any conduct that may have occurred up to this point in time.

I received your March 31 letter regarding the Montgomery County Commission leasing a suite at Biscuits Stadium. I will not recite the contents of your letter; however, I will incorporate them by reference.

The first issue, which is outside the Ethics Law, but which I'm sure you have considered, is whether or not the lease of the suite using public money would be permissible. If you have not done so already, I would suggest you contact the Attorney General's Office, as well as the Examiners of Public Accounts, as this is an issue outside of our jurisdiction.

In situations like this under the Ethics Act, the main consideration is that public officials not use their public position to provide a personal benefit to themselves, a member of their family or a business with which they are associated. For example, the County Commission could not vote to expend public money on leasing the box if they are going to be the only people benefitting from their official action.

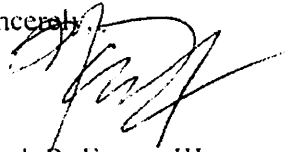
Tyrone C. Means, Esq.
April 4, 2016
Page two

It appears that the County has addressed these issues, however, and plans to have the suite available at various times to, not only all County employees, but other groups of citizens.

Provided the County Commission members are not the sole beneficiaries of this lease, and its use continues to be extended to all County employees, I think the way the County has this set up is satisfactory under the Alabama Ethics Law because it is being extended to an entire group of governmental employees --- all County employees. Again, whether this is an allowable use of public money is outside our jurisdiction.

Regarding economic development opportunities that may present themselves through the lease, when those opportunities come up please separately request approval for those events, identifying the "specific good faith economic development or trade promotion, project or objective" the County hopes to achieve by each opportunity. We cannot approve "economic development" activities in the abstract, but we understand that you may intend to use the box for that purpose. If that is the case and you want us to consider approving those, we will be glad to look at them on a case-by-case basis as they arise.

Sincerely,



Hugh R. Evans, III
General Counsel

/td

MEANS GILLIS LAW, LLC

ATTORNEYS AND COUNSELLORS AT LAW
ESTABLISHED IN 1981

Post Office Box 5058
60 Commerce Street, Suite 200 - Montgomery, Alabama 36104-3530
TEL: (334) 270-1033 • FAX: (334) 260-9396
WWW.MEANSGILLISLAW.COM

Sender's E-Mail Address
egbandy@meansgillislaw.com

March 29, 2016

H. LEWIS GILLIS'
TYRONE C. MEANS^{***}
KRISTEN J. GILLIS'

ADMITTED
ALABAMA
GEORGIA
KANSAS

VIA EMAIL (info@ethics.alabama.gov) AND REGULAR MAIL

Hugh Evans
General Counsel
Alabama Ethics Commission
Post Office Box 4840
Montgomery, Alabama 36103

Re: Montgomery County Commission Lease of Suite of Montgomery Biscuit Stadium

Dear Hugh:

As you know, I am one of the county attorneys for Montgomery County Alabama and the Montgomery County Commission. This letter comes to request an opinion regarding whether or not the proposed purchase of a partial interest in the lease of Suite A at Montgomery Biscuit Stadium. This is partial because the commission would only be purchasing 23 of the 70 season games for usage in Suite 8 of the Montgomery Biscuit Stadium. Other parties will be purchasing the remaining games and there does not exist a relationship with the county. As I understand, the face value of the tickets is \$13.00 each. Further, the cost to the county will be \$9,857.00 per season for its interest in the Suite.

As I understand, the county desires to make the purchase to enhance its economic development efforts both for not only new prospects considering locating in Montgomery County, Alabama, but also existing businesses that may be considering expanding in the Montgomery County area. This will bring jobs to this area and thus provide growth to this community.

Additionally, the commission desires to show appreciation to its employees in the various departments serving the county. For instance, the county may designate a night may for the Montgomery County probate office. The County would have tickets distribute to the employees in some equitable or random fashion. The goal is to build morale and teamship within the county and the department.

Finally, the county would propose having specialty nights for citizen groups such as senior citizens and youth groups. Such an outing would provide outlets for groups who otherwise may not have an outlet. The county would create a random type distribution plan for such groups so as to not favor one person over another. The county envisions having for example a seniors' day, a youth day, a high school day and the like. The county believes that such usage will further promote game day attendance for the Biscuits thereby assuring the attraction of citizens to Biscuit games and enhancing tax revenues of the downtown community.

Of course, the commission does not want to run afoul of the ethics laws. The commissioners clearly understand that the use of the suite cannot inure to either the political or personal (including family) benefit of any commissioner. This letter comes to request that you consider the proposed usage of the suite under the existing laws of the Alabama Ethics Act.

The season is fast approaching and your opinion is needed immediately.

Thank you.

Sincerely yours,

MEANS GILLIS LAW, LLC



Tyrone C. Means

cc: Donald Mims (via-email)
Florence Cauthen (via-email)

MONTGOMERY COUNTY COMMISSION
BUDGET CHANGE REQUEST
REQUEST NUMBER 52

BUDGET FORM 5
AGENDA

APR 18 2016

DEPARTMENT:	County Comm Appropriati	REVIEWED: S. Thomas	4/20/2016
DATE:	4/18/2016	Finance Director	Date
REQUESTED BY:	Donald L. Mims	APPROVED:	
Elected Official/Dept. Head		Administrator	Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Dorothy's Vision Inc.	001-57903.498	0	2,000	2,000
Donation Revenue	001-40000.47701	(349,500)	(2,000)	(351,500)
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		(349,500)	0	(349,500)

JUSTIFICATION:

To budget for an appropriation for the Montgomery Zula Warring Hornets basketball team to attend the June 2016 Alabama Sports Festival State Games in Gadsden, Alabama.

Alabama Transportation Safety Fund SB 180 by Senator Dial *Awaiting Governor's Signature*

Senate Bill 180 creates the Alabama Transportation Safety Fund to receive any new revenues generated during the 2016 Legislative Session for the maintenance, improvement, replacement and construction of state and rural roads and bridges in Alabama. This bill is unique in that it includes protection features to ensure accountability and transparency in a way unseen in Alabama today, such as:

- Requiring public notice of projects being funded with monies from the fund
- Requiring periodic reporting regarding new and existing projects and
- Ensuring that the monies go directly to road and bridge projects.

Alabama Department of Transportation (ALDOT), counties and municipalities are each eligible to receive distributions from the fund, which will receive any new revenue generated from legislation introduced this session. A key feature of this bill is that all three levels of government are limited in how these funds may be spent.

The bill allocates any new monies as follows:

- The first \$32 million will be used for a bond issue modeled after the successful ATRIP program. However, the projects will be funded with state dollars and will not be subject to federal restrictions.
 - Each county will receive at least \$2.5 million from this bond issue. All counties with significant bridge deficiencies will be required to address those issues with these funds.
- The bill replaces the existing federal fund money of \$533,000 annually per county with \$500,000 of state tax revenue that can be spent on roads that do not qualify for federal funds.

The remaining revenue after the first tax distribution described above uses a comprehensive distribution of both diesel and gasoline taxes—as closely as possible—to the distribution of proceeds used today.

Floor Amendment

A floor amendment was offered to ensure that minority contractors are included in the county's bidding process for contracts let locally and to ensure there is a minority member of the Legislature on the ATRIP committee created to issue bonds and establish procedures for selection of projects funded through the bond issue.

ROAD AND BRIDGE FUNDING MEASURE

HB 394 by Rep. Mac McCutcheon

Floor Substitute

This bill would provide an increase in gasoline and diesel fuel excise taxes effective October 1, 2016. Under a floor substitute to be offered, the amount of the increase would be determined by establishing the average of Alabama's border states gas taxes and fees as the benchmark for Alabama's gas and diesel fuel taxes using totals as determined by the American Petroleum Institute.

- The average is currently 26 cents which would result in an increase of 6 cents per gallon in diesel and gasoline effective Oct. 1, 2016
- The substitute states that the increase *cannot* exceed 6 cents

In addition to the increase in gasoline and diesel fuel taxes, this bill provides for an additional tag fee on "alternative fuel" vehicles of \$100 for personal vehicles and \$150 for commercial vehicles.

- This amount represents approximately half of the annual amount of gasoline tax that would be paid by these vehicles if they utilized only petroleum products.

Finally, this bill would require that no local gasoline and/or diesel fuel tax levies proposed by local legislation would take effect without a local referendum approving the proposed levy.

Montgomery County

Estimated Total Revenue:

Current Statewide Gasoline Tax Proceeds*	\$4,355,385.14
--	----------------

Estimated Revenue From 6-Cents Per Gallon Increase	\$1,784,442.08
---	----------------

Estimated Total Revenue:

Statewide Gasoline Tax After 2016 Reforms	\$6,139,827.22
---	----------------

Percentage Increase In Statewide Gasoline Tax Revenue	40.97%
--	--------

Additional Minimum Allocation From ATRIP-2 Bond Issue	\$2,500,000.00
--	----------------

*Does not include current annual federal funding received by each county

AGENDA

APR 18 2016

April 5, 2016

Mr. Donald Mims
Montgomery County Appraisal Office
101 South Lawrence Street
Montgomery, AL 36104

Reference: Health Services, Inc. - Ramer Family Health Center
5422 Highway 94 East
Ramer, AL 36069

Dear Mr. Mims,

I'm writing you in regards to the above property which we rent from the Joint Public Hospital Charity Board. Health Services, Inc. has occupied this building for many years providing medical care for the rural patients in Montgomery County. In this location, we provide the following essential patient services:

1. Adult Medicine (Family Practice & Internal Medicine)
2. Pediatric
3. OB-GYN
4. Podiatry
5. Optometry
6. Dentistry
7. Laboratory services
8. Pharmacy
9. X-ray
10. Case management

Health Services, Inc. is a benevolent and charitable organization providing vital care to the medical underserved in Ramer and its surrounding communities. HSI is committed to educating and caring for all residents regardless of their ability to pay. Our Ramer facility is located in an area where the service we provide is vital to sustaining health and wellbeing.

We request the Joint Public Hospital Charity Board agree to donate the Ramer property to Health Services, Inc., replicating the donation of the Lister Hill property, located on Adams Avenue in Montgomery County. In turn, we pledge the same dedication and viability to the community of Ramer and its surrounding residents, as we provided for many years to the Adams Avenue facility.

While we are very appreciative of the \$90,000 purchase price offer, we are not in a position to pay for the building and the mounting cost of the repairs. The estimated cost of repairs is more than \$65,000. If we are donated the Ramer facility, it will be economically feasible for HSI to pay the building repairs.

20-1

Your consideration and assistance in this matter is truly appreciated as HSI continues to meet the health care needs of the uninsured or underinsured residents in Montgomery County.

If we can provide any further information please do not hesitate to contact me at 334-420-5001.

Sincerely,

Gilbert F. Darrington
Chief Executive Officer

Incls

COMMERCIAL LEASE

STATE OF ALABAMA)
MONTGOMERY COUNTY)

KNOW ALL MEN BY THESE PRESENTS that this lease is made between Joint Public Charity Hospital Board of the City and County of Montgomery, Alabama (herein called "Lessor"), and Health Services, Inc. (herein called "Lessee"), and WITNESSETH:

Lessor does hereby offer, let and lease to Lessee the premises located within or near the City of Ramer, Montgomery County, State of Alabama, to-wit: that certain building and premises located on Highway 94, in Ramer, Alabama, and covenants to keep Lessee in quiet possession of said premises during the term of this lease, provided Lessee shall comply with all the stipulations contained herein and subject to the following terms and conditions:

1. TERM AND RENT: Lessor demises the above premises for a term of one (1) year, commencing on February 1, 1993 and terminating on January 31, 1994 at the annual rental rate of Nine Thousand and 00/100 (\$9,000.00) per annum, payable in equal installments of Seven Hundred Fifty and 00/100 Dollars (\$750.00) per month, with said payments being made in advance on the first day of each month for that month's rental, during the term of this lease. All rental payments shall be made first to Lessor at Lessor's address.
2. USE: Lessee shall use and occupy the leased premises for a health clinic. The premises shall be used for no other purpose. Lessor represents that the premises may be used for such purpose.
3. CARE AND MAINTENANCE OF PREMISES: Lessee acknowledges that the premises are in good order and repair, unless otherwise indicated herein, Lessee shall, at his own expense and at all times, maintain the premises in good and safe condition, including plate glass, electrical wiring, plumbing, heating and cooling systems and any other system or equipment upon the premises and shall surrender the same, at termination hereof, in as good condition as received, normal wear and tear excepted. Lessee shall be responsible for all repairs required, excepting the roof, exterior walls, and structural foundations, which shall be maintained by Lessor. Lessor also agrees to maintain in good condition (said good condition to be determined by Lessor) such portions adjacent to the premises, such as sidewalks, driveways,

ving, lawns and shrubbery, which would otherwise be required to be maintained by Lessor. Other than as stated above, Lessor is under no duty to make repairs to the demised premises and Lessee agrees that Lessor shall not be liable for any damage caused by failure to make any repairs other than stated.

4. ALTERATIONS: Lessee shall not, without first obtaining the written consent of Lessor, make any alterations, additions, or improvements, in, to or about the premises.

5. ORDINANCES AND STATUTES: Lessee shall comply with all statutes, ordinances and requirements of all municipal, county, state and federal authorities now in force, or which may hereafter be in force, pertaining to the premises, occasioned by or affecting the use thereof by Lessee and agrees to fully relieve Lessor from any compliance therewith or liability for violation thereof.

6. ASSIGNMENT AND SUBLETTING: Lessee shall not assign this lease or sublet any portion of the premises without prior written consent of the Lessor, which shall not be unreasonably withheld. Any such assignment or subletting without consent shall be null, and at the option of the Lessor, may terminate this lease.

7. UTILITIES: All applications and connections for necessary utility services on the demised premises shall be made in the name of Lessee only, and Lessee shall be solely liable for utility charges as they become due, including, but not limited to sewer, water, gas, electricity, and telephone services.

8. ENTRY AND INSPECTION: Lessee shall permit Lessor, or Lessor's agents, servants and employees to enter upon the premises at reasonable times and upon reasonable notice, for the purpose of inspecting the same, and will permit Lessor at any time within sixty (60) days prior to the expiration of this lease, to place upon the premises any usual "To Let" or "For Lease" signs, and permit persons desiring to lease same to inspect the premises thereafter.

9. POSSESSION: If Lessor is unable to deliver possession of the premises at the commencement hereof, Lessor shall not be liable for any damage caused thereby, nor shall this lease be void or voidable, but Lessee shall not be liable for any rent until possession is delivered. Lessee may terminate this lease if possession is not delivered within sixty (60) days of the commencement of the term hereof.

10. INDEMNIFICATION OF LESSOR: Lessor shall not be liable for any damage or injury to Lessee, or any other person, or to any property, occurring on the demised premises or any part thereof, and Lessee agrees to hold Lessor harmless from any claims for damages, no matter how caused.

11. INSURANCE: Lessee, at his expense, shall maintain public liability insurance including bodily injury and property

damage insuring Lessee and Lessor with minimum coverage as follows: Five Hundred Thousand and 00/100 Dollars (\$500,000.00) for bodily injury and One Hundred Thousand and 00/100 Dollars (\$100,000.00) for property damage. Said property damage insurance shall also cover such instances as windstorm, fire and other perils of such nature. Lessee shall provide to Lessor a Certificate of Insurance showing that Lessor is an additional named insured for said policy(ies). The Certificate shall provide for a ten (10) day written notice to Lessor in the event of cancellation or material change of coverage. To the maximum extent permitted by insurance policies which may be owned by Lessor or Lessee, Lessee and Lessor, for the benefit of each other, waive any and all rights of subrogation which might otherwise exist.

12. EMINENT DOMAIN: If the premises or any part thereof or any estate therein, or any other part of the building materially affecting Lessee's use of the premises, shall be taken by eminent domain, this lease shall terminate on the date when title vests pursuant to such taking. The rent, and any additional rent, shall be apportioned as of the termination date, and any rent paid for any period beyond that date shall be repaid to Lessee. Lessee shall not be entitled to any part of any award for such taking or any payment in lieu thereof, but Lessee may file a claim for any taking of fixtures and improvements owned by Lessee, and for moving expenses.

13. DESTRUCTION OF PREMISES: In the event of a partial destruction of the premises during the term hereof, from any cause, Lessor shall forthwith repair the same, provided that such repairs can be made within sixty (60) days under existing governmental laws and regulations, but such partial destruction shall not terminate this lease, except that Lessee shall be entitled to a proportionate reduction of rent which such repairs are being made, based upon the extent to which the making of such repairs shall interfere with the business of Lessee on the premises. If such repairs cannot be made within said sixty (60) days, Lessor, at his option, may make the same with a reasonable time, this lease continuing in effect with the rent proportionately abated as aforesaid, and in the event the Lessor shall not elect to make such repairs which cannot be made within sixty (60) days, this lease may be terminate at the option of either party. In the event that the building in which the demised premises may be situated is destroyed to an extent of not less and on-third (1/3) of the replacement costs thereof, Lessor may elect to terminate this lease whether the demised premises be injured or not. A total destruction of the building in which the premises may be situated shall terminate this lease.

14. LESSOR'S REMEDIES ON DEFAULT: If Lessee defaults in the payment of rent, or any additional rent, or defaults in the performance of any of the other covenants or conditions hereof, Lessor may give Lessee notice of such default and if Lessee does not cure any such default with ten (10) days, after the giving of such notice (of if such other default is of such nature that it cannot be completely cured within such period, if Lessee does not

commence such curing within such ten (10) days and thereafter proceed with reasonable diligence and in good faith to cure such default), then Lessor may terminate this lease on not less than ten (10) days' notice to Lessee. On the date specified in such notice the term of this lease shall terminate, and Lessee shall then quit and surrender the premises to Lessor, but Lessee shall remain liable as hereinafter provided. If this lease shall have been so terminated by Lessor, Lessor may at any time thereafter resume possession of the premises by any lawful means and remove Lessee or other occupants and their effects. No failure to enforce any term contained herein shall be deemed a waiver by Lessor. Lessee expressly waives all exemptions secured to Lessee under the laws of the State of Alabama or any State in the United States as against the collection of any debt herein or hereby incurred or secured. It is further agreed that in the event Lessee shall be adjudicated a bankrupt during the term of this lease the rent for the entire term shall be immediately due and payable and Lessor may without notice or demand proceed to enforce the collection of same. Lessee agrees to claim full exemptions in the event of bankruptcy and appoints Lessor as his true and lawful attorney-in-fact to claim and collect said Lessee's exemptions in the event Lessee fails to claim same and to apply same on the payment of rent and other charges due under this lease, and Lessee hereby assigns to Lessor so much of said exemptions as will pay the rent due under this lease and all other charges.

15. SECURITY DEPOSIT: Lessee shall deposit with Lessor on the signing of this lease the sum of XXXXXXXX Dollars (\$XXXXXX) as security for the performance of Lessee's obligations under this lease, including without limitation the surrender of possession of the premises to Lessor as herein provided. If Lessor applies any part of the deposit to cure any default of Lessee, Lessee shall on demand deposit with Lessor the amount so applied so that Lessor shall have the full deposit on hand at all times during the term of this lease.

16. TAX INCREASE: In the event there is any increase during any year of the term of this lease in the City, County or State real estate taxes over and above the amount of such taxes assessed for the tax year during which the term of this lease commences, whether because of increased rate or valuation, Lessee shall pay to Lessor upon presentation of paid tax bills an amount equal to XXXXX% of the increase in taxes upon the land and building in which the leased premises are situated. In the event that such taxes are assessed for a tax year extending beyond the terms of the lease, the obligation of Lessee shall be proportionate to the portion of the lease term included in such year.

17. COMMON AREA EXPENSES: In the event the demised premises are situated in a shopping center or in a commercial building in which there are common areas, Lessee agrees to pay his pro-rata share of maintenance, taxes, and insurance for the common area.

20-6

18. ATTORNEY'S FEES: Lessee agrees to pay a reasonable attorney's fee and all costs incurred if it becomes necessary for Lessor to employ an attorney to collect any of the rent agreed to be paid or to enforce performance of any provision of this lease or because of any act which may arise out of the possession of the premises by Lessee.

19. NOTICES: Any notice which either party may or is required to give, shall be given by mailing the same, postage prepaid, to the Lessee at the premises, or Lessor at his mailing address, or at such other places as may be designated by the parties from time to time.

20. HEIRS, ASSIGNS AND SUCCESSORS: This lease shall be binding upon and inures to the benefit of the heirs, assigns and successors in interest to the parties.

21. OPTION TO RENEW: Provided that Lessee is not in default in the performance of this lease, then this lease shall be renewable by both parties and shall continue from year to year, unless one (1) party should give the other party sixty (60) days notice of said party's intent not to renew said lease or renegotiate the terms contained herein.

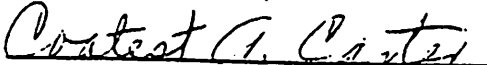
22. SUBORDINATION: This lease is and shall be subordinated to all existing and future liens and encumbrances against the property.

23. ENTIRE AGREEMENT: The foregoing constitutes the entire agreement between the parties and may be modified only by a writing signed by both parties.

EXECUTED on this the 17 day of FEBRUARY, 1993:

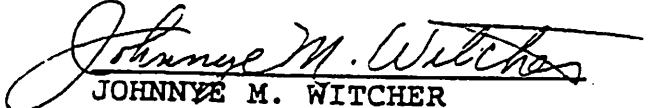
LESSOR:

JOINT PUBLIC CHARITY HOSPITAL
BOARD OF THE CITY AND COUNTY
OF MONTGOMERY, ALABAMA


COATEST A. CARTER
As its Chairperson

LESSEE:

HEALTH SERVICES, INC.


JOHNNYE M. WITCHER
As its Chairperson

JOINT PUBLIC CHARITY HOSPITAL BOARD

3060 Mobile Highway
Montgomery, Alabama 36108
334-293-6501



A.Z. Holloway, M.D.
Chairman

James R. Martin, M.P.A.
Vice-Chairman

Mary Weldler
Secretary

Henry Frazer, Pharm.D.
Treasurer

Richard Wilholte
Board Member

Lynn Beshear
Board Member

Vivian Hamlett, M.D.
Board Member

November 03, 2014

C. Bernell Mapp
Health Services, Inc.
4178 Lomac Street
Montgomery, AL 36106

Dear Mr. Mapp:

The Joint Public Charity Hospital Board had a meeting on Wednesday, October 08, 2014 @12 noon to discuss the offer to sell the Ramer Clinic to Health Service Inc. The offer was for \$90,000.00 for \$1,500.00 per month interest free, provided payments are received within 30 days of due date. Late payments will be assessed interest of ten (10) percent. All repairs and upkeep will be the responsibility of the new owner. If you have any questions or concerns please feel free to contact me at the number listed.

Thank you for your cooperation and we appreciate the opportunity to continue to assist with the health care mission of the citizen of Montgomery County.

Sincerely,

A.Z. Holloway, M.D.
President
Joint Public Charity Hospital Board

AH/ss

MONTGOMERY
AREA CHAMBER OF COMMERCE

AGENDA

APR 18 2016

April 13, 2016

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

Re: Opinion on Applicability of Executive Session

Dear Montgomery County Commission Members:

We are requesting for Chamber representatives to appear before the Montgomery County Commission on Monday April 18, 2016 in executive session. Please be advised that we have reviewed the commerce or trade matter which the Montgomery County Commission proposes to discuss in executive session. It is our opinion that an executive session is authorized for this discussion under Section 7(a)(7) of Act No. 2005-40, and an open meeting will have a detrimental effect upon the competitive position of the Montgomery County Commission.

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

Sincerely,



Ellen G. McNair, CEcD
Senior Vice President
Corporate Development



BUILDING BUSINESS. BUILDING THE REGION

POST OFFICE BOX 79 41 COMMERCE STREET MONTGOMERY, AL 36101
TEL: 334.834.5200 FAX: 334.263.4743 MACC@MONTGOMERYCHAMBER.COM WWW.MONTGOMERYCHAMBER.COM

3/4

ATTACHMENT E:

A Checklist for Conducting Lawful EXECUTIVE SESSIONS

		<i>For Reference, See</i>	
☐ 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, May 2, 2016, at 8:00 in the morning.

Donald Z. Minin
Administrator

Elton N. Sharp
Chairman