

MINUTES OF REGULAR MEETING
MONTGOMERY COUNTY COMMISSION
SEPTEMBER 2, 2014

INFORMATION SESSION

Chairman Dean called the Meeting to Order at 8:10 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. All five Commissioners were present.

COMMENTS FROM SCHEDULED ATTENDEES, STAFF AND COMMISSIONERS

COMMENTS FROM ADMINISTRATOR MIMS

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

Administrator Mims presented Budget Change Request Number 3 from Appraisal, Budget Change Request Number 30 from County Commission Appropriations, Budget Change Request Number 3 from the District Attorney's Office, Budget Change Request Number 13 from the Probate Judge's Office, Budget Change Request Number 4 from the Revenue Commissioner's Office and Budget Change Request Number 3 from Support Services. After discussion, the Commission agreed to waive rules and add these items to the agenda.

PRESENTATION BY DISTRICT ATTORNEY DARYL BAILEY AND DIRECTOR SANDRA EDWARDS WITH HELPING MONTGOMERY FAMILIES INITIATIVE (HMFI)

District Attorney Daryl Bailey briefed the Commission regarding the Helping Montgomery Families Initiative (HMFI). Director Sandra Edwards with HMFI presented a 2013 fact sheet regarding HMFI and requested funding in the amount of \$100,000 for the program for FY2015.

Chairman Dean asked Administrator Mims to invite Dr. Deravi and Jay Love to speak during the September 15, 2014 Commission meeting.

District Attorney Bailey informed the Commission that the security guard at their temporary location at One Dexter Plaza is unarmed and there were no metal detectors. He stated that the Montgomery Police Department could provide an officer for \$1,500 per week. After discussion, the Commission agreed to research the hiring of one off-duty Deputy Sheriff at a rate of \$25.00 per hour to provide security the building. Chairman Dean instructed Administrator Mims to work the issue with the City.

DISCUSSION BY THE COMMISSION

Commissioner Williams asked that the Commission appropriate funds to Crimestoppers to help with the award offer concerning the Rosa Parks apartments. The Commission agreed to waive rules and add \$5,000 for Crimestoppers and \$5,000 for Restore to Budget Change Request Number 30 for County Commission Appropriations.

Vice Chairman Harris requested a \$500 miscellaneous appropriation from his account to the Alabama Junior Miss, Inc., d/b/a Distinguished Young Women of Alabama, for expenses used during the Distinguished Young Women of Montgomery County contest.

Commissioner Ingram requested a \$5,000 miscellaneous appropriation from his account to the Central Alabama Aging Consortium, for programs at senior citizens centers outside the incorporated area of the City of Montgomery.

Commissioner Ingram requested a \$1,500 miscellaneous appropriation from his account to the City of Montgomery, to be used by BONDS to support the Lochshire Homeowner's Association, with funding to promote the Community Enhancement and Beautification Programs/Projects.

Vice Chairman Harris requested a \$500 miscellaneous appropriation from his account to the BOE, Vaughn Road Elementary School, for the Principal's Discretionary Fund.

Chairman Dean requested a \$2,000 miscellaneous appropriation from his account to the BOE, Lanier High School, for the Principal's Discretionary Fund.

After discussion, the Commission agreed to add these items to the miscellaneous appropriations.

PRESENTATION BY REVENUE MANAGER TERRI HENDERSON, COUNTY ATTORNEY THOMAS T. GALLION, III AND ATTORNEY MCDOWELL CROOK –

County Attorney Thomas T. Gallion, III, and Attorney McDowell Crook briefed the Commission regarding the CSX v. Alabama Department of Revenue (ADOR) case. Revenue Manager Terri Henderson requested authorization for Montgomery County to participate in the CSX v. ADOR Amicus Brief. After discussion, the Commission agreed to waive rules and add this item to the agenda.

Revenue Manager Henderson briefed the Commission regarding renewal of the Contract with Montgomery Armored Car Service, Inc. After discussion, the Commission agreed to place this item on the next agenda.

PRESENTATION BY CHIEF INFORMATION AND TECHNOLOGY OFFICER LOU IALACCI

Chief Information and Technology Officer Lou Ialacci briefed the Commission regarding a Purchase Order to Verizon Wireless for equipment and services for Montgomery County. After discussion, the Commission agreed to waive rules and add this item to the agenda.

Mr. Ialacci briefed the Commission regarding award of Request for Proposal to Nitorco, Inc., regarding the business license and sales tax system. After discussion, the Commission agreed to place this item on the next agenda.

Mr. Ialacci informed the Commission that he has received a lot of inquiries from department heads regarding the time and attendance reporting system. Administrator Mims noted that the system would bring a lot of benefits. Vice Chairman Harris stated that he did not support spending the money on this system.

PRESENTATION BY COUNTY ENGINEER GEORGE C. SPEAKE

County Engineer George C. Speake briefed the Commission regarding a Bid Award for resurfacing various county roads, Bid No. 53600-14B-017, Project No. MC-1-2014. After discussion, the Commission agreed to waive rules and add this item to the agenda.

Also, he mentioned that the Butler Mill Road resurfacing project remains scheduled for the November 2014, ALDOT letting.

GENERAL MANAGER RANDALL STEPHENSON WITH THE ALABAMA NATIONAL FAIR

Garrett Coliseum General Manager Randall Stephenson briefed the Commission regarding the 2014 Alabama National Fair and requested funding in the amount of \$10,000. The Commission asked Ms. Henry to get the County a booth at the fair. After discussion, the Commission agreed to waive rules and add \$7,000 to Budget Change Request Number 30 from County Commission Appropriations.

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 Chief Deputy Derrick Cunningham at the request of Chairman Dean.

The Pledge of Allegiance was led by Vice Chairman Harris.

County Administrator Mims called Roll to Establish Quorum and the following Commissioners were present: Chairman Dean, Vice Chairman Harris and Members Ingram, Walker, and Williams. Also present were County Attorney Thomas T. Gallion, III, and County Engineer George C. Speake.

Commissioner Ingram made a motion to approve the Minutes of the Regular Meeting of August 18, 2014. The motion was seconded by Commissioner Walker and unanimously approved by the Commission.

CONSENT AGENDA

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

Commissioner Williams made a motion to approve the Accounts Payable and Payroll Checks, as presented by Administrator Mims. The motion was seconded by Commissioner Ingram and unanimously approved by the Commission. (Copies of Accounts Payable Checks and Payroll Checks Authorization, Consent Agenda Pages 1 through 7, are attached to these Minutes.)

NEW BUSINESS

COUNTY COMMISSION – PRESENTATION OF PROPOSED 2014-2015 OPERATING BUDGET AND EMERGENCY MANAGEMENT COMMUNICATION DISTRICT BUDGET FOR REVIEW AND COMMENTS

Finance Director Sherrill Thomas briefed the Commission on the proposed 2014-2015 Fiscal Year Budget, adding that the budget is conservative, much like the previous year. She stated that the total 2014-2015 proposed budget presented is \$101,969,178. She informed the Commissioners that sales tax revenues are slightly up but are still below what was collected in 2006. She added that \$42 million was collected in 2006, and \$41 million is projected for 2015. She stated that the ad valorem taxes are about level with the past two years but are slightly below 2009-2011 amounts. She said that 2015 is projected at slightly below \$13 million. Ms. Thomas stated that the budget includes a 3% Cost of Living Adjustment (COLA) for all eligible employees, effective October 1, 2014, but an employee merit increase was not included. She said that the COLA increase and health insurance increases have been absorbed by the Commission and that the departments didn't have to reduce other expenses to cover it. Ms. Thomas explained that expenditures are \$102 million, compared to \$96 million in 2014. She noted that approximately \$4.5 million is related to capital project budgets and road resurfacing and that the other increases are attributable to employee wages, health insurance and retirement benefits. She said that the total projected revenues are \$96 million; with fund balances of \$6 million budgeted to cover the difference in 2015. Included in these amounts are general fund amounts of revenues and expenditures of \$69 million compared to \$68 million in 2014. Ms. Thomas also briefed the Commission on the 2015 Emergency Management Communications District Board Budget. She said that no reserves were used and that the salaries and benefits were \$38,000. She stated that the total expenditures were \$637,000. (Copies of Operating Budget and Emergency Management Communication District Budget, Agenda Pages 1-1 through 1-18, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED GRANT AGREEMENT WITH THE ALABAMA
DEPARTMENT OF ECONOMIC AND COMMUNITY AFFAIRS REGARDING
WEATHERIZATION ASSISTANCE PROGRAM, GRANT AGREEMENT NUMBER
LIWAP-028-14 IN THE AMOUNT OF \$50,466

Administrator Mims presented the following letter from Executive Director Greg Clark of CARPDC:

August 14, 2014

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

RE: Weatherization Assistance Program (WAP) Grant LIWAP 028-14

Dear Mr. Mims,

The Weatherization Assistance Program (WAP) Grant LIWAP 028-14 \$50,466.00 has been approved for release August 1, 2014 for the weatherization of 6 homes in Montgomery County. CARPDC recommends that the contract be approved by the Montgomery County Commission. In addition, authorizing Chairman Dean to sign all agreements, understandings, and contracts associated with the supplemental Weatherization Assistance Program (WAP) Grant.

The grant is for FY14, and we are anticipating release of the FY14 DOE grants at any time. The amount of the FY14 allocations and the number of units are anticipated to be equal to the 2013 grants. CARPDC will be finished with this grant within the time frame allotted.

CARPDC Weatherization appreciates our partnership with the Montgomery County Commission and the opportunity to serve the residents of Montgomery County through administration of the WAP and LIWAP Grants on behalf of the County. If you have any questions, please call or email me.

Sincerely,

/s/ Greg Clark,
Executive Director

End of Letter

Commissioner Ingram made a motion to approve the Grant Agreement. The motion was seconded by Commissioner Williams and unanimously approved by the Commission. (Copies of Letter and Grant Agreement, Agenda Pages 2-2 through 2-12, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED MEMORANDUM OF AGREEMENT WITH THE CITY OF MONTGOMERY REGARDING RISK MANAGEMENT SERVICES

Administrator Mims presented the following memorandum:

August 25, 2014

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims
County Administrator

SUBJECT: Memorandum of Agreement regarding Risk Management Services

The Montgomery County Commission, at its meeting on August 18, 2014, agreed to place on the next agenda a Memorandum of Agreement with the City of Montgomery concerning risk management services.

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 Ingram. Chairman Dean, Commissioner Ingram, Commissioner Walker and Commissioner Williams voted in favor of the motion. Vice Chairman Harris voted in opposition and the motion carried. (Copy of Memorandum of Agreement, Agenda Pages 3-2 through 3-4, is attached to these Minutes.)

Commissioner Ingram requested to clarify the job description by adding who the Director of Risk Management would report to if the Administrator was not available. He asked if he should report to the Deputy Administrator. Chairman Dean stated that he should report to the Commission. Vice Chairman Harris concurred with Chairman Dean but explained that he is opposed to the whole thing because it is an added expense, and no one showed him the benefits for this change. After discussion, there was no amendment to the Memorandum of Agreement.

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS REPROGRAMMING REQUESTS

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

September 2, 2014

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:

C-2014-101: Montgomery Symphony Orchestra, for Music Education and Musical Enrichment Programs for All Ages - \$500; (Harris)

C-2014-102: Alabama National Fair, for the Creative Living Center - \$1,000; (Ingram)

C-2014-103: Alabama Baseball Coaches Association, Inc., for the 2014 Community College Fall Sophomore Workouts and Fall Classic - \$2,000; (Walker)

C-2014-104: Make a Difference Foundation, for Youth Programs - \$200; (Walker)

NC-2014-114: BOE, Garrett Elementary School, for Principal's Discretionary Fund - \$2,000; (Walker)

NC-2014-115: BOE, Dalraida Elementary School, for Principal's Discretionary Fund - \$2,000; (Walker)

NC-2014-116: Alabama Cooperative Extension System, to Purchase a Portable Kitchen for Providing Education on Nutrition, Food Preparation and Food Safety - \$2,000; (Walker)

End of Memorandum

During the County Commission Meeting this date, Chairman Dean requested that the following Miscellaneous Appropriations Reprogramming Requests be added and his fellow Commissioners concurred:

C-2014-105: Alabama Junior Miss, Inc., d/b/a Distinguished Young Women of Alabama, for Expenses used during the Distinguished Young Women of Montgomery County Contest - \$500; (Harris)

C-2014-106: Central Alabama Aging Consortium, for Programs at Senior Citizens Center in the Dublin Community - \$5,000 (Ingram)

- NC-2014-117: City of Montgomery, to be used by BONDS to Support the Lochshire Homeowner's Association, with Funding to Promote the Community Enhancement and Beautification Programs/Projects - \$1,500; (Ingram)
- NC-2014-118: BOE, Vaughn Road Elementary School, for Principal's Discretionary Fund - \$500; (Harris)
- NC-2014-119: BOE, Lanier High School, for Principal's Discretionary Fund - \$2,000; (Dean)

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

During the Comments by Commissioners and Attendees at the end of the Formal Session Commissioner Ingram requested to waive rules and add the following miscellaneous appropriation and his fellow Commissioner's concurred:

- C-2014-107: The Alabama Red Ribbon Coalition, Inc., for Transportation of the Students to the Event at the Alabama State University Acadome and Other Event Expenses - \$2,500; (Dean-\$1,000, Harris-\$500, and Ingram-\$1,000)

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

COUNTY COMMISSION – APPROVED PAYMENT OF INVOICE FROM THE CITY OF MONTGOMERY REGARDING A LEGAL FEE INVOICE FROM RUSHTON STAKELY JOHNSTON & GARRETT CONCERNING HYUNDAI ELECTRIC SYSTEMS ALABAMA, INC., IN THE AMOUNT OF \$34,145.42 (40% OF 85,363.55)

Administrator Mims presented the following memorandum from Finance Director Sherrill R. Thomas:

MEMORANDUM

To: Donnie Mims

From: Sherrill R. Thomas

Date: August 12, 2014

Re: City of Montgomery Invoice

Attached is an invoice for \$34,145.42 from the City of Montgomery asking for payment of 40% of a Rushton Stakely Johnston & Garrett legal fee invoice dated August 17, 2010. The legal fees were incurred as part of the Hyundai Electric Systems Alabama, Inc. project that the County participated in.

On August 9, 2010 the County wired \$570,273 to Rushton Stakely for its share of the project due at the closing. The attached invoice was received and paid by the City after the closing and according to City personnel; the County was never billed for its share.

After four years, the City discovered the amount in its Accounts Receivable account and is now asking for payment.

I researched the County records and cannot find where the invoice was previously paid.

End of Memorandum

Commissioner Ingram made a motion to approve payment of the invoice. The motion was seconded by Commissioner Walker and unanimously approved by the Commission. (Copy of Invoice, Agenda Page 5-2, is attached to these Minutes.)

REVENUE COMMISSIONER'S OFFICE – APPROVED POSITION FILL REQUEST FOR
CUSTOMER SERVICE CLERK, POSITION NUMBER 800016015

Administrator Mims presented the following memorandum from Revenue Commissioner Janet Y. Buskey:

August 13, 2014

MEMORANDUM

TO: Mr. Elton Dean, Chairman
Montgomery County Commissioners

Cc: Donnie Mims, County Administrator

FROM: Janet Y. Buskey, Revenue Commissioner

SUBJECT: Position Fill Request – Customer Service Clerk

I respectfully request authorization to fill a Customer Service Clerk to replace an employee that resigned effective May 30, 2014. This position does not require typing and will be selected from an open competitive Customer Service Clerk register.

I am requesting that this position be considered and placed on the agenda at the next Commission meeting.

Thank you for your consideration.

End of Memorandum

Commissioner Williams made a motion to approve the request. The motion was seconded by Vice Chairman Harris and unanimously approved by the Commission. (Copy of Position Fill Request, Agenda Page 6-2, is attached to these Minutes.)

DETENTION FACILITY – APPROVED POSITION FILL REQUESTS (3)

Administrator Mims presented the following memorandum:

August 25, 2014

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims
County Administrator

SUBJECT: Position Fill Requests for Detention Facility

The Montgomery County Commission, at its meeting on August 18, 2014, agreed to place the following Position Fill Requests from the Detention Facility on the next agenda:

- (1) Corrections Officer Trainee/Corrections Officer, Position Number 23
- (2) Corrections Officer Trainee/Corrections Officer, Position Number 30
- (3) Corrections Officer Trainee/Corrections Officer, Position Number 186

I am requesting approval of these items.

Attachments

End of Memorandum

Commissioner Williams made a motion to approve the requests. The motion was seconded by Commissioner Ingram and unanimously approved by the Commission. (Copies of Position Fill Requests, Agenda Pages 7-2 through 7-4, are attached to these Minutes.)

SHERIFF'S OFFICE – APPROVED POSITION FILL REQUEST FOR CLERK TYPIST II, POSITION NUMBER 179

Administrator Mims presented the following memorandum:

August 25, 2014

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 August 18, 2014, agreed to place a Position Fill Request for Clerk Typist II, Position Number 179 from the Sheriff's Office on the September 2, 2014 agenda.

I am requesting approval of this item.

Attachment

End of Memorandum

Vice Chairman Harris 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 8-2, is attached to these Minutes.)

SHERIFF'S OFFICE – APPROVED POSITION FILL REQUEST FOR DEPUTY SHERIFF
TRAINEE/DEPUTY SHERIFF, POSITION NUMBER 160

Administrator Mims presented the following memorandum:

August 25, 2014

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 August 18, 2014, agreed to place a Position Fill Request for Deputy Sheriff Trainee/Deputy Sheriff, Position Number 160, from the Sheriff's Office on the next agenda.

I am requesting approval of this item.

Attachment

End of Memorandum

Vice Chairman Harris 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 9-2, is attached to these Minutes.)

COUNTY COMMISSION – APPROVED AUTHORIZING COMENSATION OF THE
DIRECTOR OF RISK MANAGEMENT AT PAY GRADE A14, STEP 7 AND A VEHICLE
ALLOWANCE OF \$400 PER MONTH

Administrator Mims presented the following memorandum:

August 25, 2014

MEMORANDUM

TO: Montgomery County Commission

FROM: Donald L. Mims
County Administrator

SUBJECT: Compensation regarding Director of Risk Management

The Montgomery County Commission, at its meeting on August 18, 2014, agreed to place on the next agenda consideration to authorize the compensation of the Director of Risk Management at Step 7, Pay Grade 14, and a car allowance of \$400 per month. In the Memorandum of Agreement submitted by Mayor Strange concerning risk management services, the City would pay 70% of the salary and benefits of the Director of Risk Management.

I am requesting approval of this item.

End of Memorandum

Commissioner Ingram made a motion to approve the request. The motion was seconded by Commissioner Williams. Chairman Dean, Commissioner Ingram, Commissioner Walker, and Commissioner Williams voted in favor of the motion. Vice Chairman Harris voted in opposition and the motion carried.

VARIOUS DEPARTMENTS – APPROVED TRAVEL/TRAINING REQUESTS (6)

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

DEPARTMENT

TRAVEL/TRAINING REQUESTS

- | | |
|---------------------------|-------------------|
| 1. County Commission | Request Number 23 |
| 2. Finance Department | Request Number 9 |
| 3. Probate Judge's Office | Request Number 10 |

- | | | |
|----|----------------------------|---------------------------|
| 4. | Community Corrections | Request Number 20 |
| 5. | District Attorney's Office | Request Numbers 43 and 44 |

Commissioner Walker made a motion to approve the requests. The motion was seconded by Commissioner Ingram and unanimously approved by the Commission. (Copies of Travel/Training Requests, Agenda Pages 11-1 through 11-7, are attached to these Minutes.)

WAIVED RULES

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

VARIOUS DEPARTMENTS – APPROVED BUDGET CHANGE REQUESTS (6)

Administrator Mims recommended the following Budget Change Requests for approval by the Commission with an amendment to County Commission Appropriations Request Number 30 adding the following line items; Central Alabama Crimestoppers, \$5,000, RESTOR, Inc., \$5,000, and Alabama National Fair, \$7,000:

<u>DEPARTMENT</u>	<u>BUDGET CHANGE REQUESTS</u>
1. Appraisal	Request Number 3
2. County Commission Appropriations	Request Number 30
3. District Attorney	Request Number 3
4. Probate Judge's Office	Request Number 13
5. Revenue Commissioner's Office	Request Number 4
6. Support Services	Request Number 3

Commissioner Ingram made a motion to approve the requests including the amendment to County Commission Appropriations Request Number 30. The motion was seconded by Commissioner Williams and unanimously approved by the Commission. (Copies of Budget Change Requests, Agenda Pages 12-1 through 12-7, are attached to these Minutes.)

INFORMATION SYSTEMS – APPROVED PURCHASE ORDER TO VERIZON WIRELESS FOR EQUIPMENT AND SERVICES FOR MONTGOMERY COUNTY

Administrator Mims presented the following memorandum from Chief Information and Technology Officer Lou Ialacci:

MEMORANDUM

To: Donnie Mims

From: Lou Ialacci

CC: Tammy Turner

Date: August 26, 2014

Re: Verizon Equipment and Services Schedule

The annual governmental Supply Schedule quotation from Verizon Wireless is attached for equipment and services being provided to all county departments. Verizon Wireless only enters into one year commitments or as Verizon refers to it – a one year “Federal Supply Schedule Purchase Order” with any governmental entity. Verizon requires this to ensure the governmental agency has pre-authorized the funds for the contract time period. Montgomery County Commission entered into our first one year contract in March 2009 for equipment and services. The contract has been renewed each subsequent year and is up for renewal again. The funds are in the departmental budgets.

Verizon continues to be the best wireless provider by far in Montgomery County and has very competitive pricing. The purchase order amount for the coming year will remain the same. Service and/or equipment is not ordered without department head approval. The Sheriff’s Office, DA, and the Youth Facility continue to have critical needs for the wireless devices to assist in daily law enforcement. Their portion accounts for over 75% of the costs of the contract. This is for the service on air cards and smart devices.

The attached document is not a GSA contract. It is Verizon’s governmental pricing schedule. The County’s only commitment is a purchase order for service and equipment purchases for one year that is cancelable at any time the County chooses.

I am requesting this be placed on the work session agenda September 2, 2014 to be reviewed with the Commissioners. I am also requesting the Commission waive rules to approve the document. Due to a miscommunication the current document expired last week. The attached new one year purchase commitment has the identical terms and conditions that were approved last year. Thank you

End of Memorandum

Commissioner Williams made a motion to approve the request. The motion was seconded by Vice Chairman Harris and unanimously approved by the Commission. (Copy of Purchase Order, Agenda Page 13-2, is attached to these Minutes.)

TAX AND AUDIT DEPARTMENT – APPROVED AUTHORIZATION TO PARTICIPATE
IN THE CSX V. ALABAMA DEPARTMENT OF REVENUE (ADOR) AMICUS BRIEF

Administrator Mims presented the following memorandum from Revenue Manager Terri A. Henderson:

MEMORANDUM

DATE: August 27, 2014

TO: Donald L. Mims, County Administrator

FROM: Terri A. Henderson, Revenue Manager

RE: Request For Approval To Participate - ACCA Submitting Amicus Brief
On Behalf Of Participating Counties

Please see copy of email received from Mary Pons at the ACCA Office this week specific to assistance requested for the CSX v. ADOR Amicus Brief pending to be filed with the U.S. Supreme Court. Montgomery County would also be directly impacted by this pending litigation. Considering the time sensitivity and potential impact involved in this matter, it is my recommendation that we move forward at the earliest to request Montgomery County Commission approval to participate in having the ACCA provide assistance with the Amicus Brief pending to be filed on behalf of the participating counties.

If you are in agreement with this recommendation I would appreciate your assistance in getting this item placed on the Montgomery County Commission Agenda for Tuesday, September 2, 2014, or as soon as possible thereafter for further discussion and consideration. If our decision is to participate we will need to provide notice back to the ACCA Office as soon as possible.

Please contact me as needed should you have questions. Thank you again for your assistance and consideration in this matter.

Attachment

End of Memorandum

Commissioner Ingram made a motion to approve the request. The motion was seconded by Commissioner Williams and unanimously approved by the Commission. (Copy of Email, Agenda Pages 14-2 and 14-3, is attached to these Minutes.)

ENGINEERING DEPARTMENT – APPROVED BID AWARD FOR RESURFACING
VARIOUS COUNTY ROADS, BID NO. 53600-14B-017

Administrator Mims presented the following memorandum from Buyer II Tammy Turner:

MEMORANDUM

To: Donald L. Mims, Administrator

From: Tammy Turner, Buyer II

Date: August 21, 2014

Subject: Invitation to Bid No. 53600-14B-017
Resurfacing Various County Roads
Project No. MC-1-2014

Request that approval of the above referenced Invitation to Bid to low bid of Asphalt Contractors, Inc., in the amount of \$909,163.40, be placed on future agenda for a County Commission meeting. (copy of spread sheet attached)

Coordination of award made with Mr. George C. Speake, County Engineer.

Attachment

End of Memorandum

Commissioner Ingram made a motion to approve the request. The motion was seconded by Vice Chairman Harris and unanimously approved by the Commission. (Copies of Spreadsheet, Contractual Agreement, Proposal, and Project Sheet, Agenda Pages 15-2 through 15-6, are attached to these Minutes.)

COMMENTS BY COMMISSIONERS AND ATTENDEES

Regina Walker of The Alabama Red Ribbon Coalition, Inc., informed the Commission that the annual kick-off of Red Ribbon Week will be on October 17, 2014 at the Alabama State University Acadome, and 2,500 students, grades 4th-6th will be in attendance. She noted that Mayor Todd Strange and Chief Deputy Derrick Cunningham will address the students. Chairman Dean suggested that Vice Chairman Harris speak, and Vice Chairman Harris stated that he will have to look at his calendar. Ms. Walker requested funding to help with the students' transportation costs to and from the event. Commissioner Ingram requested to waive rules and add to the agenda the miscellaneous appropriation to The Alabama Red Ribbon Coalition, Inc., for Transportation of the Students to the Event at the Alabama State University Acadome and Other Event Expenses, and his fellow Commissioners concurred. Commissioner Ingram requested a \$1,000 miscellaneous appropriation of which \$500 was provided on Commissioner Williams' behalf, Chairman Dean requested a \$1,000 miscellaneous appropriation and Vice Chairman Harris requested a \$500 miscellaneous appropriation for Transportation and other Event Expenses. Commissioner Ingram made a motion to approve the request. The motion was seconded by Commissioner Williams and unanimously approved by the Commission.

Jimmy Smitherman of the Alabama Cooperative Extension System announced that the Pintlala Creek Water Shed meeting regarding water quality will be held tonight at 6:00 p.m.

Commissioner Ingram told the audience good morning and that it was good to see everyone. He said that he hoped everyone had a good Labor Day and to have a nice week.

Commissioner Williams thanked everyone for their prayers and concerns for his health. He thanked Chief Deputy Derrick Cunningham for praying for him in this morning's prayer. He said that through prayer everything will be alright.

Chairman Dean said good morning. He commended the department heads and elected officials on their hard work during the past year and during the hiring freeze. He recognized Finance Director Sherrill Thomas and Administrator Donnie Mims for all their hard work and stated that Montgomery County had the best audit in the State of Alabama. He thanked the employees for all their hard work in 2014, in order to make this a successful year.

RECESS TO INFORMATION SESSION

Chairman Dean recessed the Formal Session to the Information Session.

INFORMATION SESSION

COMMENTS FROM SCHEDULED ATTENDEES, STAFF AND COMMISSIONERS

PRESENTATION BY RISK MANAGER SCOTT KRAMER

Risk Manager Scott Kramer briefed the Commission regarding insurance renewals and coverage for Fiscal Year 2014-2015 and healthcare plan design changes. After discussion, the Commission agreed to place these items on the next agenda.

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims presented an application for a Lounge Retail Liquor-Class II (Package) License from Applicant Highway Retail Corp for 231 Package Store, located at 23192 B Troy Highway, Ramer, Alabama 36069. He noted that this request for a liquor license will be advertised for presentation to the Commission on Monday, September 15, 2014. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims requested that the Commission recognize and deny a Claim filed by Sylvester Williams. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims briefed the Commission regarding Contract Amendment Number 1 for metal pipe for the Engineering Department, Contract Number 53000-13B-029. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims briefed the Commission regarding Contract Amendment Number 1 for concrete pipe for the Engineering Department, Contract Number 53000-13B-030. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims briefed the Commission regarding Contract Amendment Number 1 for oil service and tire rotation service, Contract Number 52110-13B-027. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims briefed the Commission regarding Contract Amendment Number 5 for preventive maintenance on security system, Contract Number 52110-05B-037. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims briefed the Commission regarding a Bid Award for carpet at the Sheriff's Training Facility, Bid No. 52110-14B-016. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims informed the Commission that he is still working on the Request for Proposal regarding Emergency Medical Treatment and Transportation Services for Montgomery County. After discussion, the Commission agreed to place on the next agenda a sixty (60) day extension of the current contract.

Administrator Mims briefed the Commission regarding payment of the 2014-2015 Membership Dues to the Alabama City/County Management Association (ACCMA) for Administrator Donald L. Mims and Risk Manager Scott Kramer. He noted that the dues are the same as the current year, which is \$50.00 per person. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims briefed the Commission regarding a position reallocation and reclassification from Administrative Secretary to Office Manager and a one-step irregular salary increase from pay grade A06, Step 6 to pay grade A07, Step 5. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims presented Position Fill Requests from the Probate Judge's Office for Tag and License Supervisor, Position Number 750052047, Assistant Tag and License Supervisor, Position Number to be determined, and Customer Service Clerk, Position Number to be determined. After discussion, the Commission agreed to place these requests on the next agenda.

Administrator Mims presented Position Fill Requests from the Detention Facility for Corrections Officer Trainee/Corrections Officer, Position Number 172 and Corrections Officer Trainee/Corrections Officer, Position Number 207. After discussion, the Commission agreed to place these requests on the next agenda.

DISCUSSION BY THE COMMISSION

The Commission agreed to place a Budget Change Request in the amount of \$100,000 for the Helping Montgomery Families Initiative (HMFII) for FY2014-2015 on the next agenda.

Commissioner Ronda M. Walker discussed the extra budgetary expenses that the Commission approves during the course of the fiscal year. She proposed that if an outside agency seeks funding from the Commission, they must submit a written request to the County Administrator instead of attending the Commission work session. She also proposed that twice a year, the Commission work with the County Finance Director to assess the status of the General Fund balance and current revenue and determine what monies are available to contribute to outside agency requests. At that point, agencies will be notified if they are to make a presentation to the

Commission. Commissioner Walker stated that some of the funding for agencies coming out of the General Fund should be taken from the Commissioners' discretionary funds. Vice Chairman Harris stated that is a matter of opinion, noting that he had been through the budget process and funding the agencies has not been a problem. Chairman Dean said the County has five districts and Districts One, Two and Four are representing people who are truly in need and that their discretionary funding gets appropriated faster than the other two districts.

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims presented a letter from President Janet Coggins with Distinguished Young Women of Montgomery County requesting funding for the program.

Administrator Mims presented a schedule of upcoming bids/contract renewals for August, September and October 2014.

Administrator Mims noted an employee who has submitted a Notice of Application for Retirement Allowance.

PRESENTATION BY JUVENILE COURT ADMINISTRATOR BRUCE HOWELL AND CIRCUIT CLERK TIFFANY MCCORD

Juvenile Court Administrator Bruce Howell and Circuit Clerk Tiffany McCord explained to the Commission that because of the temporary relocation of the judges to the back building of the Youth Facility, the front building is no longer secured by the Sheriff's Office. After discussion, the Commission asked Finance Director Sherrill Thomas to do a comparison between paying a Deputy Sheriff overtime or paying \$25 per hour to an off duty Deputy Sheriff in order to provide security for these offices.

COMMENTS FROM MANAGER OF PUBLIC AFFAIRS DIDI HENRY

Manager of Public Affairs DiDi Henry reviewed the Commission's upcoming calendar of events.

RECESS TO EXECUTIVE SESSION

Administrator Mims presented a letter from County Attorney Thomas T. Gallion, III, requesting the convening of an Executive Session to discuss a pending litigation issue. Commissioner Williams made a motion to go into the Executive Session. The motion was seconded by Vice Chairman Harris and unanimously approved by each Commissioner, openly giving their individual vote. Chairman Dean recessed the Information Session to the Executive Session. (Letter from County Attorney Thomas T. Gallion, III, and a Checklist for Conducting Lawful Executive Sessions, Pages 16-1 and 16-2, are attached to these Minutes)

RECESS TO INFORMATION SESSION

Vice Chairman Harris made a motion to recess the Executive Session. The motion was seconded by Commissioner Ingram 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

DISCUSSION BY THE COMMISSION

The Commission discussed revising the job description for the Deputy Administrator position due to the approval of the Director of Risk Management position, which now reports to the Administrator instead of the Deputy Administrator. Personnel Director Carmen Douglas recommended that the job description be revised and stated that the Commission can legally change it. County Attorney Gallion recommended that Administrator Mims and Personnel Director Carmen Douglas work together on the revision.

ADJOURNMENT

Commissioner Ingram made a motion to adjourn the meeting of the Montgomery County Commission on September 2, 2014, at 12:02 p.m. The motion was seconded by Commissioner Williams and unanimously approved by the Commission.

09-02-14 Meeting

MONTGOMERY COUNTY COMMISSION

**THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID**

CHECKS ARE DATED 08-15-14

Check Number	To	Check Number
246428		246521
Total Checks Paid		\$416,706.15

CHECK #	PAYEE	AMOUNT	DATE
246425	Alabama Sheriff's Association	\$ 5,000.00	08-11-14
246426	Long Lewis Ford of the Shoals	\$24,574.00	08-11-14
246427	Replacement Check# 237517	\$ 1,000.00	08-14-14

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

09-02-14 Meeting

MONTGOMERY COUNTY COMMISSION

**THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID**

CHECKS ARE DATED 08-15-14

Check Number	To	Check Number
246522		246624
Total Checks Paid		\$589,808.90

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

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 08-22-14

Check Number	To	Check Number
246625		246687
Total Checks Paid		\$434,173.23

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

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 08-22-14

Check Number	To	Check Number
246688		246762
Total Checks Paid		\$686,285.22

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

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 08-29-14

Check Number	To	Check Number
246763		246836
Total Checks Paid		\$270,877.40

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

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 08-29-14

Check Number	To	Check Number
246837		246918
Total Checks Paid		\$292,263.79

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

CHECKS ARE DATED
08/22/14

Payroll Check Number	120632	To	Payroll Check Number	120731	\$ 65,722.65
Direct Deposits					\$ 774,577.42
Payroll Check Number	120732	To	Payroll Check Number	120761	\$ 241,397.70
Direct Deposits					\$ 334,923.17
Federal Deposits					\$ 305,047.92
Total Payroll Paid					\$ 1,721,668.86

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

**Proposed Annual Budget
Montgomery County Commission
Montgomery, Alabama
Fiscal Year
October 1, 2014 to September 30, 2015**

Presented September 2, 2014

**Elton N. Dean, Sr., Chairman
Daniel Harris, Jr., Vice Chairman
Reed Ingram, Member
Ronda M. Walker, Member
Jiles Williams, Jr., Member**

**Compiled by
Donald L. Mims, CPA, MPA, Administrator
Sherrill R. Thomas, CPA, Finance Director**

ANNUAL BUDGET 2014-2015

Pursuant to the provision of the code of Alabama 1975, Code Section 11-8-3, the Montgomery County Commission shall, no later than October 1, prepare and adopt a budget for the fiscal year beginning on October 1 of the current calendar year which shall include all of the following: (1) An estimate of the anticipated revenue of the county for all public funds under its supervision and control including all unexpended balances as provided in Section 11-8-6. (2) An estimate of expenditures for county operations and, (3) Appropriations for the respective amounts that are to be used for each of such purposes.

**Donald L. Mims, CPA, MPA
Administrator
Montgomery County Commission
Montgomery, Alabama**

**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET**

	ESTIMATED	
	REVENUES	APPROPRIATIONS
General Fund	\$ 69,236,180	\$ 69,236,180
Emergency Fund	20,000	20,000
Workers' Compensation Fund	344,000	344,000
Health Trust Fund	10,177,500	10,077,500
R.E. Life Ins. Fund	85,000	85,000
Liability Fund	465,000	465,000
Gasoline Tax Fund	9,089,677	9,089,677
Public Buildings/Roads/Bridges Fund	6,319,000	7,843,471
Public Highways & Traffic Fund	420,000	420,000
Capital Improvement	605,000	3,447,600
RRR Gasoline Tax Fund	1,909,000	3,620,000
Severed Material Tax Fund	141,000	141,000
Appraisal Fund	2,924,475	2,924,475
Merit System Fund	1,190,733	1,190,733
Community Corrections	853,788	853,788
Grant Fund	1,068,296	1,068,296
G.O. Warrants - 2007 Fund	3,601,839	3,601,839
G.O. Warrants - 2010 Fund	1,251,800	1,251,800
Less: Fund transfer elimination	(13,711,181)	(13,711,181)
TOTAL	\$ 95,991,107	\$ 101,969,178
ADD: BUDGETARY FUND BALANCE		
Public Buildings/Roads/Bridges Fund	1,524,471	
Capital Improvement Fund	2,842,600	
RRR Gasoline Tax Fund	1,711,000	
Health Insurance Trust	(100,000)	
TOTAL BUDGETARY FUND BALANCE	5,978,071	
PROPOSED BUDGET	\$ 101,969,178	\$ 101,969,178

Funds included in budget:

General Fund
Special Revenue Funds
Debt Service Funds

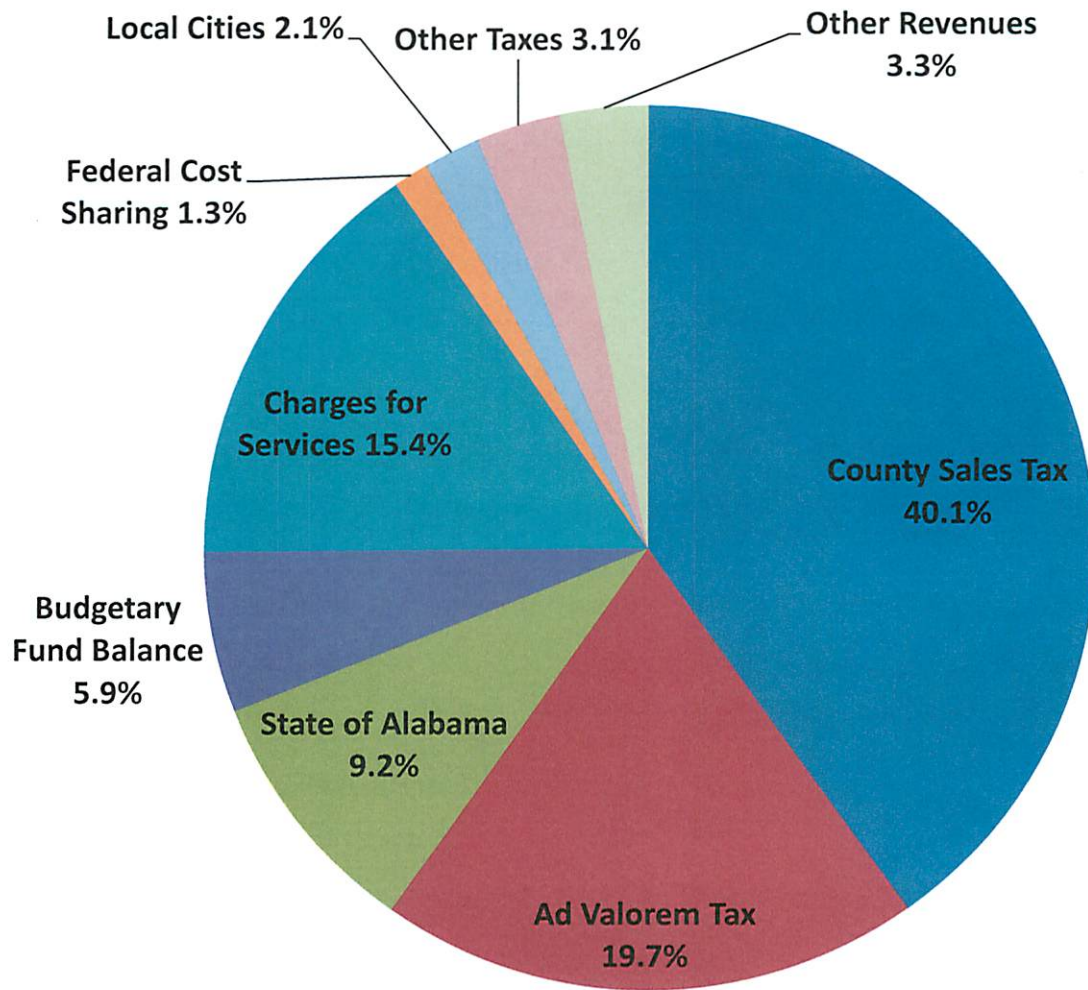
**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET**

FUNDS NOT INCLUDED IN OPERATING BUDGET

Construction Program Fund
Employees' Withholding Tax Fund
Supernumerary Fund
Fiduciary Fund
Law Library Fund
Sheriff's Fund
Revenue Commissioner Special Fund
Solicitor's Fund
Worthless Check Fund
Child Support Fund
Recreation Board Fund
Manufactured Home Trust Fund
Motor Vehicle Special Training
Emergency Management Communication District Board
MV Registration and Titling Technology Fund

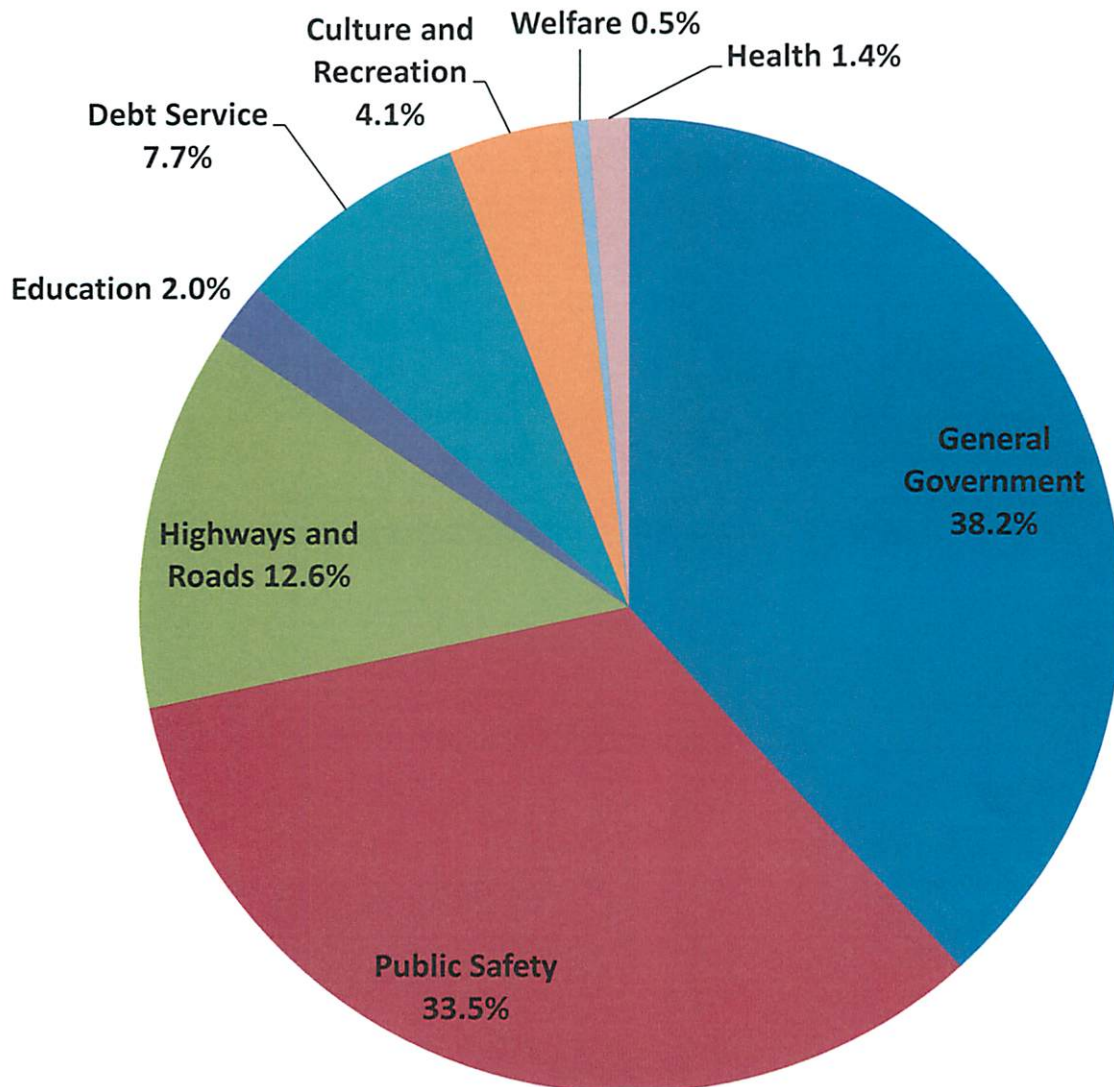
Montgomery County Commission
Estimated Revenues and Budgetary Fund Balance
2014-2015

Type	Percentage	Total
County Sales Tax	40.1%	\$ 40,875,000
Ad Valorem Tax	19.7%	20,114,252
State of Alabama	9.2%	9,410,383
Budgetary Fund Balance	5.9%	5,978,071
Charges for Services	15.4%	15,734,300
Federal Cost Sharing	1.3%	1,293,900
Local Cities	2.1%	2,122,537
Other Taxes	3.1%	3,124,500
Other Revenues	3.3%	3,316,235
Miscellaneous		1,982,956
Interest		73,500
Licenses and Permits		552,150
Board of Education		672,629
Fines and Forfeitures		35,000
	100.00%	\$ 101,969,178



**Montgomery County Commission
Appropriations
2014-2015**

Type	Percentage	Total
General Government	38.2%	\$ 38,996,437
Public Safety	33.5%	34,123,633
Highways and Roads	12.6%	12,850,677
Education	2.0%	2,018,639
Debt Service	7.7%	7,866,816
Culture and Recreation	4.1%	4,180,624
Welfare	0.5%	553,256
Health	1.4%	1,379,096
	100.00%	\$ 101,969,178



MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET

**Summaries of
DEPARTMENTAL
and
FUND BUDGETS**

**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET**

GENERAL FUND

ESTIMATED REVENUES

TAXES

Ad Valorem Tax	\$	12,860,000
County Sales Tax		40,875,000
Salaries for Revenue Commissioner		267,000
County Beer Tax		175,000
County Wine Tax		4,500
Lodging Tax		2,220,000
Other Tax		725,000
TOTAL TAXES		<u>57,126,500</u>

LICENSE & PERMITS

482,150

INTERGOVERNMENTAL

State Shared Revenue	1,633,890
State Cost Sharing Revenue	1,706,437
Federal Cost Sharing	796,900
City Cost Sharing	174,343
TOTAL INTERGOVERNMENTAL	<u>4,311,570</u>

CHARGES FOR SERVICES

Court Fees	467,000
Fees & Commissions - Public Officials	3,902,000
Other Fees & Charges	81,600
TOTAL CHARGES FOR SERVICES	<u>4,450,600</u>

FINES AND FORFEITURES

35,000

MISCELLANEOUS

Interest	5,000
Sales & Rentals	651,956
Other	664,000
TOTAL MISCELLANEOUS	<u>1,320,956</u>

TRANSFERS IN FROM OTHER FUNDS

1,509,404

TOTAL ESTIMATED REVENUES

\$ 69,236,180

**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET**

GENERAL FUND

APPROPRIATIONS

GENERAL GOVERNMENT

County Commission	\$ 823,065
Risk Management	196,795
Public Affairs	97,412
Finance Department	494,564
Judges	441,077
Domestic Relations Court	2,000
Circuit Clerk	24,544
District Clerk	2,000
District Attorney	2,762,119
Pre-Trial/District Attorney	695,067
Court Reporters	167,058
Court Administrators	800
Probate Judge's Office	3,742,087
Revenue Commissioner	1,250,232
Tax and Audit Division	733,745
Support Services	3,010,092
Building Permits	39,593
Election Operating	284,540
Election Administration	192,500
Board of Registrars	277,464
Tax Equalization Board	5,824
Veterans Service Office	1,100
Forestry Commission	12,150
Central Alabama Opportunities Industrialization Center, Inc.	8,750
Industrial Park Utilities/Maintenance	43,000
Industrial Development	21,500
Information Systems	2,007,870
Contingent	25,000
Unemployment Compensation	30,000
TOTAL GENERAL GOVERNMENT	\$ 17,391,948

PUBLIC SAFETY

Sheriff's Office	\$ 12,592,178
Montgomery County Detention Facility	15,282,043
Montgomery City-County Emergency Management Agency	109,829
Coroner's Office	117,280
Youth Facility Net of City Funding	3,117,069
Youth Facility - DYS Subsidy	338,616
Youth Facility - DYS Boot Camp	500,000
Crimestoppers	5,000
Montgomery County Association of Volunteer Fire Departments	190,000
TOTAL PUBLIC SAFETY	\$ 32,252,015

SANITATION- Transfer Station & Storm Water Permit	\$ 139,823
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MONTGOMERY COUNTY COMMISSION

2014 - 2015 BUDGET

GENERAL FUND

HEALTH

Health Department	\$	464,163
Montgomery Area Mental Health Authority		130,000
Family Sunshine Center		31,700
VOCAL		5,000
Animal Shelter		437,500
Chemical Addictions Program, Inc.		37,500
Lighthouse Counseling Center, Inc.		19,200
Council on Substance Abuse - NCADD		11,700
Mosquito Control		54,260
Sickle Cell Foundation		15,750
Community Care Network		17,500
Red Cross		15,000
TOTAL HEALTH	\$	<u>1,239,273</u>

WELFARE

Transfer of Insane	\$	7,101
Restor		5,000
Child Protect		3,750
Brantwood Children's Home		12,500
Montgomery Community Action Agency		32,500
Central Alabama Aging Consortium		15,000
Montgomery Area Council on Aging		32,500
Montgomery Area Food Bank		3,750
Pauper Burial		3,600
Joint Public Charity Hospital Board		85,000
Indigent Hospitalization Program		160,563
School to Work/ Summer Apprentice Program		113,776
Central Alabama Community Foundation (BONDS)		7,750
Department of Human Resources		20,000
TOTAL WELFARE	\$	<u>502,790</u>

CULTURE & RECREATION

City - County Library	\$	2,030,367
Pike Road Library net of Town of Pike Road funding		91,683
Montgomery Museum of Fine Arts		1,480,925
Montgomery County Recreation Board		437,962
Boys & Girls Clubs		12,500
Boys & Girls Club - South Central Alabama		12,500
The United Community Improvement		4,687
Unified YMCA		30,000
ECHO		5,000
Alabama Shakespeare Festival		75,000
TOTAL CULTURE & RECREATION	\$	<u>4,180,624</u>

**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET
GENERAL FUND**

APPROPRIATIONS

EDUCATION

City/County School Bonds	\$ 407,797
Montgomery Education Foundation	45,000
Auburn Extension Service	112,070
Montgomery Internal Medicine Residency Program (UAB)	22,500
Thelma Morris After School Program	25,000
Latchkey	28,040
YMCA Childcare Program	30,000
Character @ Heart	15,000
TOTAL EDUCATION	\$ 685,407

CLASSIFIED BY CHARACTER ONLY

In-House Appropriations- General Government Category	\$ 1,485,558
In-House Appropriations-Retiree Health & Life Insurance	1,743,488
Reclassification Reserve	(600,000)
Montgomery Co Building Authority 2006/2012/2014 Capital Lease Obligation	4,387,688
Montgomery Energy Conservation Project 2012 G.O. Warrants	274,906
Montgomery Energy Conservation Project 2014 G.O. Warrants	293,215
Agency Appropriations-General Government Category	891,735
TOTAL CLASSIFIED BY CHARACTER ONLY	\$ 8,476,590

TOTAL APPROPRIATIONS **\$ 64,868,470**

TRANSFERS

To Community Corrections Fund	342,588
To Merit Fund	251,483
To General Obligation Warrant Debt Service Funds	3,773,639
TOTAL TRANSFERS	\$ 4,367,710

TOTAL APPROPRIATIONS & TRANSFERS **\$ 69,236,180**

EMERGENCY FUND

ESTIMATED REVENUES

MISCELLANEOUS

Interest	\$ 20,000
TOTAL ESTIMATED REVENUES	\$ 20,000

APPROPRIATIONS

GENERAL GOVERNMENT-Miscellaneous Expenditures	\$ 20,000
TOTAL APPROPRIATIONS	\$ 20,000

**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET**

WORKERS' COMPENSATION FUND

ESTIMATED REVENUES

Workers Compensation Contributions	\$	338,000
Other reimbursements		4,000
Interest		2,000
TOTAL ESTIMATED REVENUES	\$	<u>344,000</u>

APPROPRIATIONS

Workers' Compensation Expenditures	\$	344,000
TOTAL APPROPRIATIONS	\$	<u>344,000</u>

HEALTH INSURANCE

ESTIMATED REVENUES

Premiums	\$	10,175,000
Interest		2,500
TOTAL ESTIMATED REVENUES	\$	<u>10,177,500</u>

APPROPRIATIONS

Health Care Costs	\$	10,077,500
Budgetary Fund Balance-GASB 45 Reserve		<u>100,000</u>
TOTAL APPROPRIATIONS AND BUDGETARY FUND BALANCE	\$	<u>10,177,500</u>

RETIRED EMPLOYEE LIFE INSURANCE

ESTIMATED REVENUES

Premiums	\$	<u>85,000</u>
TOTAL ESTIMATED REVENUES	\$	<u>85,000</u>

APPROPRIATIONS

Death Benefit Payments	\$	<u>85,000</u>
TOTAL APPROPRIATIONS	\$	<u>85,000</u>

LIABILITY

ESTIMATED REVENUES

Premiums	\$	455,000
Interest		10,000
TOTAL ESTIMATED REVENUES	\$	<u>465,000</u>

APPROPRIATIONS

Liability Ins. Costs	\$	<u>465,000</u>
TOTAL APPROPRIATIONS	\$	<u>465,000</u>

**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET**

GASOLINE TAX FUND

**ESTIMATED REVENUES
STATE SHARED REVENUE**

State Gasoline Tax	\$ 1,562,000
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STATE COST SHARING REVENUE

Engineer's & Assistant Engineer's Salary reimbursement	106,610
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MISCELLANEOUS

Other	167,000
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TOTAL MISCELLANEOUS	<u>167,000</u>
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TOTAL ESTIMATED REVENUES	\$ <u>1,835,610</u>
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TRANSFERS

From Public Highway & Traffic Fund	420,000
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From Public Building/Roads/Bridges	6,834,067
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TOTAL TRANSFERS	<u>7,254,067</u>
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TOTAL ESTIMATED REVENUES AND TRANSFERS	\$ <u><u>9,089,677</u></u>
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APPROPRIATIONS

HIGHWAYS & ROADS

Construction	\$ 1,876,882
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District I	1,493,054
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District II	1,625,206
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District III	1,854,546
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County Engineer's Office	1,148,820
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County Shop	655,243
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Bridge Maintenance	430,926
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Environmental Cleanup	5,000
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TOTAL APPROPRIATIONS	\$ <u>9,089,677</u>
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TOTAL APPROPRIATIONS & TRANSFERS	\$ <u><u>9,089,677</u></u>
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**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET**

PUBLIC BUILDING/ROADS/BRIDGES FUND

ESTIMATED REVENUES

TAXES

Ad Valorem Tax \$ 6,300,000

MISCELLANEOUS

Interest 19,000

TOTAL ESTIMATED REVENUES \$ 6,319,000

Budgetary Fund Balance 1,524,471

TOTAL ESTIMATED REVENUES AND BUDGETARY FUND BALANCE \$ 7,843,471

APPROPRIATIONS

TRANSFERS

To Gasoline Tax Fund \$ 6,834,067

To General Fund 1,009,404

TOTAL TRANSFERS \$ 7,843,471

TOTAL APPROPRIATIONS & TRANSFERS \$ 7,843,471

PUBLIC HIGHWAY & TRAFFIC FUND

ESTIMATED REVENUES

License & Permits \$ 70,000

State Shared Revenue 280,000

Charges for Services 70,000

TOTAL ESTIMATED REVENUES \$ 420,000

TRANSFERS

Transfer to Gasoline Tax Fund \$ 420,000

TOTAL TRANSFERS \$ 420,000

CAPITAL IMPROVEMENT FUND

ESTIMATED REVENUES

State Shared Revenue \$ 600,000

Interest 5,000

TOTAL ESTIMATED REVENUES \$ 605,000

Budgetary Fund Balance 2,842,600

TOTAL ESTIMATED REVENUES AND BUDGETARY FUND BALANCE \$ 3,447,600

APPROPRIATIONS

Buildings Repair and Improvements \$ 2,977,000

Debt Service 470,600

TOTAL APPROPRIATIONS \$ 3,447,600

**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET**

RRR GASOLINE TAX FUND

ESTIMATED REVENUES

STATE SHARED REVENUES

Motor Vehicle License - Act 84-186	\$ 400,000
Petroleum Inspection Fee - Act 84-185	115,000
4 cent Gasoline Tax	917,000
5 cent Gasoline Tax	436,000
Additional excise tax	31,000
TOTAL STATE SHARED REVENUES	\$ 1,899,000

MISCELLANEOUS

Interest	\$ 10,000
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TOTAL ESTIMATED REVENUES

	\$ 1,909,000
Budgetary Fund Balance	1,711,000
TOTAL ESTIMATED REVENUES & BUDGETARY FUND BALANCE	\$ 3,620,000

APPROPRIATIONS

Restriping & Resigning	115,000
Resurfacing	3,505,000
TOTAL APPROPRIATIONS	\$ 3,620,000

SEVERED MATERIAL TAX FUND

ESTIMATED REVENUES

STATE SHARED REVENUE	\$ 141,000
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TOTAL ESTIMATED REVENUES

	\$ 141,000
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APPROPRIATIONS

Road Bldg Materials and Supplies	\$ 141,000
TOTAL APPROPRIATIONS	\$ 141,000

APPRAISAL UPDATE

ESTIMATED REVENUES

COST SHARING

State of Alabama	\$ 555,650
Montgomery County	687,252
Board of Education	672,629
Local Cities	1,008,944
TOTAL ESTIMATED REVENUES	\$ 2,924,475

APPROPRIATIONS

General Government	\$ 2,924,475
TOTAL APPROPRIATIONS	\$ 2,924,475

**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET**

MERIT SYSTEM FUND

ESTIMATED REVENUES

City of Montgomery	\$ 939,250
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TRANSFERS

Transfer from General Fund	251,483
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TOTAL ESTIMATED REVENUES AND TRANSFERS	\$ <u>1,190,733</u>
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APPROPRIATIONS

General Government	\$ 1,190,733
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TOTAL APPROPRIATIONS	\$ <u>1,190,733</u>
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COMMUNITY CORRECTIONS FUND

ESTIMATED REVENUES

Alabama Department of Corrections	\$ 354,500
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Client Fees	156,700
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TOTAL ESTIMATED REVENUES	\$ <u>511,200</u>
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TRANSFERS

Transfer From General Fund	342,588
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TOTAL ESTIMATED REVENUES	\$ <u>853,788</u>
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APPROPRIATIONS

Public Safety	\$ 853,788
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TOTAL APPROPRIATIONS	\$ <u>853,788</u>
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GRANT FUND

ESTIMATED REVENUES

Federal and State Grants	\$ 1,068,296
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TOTAL ESTIMATED REVENUES	\$ <u>1,068,296</u>
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APPROPRIATIONS

Grant Appropriations	\$ 1,068,296
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TOTAL APPROPRIATIONS	\$ <u>1,068,296</u>
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**MONTGOMERY COUNTY COMMISSION
2014 - 2015 BUDGET**

GENERAL OBLIGATION WARRANTS 2007

TRANSFERS

Transfer from General Fund	\$ <u>3,601,839</u>
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TOTAL TRANSFERS	\$ <u><u>3,601,839</u></u>
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APPROPRIATIONS

Principal	\$ 2,040,000
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Interest	<u>1,561,839</u>
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TOTAL APPROPRIATIONS	\$ <u><u>3,601,839</u></u>
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GENERAL OBLIGATION WARRANTS 2010-A

REVENUE AND TRANSFERS

Transfer from General Fund	\$ <u>1,251,800</u>
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TOTAL REVENUE AND TRANSFERS	\$ <u><u>1,251,800</u></u>
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APPROPRIATIONS

Principal	\$ 770,000
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Interest	<u>481,800</u>
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TOTAL APPROPRIATIONS	\$ <u><u>1,251,800</u></u>
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Montgomery County Commission
2015 Emergency Mgmt Comm Dist Bd Budget

Account Number	Description	2015 Commission
----------------	-------------	-----------------

Fund: 784 - Emergency Mgmt Comm Dist Bd

Revenues

MS - Miscellaneous

47908	Refunds, Reimbursements & Other	637,000.00
47909	Reimbursements from Other Funds	0.00

	Account Classification Total: MS - Miscellaneous	\$637,000.00
--	---	---------------------

	Revenues Total	\$637,000.00
--	-----------------------	---------------------

Expenditures

Department: 51986 - Emergency Management Dist Bd

SA - Salaries and Benefits

110	Salaries	31,733.00
121	Retirement	3,526.00
124	Social Security	2,429.00
125	Workers Compensation	318.00

	Account Classification Total: SA - Salaries and Benefits	\$38,006.00
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SB - Other Payroll and Benefits

101	Reimbursements for Salaries	336,600.00
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	Account Classification Total: SB - Other Payroll and Benefits	\$336,600.00
--	--	---------------------

OP - Other Operating

171	Dues and Membership Fees	220.00
180	Geographic Information Sys(GIS)	1,500.00
211	Office Supplies/Minor Equipment	1,000.00
219	Other Miscellaneous Supplies	1,000.00
231	Repair & Maintenance Bldgs/Impr	893.00
235	Repair & Main Data Proc Equip	3,700.00
240	Repair & Main - Software License	18,000.00
251	Telephone	50,000.00
255	Cellular Service	19,810.00
260	Travel - Mileage	2,400.00
265	Travel - Registration & Training	5,000.00
499	Administration Expense	18,500.00
605	Long Term Lease-MCC project-City of Mtgy	140,371.00

	Account Classification Total: OP - Other Operating	\$262,394.00
--	---	---------------------

	Revenue Grand Totals:	\$637,000.00
--	------------------------------	---------------------

	Expenditure Grand Totals:	\$637,000.00
--	----------------------------------	---------------------

	Net Grand Totals:	\$0.00
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OFFICE OF THE GOVERNOR

ROBERT BENTLEY
GOVERNOR



STATE CAPITOL
MONTGOMERY, ALABAMA 36130

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

STATE OF ALABAMA

August 1, 2014

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: Grant No. LIWAP-028-14

I am pleased to inform you that I have approved the enclosed Grant Agreement which provides your agency with **\$50,466.00** in funds to be utilized for the Weatherization Assistance Program during the Program Year 2014.

Please sign and witness both copies and return one original to the Energy Division. Retain the other copy for your files. Also enclosed for your signature are a Certification Form, Disclosure Statement, Agreement Form, and Beason-Hammon Compliance Form that must be signed and returned along with the grant.

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

Sincerely,

A handwritten signature in black ink that reads "Robert Bentley". The signature is stylized with a large, looping "R" and "B".

Robert Bentley
Governor

RB/BM/ks

Enclosures

cc: Mr. Greg Clark

GRANT AGREEMENT WEATHERIZATION PROGRAM

Grant Agreement No.: **LIWAP-028-14**
Grant Amount: **\$50,466.00**

THIS AGREEMENT is entered into this **July 1, 2014** by and between the **Alabama Department of Economic and Community Affairs, Energy Division**, hereinafter, called the "**Department**," and the **MONTGOMERY COUNTY COMMISSION**, hereinafter, referred to as the "**Subgrantee**." The Agreement consists of eight typewritten pages and four attachments, as set forth and described below:

1. PURPOSE:

The purpose of this Agreement is to assist the Department with its implementation of the Weatherization Assistance Program. The Subgrantee agrees to provide home weatherization assistance to qualified low-income persons in accordance with Department and Federal Regulations and Guidelines.

2. FUNDING:

It is expressly understood and mutually agreed that in no event shall the total amount to be paid by the Department to the Subgrantee under this Agreement exceed **\$50,466.00** for full and complete satisfactory performance. Any additional costs shall be borne by the Subgrantee. A budget itemizing allowable expenditures is attached and hereby made a part of this Agreement.

3. DURATION:

The Subgrantee shall commence performance of this Agreement on **July 1, 2014** and shall complete performance to the satisfaction of the Department not later than **December 31, 2014**.

4. CONTINGENCY CLAUSE:

It is expressly understood and mutually agreed that any Department commitment of funds, herein, shall be contingent upon the receipt and availability by the Department of funds under the program for which this Agreement is made.

5. AMENDMENTS:

The Department or Subgrantee may request Amendments or Modifications to various portions of this Agreement. Such changes must be made in writing and approved by all signatory authorities prior to implementation.

6. REPORTING:

The Subgrantee shall submit to the Department periodic reports on programmatic and fiscal operations. These reports shall be submitted in the form and manner determined by the Department. The reports are described in Attachment "C" and directives from the Program Manager for which this Agreement is made. It is expressly agreed that full compliance with programmatic, fiscal, and reporting requirements is a condition for the continuation of funds under this Agreement. Failure to submit such reports in a timely manner could result in the termination or suspension of funds (see paragraph 13).

7. AUDITS:

The Subgrantee agrees to comply with audit requirements contained in the ADECA Audit Policy and any amendments thereto. All applicable provisions of the Department's Audit Policy document are made a part of this Agreement to include any Amendments.

Pursuant to Act 94-414, please forward a copy of every audit report issued as a result of this Agreement where public funds are received and/or disbursed to: Department of Examiners of Public Accounts; P.O. Box 302251; Montgomery, AL 36130-2251; Attn: Audit Report Repository.

8. AUDIT EXCEPTIONS/UNRESOLVED QUESTIONED COSTS:

The Department shall not enter into a contract, agreement, grant, etc., with any individual, agency, company, governmental entity, etc., who has an unresolved audit exception or unresolved questioned costs or finding of fiscal inadequacy as a result of project monitoring. The Department shall not enter into a contract, agreement, grant, etc., with any individual, agency, company, governmental entity, etc., who owes money to any division of the Department or to the Federal Government under any program administered by any division of the Department that has not arranged a repayment schedule.

9. COMPLIANCE WITH LOCAL LAWS:

The Subgrantee shall comply with applicable laws, ordinances, and codes of the State and local government.

10. COVENANT AGAINST CONTINGENT FEES:

The Subgrantee warrants that no person or selling agency or other organization has been employed or retained to solicit or secure this Grant Agreement upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee. For breach or violation of this warrant, the Department shall have the right to annul this Grant Agreement or otherwise recover the full amount of such commission, percentage, brokerage, or contingent fee, or to seek such other remedies as may be legally available.

11. DISCLAIMER:

- A.** The Department specifically denies liability for any claim arising out of any act or omission, by any person or agency receiving funds from the Department, whether by contract, grant, loan, or by any other means.
- B.** No Subgrantee, Subcontractor, or Agency performing services under any agreement, contract, grant, or any other understanding, oral or written, other than an actual employee of the Department shall be considered an agent or employee of the State of Alabama or the Department or any Division thereof. The State of Alabama, the Department and their agents and employees assume no liability to any Subgrantee, Subcontractor, or Agency, or any third party, for any damages to property, both real and personal, or personal injuries, including death, arising out of or in any way connected with the acts or omissions of any Subgrantee, Subcontractor, or Agency or any other person.

12. NOT TO CONSTITUTE A DEBT OF THE STATE:

It is agreed that the terms and commitments contained herein shall not be constituted as a debt of the State of Alabama in violation of Article 11, Section 213 of the Constitution of Alabama 1901, as amended, by Amendment No. 26. It is further agreed that if any provision of this Agreement shall contravene any statute or Constitutional provision or amendment, either now in effect or which may, during the course of this Contract, be enacted, then that conflicting provision in the Agreement shall be deemed null and void. The contractor's sole remedy for the settlement of any and all disputes arising under the terms of the Agreement shall be limited to the filing of a claim with the Board of Adjustment for the State of Alabama.

For any and all disputes arising under the terms of this Grant Agreement, the parties hereto agree, in compliance with the recommendations of the Governor and Attorney General, when considering settlement of such disputes, to utilize appropriate forms of non-binding alternative dispute resolution including, but not limited to, mediation.

13. TERMINATION OR SUSPENSION:

See Attachment "C", Section III, Termination or Suspension, for conditions governing termination or suspension of this Agreement.

14. POLITICAL ACTIVITY:

The Subgrantee will comply with the Hatch Act (5 U.S.C. §1501, *et seq.*) regarding political activity by public employees or those paid with Federal Funds. None of the funds, materials, property, or services contributed by the Subgrantee or the Department under this Agreement shall be used for any partisan political activity or to further the election or defeat of any candidate in public office.

15. NONDISCRIMINATION:

The Subgrantee shall be and is prohibited from discriminating on the basis of race, color, religion, sex, age, national origin, or disability.

16. CONFLICT OF INTEREST:

The Subgrantee, by his signature, certifies that to the best of his knowledge and belief, no conflict of interest(s) existed or now exist which have, may have, or have had an effect on the Grant or Contract Award. Conflict is defined in OMB Circular A-102 (Revised Common Rule), and in OMB Circular A-110.

17. ACCESS TO RECORDS:

The head of the Federal Grantor Agency, the Comptroller General of the United States, the Director of the Department, or any of their duly authorized representatives shall have access to any pertinent books, documents, papers, and records of the Subgrantee and its Subgrantees/Subcontractors to make audits, financial reviews, examinations, excerpts, and transcripts. These records shall be kept for a period of at least three years from the receipt of final payment, or longer if cited in Operations Manual for Weatherization Programs with the exception of the following qualification:

"If any litigation, claim, or audit is started before the expiration of the three-year period, the records shall be retained until all litigations, claims, or audit findings involving the records have been resolved."

Records for non-expendable property acquired with Federal Funds shall be retained for three years after its final disposition.

18. TOBACCO SMOKE:

Public Law 103-227, Part C. Environmental Tobacco Smoke, also known as the Pro-Children Act of 1994 (Act), requires that smoking not be permitted in any portion of any indoor facility owned or leased or contracted for by an entity and routinely or regularly for the provision of health, daycare, education, or library services to children under the age of 18 if the services are funded by Federal programs either directly or through States or local governments by Federal grant, contract, loan or loan guarantee.

19. DEBARMENT AND SUSPENSION:

The Subgrantee is prohibited from using any contractor or subcontractor that has been debarred, suspended, or otherwise excluded from participation in Federal assistance programs (Executive Order 12549).

A. The Subgrantee certifies, by entering into this Grant Agreement, that neither it nor its principals nor any of its subcontractors are presently debarred,

suspended, proposed for debarment, declared ineligible, or voluntarily excluded from entering into this Grant Agreement by any Federal agency or by any department, agency, or political subdivision of the State. The term "principal" for purposes of this Grant Agreement means an officer, director, owner, partner, key employee, or other person with primary management or supervisory responsibilities, or a person who has a critical influence on or substantive control over the operations of the Subgrantee.

B. The Subgrantee certifies that it has verified the suspension and debarment status for all subcontractors receiving funds under this Grant Agreement and shall be solely responsible for any recoupments or penalties that might arise from non-compliance. Subgrantee shall immediately notify the Grantor if any subcontractor becomes debarred or suspended, and shall, at the Grantor's request, take all steps required by the Grantor to terminate its contractual relationship with the subcontractor for work to be performed under this Grant Agreement.

20. OPEN MEETINGS ACT:

Subgrantee agrees to adhere to all of the requirements of Act No. 2005-40 (Alabama Open Meetings Act).

21. ATTACHMENTS:

The parties agree that the following described attachments, appended hereto and made a part of this Agreement, shall be considered as binding as any other provisions of this Agreement. These attachments are as follows:

ATTACHMENT	DATE	NUMBER OF PAGES
A: Work to be Performed	July 1, 2014	1
B: Budget Sheet	July 1, 2014	1
C: Special Terms and Conditions	July 1, 2014	8
D: Beason-Hammon Compliance	July 1, 2014	1

22. By signing this contract, grant, or other agreement, the contracting parties affirm, for the duration of the agreement, that they will not violate federal immigration law or knowingly employ, hire for employment, or continue to employ an unauthorized alien within the State of Alabama. Furthermore, a contracting party found to be in violation of this provision shall be deemed in breach of the agreement and shall be responsible for all damages resulting therefrom.

The Subgrantee shall be responsible for complying with any and all State laws which shall be applicable under the terms and provisions of this Agreement including but not limited to the Alabama Competitive Bid Law, any State permitting requirements, and the Beason-Hammon Alabama Taxpayer and Citizen Protection Act (Act No. 2011-535).

23. TRANSPARENCY ACT REQUIREMENTS:

Awards under these programs are included under the provisions of P.L. 109-282, the "Federal Funds Accountability and Transparency Act of 2006" (FFATA). Under this statute, the State is required to report information regarding executive compensation and all subgrants, contracts, and subcontracts in excess of \$25,000 through the Federal Subaward Reporting System (<https://www.fsrs.gov/>) and in accordance with the terms found in Federal regulations at 2 CFR Part 170, including Appendix A.

24. DRUG-FREE WORKPLACE REQUIREMENTS:

In accordance with provisions of Title V, Subtitle D of Public Law 100-690 (41 USC 701 et. seq.), the "Drug-Free Workplace Act of 1988," all grantees must maintain a drug-free workplace and must publish a statement informing employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the workplace and establishing the actions that will be taken against employees violating these prohibitions. Failure to comply with these requirements may be cause for debarment. (See 2 CFR Part 382)

25. RELIGIOUS ACTIVITY PROHIBITIONS:

Direct Federal grants, sub-awards, or contracts under these programs shall not be used to support inherently religious activities such as religious instruction, worship, or proselytization. Therefore, organizations must take steps to separate, in time or location, their inherently religious activities from the services funded under these programs. (See 45 CFR 87)

26. HUMAN TRAFFICKING PROVISIONS:

These awards are subject to the requirements of Section 106(g) of the "Trafficking Victims Protection Act of 2000" (22 USC 7104). The full text of this requirement is found at <http://www.acf.hhs.gov/grants/award-term-and-condition-for-trafficking-in-persons>.

27. SCHEDULE OF PAYMENT:

Upon receipt of a request for funds, accompanied by a statement of estimated expenditures for the first thirty (30) days of program operation, the Department shall, subject to the availability and receipt of funds from the U.S. Department of Health and Human Services, advance the Subgrantee funds sufficient to finance the program for a period not to exceed thirty (30) days. The amount and projected period applicable to advance of funds is subject to any limitations imposed by State or Federal Agencies having jurisdiction in these matters.

Additional requests for advances in payment must be supported by a statement from the Subgrantee that they are willing to maintain written procedures to minimize the time elapsing between the transfer of funds and disbursement and that they maintain a financial management system in compliance with the applicable

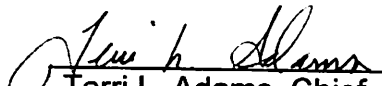
implementing regulations. All cash advances will be limited to immediate cash needs. Any indication that Subgrantees are maintaining cash balances will result in the Subgrantee no longer being eligible for advances.

The funds shall be paid by the Department upon receipt and approval by the Department of monthly expenditure reports detailing current expenditures and estimated expenditures for the next thirty (30) days. Funds shall be advanced subject to availability of and receipt of funds from the U.S. Department of Health and Human Services. Expenditure reports are to be submitted in the form and under procedures prescribed by the Department. In order to expedite timely transmittal or advances to the Subgrantee, Monthly Financial Reports must be received by the Department not later than the tenth (10th) working day of the month following the end of the month for which expenditures are reported.

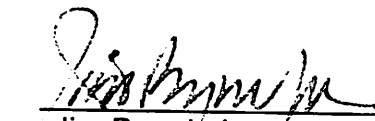
IN WITNESS WHEREOF, THE DEPARTMENT AND THE SUBGRANTEE HAVE EXECUTED THIS AGREEMENT AS EVIDENCED BY THE SIGNATURES BELOW.

**Alabama Department of Economic and
Community Affairs**
Department

MONTGOMERY COUNTY COMMISSION
Subgrantee

 July 11, 2014
Terri L. Adams, Chief Date
Energy Division

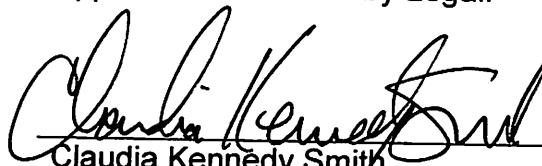
Authorized Official for Subgrantee Date

 July 24, 2014
Jim Byard Jr. Date
Director

Subgrantee 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.

Approved as to Form by Legal:

 7/14/14
Claudia Kennedy Smith, Date
General Counsel

SUBGRANTEE: MONTGOMERY COUNTY COMMISSION
GRANT NO. LIWAP-028-14

ATTACHMENT A
WORK TO BE PERFORMED
July 1, 2014

1. The Subgrantee shall weatherize a minimum of 6 dwelling units in accordance with Priority List/Energy Audit weatherization measures as identified and approved for the State of Alabama. The Subgrantee shall utilize Blower Door technology on all dwellings to be weatherized. The minimum number of dwellings to be weatherized in each county is as follows:

<u>COUNTY</u>	<u>NUMBER OF UNITS</u>
MONTGOMERY	6

2. If funds remain after the specified number of dwellings have been completed, it is mutually understood that additional dwellings will be weatherized until all available Grant Funds have been utilized.

SUBGRANTEE: MONTGOMERY COUNTY COMMISSION

GRANT AGREEMENT: LIWAP-028-14

ATTACHMENT B

Budget Sheet

	ORIGINAL BUDGET	DECREASE/ INCREASE	TOTAL
ADMINISTRATIVE	\$2,678.00		\$2,678.00
PROGRAM OPERATIONS	\$35,788.00		\$35,788.00
HEALTH AND SAFETY	\$12,000.00		\$12,000.00

GRAND TOTAL: \$50,466.00

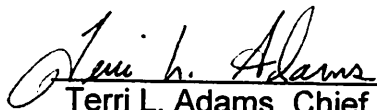
implementing regulations. All cash advances will be limited to immediate cash needs. Any indication that Subgrantees are maintaining cash balances will result in the Subgrantee no longer being eligible for advances.

The funds shall be paid by the Department upon receipt and approval by the Department of monthly expenditure reports detailing current expenditures and estimated expenditures for the next thirty (30) days. Funds shall be advanced subject to availability of and receipt of funds from the U.S. Department of Health and Human Services. Expenditure reports are to be submitted in the form and under procedures prescribed by the Department. In order to expedite timely transmittal or advances to the Subgrantee, Monthly Financial Reports must be received by the Department not later than the tenth (10th) working day of the month following the end of the month for which expenditures are reported.

IN WITNESS WHEREOF, THE DEPARTMENT AND THE SUBGRANTEE HAVE EXECUTED THIS AGREEMENT AS EVIDENCED BY THE SIGNATURES BELOW.

**Alabama Department of Economic and
Community Affairs**
Department

MONTGOMERY COUNTY COMMISSION
Subgrantee


Terri L. Adams, Chief
Energy Division

July 11, 2014
Date

Authorized Official for Subgrantee Date

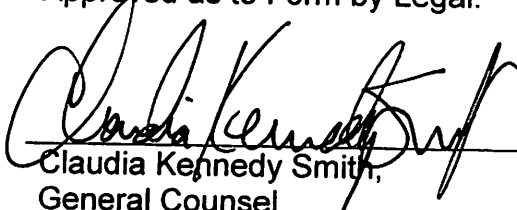

Jim Byard, Jr.
Director

July 21, 2014
Date

Subgrantee 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.

Approved as to Form by Legal:


Claudia Kennedy Smith,
General Counsel

7/14/14
Date

MEMORANDUM OF AGREEMENT

This **MEMORANDUM OF AGREEMENT** ("Agreement") is entered into this day 2nd of September 2014, between the City of Montgomery ("City") and the Montgomery County Commission ("Commission") collectively referred to as Parties.

WHEREAS, over the last several years, the City and County jointly worked to identify areas in government to share cost and increase efficiency and effectiveness in delivery of government services, and

WHEREAS, several years ago, the City and County established, and the Montgomery City/County Personnel Board approved the position of Chief Information and Technology Officer as a joint function of the Parties in order to achieve greater operational and capital efficiencies, and

WHEREAS, as a result of this effort, the Parties lowered their overall cost for information technology, telecommunication and radio operations, and

WHEREAS, the Parties have identified another area to create such efficiency through the position entitled Director of Risk Management ("Director"), and

WHEREAS, the Director's primary responsibility is to lower the cost to the City and County relating to third party contracts for employee health benefits, workers' compensation and other services relating to risk management.

NOW THEREFORE, the Parties agree to the following:

1. **Agreement Period.** The term of this Agreement shall be for a term of three years commencing at the date of execution by the authorized representatives from both governing entities.
2. **Duties of the Director.** Except as otherwise provided in this Agreement, the Director of Risk Management shall report to the County Administrator. The Director shall manage and supervise the staff of the County that possess direct jurisdiction over risk management matters. However, the Director shall coordinate his or her activities through the City's Chief of Staff relating to any matters involving the City and its staff that possess direct jurisdiction over risk management matters for the City.
3. **Joint Risk Management Committee.** (a) Upon execution of this Agreement, the Joint Risk Management Committee ("Committee") is established. The Committee shall be composed of five members, with two members appointed by the Mayor, two members appointed by the Chair of the County Commission and one member appointed jointly by the Mayor and the

Chair of the County Commission. The members appointed to the Committee shall have a minimum of three-year's experience in human resource management, risk management, finance, or operation control issues. The Committee shall meet every three months to review the City and County employee benefits strategy relating to third party contracts for health benefits, workers' compensation and other services relating to risk management.

(b) The duties and responsibilities of the Director to the Committee shall include, but not be limited to: negotiating all third party contracts for liability, property, detention facility medical, employee health benefits, workers' compensation and other benefit services, developing the request for proposals for solicitation to vendors of services, advising and providing analysis of cost effective ways to address cost implications due to the Affordable Care Act, participating in mediation proceedings relating to employee benefit claims, developing policy and procedures to ensure compliance with state and federal laws relating to health care benefits, workers' compensation and other benefits services.

(c) Any third party contract for employee health benefits, workers' compensation and other services relating to risk management shall be approved by a majority of the Committee; however, the City and County reserve the right to reject any recommendation by the Committee it believes is not in the best interest of its governing body.

4. Compensation and Financial Obligation. The Director shall be compensated at a rate set by the City/County Personnel. The City shall pay to the County: 70 percent of the salary and benefits to the Director of Risk Management prorated to a daily rate based on 365 days divided into the annual salary and benefits of the Director of Risk Management for use of these management services through the term of this Agreement. The City shall pay the County once every three months within 30 days after receipt of an invoice from the County. The payment to the County shall increase as the salary and benefits increase for the Director.

5. Termination. This Agreement may be terminated by the City or the County upon giving written notice to the other party within six months of the annual evaluation date of the Director. All proprietary information in the possession of the Director will be returned to the governing entity.

6. Previous Agreements. This Agreement is the entire Agreement and supersedes all prior collateral communications and agreements of the Parties relating to the subject matter. This Agreement may be amended only by written modification duly executed by each party's authorized representatives.

WHEREFORE, the Parties have executed this Agreement as of the date of the signatures.

Todd Strange, Mayor
City of Montgomery

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

Witness

Witness

INVOICE

CITY OF MONTGOMERY
P O BOX 1111
MONTGOMERY, AL 36101-1111

(334) 241-2025

TO: MONTGOMERY COUNTY COMMISSION
MS SHERRILL THOMAS
P O BOX 1667
MONTGOMERY, AL 36102-1667

INVOICE NO: 1423
DATE: 7/28/14

CUSTOMER NO: 1/1

TYPE: MS - FINANCE-RENE'S A/R

QUANTITY	DESCRIPTION	UNIT PRICE	EXTENDED PRICE
1.00	PROJECT SAILBOAT COUNTY SHARE @ 40% PER AGREEMENT - LIZ CLAIBORNE PROPERTY SEE ATTACHED	34,145.42	34,145.42

FINANCE JUL29'14 8:43

TOTAL DUE: \$34,145.42

PLEASE DETACH AND SEND THIS COPY WITH REMITTANCE

DATE: 7/28/14 DUE DATE: 7/28/14
CUSTOMER NO: 1/1

NAME: MONTGOMERY COUNTY COMMISSION
TYPE: MS - FINANCE-RENE'S A/R

REMIT AND MAKE CHECK PAYABLE TO:
CITY OF MONTGOMERY
ATTN: RENE PASLEY
PO BOX 1111
MONTGOMERY

AL 36101-1111 (334) 241-2032

INVOICE NO: 1423
TERMS: NET 0 DAYS

AMOUNT: \$34,145.42

ORIGINAL

POSITION FILL REQUEST

DEPARTMENT: **Revenue Commissioner**

DEPARTMENT HEAD: **Janet Y. Buskey**

SUPERVISOR: **Allyson G. Holland**

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 **Customer Service Clerk**

POSITION NUMBER **800016015**

PROPOSED EFFECTIVE DATE **ASAP**

TYPE OF APPOINTMENT (x) PERMANENT () TEMPORARY

RECRUITING

() PROMOTIONAL REGISTER () TRANSFER

(x) OPEN COMPETITIVE REGISTER () REEMPLOYMENT

PAY GRADE **A03 24,414 - 34,753** **S-1**

Janet Y. Buskey
Department Head

Date 8/14/2014

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 _____

POSITION FILL REQUEST

ORIGINAL

COMPLETED ACTION DATES

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

DEPARTMENT HEAD: D. T. Marshall, 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 23

Proposed Effective Date August 4, 2014

Type of Appointment (☒) Permanent () Temporary

Recruiting

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

Pay Grade Corrections Officer Trainee - \$28,392 Grade PCT
Corrections Officer - \$29,569 - \$42,093 Grade PC1

D T Marshall

Date July 29, 2014

Department Head *mccr*

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 _____

POSITION FILL REQUEST **ORIGINAL**

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

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

DEPARTMENT HEAD: D. T. Marshall, Sheriff

SUPERVISOR: W. Robinson, Colonel

1. Position Title Corrections Officer Trainee / Corrections Officer

Position Number 30

Proposed Effective Date August 4, 2014

Type of Appointment (☒) Permanent () Temporary

Recruiting

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

Pay Grade Corrections Officer Trainee - \$28,392 Grade PCT
Corrections Officer - \$29,569 - \$42,093 Grade PC1

D T Marshall Date July 29, 2014
Department Head *mcc*

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

DEPARTMENT HEAD: D. T. Marshall, 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 186

Proposed Effective Date August 17, 2014

Type of Appointment (☒) Permanent () Temporary

Recruiting

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

Pay Grade Corrections Officer Trainee - \$28,392 Grade PCT
Corrections Officer - \$29,569 - \$42,093 Grade PC1

D T Marshall *pbw*
Department Head

Date August 11, 2014

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 _____

POSITION FILL REQUEST

ORIGINAL

COMPLETED ACTION DATES

DEPARTMENT: Montgomery County Sheriff's Office

DEPARTMENT HEAD: D. T. Marshall, Sheriff

SUPERVISOR: D. Cunningham, Chief Deputy

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

1. Position Title Clerk Typist II

Position Number 179

Proposed Effective Date August 4, 2014

Type of Appointment (☒) Permanent () Temporary

Recruiting

- () Promotional Register (☒) Transfer **MCSO only**
 () Open Competitive Register () Reemployment

Pay Grade Clerk Typist II - \$24,414 - \$34,753 Grade A03

D T Marshall
 Department Head *incc*

Date July 31, 2014

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 _____

POSITION FILL REQUEST

ORIGINAL

COMPLETED ACTION DATES

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

DEPARTMENT: Montgomery County Sheriff's Office

DEPARTMENT HEAD: D. T. Marshall, Sheriff

SUPERVISOR: D. Cunningham, Chief Deputy

1. Position Title Deputy Sheriff/Deputy Sheriff Trainee

Position Number 160

Proposed Effective Date August 4, 2014

Type of Appointment ☒ Permanent () Temporary

Recruiting

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

Pay Grade Deputy Sheriff Trainee-\$30,590(Grade PST)

Deputy Sheriff -- \$31,709-\$45,139 (Grade PS1)

D. T. Marshall
 Department Head

Date July 31, 2014

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

Agenda

SEP - 2 2014

Request # 23

Date: August 28, 2014
To: Donald L. Mims, Administrator
From: Donald L. Mims, Administrator
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Montgomery, Al

Departure Date: September 9, 2014 Return Date: September 9, 2014

Conference Leave (Days / Hours): 1 Day

Purpose of Travel: to attend Excel Tips, Tricks, and Techniques for Accountants

Traveler (s) Name: 1. Donald L. Mims 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

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

Department Name: Administration Fund Name: General

Additional Comments: Registration - \$250.00

To: Donald L. Mims, Administrator

From: Donald L. Mims, Administrator

The above request is app. 09/02/14 reimbursement of actual and necessary expenses in the
approximate amount of \$250.00 and advance registration of \$250.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-51100.265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$23,200.00</u>
Approved Requests:	<u>\$22,900.00</u>
Budget Available:	<u>\$300.00</u>
Current Requests:	<u>\$250.00</u>
Budget Balance:	<u>\$50.00</u>

Donald L. Mims, Administrator

Reviewed by: _____

Date: _____

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 9

Agenda

SEP - 2 2014

Date: August 25, 2014
To: Donald L. Mims, Administrator
From: Sherrill R. Thomas, Finance Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Montgomery, AL
Departure Date: September 19, 2014 Return Date: September 19, 2014
Conference Leave (Days / Hours): 1 day
Purpose of Travel: Attend ASCPA & Auburn Montgomery Financial Accounting and Auditing Conference
Qualifies toward 40 hours of CPE required annually for CPA license.

Traveler (s) Name: 1. Sherrill Thomas 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$260.00 Advance Registration Required: \$260.00

Department Name: Finance Department Fund Name: General

Additional Comments: _____

To: Sherrill R. Thomas, Finance Director

From: Donald L. Mims, Administrator

The above request is app. 09/02/14 reimbursement of actual and necessary expenses in the
approximate amount of \$260.00 and advance registration of \$260.00 is authorized.

To be completed by the Finance Department

Fund Code:	<u>001-51110.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$3,000.00</u>	
Approved Requests:	<u>\$1,257.44</u>	
Budget Available:	<u>\$1,742.56</u>	
Current Requests:	<u>\$260.00</u>	
Budget Balance:	<u>\$1,482.56</u>	

Donald L. Mims, Administrator

Reviewed by: S. Thomas
Date: 8/25/2014
cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

SEP - 2 2014

Request # 10

Date: August 27, 2014
To: Donald L. Mims, Administrator
From: Judge Steven L. Reed
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Tuscaloosa, AL
Departure Date: September 17, 2014 Return Date: September 18, 2014

Conference Leave (Days / Hours): 2 Days

Purpose of Travel: to attend Probate Judges Training Conference - Estates

Traveler (s) Name: 1. Steven L. Reed 4. _____
2. Ruth Gallagher 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$1,350.00 Advance Registration Required: \$490.00

Department Name: 001-51300-265 Fund Name: Travel Registration & Training

Additional Comments: _____

To: Judge Steven L. Reed

From: Donald L. Mims, Administrator

The above request is app. 09/02/14 reimbursement of actual and necessary expenses in the
approximate amount of \$1,350.00 and advance registration of \$490.00 is authorized.

To be completed by the Finance Department

Fund Code:	<u>001-51300.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$9,799.00</u>	
Approved Requests:	<u>\$9,346.82</u>	
Budget Available:	<u>\$452.18</u>	
Current Requests:	<u>\$1,350.00</u>	
Budget Balance:	<u>-\$897.82</u>	

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 8/27/2014

cc: Finance Director / Buyer

MONTGOMERY COUNTY COMMISSION

BUDGET CHANGE REQUEST

REQUEST NUMBER 13

DEPARTMENT:	JUDGE OF PROBATE	REVIEWED:	S. Thomas	8/27/2014
			Finance Director	Date
REQUESTED BY:	JUDGE STEVEN L. REED	APPROVED:		Date
	Elected Official/Dept. Head		Administrator	Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Legal Services - Temp Judges	001-51300-155	15,000	(1,350)	13,650
Travel - Registration & Training	001-51300-265	9,799	1,350	11,149
TOTAL		24,799	0	24,799

JUSTIFICATION:

To Cover Conference Travel expense.

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 20

Agenda

SEP - 2 2014

Date: August 22, 2014
To: Donald L. Mims, Administrator
From: Paul Brown, Executive Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: 7400 East Drive Montgomery, AL 36117

Departure Date: September 17, 2014 Return Date: September 17, 2014

Conference Leave (Days / Hours): one day

Purpose of Travel: To attend The Crooks are Getting Smarter 2014

Traveler (s) Name: 1. Demetric Shipman 4. ReBecca Johnson
2. J.R. Hornsby 5. Shonda Williams
3. Tony Ferguson 6. Kimberly Long

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

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

Department Name: Community Correction Fund Name: Registration/Training

Additional Comments: _____

To: Paul Brown, Executive Director

From: Donald L. Mims, Administrator

The above request is app. 09/02/14 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>124-52960.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$12,500.00</u>	
Approved Requests:	<u>\$9,072.00</u>	
Budget Available:	<u>\$3,428.00</u>	
Current Requests:	<u>\$0.00</u>	
Budget Balance:	<u>\$3,428.00</u>	

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 8/22/2014

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

SEP - 2 2014

Request # 43

Date: August 27, 2014
To: Donald L. Mims, Administrator
From: Daryl D. Bailey
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Orange Beach, AL
Departure Date: September 16, 2014 Return Date: September 18, 2014
Conference Leave (Days / Hours): 3 Days
Purpose of Travel: 2014 Child Death Review Conference

Traveler (s) Name: 1. Suzanah Moorner 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$300.00 Advance Registration Required: \$0.00

Department Name: District Attorney Fund Name: 760-51260.265

Additional Comments: Additional Expenses Will Be Covered By Other Agencies

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

The above request is app. 09/02/14 reimbursement of actual and necessary expenses in the
approximate amount of \$300.00 and advance registration of \$0.00 is authorized.

To be completed by the Finance Department

Fund Code:	<u>760-51260.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$48,000.00</u>	
Approved Requests:	<u>\$46,290.00</u>	
Budget Available:	<u>\$1,710.00</u>	
Current Requests:	<u>\$300.00</u>	
Budget Balance:	<u>\$1,410.00</u>	

Donald L. Mims, Administrator

Reviewed by: S. Thomas
Date: 8/27/2014

cc: Finance Director / Buyer

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 44

Agenda

SEP - 2 2014

Date: August 27, 2014
To: Donald L. Mims, Administrator
From: Daryl D. Bailey
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Millbrook, AL
Departure Date: September 11, 2014 Return Date: September 11, 2014
Conference Leave (Days / Hours): 1 Day
Purpose of Travel: SEIB 2014 Benefits Conference

Traveler (s) Name: 1. Rhonda Cape 4. _____
2. Carol Golden 5. _____
3. _____ 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: District Attorney Fund Name: 760-51260-265

Additional Comments: _____

To: Daryl D. Bailey

From: Donald L. Mims, Administrator

The above request is app. 09/02/14 reimbursement of actual and necessary expenses in the
approximate amount of \$0.00 and advance registration of \$0.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>760-51260.265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$48,000.00</u>
Approved Requests:	<u>\$46,290.00</u>
Budget Available:	<u>\$1,710.00</u>
Current Requests:	<u>\$300.00</u>
Budget Balance:	<u>\$1,410.00</u>

Donald L. Mims, Administrator

Reviewed by: S. Thomas

Date: 8/27/2014

cc: Finance Director / Buyer

SEP - 2 2014

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

REQUEST NUMBER 3

DEPARTMENT:	Appraisal Department	REVIEWED:	S. Thomas	8/25/2014
DATE:	8/25/2014	Finance Director		Date
REQUESTED BY:	Janet Buskey	APPROVED:		
Elected Official/Dept. Head		Administrator		Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Printers	120-51985-583	0	20,100	52,000
Office Supplies/Minor Equip	120-51985-211	88,000	(20,100)	67,900
TOTAL BUDGET CHANGE		88,000	0	119,900
TOTAL 2014 APPRAISAL BUDGET		2,951,661	0	2,951,661

To realign the budget to purchase a new printer.

JANET BUSKEY
REVENUE COMMISSIONER

ALLYSON HOLLAND
CHIEF CLERK

CLAY HENLEY
CHIEF APPRAISER
APPRAISAL DEPARTMENT

MONTGOMERY COUNTY
REVENUE COMMISSIONER'S OFFICE

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



September 2, 2014

MEMORANDUM

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

Cc: Janet Y. Buskey, Revenue Commissioner

FROM: Clay Henley, Chief Appraiser *CH*

SUBJECT: Budget Change Request #3

I respectfully request your approval of this budget change request to move \$20,100 from office supplies/minor equipment (211) to printers (583). These funds will be used to purchase a printer that is compatible with the print functions used by the Capture Software in both the Revenue Commissioner's and the Appraisal Office. This purchase was approved at a previous County Commission Meeting.

CH

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

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

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

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

122

SEP - 2 2014

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION

BUDGET CHANGE REQUEST

REQUEST NUMBER 30

DEPARTMENT: County Comm Appropriations REVIEWED: S. Thomas 8/27/2014
 DATE: 8/27/2014 Finance Director Date
 REQUESTED BY: Donald L. Mims APPROVED: Administrator Date
 Elected Official/Dept. Head

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Family Sunshine Center	001-55200.421	36,626	5,000	41,626
One Place Justice Center	001-55200.450	0	5,000	5,000
The Second Chance Foundation	001-5671.450	0	5,000	5,000
Donation Revenue	001-40000.47701	(98,790)	(15,000)	(113,790)
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		(62,164)	0	(62,164)

JUSTIFICATION:

Budget for appropriations to the Family Sunshine Center, One Place Family Justice Center and the Second Chance Foundation.

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

REQUEST NUMBER 3

DEPARTMENT:	District Attorney	REVIEWED:	S. Thomas	8/19/2014
DATE:	8/14/2014	Finance Director		Date
REQUESTED BY:	Daryl D. Bailey	APPROVED:		
Elected Official/Dept. Head		Administrator		Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
General Fund:				0
Fuels & Lubricants	001-51261-212	20,000	1,444	21,444
Telephone	001-51261-251	6,000	(275)	5,725
Travel - Registration & Training	001-51261-265	2,000	(1,088)	912
Investigations	001-51261-308	250	(30)	220
Copy Machine Rental	001-51261-223	12,500	(38)	12,462
Office Supplies/Minor Equip	001-51261-211	5,175	(13)	5,162
Grants Fund:				
Travel - Registration & Training	125-52800-265	10,000	(8,210)	1,790
Contract Services	125-52800-304	190,000	8,210	198,210
Solicitors Fund:				
Professional Services	760-51260-307	25,000	(5,000)	20,000
Books	760-51260-320	15,000	5,000	20,000
TOTAL		285,925	0	285,925

JUSTIFICATION:

To realign budgets for expenditures

SEP - 2 2014

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

REQUEST NUMBER 13

DEPARTMENT: JUDGE OF PROBATE REVIEWED: S. Thomas 8/27/2014
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
Legal Services - Temp Judges	001-51300-155	15,000	(1,350)	13,650
Travel - Registration & Training	001-51300-265	9,799	1,350	11,149
TOTAL		24,799	0	24,799

JUSTIFICATION:

To Cover Conference Travel expense.

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

REQUEST NUMBER 4

DEPARTMENT:	Revenue Commissioner	REVIEWED:	S. Thomas	8/25/2014
DATE:	8/25/2014	Finance Director		Date
REQUESTED BY:	Janet Buskey	APPROVED:		
Elected Official/Dept. Head		Administrator		Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
General Fund				
Office Supplies/Minor Equip	001-51500-211	14,950	1,000	15,950
Printing & Bookbinding	001-51500-309	1,000	(1,000)	0
				0
				0
				0
TOTAL		15,950	0	15,950

JUSTIFICATION:

To move funds to pay for blank forms for bills and age and disability exemptions due on October 1, 2014.

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

REQUEST NUMBER 3

DEPARTMENT	Support Services	REVIEWED:	S. Thomas	8/22/2014
DATE:	8/22/2014	Finance Director		Date
REQUESTED BY:	S. Thomas/P. Litchfield	APPROVED:		
Elected Official/Dept. Head		Administrator		Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Office Supplies	001-51901.211	9,300	1,000	10,300
Advertising	001-51901.253	500	(500)	0
Travel and Registration	001-51901.265	500	(500)	0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		10,300	0	10,300

JUSTIFICATION:

To realign budget categories to purchase a replacement computer.



Montgomery County Commission

GSA-Federal Supply Schedule Purchase Order

Date:	August 26, 2014
Vendor:	Verizon Wireless
Vendor Address:	7600 Montpelier Road Laurel, MD 20723
Vendor Email:	VZWFederalImplementations@VerizonWireless.com
Phone:	1.800.561.6227
FAX:	
Authorized By:	By signing below, I certify that I am have legal authority to bind the listed government agency , that my agency is authorized to purchase under the GSA Federal Supply Schedule and that the use of all products/services purchased is for authorized government use. Agency Name: <u>Montgomery County Commission</u> Signature of Authorized Official: _____ Printed or typed name: <u>Elton N. Dean, Sr.</u> Printed or typed title: <u>Chairman</u>
Contact Information:	Email address: <u>louialacci@mc-ala.org</u> Phone number: <u>334-832-1305</u> FAX number: <u>334-832-1695</u>
Billing Information:	Montgomery County Commission ATTN: Lou Ialacci PO Box 1667 Montgomery, AL 36012-1667 _____
Payment Terms:	Net 30
Description of Goods/Services; Pricing:	Cellular service on the accounts listed below (or attached) totaling <u>350</u> units in accordance with the rate plans and terms and conditions now or in the future applicable to each of such lines pursuant to GSA Federal Supply Schedule Number GS-35F-0119P, Rate Plan(s): <u>Various</u> Equipment: <u>Various</u>
Term:	<u>Sept 2, 2014</u> for <u>12</u> months through <u>2015</u> (month) (day) (#) (year)
Funds Authorized:	Monthly Access Fees for service on <u>350</u> Lines (Estimated) \$ <u>18,000</u> Equipment charge(s) on <u>350</u> Lines (Estimates) \$ <u>10,000</u> Total Access and Equipment Fees on <u>350</u> lines (Estimate) \$ <u>226,000</u> Plus applicable fees, taxes and charges
Contract #:	GSA Federal Supply Schedule Contract Number GS-35F-0119P, all terms and conditions are incorporated by reference
Equipment (Open Market):	None of the equipment listed are products listed on GSA Federal Supply Schedule Contract No. GS-35F-0119P. All devices and/or accessories are "Open Market" items. <u>Various</u>
Miscellaneous:	Specify Phones, Delivery, Etc.: <u>Lou Ialacci-louialacci@mc-ala.org, 334-832-1305, Michael Nummy, michaelnummy@mc-ala.org, 334-832-1693, 0321072577</u>
Customer Acceptance:	Signature: _____ Date: _____

For Verizon Wireless internal use only: Approval: _____ Date: _____

13-2

Terri Henderson

From: Mary Pons <mpons@alabamacounties.org>
Sent: Tuesday, August 26, 2014 9:44 AM
To: Terri Henderson
Subject: Assistance Requested for CSX v. ADOR Amicus Brief

[Click here](#) to view the web version of this mailing.



*67 Counties, **One** Voice*



August 26, 2014

ASSISTANCE REQUESTED FOR CSX v. ADOR AMICUS BRIEF

In July 2013, the 11th Circuit Court of Appeals declared that Alabama's taxing of railroad carriers on the sale and use of diesel fuel was unconstitutionally discriminatory because the tax was not levied on motor and water carriers (which pay fuel excise taxes the railroad carriers do not pay). While the initial lawsuit did not name local entities, lawsuits for refunds have since been filed against local governments levying a similar tax under the theory that since local taxes must parallel the state tax, if the state tax is unconstitutional, the local tax is unconstitutional as well.

The United States Supreme Court has now agreed to hear this case during its upcoming term and the Alabama Attorney General's office is working diligently on its brief to be filed in that court. Clearly, the outcome of this case will have a far-reaching impact on state-collected revenues. Additionally, the final outcome of this litigation will have significant consequences for any counties presently levying a sales and use tax on diesel fuel purchased by railroad carriers – particularly given that lawsuits seeking refund of taxes already paid are now pending in several counties.

The Attorney General's office has requested that the ACCA and the Alabama League of Municipalities support the state's position in this litigation by joining in an amicus (friend of the court) brief to be filed in the U.S. Supreme Court along with the state's brief. Additionally, they would like any and all affected local governments to join in this amicus brief. Plans at this point are to have one brief filed on behalf of all interested counties and municipalities. Therefore, it will not be necessary for any participating county to submit a separate brief.

We are currently trying to identify which counties are directly impacted by this litigation so we can include as many entities as possible in the supporting brief. Therefore, if your county currently levies a local sales and use tax on diesel fuel purchased by railroad carriers and your county would be interested in participating in this important effort to overturn the 11th Circuit decision, please contact me as soon as possible. Work has already begun on the amicus brief and it is anticipated it will be ready for filing in the next few weeks. Therefore, we need to finalize a list of county participants as

quickly as we can.

This is an extremely important issue for both the state and counties levying this tax (one county reports that they are subject to refunds of almost \$2 million if this decision is not overturned). Showing the U.S. Supreme Court that this decision is not only wrong on the law but will have devastating financial consequences for state and local governments in Alabama could make a significant difference in making the case to overturn the 11th Circuit's ruling. Therefore, we hope all affected counties will give serious consideration to this request for participation.

Please feel free to contact me if you have any questions about this important (but complicated issue).

Mary E. Pons
Association Counsel

Association of County Commissions of Alabama
P.O. Box 5040, Montgomery, AL 36103
t: 334.263.7594 | f: 334.263.7678

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Purchasing Department Montgomery County Commission

ABSTRACT FOR BIDS:				BID # 1		BID # 2		BID # 3	
BID NO. 53600-14B-017				ASPHALT CONTRACTORS, INC. ATTN: CHARLES BRASSELL PHONE#279-5228 - FAX#279-0654		MIDSOUTH PAVING, INC. ATTN: PHONE#288-8310-FAX#284-6790		WIREGRASS CONSTRUCTION, INC. ATTN: BRETT ARMSTRONG PHONE#356-2560-FAX#356-2570	
ISSUED: AUGUST 1, 2014									
BID OPENED: AUGUST 19, 2014									
ENGINEERING - MC-1-2014									
TERMS OF PAYMENT/DISCOUNT:									
ITEM NO.	DESCRIPTION OF ITEM	UNITS	QTY	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT
1	#405A-000-TACK COAT	GAL	11,922	\$3.15	\$37,554.30	\$2.75	\$32,785.50	\$4.50	\$53,649.00
2	#407B-000-JOINT SEALANT	MI	8	\$275.00	\$2,200.00	\$185.00	\$1,480.00	\$250.00	\$2,000.00
3	#408A-052-PLANING	SY	26,717	\$1.30	\$34,732.10	\$1.80	\$48,090.60	\$1.50	\$40,075.50
4	#410H-000-REMXING DEVICE	LS	1	\$7,900.00	\$7,900.00	\$12,500.00	\$12,500.00	\$22,500.00	\$22,500.00
5	#424A-360-ASP. SURFACE	TN	7,436	\$64.50	\$479,622.00	\$70.35	\$523,122.60	\$76.00	\$565,136.00
6	#424A-366-ASP. LEVELING	TN	4,384	\$62.50	\$274,000.00	\$70.35	\$308,414.40	\$76.00	\$333,184.00
7	#600A-000-MOBILIZATION	LS	1	\$38,850.00	\$38,850.00	\$35,666.00	\$35,666.00	\$15,500.00	\$15,500.00
8	#698A-000-CONST. FUEL	LS	1	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
9	#701A-030-SOLID WHITE STR	MI	4	\$1,500.00	\$6,000.00	\$1,750.00	\$7,000.00	\$1,500.00	\$6,000.00
10	#701A-034-SOLID YELLOW STR	MI	4	\$1,500.00	\$6,000.00	\$1,750.00	\$7,000.00	\$1,500.00	\$6,000.00
11	#701B-007-DOTTED STR	LF	392	\$1.00	\$392.00	\$1.00	\$392.00	\$1.00	\$392.00
12	#701C-000-BROKEN TEMP STR	MI	9	\$500.00	\$4,500.00	\$650.00	\$5,850.00	\$500.00	\$4,500.00
13	#701C-001-SOLID TEMP STR	MI	14	\$500.00	\$7,000.00	\$680.00	\$9,520.00	\$500.00	\$7,000.00
14	#703A-004-T CNRL MARKINGS	SF	1,336	\$3.00	\$4,008.00	\$4.00	\$5,344.00	\$3.00	\$4,008.00
15	#703B-004-T CNRL LEGENDS	SF	121	\$5.00	\$605.00	\$5.00	\$605.00	\$5.00	\$605.00
16	#705A-030-PVT MARKERS 2C	EA	41	\$2.50	\$102.50	\$4.00	\$164.00	\$2.50	\$102.50
17	#705A-032-PVT MARKERS 1B	EA	147	\$2.50	\$367.50	\$4.00	\$588.00	\$2.50	\$367.50
18	#705A-037-PVT MARKERS 2D	EA	204	\$2.50	\$510.00	\$4.00	\$816.00	\$2.50	\$510.00
19	#705A-038-PVT MARKERS 2E	EA	50	\$2.50	\$125.00	\$4.00	\$200.00	\$2.50	\$125.00
20	#740B-000-CONST SIGNS	SF	489	\$5.00	\$2,445.00	\$8.50	\$4,156.50	\$7.10	\$3,471.90
21	#7400-000PILOT CAR	LS	1	\$2,250.00	\$2,250.00	\$7,000.00	\$7,000.00	\$3,500.00	\$3,500.00
RESURF. VARIOUS COUNTY ROADS -3 BIDS PICKED UP									
TOTAL BID AMOUNTS					\$909,163.40		\$1,010,694.60		\$1,068,626.40

CONTRACTUAL AGREEMENT

THIS AGREEMENT made and entered into this 15th day of September, 2014, by and between the Montgomery County Commission, party of the first part (hereinafter called the County), and Asphalt Contractors, Inc., party of the second party (hereinafter called the Contractor).

W I T N E S S E T H

WHEREAS, the County desires the Resurfacing Various County Roads for a distance of 7.514 miles hereinafter more particularly described, and the Contractor desires to furnish and deliver all the materials and to do and perform all the work and labor for the said purpose;

NOW, THEREFORE, in consideration of the premises, the mutual covenants herein contained and the sum of One Dollar (\$1.00) by each of the parties to the other in hand paid, the receipt whereof is hereby acknowledged; the parties hereto agree as follows:

1. The Contractor promises and agrees to furnish and deliver all the materials to do and perform all the work and labor required to be furnished and delivered; done and performed in and about the improvement of property in Montgomery County known as:

Project No. MC-1-2014 same to be Bid No. 53600-14B-017 in strict and entire conformity with the provisions of the Contract, and the Notice to Contractors and the Proposal, and the Plans and Specifications (including Special Provisions) prepared or approved by the Chairman of the County Commission, the originals of which are on file in the office of the County Engineer and which said Plans and Specifications, Notice to Contractors, and Proposal are hereby made a part of this Agreement fully and to the same effect as if the same had been set forth at length in the body of this Agreement.

2. The County agrees and promises to pay to the Contractor for said work, when completed in accordance with the Provisions of this Contract, the price as set forth in said Proposal amounting to Nine Hundred and Nine Thousand One Hundred Sixty Three Dollars and 40/100-----\$909,163.40.

(\$909,163.40) payments to be made as provided in said Specifications upon presentation of the proper certificates and upon the terms set forth in the said Specifications and pursuant to the terms of this Contract.

3. The said work shall be done in accordance with the laws of the State of Alabama under the direct supervision, and to the entire satisfaction of the Chairman of the County Commission or his representatives.

4. The decision of said Chairman of the County Commission upon any question connected with the execution of this Agreement or any failure or delay in the prosecution of the work by said Contractor shall be final and conclusive.
5. Montgomery County Commission and Asphalt Contractors, Inc. reserves the right to cancel this contract with a (30) day written notice, at any time during the contract due to non-compliance of the contract by Asphalt Contractors, Inc, and/or Montgomery County Commission.
6. Dispute Resolution: If a dispute arises out of or relates to this Agreement or its breach, the parties shall endeavor to settle the dispute first through direct discussions and negotiations. If the dispute cannot be settled through direct discussions or negotiations. The parties shall endeavor to settle the dispute by non-binding mediation. The locations the mediation shall be Montgomery, Alabama. Either party may terminate the mediation at any time after the session, but the decision to terminate must be delivered in person to the other party and the mediator. Engaging in mediation is a condition precedent to any other form of binding dispute resolution. If the parties cannot agree on a mutual resolution then any disputes not resolved by mediation shall be decided in the Circuit Court of Montgomery County, Alabama and governed by the laws of the State of Alabama between the Montgomery County Commission and Asphalt Contractors, Inc.
7. IN WITNESS WHEREOF, the MONTGOMERY COUNTY COMMISSION as caused these present to be executed by Elton N. Dean, Sr. Chairman, and Asphalt Contractors, Inc., the Contractor, has hereto set his hand and seal this day and year above written.

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

Elton N. Dean, Sr.

Chairman

WITNESS:

ASPHALT CONTRACTORS, INC.

BY: _____

Contractor

Printed Name

TITLE: _____

**PROPOSAL
FOR THE CONSTRUCTION OF MONTGOMERY COUNTY
PROJECT NO. MC-1-2014
BID NO. 53600-14B-017
MONTGOMERY COUNTY, ALABAMA**

DATE: 8/19/14

PROPOSAL OF Asphalt Contractors, Inc.

LICENSE NO. 6934 OF Montgomery, Alabama

for the construction of Resurfacing Various County Roads for a total length of 7.514 Miles located in Montgomery County, Alabama, in accordance with all the provisions of the Invitation to Bid No. 53600-14B-017 advertised by the Montgomery County Commission and the plans composed of drawings identified as Montgomery County Project No. MC-1-2014. The specifications are hereto attached.

TO THE MONTGOMERY COUNTY COMMISSION:

SIRS: The following proposal is made on behalf of the undersigned and no others. Evidence of authority to submit the proposal is herewith furnished.

The undersigned has carefully examined the plans and specifications, and the State of Alabama, Department of Transportation, Standard Specifications for Highway Construction, 2012 Edition, including the special provisions hereto attached and has also personally examined the site of work. On the basis of the specifications and plans, the undersigned proposes to furnish all necessary machinery, tools, apparatus, and other means of construction to do all the work and furnish all materials in the manner specified.

The undersigned further agrees to complete the entire project in sixty (60) working days.

The undersigned understands that the quantities listed in the Items of Construction are approximate only and are subject to either increase or decrease and hereby proposes to perform any increased or decreased quantities of work at the unit price listed. The undersigned further understands and specifically agrees that in making this proposal, in case of error in the extension of prices in the bid, the unit price will govern.

MONTGOMERY COUNTY PROJECT NO. MC-1-2014

ITEM NO.	QUANTITY / UNIT / DESCRIPTION	UNIT PRICE	AMOUNT BID
405A-000	11,922 Gallons Tack Coat	3 ¹⁵ / ₁₀₀	37,554 ³⁰ / ₁₀₀
407B-000	8 Miles Joint Sealant for Hot Mix Asphalt Pavement	275 ⁰⁰ / ₁₀₀	2200 ⁰⁰ / ₁₀₀
408A-052	26,717 Sq. Yds. Planning Existing Pavement (Approx. 1.10" thru 2.0")	1 ³⁰ / ₁₀₀	34,732 ¹⁰ / ₁₀₀
410H-000	1 Material Remixing Devise	7900 ⁰⁰ / ₁₀₀	7900 ⁰⁰ / ₁₀₀
424A-360	7,436 Tons Superpave Bit. Con. Wearing Surface Layer, 1/2" Max. Aggregate Size Mix, ESAL Range C/D	64 ⁵⁰ / ₁₀₀	479,622 ⁰⁰ / ₁₀₀
424A-366	4,384 Tons Superpave Bit. Con. Wearing Surface Layer, Leveling 1/2" Max. Aggregate Size Mix, ESAL Range C/D	62 ⁵⁰ / ₁₀₀	274,000 ⁰⁰ / ₁₀₀
600A-000	1 Lump Sum Mobilization	38,850 ⁰⁰ / ₁₀₀	38,850 ⁰⁰ / ₁₀₀
698A-000	1 Lump Sum Construction Fuel (Maximum Bid Limited to \$)	0	0
701A-030	4 Miles Solid White, Class 2T, Type A Traffic Stripe	1500 ⁰⁰ / ₁₀₀	6000 ⁰⁰ / ₁₀₀
701A-034	4 Miles Solid Yellow, Class 2T, Type A Traffic Stripe	1500 ⁰⁰ / ₁₀₀	6000 ⁰⁰ / ₁₀₀
701B-007	392 Lin. Ft. Dotted, Class 2T, Type A, Traffic Stripe	1 ⁰⁰ / ₁₀₀	392 ⁰⁰ / ₁₀₀
701C-000	9 Miles Broken Temporary Traffic Stripe	500 ⁰⁰ / ₁₀₀	4500 ⁰⁰ / ₁₀₀
701C-001	14 Miles Solid Temporary Traffic Stripe	500 ⁰⁰ / ₁₀₀	7000 ⁰⁰ / ₁₀₀
703A-004	1,336 S.F. Traffic Control Markings	3 ⁰⁰ / ₁₀₀	4008 ⁰⁰ / ₁₀₀
703B-004	121 S.F. Traffic Control Legends, Class 2T, Type A	5 ⁰⁰ / ₁₀₀	605 ⁰⁰ / ₁₀₀
705A-030	41 Pavement Markers, Class A-H, Type 2-C	2 ⁵⁰ / ₁₀₀	102 ⁵⁰ / ₁₀₀
705A-032	147 Pavement Markers, Class A-H, Type 1-B	2 ⁵⁰ / ₁₀₀	367 ⁵⁰ / ₁₀₀
705A-037	204 Pavement Markers, Class A-H, Type 2-D	2 ⁵⁰ / ₁₀₀	510 ⁰⁰ / ₁₀₀
705A-038	50 S.F. Pavement Markers, Class A-H, Type 2-E	2 ⁵⁰ / ₁₀₀	125 ⁰⁰ / ₁₀₀
740B-000	489 S.F. Construction Signs	5 ⁰⁰ / ₁₀₀	2445 ⁰⁰ / ₁₀₀
7400-000	1 Pilot Car	2250 ⁰⁰ / ₁₀₀	2250 ⁰⁰ / ₁₀₀
	TOTAL BID		909,163 ⁴⁰ / ₁₀₀



Haskell Slaughter Young & Rediker, LLC
1400 Park Place Tower
2001 Park Place North
Birmingham, Alabama 35203
t. 205.251.1000 | f. 205.324.1133

Haskell Slaughter Young & Gallion, LLC
305 South Lawrence Street
Montgomery, Alabama 36104
Post Office Box 4660
Montgomery, AL 36103-4660
t. 334.265.8573 | f. 334.264.7945

J. Vernon Patrick, Jr.

Bert S. Nettles
Wyatt R. Haskell
William M. Slaughter
J. Michael Rediker
Frank M. Young, III
Robert E. Lee Garner
Benjamin B. Spratling III
Thomas T. Gallion, III
Thomas L. Krebs
J. Mark Hart
Mark E. Ezell
Thomas E. Reynolds
Ross N. Cohen
John M. Fraley
Constance C. Walker
Gwen L. Windle
Michael K.K. Choy
Allen R. Trippier, Jr.
R. Scott Williams

F. Lane Finch, Jr.
Mark D. Hess
William K. Holbrook
C. Dennis Hughes
Patricia C. Diak
N. Andrew Rotenstreich
Peter J. Tepley
Brennan C. Ohme
Joseph L. Cowan II
Kimberly L. Hager
S. Jason Nabors
Jamie A. Johnston

David R. Baker
Leo Kayser
Peyton D. Bibb, Jr.
William W. Horton
Charles M. Elmer
Michael C. Skotnicki
Dorothy R. Drake
Theresa A. Tkacik

Matthew T. Franklin
Page A. Poerschke
Christi Doss Driver
John H. McEniry, IV
Meredith Jowers Lees
Latanishia D. Watters
John S. Steiner
Paul W. Fowler
Laura Ellen Lewis
Vincent J. Graffeo
Reginald L. Jeter
Felicia A. Long

Respond to Montgomery Address

Date: 9-2-14

Donald L. Mims
Montgomery County Commission
Post Office Box 1667
Montgomery, Alabama 36102-1667

Re: Executive Session to Discuss Pending Litigation

re: Deputy ~~Director~~ Administrator selection without
violation of law

Dear Mr. Mims:

Please inform the Commissioners that I reviewed the matter on which the County Commission is considering convening an executive session for discussion with me as the County Attorney. It is my opinion that this matter involves pending litigation should the Commissioners proceed in a certain course of action; therefore, this matter is appropriate for executive session under Act No. 2005-40 § 7(a)(3).

Pursuant to the Act, 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,

Thomas T. Gallion, III

50051-317
#22,333

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> a. General Reputation and Character, Job Performance, or Salaries / Compensation b. Formal Complaints or Charges Against an Individual or Legal Entity c. Discussion with the Government Body's Attorney d. Security Plans and Measures e. Criminal Investigation and the Identity of an Undercover Agent or Informer f. Negotiations to Buy / Sell / Lease Real Property g. Preliminary Negotiations in Trade Competition h. Negotiations Between The Body and a Group of Public Employees i. Discuss and Vote Upon a Public or Contested Case Hearing	Page 21 Page 21 Page 23 Page 23 Page 24 Page 25 Page 25 Page 26 Page 27 Page 27	Section IV (A) 2 Section IV (B) 1 Section IV (B) 2 Section IV (B) 3 Section IV (B) 4 Section IV (B) 5 Section IV (B) 6 Section IV (B) 7 Section IV (B) 8 Section IV (B) 9
☐ 3. Receive a Written or Oral Declaration (if necessary). a. Written Declarations are required for these Executive Sessions: - Discussion with the body's attorney concerning options for, and ramification of, litigation, mediation, or arbitration. - Discussions that would disclose the identity of an undercover informant or that focus on criminal investigations of non-public officials. - 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.	Page 20	Section IV (A) 4
☐ 4. Vote to go into Executive Session a) The vote must be open/public; and b) Each member must openly give his/her individual vote.	Page 20	Section IV (A) 4
☐ 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, September 15, 2014, at 8:00 in the morning.



Administrator



Chairman