

MINUTES OF SPECIAL CALL MEETING
MONTGOMERY COUNTY COMMISSION
DECEMBER 29, 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.

Chairman Dean requested that Commissioner Williams lead a special prayer for Commissioner Walker.

COMMENTS FROM SCHEDULED ATTENDEES, STAFF AND COMMISSIONERS

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims briefed the Commission on the agenda item.

DISCUSSION BY THE COMMISSION

Vice Chairman Harris explained that the Board of Education wants to purchase the J.C. Penney building and other property at Montgomery Mall by the end of the year and the only way to be able to do that is for the City and County to hold them harmless for \$750,000 if for some reason the project, funding and cooperation agreement are not issued and funded by June 30, 2015.

Chairman Dean thanked Vice Chairman Harris and Deputy Administrator Cauthen for their hard work on getting this item ready to vote on today.

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 Commissioner Williams.

The Pledge of Allegiance was led by Chairman Dean.

County Administrator Mims called Roll to Establish Quorum, and the following Commissioners were present: Chairman Dean, Vice Chairman Harris and Members Hall, Walker, and Williams. Also present was Attorney Connie Walker representing County Attorney Thomas T. Gallion, III.

NEW BUSINESS

COUNTY COMMISSION – APPROVED AUTHORIZING THE CHAIRMAN TO SIGN A LETTER OF AGREEMENT WHEREBY THE CITY OF MONTGOMERY AND THE MONTGOMERY COUNTY COMMISSION AGREE TO PURCHASE THE J. C. PENNEY BUILDING AND OTHER PROPERTY AT MONTGOMERY MALL FROM THE BOARD OF EDUCATION OF MONTGOMERY COUNTY IN THE EVENT THE PROJECT, FUNDING AND COOPERATION AGREEMENT AND RELATED DOCUMENTS ARE NOT ISSUED AND FUNDED BY JUNE 30, 2015

Administrator Mims requested approval of the following Letter of Agreement:

December 22, 2014

Margaret T. Allen
Superintendent
Montgomery Public Schools
Board of Education of Montgomery County
307 S. Decatur Street
Montgomery, AL 36104

Re: Montgomery Mall Project

Dear Margaret:

In consideration of and in reliance upon the Board of Education of Montgomery County's ("BOE") agreement to purchase the J.C. Penney building and other property at Montgomery Mall, and to enter into project, funding and cooperation agreement and related documents ("financing documents") in order to finance the project, the City of Montgomery ("City") and the Montgomery County Commission ("County") each agree to purchase the property from the BOE for a total amount of \$750,000, in the event the financing documents are not issued and funded by June 30, 2015.

The City will contribute 60% and the County will contribute 40% of the total amount of \$750,000.

Sincerely yours,

Todd Strange
Mayor
City of Montgomery

Elton Dean
President
Montgomery County Commission

End of Letter

Vice Chairman Harris made a motion to approve authorizing the chairman to sign a letter of agreement whereby the city of Montgomery and the Montgomery county commission agree to purchase the J. C. Penney building and other property at Montgomery mall from the board of education of Montgomery county in the event the project, funding and cooperation agreement and related documents are not issued and funded by June 30, 2015. The motion was seconded by Commissioner Williams. Chairman Dean, Vice Chairman Harris, Commissioner Hall, and Commissioner Williams voted in favor of the motion. Commissioner Walker voted in opposition and the motion carried.

COMMENTS BY COMMISSIONERS AND ATTENDEES

Commissioner Williams stated that he prayed everyone had a Merry Christmas. He added that he hopes everyone has a Happy New Year and that he looks forward to seeing them in the New Year.

Commissioner Walker expressed her appreciation for everyone's support and prayers, stating that she has breast cancer and that she starts chemotherapy this afternoon.

Chairman Dean stated that he hoped everyone had a Merry Christmas and that he hopes they enjoy the New Year's Eve festivities and that there is a lot going on in downtown Montgomery. He then wished everyone a Happy New Year.

Vice Chairman Harris wished everyone a Happy New Year.

ADJOURNMENT

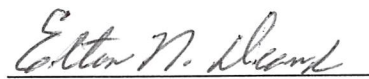
Vice Chairman Harris made a motion to adjourn the Special Call Meeting of the Montgomery County Commission on December 29, 2014, at 8:35 a.m. The motion was seconded by Commissioner Hall and unanimously approved by the Commission.

ADJOURNMENT

There being no further business to come before the Commission at this time, the meeting stood adjourned until Monday, January 5, 2015, at 8:00 in the morning.

A handwritten signature in blue ink, reading "Linda Z. Mims", written over a horizontal line.

Administrator

A handwritten signature in blue ink, reading "Edton M. Almond", written over a horizontal line.

Chairman