

MINUTES OF REGULAR MEETING
MONTGOMERY COUNTY COMMISSION
JUNE 14, 2010

INFORMATION SESSION

Chairman Dean called the Meeting to Order at 8:00 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.

COMMENTS FROM SCHEDULED ATTENDEES, STAFF AND COMMISSIONERS

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims briefed the Commission regarding funeral arrangements for Deputy Administrator John A. Mitchell's wife, Mary P. Mitchell.

Administrator Mims briefed the Commission on scheduled attendees.

Administrator Mims presented the Montgomery Public Schools Facility Plan Monthly Report #42 for the Month of May 2010 from T.C.U. Consulting Services, LLC.

Administrator Mims reviewed items on the agenda.

DISCUSSION BY THE COMMISSION

Commissioner Polizos requested a \$3,000 miscellaneous appropriation to the Blue and Gray Softball Association from his account. Chairman Dean requested a \$500 miscellaneous appropriation for the same event.

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims informed the Commission that he and Commissioner Wilson would be attending the 40th Annual Alabama County Government Institute: New Ways to Generate Revenue course in Auburn on Thursday and Friday.

Administrator Mims presented Budget Change Request Numbers 1 and 2 from Community Corrections, Budget Change Request Numbers 11 and 12 from Engineering, and Budget Change Request Number 1 from Sheriff's Office. After discussion, the Commission agreed to waive rules and add these Budget Changes to the agenda.

PRESENTATION BY KEN UPCHURCH WITH T.C.U. CONSULTING SERVICES, LLC

Ken Upchurch with T.C.U. Consulting Services, LLC informed the Commission that the water leak in the jail was caused by an insufficient seal around a shower grip bar, and it would be fixed at the contractor's expense.

Mr. Upchurch stated that he and Attorney Gallion met with Bell & Associates regarding a Delay Claim and that the contractor is asking for a full release on all issues, which was not accepted by him and Attorney Gallion.

Mr. Upchurch updated the Commission regarding Annex I, 3rd Floor renovations. He stated that the bid expires on June 26, 2010. After discussion, no action was taken by the Commission.

Vice Chairman Ingram inquired as to whether there is a warranty for the roof on the Detention Facility. Mr. Upchurch stated that the roof has a 20 year warranty.

PRESENTATION BY COMMUNITY CORRECTIONS EXECUTIVE DIRECTOR PAUL BROWN

Community Corrections Executive Director Paul Brown informed the Commission that the U.S. Department of Justice approved a grant award in the amount of \$100,000 for Drug Court services. Mr. Brown requested that the Commission approve the Grant Award Agreement, which was on the agenda. District Attorney Ellen Brooks stated that she supported the grant, but noted that the program would expand and require more counselors. Ms. Brooks informed the Commission that Judge Will O'Rear has agreed to implement a juvenile drug court.

Ms. Brooks stated that Mr. Brown and his staff are making a big difference in the Drug Court program.

PRESENTATION BY EDWARD REIFENBERG AND BURTON WARD WITH BRIDGE BUILDERS MONTGOMERY

Edward Reifenberg and Burton Ward with the Central Alabama Community Foundation briefed the Commission regarding Bridge Builders Montgomery and requested a \$10,000 appropriation for the Youth Leadership Program.

After discussion, Commissioner Wilson and Commissioner Polizos requested a \$2,000 miscellaneous appropriation from each of their accounts to be used by Bridge Builders for the Youth Leadership Program. Chairman Dean and Vice Chairman Ingram requested a \$1,000 miscellaneous appropriation from each of their accounts for the program.

PRESENTATION BY COUNTY ENGINEER GEORGE C. SPEAKE

County Engineer George C. Speake advised the Commission that asphalt resurfacing work was underway on Woodley Road and should be finished before the end of this week; work will then progress to Cloverfield Road, and Federal Road.

Also, Mr. Speake mentioned that the bid opening for the Meriwether Road resurfacing project is scheduled for June 25, 2010.

PRESENTATION BY JUVENILE COURT ADMINISTRATOR BRUCE R. HOWELL

Juvenile Court Administrator Bruce R. Howell requested that the Commission approve an Agreement with The Bridge, Inc., which was on the agenda, regarding the operation and management of the Davis Program.

RECESS TO EXECUTIVE SESSION

Administrator Mims explained to the Commission that they needed to go into Executive Session to discuss a commerce matter. (Copy Letter from Chamber of Commerce Senior Vice President of Corporate Development Ellen G. McNair regarding convening the Executive Session, Agenda Page 17-1, is attached to these Minutes.) Vice Chairman Ingram made a motion to go into the Executive Session. The motion was seconded by Commissioner Williams and unanimously approved by the Commission. Chairman Dean recessed the Information Session to the Executive Session.

RECESS TO INFORMATION SESSION

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

PRESENTATION BY REVENUE COMMISSIONER JANET BUSKEY

Revenue Commissioner Janet Buskey briefed the Commission regarding an Independent Contractor Agreement with Gary Boyd for Dominion Legacy, Inc., to assist with the Montgomery County Revenue Commissioner's Tax Sale. The Commission agreed to limit the Agreement to a maximum of \$2,000. After discussion, the Commission agreed to waive rules and add this Agreement to the agenda.

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 Commissioner Williams.

The Pledge of Allegiance was led by Commissioner Polizos.

County Administrator Mims called Roll to Establish Quorum, and the following Commissioners were present: Chairman Dean, Vice Chairman Ingram and Members Polizos, Williams, and Wilson. Also present were County Attorney Tyrone C. Means and County Engineer George C. Speake.

Mr. Williams made a motion to approve the Minutes of the Regular Meeting of May 24, 2010. The motion was seconded by Mr. Polizos and unanimously approved by the Commission.

PRESENTATION

Alabama National Fair General Manager Mr. Randy Stephenson presented a brochure to each Commissioner, thanking the Commission for their continued support and sponsorship of the Alabama National Fair which is October 8th through the 17th. He stated that the Fair will open with their 3rd Annual Salute to America's Veterans on Friday night, honoring the Korean War Veterans. He informed the Commission that the Fair will focus on educating the public about different facets of agriculture and that it has the largest live stock show in the state for the youth. He also stated that during the fair, one of the days will be themed "Zero Tolerance for Meth" and that WAKA will be promoting PSA's for the event. He reminded the Commission and audience that the Fair is a family-friendly event and asked for the Commissions continued support.

The Commissioners thanked Mr. Stephenson for all that he does.

PUBLIC HEARING

COUNTY COMMISSION – PUBLIC HEARING REGARDING GRANT APPLICATION WITH ALABAMA DEPARTMENT OF TRANSPORTATION FOR RURAL TRANSPORTATION IN MONTGOMERY COUNTY

PUBLIC HEARING NOTICE

The Montgomery County Commission is applying to the Alabama Department of Transportation for a federal capital funding grant under Section 5310 of the Federal Transit Act. This funding is for capital assistance to help meet the transportation needs of the elderly and disabled in Montgomery County. A public hearing will be held on June 14th at 9:30a.m. in the Commissioners' Court at the Montgomery County Administration Building and Courthouse Annex III for public comments. Any person with a disability or communication impairment should contact the Commission Office, if special accommodations are needed. The Commission will attempt to accommodate all reasonable requests.

Contact info: Donald L. Mims, County Administrator
P.O. Box 1667 Montgomery, Alabama 36104
(334) 832-1210

End of Public Notice

Chairman Dean opened the Public Hearing and asked if anyone in the audience wanted to speak regarding the application to the Alabama Department of Transportation for Rural Transportation in Montgomery County.

Jennifer Anderson, a Planner for Central Alabama Regional Planning and Development Commission, explained that this grant was for \$30,000, with a \$6,000 match from the County. These funds should allow the program to continue until the year 2012. The County will partner with Easter Seals, who will be handling the daily operations of the program.

Commissioner Williams told Ms. Anderson that he appreciates what she does. He stated that he has worked on this for a long time and believes this is an enhancement in Montgomery County.

Vice Chairman Ingram also expressed his appreciation to Ms. Anderson for her work on the grant.

Chairman Dean stated that if there were no others that wanted to speak he would declare the Public Hearing closed.

CONSENT AGENDA

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

Vice Chairman Ingram made a motion to approve the Accounts Payable and Payroll Checks, as presented by the Administrator. The motion was seconded by Mr. Polizos 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.)

RESOLUTION

COUNTY COMMISSION – ADOPTED RESOLUTION RECOGNIZING THE GRADUATES AND FACULTY OF DUNBAR-RAMER HIGH SCHOOL, CLASS OF 1950-1970

The Administrator requested adoption of the following resolution:

RESOLUTION

WHEREAS, in 1939, Mr. Richard Flowers was named teacher and principal of Ramer Elementary and High School and stayed on with the school providing leadership and support until he retired in 1974; and

WHEREAS, in the beginning the school was humbly housed in a t-shaped building, offering three classrooms, with additional classrooms located nearby in the Masonic Hall and Mount Gillard Baptist Church, along with a separate lunchroom and an outdoor basketball court; and

WHEREAS, in 1947, the school had grown to include the tenth grade, with a grade being added thereafter, until the twelfth grade was added in 1950; and

WHEREAS, in 1947-48, a building with four rooms, the principal's office and an auditorium/gymnasium was erected; and

WHEREAS, as the student population continued to grow additional classrooms and facilities were added to accommodate the approximate 1,300 students and 50 person faculty; and

WHEREAS, the Class of 1950 was the first graduating class of Ramer High School; and

WHEREAS, in 1954, the school was renamed to include the name of Paul Laurence Dunbar, the first African American poet to gain national attention for his works; and

WHEREAS, after all of the tremendous growth in providing a quality high school education for its students, Ramer-Dunbar graduated its last high school class in 1970 and was reverted back to its original elementary status, until it was closed at the end of the 2002-03 school year; and

WHEREAS, today a part of the school remains in use as the location for the community's senior citizens and Head Start Programs

NOW THEREFORE, BE IT RESOLVED that the Montgomery County Commission does hereby recognize the graduates and faculty of Dunbar-Ramer High School -Classes of 1950-1970, on the occasion of their high school reunion and extend congratulations for this special day.

We hereby certify that the above Resolution was adopted by the Montgomery County Commission on this, the 14th day of June, 2010.

End of Resolution

Vice Chairman Ingram made a motion to adopt the resolution. The motion was seconded by Mr. Williams and unanimously approved by the Commission.

NEW BUSINESS

COUNTY COMMISSION – APPROVED GRANT APPLICATION WITH ALABAMA DEPARTMENT OF TRANSPORTATION FOR RURAL TRANSPORTATION IN MONTGOMERY COUNTY AND ADOPTION OF RELATED RESOLUTION

The Administrator presented the following memorandum from Planner Jennifer Anderson of Central Alabama Regional Planning and Development Commission requesting approval of Grant Application and adoption of related Resolution:

MEMORANDUM

TO: Mr. Donnie Mims, County Administrator

FROM: Jennifer Anderson
Planner, CARPDC

DATE: June 9, 2010

RE: Alabama Department of Transportation 5310 Grant
(Seniors and Persons with Disabilities)

Please place this item on the County Commission agenda for approval in the formal session of the June 14, 2010 meeting. The grant application to be filed with the Alabama Department of Transportation is \$36,000 to include the local match of \$6,000. The application requests funding under the "purchased transportation" category and will allow the Montgomery County Commission to provide transportation to senior citizens and persons with disabilities residing in rural Montgomery County through a partnership with Easter Seals of Central Alabama (ESCA). ESCA will serve as the transportation provider for the County. The grant application is due on June 16, 2010. Please be aware that a Public Hearing was advertised for the June 14, 2010 Commission meeting at 9:30 a.m. in the Montgomery Advertiser as required by the grant. Signature pages for the grant will require Chairman Dean and the County Attorney's signature.

End of Memorandum

Vice Chairman Ingram made a motion to approve the Grant Application and adopt related Resolution. The motion was seconded by Mr. Williams and unanimously approved by the Commission. (Copies of Grant Application and Related Resolution, Agenda Pages 1-2 through 1-5, are attached to these Minutes.)

COMMUNITY CORRECTIONS – APPROVED GRANT AWARD AGREEMENT FROM THE U.S. DEPARTMENT OF JUSTICE FOR THE PURPOSE OF IMPROVING DRUG COURT SERVICES

The Administrator presented the following memorandum from Executive Director of Community Corrections Paul H. Brown requesting approval of Grant Award Agreement:

June 8, 2010

MEMORANDUM

TO: Donnie Mims – County Administrator
Montgomery County Commission

FROM: Paul H. Brown – Executive Director
Montgomery County Community Corrections Department

RE: Commission Agenda Item – Consider Approval of Award of \$100,000 Grant to the Montgomery County Commission to Improve the Functioning of the Criminal Justice System – Drug Court

Mr. Mims:

Please find attached the announcement and general agreement from the U.S. Department of Justice approving a Congressionally Selected Grant award of \$100,000 for the purpose of improving Drug Court services. The Commission has been previously briefed on the application resulting in this award by Sara Byard of CARPDC and approval was received to proceed with the application.

This \$100,000 Grant Award is specifically designed to enhance the capacity of the number of Drug Court participants by funding the position of a Contract Counselor (up to one year) , all required supplies and office equipment for the contract position, evidence-based video curriculum, drug screening supplies as well as other related expenses. It is hoped that with the addition of this capacity to accommodate an increased number of Drug Court participants, and with these sorely needed supplies and equipment, the Community Corrections Department and the Drug Court will be able to not only expand the capacity of the Drug Court, but also during the term of the grant period explore and develop the means to maintain this increased capacity beyond the one-year scope of the grant award.

On behalf of the Judge of the Drug Court, Tracy McCooey, I am requesting that the Commission consider approval of the Grant Award Agreement (attached).

Please note that in the event the Commission elects to approve the Grant Award Agreement, an essential component in the proposed Drug Court expansion initiative is the awarding of a contract for professional services of a Drug Court Counselor. A Request for Qualifications would then need the Commission's Approval to proceed with the grant process and to expedite sorely needed Drug Court Services without further delay.

Respectfully submitted,

/s/ Paul H. Brown - Executive Director
Montgomery County Community Corrections Department

End of Memorandum

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

YOUTH FACILITY – APPROVED AGREEMENT WITH THE BRIDGE, INC., REGARDING
THE UNDERTAKING OF THE OPERATION AND MANAGEMENT OF THE DAVIS
PROGRAM, SUBJECT TO REVIEW BY THE COUNTY ATTORNEY

The Administrator presented the following memorandum from Juvenile Court Administrator Bruce R. Howell requesting approval of agreement with The Bridge, Inc.:

MEMORANDUM

To: Mr. Donnie Mims

From: Bruce R. Howell

Date: 6/10/2010

Re: The Bridge Inc., Contract for the Davis Program

Please place the attached Contract for financial arrangements with The Bridge, Inc., on the June 14, 2010 County Commission formal agenda. This is the contract that Judge Price and I talked to the Commissioners about at their last working session. This is the Company chosen to operate our Davis Day/Evening Center. Thank you for your consideration in this matter.

End of Memorandum

Mr. Polizos made a motion to approve the request, subject to review by the County Attorney. The motion was seconded by Mr. Williams and unanimously approved by the Commission. (Copy of Agreement, Agenda Pages 3-2 through 3-5, is attached to these Minutes.)

COUNTY COMMISSION – RECOGNIZED AND DENIED CLAIM FILED BY ATTORNEY
DWAYNE L. BROWN ON BEHALF OF WENDY VINSON FOR MINOR CHILD, TERRICA
VINSON

The Administrator presented an opinion from County Attorney Thomas T. Gallion, III, to recognize and deny the claim filed by Attorney Dwayne L. Brown on behalf of Wendy Vinson for minor child, Terrica Vinson.

Mr. Polizos made a motion to recognize and deny the claim filed by Attorney Dwayne L. Brown on behalf of Wendy Vinson for minor child, Terrica Vinson. The motion was seconded by Mr. Wilson and unanimously approved by the Commission. (Copies of Attorney Gallion's Opinion, Memorandum and Documents Regarding the Claim, Agenda Pages 4-1 through 4-5, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS
REPROGRAMMING REQUESTS

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

June 14, 2010

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) to:

C-2010-77: The Center for Child and Adolescent Development, for Diagnostic and Intervention Services - \$1,000

C-2010-78: Freewill Community Development Corporation of Montgomery, for Back-to-School Block Party to Start the New School Year - \$2,000

C-2010-79: Montgomery Community Action Agency, for Adult and Youth Community Services Programs Encouraging Health, Welfare and Education - \$6,000

*NC-2010-87: Rescind Appropriation to BOE, Bear Exploration Center for Mathematics, Science and Technology, for Principal's Discretionary Fund - \$1,000

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-2010-80: Montgomery County Recreation Department, for The Blue & Gray Softball Association, for Support of The Annual Blue & Gray Fast Pitch Tournament and The Blue & Gray Fast Pitch League - \$3,500

C-2010-81: Central Alabama Community Foundation, to be used by Bridge Builders for the Youth Leadership Program - \$6,000

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

PARKS AND RECREATION – APPROVED BID AWARD FOR GRASS CUTTING OF THE PARKS, BID NUMBER 51901-10B-017

The Administrator presented the following memorandum from Assistant Director of Support Services Pat Silas requesting approval of Bid Award for Grass Cutting of the Parks:

MEMORANDUM

TO: Donald L. Mims, Administrator

FROM: Pat Silas, Assistant Director
Support Services

DATE: June 8, 2010

SUBJECT: Invitation to Bid No. 51901-10B-017,
Grass Cutting of the Parks

Request approval of award on the above referenced Invitation to Bid to low bid of Outdoor Obsessions, in the amount of \$23,774.00 annually, be placed on the agenda for the County Commission meeting on June 14, 2010. (copy of spread sheet attached)

The award will be for a one year contract, with the option to renew for two (2) years, in one year periods. A price escalation may be allowed after the first year but shall not exceed 5% per year.

Coordination of award made with Mr. John A. Mitchell, Sr., Deputy Administrator, and Mr. James Williams, Parks and Recreation Superintendent.

Attachment

End of Memorandum

Mr. Williams made a motion to approve the request. The motion was seconded by Mr. Polizos. Chairman Dean, Mr. Polizos, Mr. Williams, and Mr. Wilson voted in favor of the motion. Vice Chairman Ingram abstained from the vote and the motion carried. (Copy of Spreadsheet, Agenda Page 6-2, is attached to these Minutes.)

COUNTY COMMISSION APPROPRIATIONS – APPROVED BUDGET CHANGE REQUEST NUMBER 22

The Administrator presented Budget Change Request Number 22, County Commission Appropriations.

Vice Chairman Ingram made a motion to approve the budget change request. The motion was seconded by Mr. Polizos and unanimously approved by the Commission. (Copy of Budget Change Request Number 22, Agenda Page 7-1, is attached to these Minutes.)

DISTRICT ATTORNEY'S OFFICE – DENIED POSITION FILL REQUEST FOR OFFICE RUNNER

The Administrator presented the following letter from District Attorney Ellen Brooks requesting approval of position fill request for Office Runner:

May 6, 2010

Chairman Elton N. Dean, Sr.
Montgomery County Commission
Montgomery County Annex III
101 S. Lawrence St.
Montgomery, AL 36104

RE: Position Fill Request

Dear Chairman Dean:

I am requesting approval to fill an open position in the District Attorney's Office.

An opening has been created because of the resignation of our Office Runner. Among other things, this person is responsible for receiving, collecting and delivering documents to staff members and to individuals and agencies outside of the District Attorney's Office. My staff is not centrally located but is housed in five different buildings which makes this position critical in the daily operations of the office especially with the time sensitivity of items we process.

This position is funded in the current budget and although it is not a highly paid position, it is extremely important to our office.

Thank you for your favorable consideration in this matter.

Sincerely,

/s/ Eleanor I. Brooks
District Attorney

Cc: Donnie Mims, County Administrator

End of Letter

Mr. Williams made a motion to approve the position fill request. The motion was seconded by Chairman Dean. Chairman Dean and Mr. Williams voted in favor of the motion. Vice

Chairman Ingram, Mr. Polizos and Mr. Wilson voted in opposition and the motion was denied. (Copy of Position Fill Request, Agenda Page 8-2, is attached to these Minutes.)

PROBATE JUDGE'S OFFICE – DENIED POSITION FILL REQUEST FOR CUSTOMER SERVICE CLERK

The Administrator presented the following memorandum from Judge of Probate Reese McKinney, Jr., requesting approval of position fill request for Customer Service Clerk:

MEMORANDUM

TO: Montgomery County Commission

FROM: Reese McKinney, Jr., Judge of Probate

DATE: June 9, 2010

RE: Position Fill Request

The Montgomery County Probate Office is requesting to fill one position for Customer Service Clerk. The Probate Office, like other county departments, has accepted and managed its operations with less funding during difficult times. The Tag and License Offices have experienced the same turnover during this period as when full funding was available. An appreciable level of turnover for this position is normal as it is an entry level position, with many younger employees attending college and moving to other career choices upon graduation. It is the slow, continuous, and unreturned turnover in the position of Customer Service Clerk during the recession that has caused all of the offices to provide slower customer service, even during moderate business periods.

My staff and I have been closely monitoring the Atlanta Highway Probate Office and the need of filling one of the Customer Service Clerk vacancies is critical. This location has the largest amount of gross receipts for face-to-face tag and license sales transactions; there are eight tag stations and three driver license stations. In order to accommodate lunch breaks (to avoid overtime costs) the management has no other choice than to schedule only two clerks working the tag stations and one at the driver license stations.

I am asking for one position to be filled. We need more, but I am fully aware of, and have been managing my office under, the financial constraints we are experiencing. However, my office simply cannot continue this unanswered, continuous attrition without making some significant changes in our tag and license services, as well as the allocation of Probate Office personnel. I respectfully ask for your support.

Cc: Mr. Donald Mims, Administrator

End of Memorandum

Mr. Williams made a motion to approve the position fill request. The motion was seconded by Chairman Dean. Chairman Dean and Mr. Williams voted in favor of the motion. Vice Chairman Ingram, Mr. Polizos and Mr. Wilson voted in opposition and the motion was denied. (Copy of Position Fill Request, Agenda Page 9-2, is attached to these Minutes.)

TAX & AUDIT DEPARTMENT – TABLED ACTION ON CONSIDERATION OF
APPROVAL OF POSITION FILL REQUEST FOR ASSISTANT REVENUE MANAGER

The Administrator presented the following memorandum from Deputy Administrator John A. Mitchell, Sr., requesting approval of position fill request for Assistant Revenue Manager:

July 10, 2010

MEMORANDUM

TO: Donald Mims, County Administrator

FROM: John A. Mitchell, Sr., Deputy Administrator

SUBJECT: Assistant Revenue Manager Position Fill Request

Larry Curvin, Revenue Manager, Tax & Audit Department, has submitted a position fill request for an Assistant Revenue Manager. After talking with Larry and reviewing the department's organization and workload, I concur with the need for an additional manager to handle the workload.

This item was discussed with the Commission during the Information Session on May 24, 2010. I ask that this be placed on the agenda for approval during the June 14, 2010 Commission meeting.

Attachment

End of Memorandum

Mr. Williams made a motion to approve position fill request for Assistant Revenue Manager. The motion was seconded by Vice Chairman Ingram. After discussion of the position fill request, Vice Chairman Ingram requested that the agenda item be tabled until the next meeting of which Mr. Williams agreed and the Commission concurred. (Copy of Position Fill Request, Agenda Page 10-2, is attached to these Minutes.)

District Attorney Ellen Brooks requested that the Commission treat her position fill request the same as the Assistant Revenue Manager position and the Commission discussed the request.

WAIVED AGENDA RULES

Chairman Dean requested that the following item be added to the agenda and his fellow Commissioners concurred:

COUNTY COMMISSION – APPROVED TO RECONSIDER AGENDA ITEMS 8, 9, AND 10, ON THE NEXT AGENDA, POSITION FILL REQUEST FOR OFFICE RUNNER, DISTRICT ATTORNEY’S OFFICE; POSITION FILL REQUEST FOR CUSTOMER SERVICE CLERK, PROBATE JUDGE’S OFFICE; POSITION FILL REQUEST FOR ASSISTANT REVENUE MANAGER, TAX & AUDIT DEPARTMENT

Mr. Williams made a motion that Agenda Items 8, 9, and 10 be reconsidered on the next agenda. The motion was seconded by Vice Chairman Ingram and unanimously approved by the Commission.

NEW BUSINESS

VARIOUS DEPARTMENTS – APPROVED TRAVEL/TRAINING REQUESTS (17)

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

<u>DEPARTMENT</u>	<u>TRAVEL/TRAINING REQUESTS</u>
1. County Commission	Request Number 18
2. Public Affairs Department	Request Number 4
3. Sheriff’s Office	Request Numbers 29, 30, and 31
4. Detention Facility	Request Numbers 12, 13, 14, and 15
5. Engineering Department	Request Number 7
6. Revenue Commissioner’s Office	Request Number 15
7. Personnel Department	Request Number 8
8. Community Corrections	Request Numbers 10 and 11
9. District Attorney’s Office	Request Numbers 27, 28, and 29

Mr. Williams made a motion to approve the travel/training requests. The motion was seconded by Mr. Polizos and unanimously approved by the Commission. (Copies of Travel/Training Requests, Agenda Pages 11-1 through 11-17, are attached to these Minutes.)

WAIVED AGENDA RULES

Chairman Dean requested that the following items be added to the agenda and his fellow Commissioners concurred:

COMMUNITY CORRECTIONS – APPROVED BUDGET CHANGE REQUEST NUMBERS 1 AND 2

The Administrator presented Budget Change Request Numbers 1 and 2, Community Corrections.

Mr. Williams made a motion to approve the budget change requests. The motion was seconded by Vice Chairman Ingram and unanimously approved by the Commission. (Copies of Budget Change Request Numbers 1 and 2, Agenda Pages 12-1 and 12-2, are attached to these Minutes.)

ENGINEERING DEPARTMENT – APPROVED BUDGET CHANGE REQUEST NUMBERS 11 AND 12

The Administrator presented Budget Change Request Numbers 11 and 12, Engineering Department.

Mr. Williams made a motion to approve the budget change requests. The motion was seconded by Mr. Polizos and unanimously approved by the Commission. (Copies of Budget Change Request Numbers 11 and 12, Agenda Pages 13-1 and 13-2, are attached to these Minutes.)

SHERIFF’S OFFICE – APPROVED BUDGET CHANGE REQUEST NUMBER 1

The Administrator presented Budget Change Request Number 1, Sheriff’s Office.

Mr. Williams made a motion to approve the budget change request. The motion was seconded by Mr. Polizos and unanimously approved by the Commission. (Copy of Budget Change Request Number 1, Agenda Page 14-1, is attached to these Minutes.)

REVENUE COMMISSIONER’S OFFICE – APPROVED INDEPENDENT CONTRACTOR AGREEMENT WITH GARY BOYD OF DOMINION LEGACY, INC., TO ASSIST WITH THE MONTGOMERY COUNTY REVENUE COMMISSIONER’S TAX SALE ON JUNE 15, 2010, NOT TO EXCEED \$2,000, AND SUBJECT TO REVIEW BY COUNTY ATTORNEY

The Administrator presented the following letter from Revenue Commissioner Janet Buskey requesting approval of an Independent Contractor Agreement with Gary Boyd of Dominion Legacy, Inc.:

June 9, 2010

Donald Mims
Montgomery County Administrator

Re: Independent Contractor Agreement

Dear Donald Mims:

Attached is an Independent Contractor Agreement with Gary Boyd of Dominion Legacy, Inc., for his services in assisting with the upcoming Montgomery County Revenue Commissioner's Tax Sale on June 15, 2010. Mr. Boyd will be providing his services to organize the parcels being sold, verify that the Tax Sale Certifications are correct, and operating the projector during the Tax Sale to make sure the proper parcel is being shown. His services will help ensure that the Tax Sale runs smoothly and efficiently.

The cost for Mr. Boyd's services shall not exceed \$2320.00. This amount includes his hourly rate of \$125.00 per hour for 16 hours; \$120.00 mileage for round trip travel from his home base of Ashville to Montgomery; and \$200.00 for two nights lodging. If this contract is approved by the County Commission Mr. Boyd will begin providing his services on Monday, June 14, 2010.

I request that this contract be placed on the agenda for the upcoming Montgomery County Commission meeting on Monday, June 14, 2010.

Thank you for your prompt attention to this matter.

Sincerely,

/s/ Janet Buskey
Revenue Commissioner

Enclosure

End of Memorandum

Mr. Williams made a motion to approve the Independent Contractor Agreement, subject to review by the County Attorney. The motion was seconded by Vice Chairman Ingram and unanimously approved by the Commission. Mr. Wilson made a motion to reduce the cost, not to exceed \$2,000. The motion was seconded by Mr. Williams and unanimously approved by the Commission. (Copies of Biographical Profile and Independent Contractor Agreement, Agenda Pages 15-2 and 15-3, are attached to these Minutes.)

COMMENTS BY COMMISSIONERS AND ATTENDEES

Jason Goodson, Member at Large, and Suzanne Wasserman, Program Assistant for Emerge Montgomery came forward to personally thank the Commission for the support of Emerge Montgomery. They reminded the Commission that this organization assists in keeping young professionals here in Montgomery.

Vice Chairman Ingram extended his thoughts and prayers to Deputy Administrator John A. Mitchell, Sr. whose wife passed away. He told everyone that the funeral would be held on

Wednesday at 12:00 noon. He requested that everyone continue to pray for the people affected by the oil spill off the Gulf Coast, adding that this will eventually affect Montgomery.

Commissioner Williams stated that the Commission should come together when it is time to vote. He stated that he doesn't believe that the department heads are abusing the budget but that they are short-handed and cannot get the job done. He informed everyone that he has been in the Government all his life, first the Air Force, then the Senate and now the County Commission. He said that they need to all work together.

Commissioner Polizos stated that the hardest thing the Commission has to do is balance the budget. He informed everyone to not ask for things we will regret and to tighten their belts. He explained that there was no money left in the reserves and that it would take time to build the reserves back up.

Chairman Dean said that some things are more critical than others. He stated that he will not tell anyone not to come to the Commission for help because they have a right to come. He informed everyone that sales taxes are short and that they need to raise millage rates on ad valorem taxes, so that the Commission can help and not to rely solely on sales tax. He said although things are tough Montgomery is in good shape. He told everyone that Risk Manager Scott Kramer has earned his money and that he appreciates District Attorney Ellen Brooks. He informed everyone that we need more grant writing.

Commissioner Wilson stated that different departments have asked for position fill requests over the last several months, and he wished there was more revenue to assist. He said that next year's numbers don't look good, but hopefully will get better.

Vice Chairman Ingram recognized City Councilman David Burkette.

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 DISTRICT ATTORNEY ELLEN BROOKS

District Attorney Ellen Brooks informed the Commission that her office had found a possible grant for energy savings, which would be beneficial to the One Place Family Justice Center.

PRESENTATION BY CITY-COUNTY EMERGENCY MANAGEMENT AGENCY
DIRECTOR STEVE JONES

City-County Emergency Management Agency Director Steve Jones briefed the Commission regarding the Hazardous Mitigation Plan and requested that the Commission review Section 6 of the Plan. The Commission agreed.

Mr. Jones informed the Commission that a Hazardous Materials exercise for the Volunteer Fire Departments will be conducted on July 10, 2010.

Mr. Jones briefed the Commission regarding the *Hope for the Warriors* marathon and requested a \$2,000 appropriation to sponsor a combat wounded veteran for the event. The Commission did not take any action.

Mr. Jones updated the Commission regarding the 3-1-1 program and noted that they receive about 250 calls per day, but very few pertained to the County.

PRESENTATION BY JUVENILE COURT ADMINISTRATOR BRUCE R. HOWELL

Juvenile Court Administrator Bruce R. Howell briefed the Commission regarding a Position Fill Request for a Juvenile Detention Supervisor. After discussion, the Commission determined that the Juvenile Detention Supervisor falls under the category of "law enforcement" which is exempt from the County's hiring freeze and agreed to place this item on the next agenda.

Mr. Howell briefed the Commission regarding a Position Fill Request for a Court Operations Clerk I. The Commission agreed to place this item on the next Thursday Memo under information for further discussion.

PRESENTATION BY JOHN HOWARD AND GEORGE THOMAS WITH KAUFMAN
GILPIN MCKENZIE THOMAS WEISS, PC

John Howard and George Thomas with Kaufman Gilpin McKenzie Thomas Weiss, PC, briefed the Commission regarding a Declaration for Abandonment of Cemetery and Removal of Human Remains Interred Therein for Alfa Properties, Inc. The cemetery is located on Highway 31 near the Hyundai Plant. After discussion, the Commission agreed to place this item on a future agenda.

PRESENTATION BY FINANCE DIRECTOR SHERRILL THOMAS

Finance Director Sherrill Thomas updated the Commission regarding the 2010-2011 Budget Process.

Chairman Dean asked Ms. Thomas to research how many employees the County had at the time of the hiring freeze and how many are employed to date. Chairman Dean also inquired as to how many were employed in 2004.

Ms. Thomas briefed the Commission regarding the Revenue Reports for the Month of May 2010 and noted that the numbers were again positive.

RECESS TO EXECUTIVE SESSION

County Attorney Gallion joined the Information Session and County Attorney Means explained to the Commission that they needed to go into Executive Session to discuss pending litigation and the good name and reputation of an individual. (Copy of Memorandum from County Attorney Means regarding convening the Executive Session, Agenda Page 16-1, is attached to these Minutes.) Vice Chairman Ingram made a motion to go into the Executive Session. The motion was seconded by Commissioner Williams and unanimously approved by the Commission. Chairman Dean recessed the Information Session to the Executive Session.

RECESS TO INFORMATION SESSION

Commissioner Williams made a motion to recess the Executive Session. The motion was seconded by Commissioner Polizos 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

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims briefed the Commission regarding a Prior Year Invoice from Christian Testing Laboratories, Inc. The Commission agreed to place this item on the next agenda.

Administrator Mims presented a Memorandum of Understanding with Central Alabama Aging Consortium for the use of Room 213 of the Montgomery County Courthouse Annex III, as an alternate facility in the event of a disaster. The Commission agreed to place this item on the next agenda.

Administrator Mims briefed the Commission regarding the Montgomery County Parks and Recreation Mission Statement. After discussion, the Commission agreed to place this item on the next agenda.

Administrator Mims presented a letter from Presiding Circuit Judge Charles Price requesting additional lighting in the Phelps-Price Justice Center Courtrooms. The Commission inquired as to the cost of the lighting and agreed to place this item on the next Thursday Memo under information for further discussion.

Administrator Mims presented the Community Corrections Census and Fiscal Report for May 2010.

Administrator Mims briefed the Commission regarding the Montgomery County Detention Facility's Population Report for May 2010.

Administrator Mims informed the Commission that Karen Cason, Assistant Personnel Director, Personnel Department, has submitted a Notice of Application for the Retirement Drop Program.

Based on prior discussions, Administrator Mims informed the Commission that the cost for a cleanup day dumpster is \$500 per location for one Saturday each month. After discussion, the Commission agreed to place on the next agenda a Budget Change for the rest of the year for the Catoma area.

Administrator Mims also mentioned that the Examiner's of Public Accounts have indicated that proceeds from vending machines in the county buildings should be sent to the County Commission and that he would be informing department heads and elected officials.

DISCUSSION BY THE COMMISSION

Commissioner Polizos informed the Commission that JMR Architects, P.C., have presented a contract for drawing plans for Annex III, 3rd Floor renovations. The Commission agreed to place this item on the next Thursday Memo under information for further discussion.

PRESENTATION BY MANAGER OF PUBLIC AFFAIRS DIDI HENRY

Manager of Public Affairs DiDi Henry briefed the Commission on upcoming events, which includes an invitation by the Chamber to the Commissioners, to enjoy a Biscuits' Game, in the Chamber's suite, on Friday, July 9th. The event will be hosted by the Chamber as a way to say "thank you" to the Commission for their support. It was also noted that the Chamber will provide food for the event. Commissioners and their spouses are invited.

PRESENTATION BY REVENUE COMMISSIONER JANET BUSKEY

Revenue Commissioner Janet Buskey presented the Revenue Commissioner's Office Annual List of Errors, Litigations, Insolvents & Land Bids. The Commission agreed to place this item on the next agenda.

ADJOURNMENT

Commissioner Polizos made a motion to adjourn the meeting of the Montgomery County Commission on June 14, 2010, at 11:46 a.m. The motion was seconded by Commissioner Williams and unanimously approved by the Commission.



Presented by the
Kiwanis Club of Montgomery



Alabama Agricultural Center
and Fairgrounds

Randall W. Stephenson
General Manager

James C. Dickey
Manager

OFFICERS

Ann Collister
President

Fred E. Woolard
First Vice President

Edward G. Reifenberg
Second Vice President

Robert H. McGaughey
Treasurer

John L. Baker
Secretary

Arthur D. Baylor
Immediate Past President

DIRECTORS

William Ashley, Jr.
John L. Baker
Arthur D. Baylor
Ann Collister
Don Duncan
Russell S. Dunman
Christopher R. East
Polly B. Hardegree
Joseph Lister Hubbard, Jr.
Ed K. Livingston
Les Massey
Robert H. McGaughey
Scott T. McNelley
Keith B. Norman
Edward G. Reifenberg
Wilburn A. Smith
Daniel Stallings, III
John H. Wilkerson, Jr.
Robert Scott Williams
Fred E. Woolard

Eugene C. Crane
Chairman of the Board

April 22, 2010

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

Dear Mr. Mims:

“Thrill, Squeals, and Ferris Wheels...Fair-Tastic” is the theme for the 57th Alabama National Fair presented October 8 – 17, 2010. New outdoor entertainment will include the Great American Frontier Show, Welde’s Big Bear Show, and Robinson’s Racing and Paddling Porkers. Also the Puppetone Rockers, Joseph Bauer’s Circus Maximus, and Circle C Petting Zoo will be back again this year. There are many competitive divisions for youth and adults to participate in such as livestock, baking, needlework, quilting, photography, art, and many other competitions. The Fair will open with our third annual Salute to America’s Veterans on Friday night. Performing on stage during the ten days of the Fair will be Charlie Daniels and others to be announced later. Many other exciting events and entertainment will be listed on the website at www.alnationalfair.org when confirmed.

Please know that the Montgomery County Commission’s appropriation plays a vital part in the payment of premiums and prizes. I am respectfully requesting to be included in the June, 2010 meeting to discuss the Alabama National Fair.

We sincerely appreciate your support for the Alabama National Fair.

Sincerely,


Randall W. Stephenson
General Manager

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 05-28-10

Check Number	To	Check Number
207760		207903
Total Checks Paid		\$658,687.16

CHECK #	PAYEE	AMOUNT	DATE
207754	Pet Supplies Plus	\$ 648.31	05/17/10
207755	Alabama Gas Corporation	\$ 3,783.09	05/20/10
207756	Alabama Power Company	\$ 70,565.73	05/20/10
207757	Doyin Ogunbi, MD	\$ 4,203.13	05/20/10
207758	Water Works Board	\$ 2,090.66	05/20/10
207759	Postmaster Bulk Mailing	\$ 2,510.00	05/20/10

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 05-28-10

Check Number	To	Check Number
207904		208033
Total Checks Paid		\$671,046.48

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 06-04-10

Check Number	To	Check Number
208036		208649
Total Checks Paid		\$64,175.00

CHECK #	PAYEE	AMOUNT	DATE
208034	Postmaster Bulk Mailing	\$ 6,497.46	06/02/10
208035	The Securance Group Inc.	\$ 10,161.00	06/02/10

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 06-04-10

Check Number	To	Check Number
208650		208677
Total Checks Paid		\$110,765.91

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 06-11-10

Check Number	To	Check Number
208678		208808
Total Checks Paid		\$229,157.68

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 06-11-10

Check Number	To	Check Number
208809		208925
Total Checks Paid		\$561,053.57

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

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING TRANSACTIONS WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED
06/04/10

Payroll Check Number	103581	To	Payroll Check Number	103748	\$ 120,037.65
Direct Deposits					\$ 799,803.76
Payroll Check Number	103749	To	Payroll Check Number	103782	\$ 275,371.90
Direct Deposits					\$ 332,714.75
Federal Deposits					\$ 318,577.08
Total Payroll Paid					\$ 1,846,505.14

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

Alabama Department of Transportation 5310 Grant Program

Overview:

The Section 5310 capital grant program provides funding for meeting the transportation needs of the elderly individuals and individuals with disabilities. FTA Section 5310 funds provide financial assistance for transportation services planned, designed and carried out to meet the special transportation needs of the elderly individuals and individuals with disabilities in all areas of the state – urbanized and rural. This program requires coordination with other Federally-assisted programs and services in order to make the most efficient use of Federal resources. Vehicles and equipment acquired under the Section 5310 program must be used primarily for the elderly individuals and individuals with disabilities. Vehicles may be used for meal delivery services under the Section 5310 program on incidental bases only. Such services must not interfere with passenger transportation functions of the agency. Purchased transportation funds are used to provide transportation services for the elderly and individuals with disabilities only.

Eligible Applicants:

- Private non-profit agencies for the specific purpose of providing transportation services that meet the special needs of the elderly and persons with disabilities.
- Local governmental agencies approved by ALDOT to coordinate service for the elderly individuals and individuals with disabilities.
- Governmental authorities certifying to ALDOT that no non-profit corporations or associations are readily available in an area to provide the service.

Cost Sharing/Match Requirement:

- Capital projects (80/20 match) - 80 percent federal funds/20 percent local funds

**Montgomery County Commission
Alabama Department of Transportation
5310 Grant Funding Proposal**

Purpose: To develop a pilot transportation program and further document the need for transportation in the rural areas of Montgomery County.

The Montgomery County Commission is only eligible to apply for \$30,000 under the “purchased transportation” category. This \$30,000 grant request requires a 20% match, which will bring the full project cost to \$36,000. The 5310 grant is intended to serve seniors and persons with disabilities.

After reviewing the funding available and understanding the need in the rural parts of the County, we recommend providing transportation in a “transportation sector service area format.” The transportation services for this grant will be provided through Easter Seals of Central Alabama allowing the County to provide a service without owning vehicles.

In the “transportation sector service area format,” the County will be divided into five (5) sectors as shown on the included map. Each sector will be on a transportation schedule and one route will be run to each sector a week. The routes, although by sector, will be on a demand response service format. If riders from a sector do not call for service then the route will not be run (similar to MATS’s Para transit service). Riders would schedule their rides approximately 48 hours in advance for the days in which their sector is served. Marketing and Call Center operations for the service would be conducted by Easter Seals “THE-LINC” program.

Based on a Monday through Friday schedule of servicing one sector a day we estimate about 22 rider days per month at a \$70/rider day rate, resulting in a monthly cost of \$1,540/month. Based on this estimation the funding would span 24 months with an approximate full expenditure date of November 2012. It should be noted, because the service is a demand response service there will be days where there is no ridership, thus increasing the length of the funding available or increasing our opportunity to run more than one route in a sector, if the demand exists. “THE-LINC” will run funding parallel to the Commission’s funding if awarded. In addition, once the success of this program is realized alternative funding streams can be explored to increase the continuity of the service.

**Montgomery County Commission
Alabama Department of Transportation
5310 Grant Funding Proposal
Quick Sheet**

- Purpose: To develop a pilot program and further document the need for transportation in the rural areas of Montgomery County
- 5310 grant funds are intended to serve seniors and persons with disabilities
- Amount available for application: \$30,000
- Required Match: 20%-\$6,000
- Estimated number of trips to service areas: 22 per month
- Estimate cost of trips to service areas: \$70/trip
\$1,540/month
- Funding will span to November 2012 at a minimum length of time
- Transportation provided by: Easter Seals Transportation Providers
- Easter Seals will run funding parallel to Commission's funding if awarded.

RESOLUTION

WHEREAS, Federal financial assistance as authorized under Section 5310 of the Federal Transit Act Amendments of 1991, is available through the Alabama Department of Transportation to provide transportation services to meet the special needs of elderly individuals and individuals with disabilities; and

WHEREAS, the submission of an application for said financial assistance is deemed necessary to aid in addressing the transportation needs of the elderly and disabled residents of Montgomery County, Alabama, and

WHEREAS, any contract for capital financial assistance with the State of Alabama, acting by and through its Department of Transportation, will impose certain obligations upon the applicant, including the provision by it of the local share of project costs; and

WHEREAS, it is the goal of the applicant to provide the best transit project that can be provided with the funds available.

NOW, THEREFORE, be it resolved by the Montgomery County Commission of Montgomery County, Alabama as follows:

That the Chairman of the Montgomery County Commission is authorized to execute and file a grant application with the Alabama Department of Transportation for aid in the financing of a Section 5310 transportation assistance project.

Adopted this _____ day of _____, 20____.

Signature: _____

Attest: _____

Typed Name: _____

Typed Name: _____

Title: _____

Title: _____



Department of Justice
Office of Justice Programs

Office of the Assistant Attorney General

Washington, D.C. 20531

May 21, 2010

Chairman Elton Dean
Montgomery County Commission
100 S. Lawrence Street
P.O. Box 1667
Montgomery, AL 36104

Dear Chairman Dean:

On behalf of Attorney General Eric Holder, it is my pleasure to inform you that the Office of Justice Programs has approved your application for funding under the FY 09 Congressionally Selected in the amount of \$100,000 for Montgomery County Commission.

Enclosed you will find the Grant Award and Special Conditions documents. This award is subject to all administrative and financial requirements, including the timely submission of all financial and programmatic reports, resolution of all interim audit findings, and the maintenance of a minimum level of cash-on-hand. Should you not adhere to these requirements, you will be in violation of the terms of this agreement and the award will be subject to termination for cause or other administrative action as appropriate.

If you have questions regarding this award, please contact:

- Program Questions, Tracy Lee-Williams, Program Manager at (202) 514-1499; and
- Financial Questions, the Office of the Chief Financial Officer, Customer Service Center (CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

Laurie Robinson
Assistant Attorney General

Enclosures



Department of Justice
Office of Justice Programs
Office for Civil Rights

Washington, D.C. 20531

May 21, 2010

Chairman Elton Dean
Montgomery County Commission
100 S. Lawrence Street
P.O. Box 1667
Montgomery, AL 36104

Dear Chairman Dean:

Congratulations on your recent award. In establishing financial assistance programs, Congress linked the receipt of Federal funding to compliance with Federal civil rights laws. The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice is responsible for ensuring that recipients of financial aid from OJP, its component offices and bureaus, the Office on Violence Against Women (OVW), and the Office of Community Oriented Policing Services (COPS) comply with applicable Federal civil rights statutes and regulations. We at OCR are available to help you and your organization meet the civil rights requirements that come with Justice Department funding.

Ensuring Access to Federally Assisted Programs

As you know, Federal laws prohibit recipients of financial assistance from discriminating on the basis of race, color, national origin, religion, sex, or disability in funded programs or activities, not only in respect to employment practices but also in the delivery of services or benefits. Federal law also prohibits funded programs or activities from discriminating on the basis of age in the delivery of services or benefits.

Providing Services to Limited English Proficiency (LEP) Individuals

In accordance with Department of Justice Guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, recipients of Federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency (LEP). For more information on the civil rights responsibilities that recipients have in providing language services to LEP individuals, please see the website at <http://www.lep.gov>.

Ensuring Equal Treatment for Faith-Based Organizations

The Department of Justice has published a regulation specifically pertaining to the funding of faith-based organizations. In general, the regulation, Participation in Justice Department Programs by Religious Organizations; Providing for Equal Treatment of all Justice Department Program Participants, and known as the Equal Treatment Regulation 28 C.F.R. part 38, requires State Administering Agencies to treat these organizations the same as any other applicant or recipient. The regulation prohibits State Administering Agencies from making award or grant administration decisions on the basis of an organization's religious character or affiliation, religious name, or the religious composition of its board of directors.

The regulation also prohibits faith-based organizations from using financial assistance from the Department of Justice to fund inherently religious activities. While faith-based organizations can engage in non-funded inherently religious activities, they must be held separately from the Department of Justice funded program, and customers or beneficiaries cannot be compelled to participate in them. The Equal Treatment Regulation also makes clear that organizations participating in programs funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. For more information on the regulation, please see OCR's website at <http://www.ojp.usdoj.gov/ocr/etfbo.htm>.

State Administering Agencies and faith-based organizations should also note that the Safe Streets Act, as amended; the Victims of Crime Act, as amended; and the Juvenile Justice and Delinquency Prevention Act, as amended, contain prohibitions against discrimination on the basis of religion in employment. Despite these nondiscrimination provisions, the Justice Department has concluded that the Religious Freedom Restoration Act (RFRA) is reasonably construed, on a case-by-case basis, to require that its funding agencies permit faith-based organizations applying for funding under the applicable program statutes both to receive DOJ funds and to continue considering religion when hiring staff, even if the statute that authorizes the funding program generally forbids considering of religion in employment decisions by grantees.

Questions about the regulation or the application of RFRA to the statutes that prohibit discrimination in employment may be directed to this Office.

Enforcing Civil Rights Laws

All recipients of Federal financial assistance, regardless of the particular funding source, the amount of the grant award, or the number of employees in the workforce, are subject to the prohibitions against unlawful discrimination. Accordingly, OCR investigates recipients that are the subject of discrimination complaints from both individuals and groups. In addition, based on regulatory criteria, OCR selects a number of recipients each year for compliance reviews, audits that require recipients to submit data showing that they are providing services equitably to all segments of their service population and that their employment practices meet equal employment opportunity standards.

Complying with the Safe Streets Act or Program Requirements

In addition to these general prohibitions, an organization which is a recipient of financial assistance subject to the nondiscrimination provisions of the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, 42 U.S.C. § 3789d(c), or other Federal grant program requirements, must meet two additional requirements: (1) complying with Federal regulations pertaining to the development of an Equal Employment Opportunity Plan (EEO), 28 C.F.R. § 42.301-.308, and (2) submitting to OCR Findings of Discrimination (see 28 C.F.R. §§ 42.205(5) or 31.202(5)).

1) Meeting the EEO Requirement

In accordance with Federal regulations, Assurance No. 6 in the Standard Assurances, COPS Assurance No. 8.B, or certain Federal grant program requirements, your organization must comply with the following EEO reporting requirements:

If your organization has received an award for \$500,000 or more and has 50 or more employees (counting both full- and part-time employees but excluding political appointees), then it has to prepare an EEO and submit it to OCR for review **within 60 days from the date of this letter**. For assistance in developing an EEO, please consult OCR's website at <http://www.ojp.usdoj.gov/ocr/eeop.htm>. You may also request technical assistance from an EEO specialist at OCR by dialing (202) 616-3208.

If your organization received an award between \$25,000 and \$500,000 and has 50 or more employees, your organization still has to prepare an EEO, but it does not have to submit the EEO to OCR for review. Instead, your organization has to maintain the EEO on file and make it available for review on request. In addition, your organization has to complete Section B of the Certification Form and return it to OCR. The Certification Form can be found at <http://www.ojp.usdoj.gov/ocr/eeop.htm>.

If your organization received an award for less than \$25,000; or if your organization has less than 50 employees, regardless of the amount of the award; or if your organization is a medical institution, educational institution, nonprofit organization or Indian tribe, then your organization is exempt from the EEO requirement. However, your organization must complete Section A of the Certification Form and return it to OCR. The Certification Form can be found at <http://www.ojp.usdoj.gov/ocr/eeop.htm>.

2) Submitting Findings of Discrimination

In the event a Federal or State court or Federal or State administrative agency makes an adverse finding of discrimination against your organization after a due process hearing, on the ground of race, color, religion, national origin, or sex, your organization must submit a copy of the finding to OCR for review.

Ensuring the Compliance of Subrecipients

If your organization makes subawards to other agencies, you are responsible for assuring that subrecipients also comply with all of the applicable Federal civil rights laws, including the requirements pertaining to developing and submitting an EEO, reporting Findings of Discrimination, and providing language services to LEP persons. State agencies that make subawards must have in place standard grant assurances and review procedures to demonstrate that they are effectively monitoring the civil rights compliance of subrecipients.

If we can assist you in any way in fulfilling your civil rights responsibilities as a recipient of Federal funding, please call OCR at (202) 307-0690 or visit our website at <http://www.ojp.usdoj.gov/ocr/>.

Sincerely,



Michael L. Alston
Director

cc: Grant Manager
Financial Analyst



Department of Justice
Office of Justice Programs
Office of the Chief Financial Officer

Washington, D.C. 20531

May 21, 2010

Chairman Elton Dean
Montgomery County Commission
100 S. Lawrence Street
P.O. Box 1667
Montgomery, AL 36104

Reference Grant Number: 2010-D1-BX-0009

Dear Chairman Dean:

I am pleased to inform you that my office has approved the following budget categories for the aforementioned grant award in the cost categories identified below:

Category	Budget
Personnel	\$0
Fringe Benefits	\$0
Travel	\$0
Equipment	\$3,850
Supplies	\$15,865
Construction	\$0
Contractual	\$80,285
Other	\$0
Total Direct Cost	\$100,000
Indirect Cost	\$0
Total Project Cost	\$100,000
Federal Funds Approved:	\$100,000
Non-Federal Share:	\$0
Program Income:	\$0

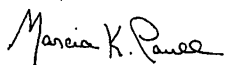
Match is not required for this grant program.

If you have questions regarding this award, please contact:

- Program Questions, Tracy Lee-Williams, Program Manager at (202) 514-1499
- Financial Questions, the Office of Chief Financial Officer, Customer Service Center(CSC) at (800) 458-0786, or you may contact the CSC at ask.ocfo@usdoj.gov.

Congratulations, and we look forward to working with you.

Sincerely,

A handwritten signature in black ink, appearing to read "Marcia K. Paull". The signature is fluid and cursive, with the first name "Marcia" being more prominent.

Marcia K. Paull
Chief Financial Officer

 Department of Justice Office of Justice Programs Bureau of Justice Assistance	Grant	PAGE 1 OF 3																
1. RECIPIENT NAME AND ADDRESS (Including Zip Code) Montgomery County Commission 100 S. Lawrence Street P.O. Box 1667 Montgomery, AL 36104	4. AWARD NUMBER: 2010-D1-BX-0009 5. PROJECT PERIOD: FROM 04/01/2010 TO 03/31/2011 BUDGET PERIOD: FROM 04/01/2010 TO 03/31/2011 6. AWARD DATE 05/21/2010																	
1A. GRANTEE IRS/VENDOR NO. 636001655	8. SUPPLEMENT NUMBER 00	7. ACTION Initial																
9. PREVIOUS AWARD AMOUNT \$ 0																		
3. PROJECT TITLE Montgomery County Drug Court Treatment Program Expansion Project	10. AMOUNT OF THIS AWARD \$ 100,000 11. TOTAL AWARD \$ 100,000																	
12. SPECIAL CONDITIONS THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).																		
13. STATUTORY AUTHORITY FOR GRANT This project is supported under FY09 (BJA - Congressionally Recommended) Pub. L. No. 111-8, 123 Stat. 524, 580																		
15. METHOD OF PAYMENT PAPRS																		
AGENCY APPROVAL GRANTEE ACCEPTANCE																		
16. TYPED NAME AND TITLE OF APPROVING OFFICIAL Laurie Robinson Assistant Attorney General	18. TYPED NAME AND TITLE OF AUTHORIZED GRANTEE OFFICIAL Elton Dean Chairman																	
17. SIGNATURE OF APPROVING OFFICIAL 	19. SIGNATURE OF AUTHORIZED RECIPIENT OFFICIAL	19A. DATE																
AGENCY USE ONLY																		
20. ACCOUNTING CLASSIFICATION CODES <table border="1" style="width: 100%; border-collapse: collapse; font-size: small;"> <thead> <tr> <th>FISCAL YEAR</th> <th>FUND CODE</th> <th>BUD. ACT.</th> <th>OFC.</th> <th>DIV. REG.</th> <th>SUB.</th> <th>POMS</th> <th>AMOUNT</th> </tr> </thead> <tbody> <tr> <td>X</td> <td>B</td> <td>D1</td> <td>80</td> <td>00</td> <td>00</td> <td></td> <td>100000</td> </tr> </tbody> </table>	FISCAL YEAR	FUND CODE	BUD. ACT.	OFC.	DIV. REG.	SUB.	POMS	AMOUNT	X	B	D1	80	00	00		100000	21. JD1UGT0408	
FISCAL YEAR	FUND CODE	BUD. ACT.	OFC.	DIV. REG.	SUB.	POMS	AMOUNT											
X	B	D1	80	00	00		100000											

OJP FORM 4000/2 (REV. 5-87) PREVIOUS EDITIONS ARE OBSOLETE.

OJP FORM 4000/2 (REV. 4-88)



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 2 OF 3

PROJECT NUMBER 2010-D1-BX-0009

AWARD DATE 05/21/2010

SPECIAL CONDITIONS

1. The recipient agrees to comply with the financial and administrative requirements set forth in the current edition of the Office of Justice Programs (OJP) Financial Guide.
2. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302), that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the recipient is in compliance.
3. The recipient agrees to comply with the organizational audit requirements of OMB Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations, and further understands and agrees that funds may be withheld, or other related requirements may be imposed, if outstanding audit issues (if any) from OMB Circular A-133 audits (and any other audits of OJP grant funds) are not satisfactorily and promptly addressed, as further described in the current edition of the OJP Financial Guide, Chapter 19.
4. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of OJP.
5. The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for grant funds under the False Claims Act; or 2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct involving grant funds. This condition also applies to any subrecipients. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by -

mail:

Office of the Inspector General
U.S. Department of Justice
Investigations Division
950 Pennsylvania Avenue, N.W.
Room 4706
Washington, DC 20530

e-mail: oig.hotline@usdoj.gov

hotline: (contact information in English and Spanish): (800) 869-4499

or hotline fax: (202) 616-9881

Additional information is available from the DOJ OIG website at www.usdoj.gov/oig.

6. The recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

**AWARD CONTINUATION
SHEET
Grant**

PAGE 3 OF 3

PROJECT NUMBER 2010-D1-BX-0009

AWARD DATE 05/21/2010

SPECIAL CONDITIONS

7. The recipient agrees to submit to BJA for review and approval any curricula, training materials, proposed publications, reports, or any other written materials that will be published, including web-based materials and web site content, through funds from this grant at least thirty (30) working days prior to the targeted dissemination date. Any written, visual, or audio publications, with the exception of press releases, whether published at the grantee's or government's expense, shall contain the following statements: "This project was supported by Grant No. 2010-D1-BX-0009 awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the SMART Office, and the Office for Victims of Crime. Points of view or opinions in this document are those of the author and do not represent the official position or policies of the United States Department of Justice." The current edition of the OJP Financial Guide provides guidance on allowable printing and publication activities.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

Washington, D.C. 20531

Memorandum To: Official Grant File

From: Maria A. Berry, NEPA Coordinator

Subject: Categorical Exclusion for Montgomery County Commission

The Edward Byrne Memorial Discretionary Grants Program helps local communities improve the capacity of local justice systems and provides for national support efforts. None of the following activities will be conducted whether under the Office of Justice Programs federal action or a related third party action:

- (1) New construction.
- (2) Renovation or remodeling of a property either (a) listed on or eligible for listing on the National Register of Historic Places or (b) located within a 100-year flood plain.
- (3) A renovation which will change the basic prior use of a facility or significantly change its size.
- (4) Research and technology whose anticipated and future application could be expected to have an effect on the environment.
- (5) Implementation of a program involving the use of chemicals.

Consequently, the subject federal action meets the Office of Justice Programs' criteria for a categorical exclusion as contained in paragraph 4(b) of Appendix D to Part 61 of the Code of Federal Regulations. Additionally, the proposed action is neither a phase nor a segment of a project which when reviewed in its entirety would not meet the criteria for a categorical exclusion.



Department of Justice
Office of Justice Programs
Bureau of Justice Assistance

GRANT MANAGER'S MEMORANDUM, PT. I: PROJECT SUMMARY

Grant

PROJECT NUMBER

2010-D1-BX-0009

PAGE 1 OF 1

This project is supported under FY09 (BJA - Congressionally Recommended) Pub. L. No. 111-8, 123 Stat. 524, 580

1. STAFF CONTACT (Name & telephone number)

Tracy Lee-Williams
(202) 514-1499

2. PROJECT DIRECTOR (Name, address & telephone number)

Paul Brown
Executive Director
301 Adams Avenue
P.O. Box 1667
Montgomery, AL 36104-4203
(334) 296-3665

3a. TITLE OF THE PROGRAM

BJA FY 09 Congressionally Selected

3b. POMS CODE (SEE INSTRUCTIONS
ON REVERSE)

4. TITLE OF PROJECT

Montgomery County Drug Court Treatment Program Expansion Project

5. NAME & ADDRESS OF GRANTEE

Montgomery County Commission
100 S. Lawrence Street P.O. Box 1667
Montgomery, AL 36104

6. NAME & ADDRESS OF SUBGRANTEE

7. PROGRAM PERIOD

FROM: 04/01/2010 TO: 03/31/2011

8. BUDGET PERIOD

FROM: 04/01/2010 TO: 03/31/2011

9. AMOUNT OF AWARD

\$ 100,000

10. DATE OF AWARD

05/21/2010

11. SECOND YEAR'S BUDGET

12. SECOND YEAR'S BUDGET AMOUNT

13. THIRD YEAR'S BUDGET PERIOD

14. THIRD YEAR'S BUDGET AMOUNT

15. SUMMARY DESCRIPTION OF PROJECT (See instruction on reverse)

The Congressionally Selected Awards Program, authorized by the Omnibus Appropriations Act, 2009 (Pub. L. 111-8), helps improve the functioning of the criminal justice system, prevent or combat juvenile delinquency, and/or assist victims of crime (other than compensation). Funds should be used for the projects selected by Congress, in the amounts specified in the joint explanatory statement incorporated by reference into Pub. L. 111-8, and generally consistent with one or more of the following statutory purposes: improving the functioning of the criminal justice system, preventing or combating juvenile delinquency, or assisting victims of crime (other than compensation). Each of these purposes is framed using language drawn, respectively, from the former Byrne discretionary statute, the Juvenile Justice and Delinquency Prevention Act, the Victims of Crime Act, and the Violence Against Women Act. This project is authorized and funded through a line item in the FY 09 Congressional Budget and by the joint explanatory statement that is incorporated by reference into the FY09 Omnibus Appropriations Act.

The Montgomery County Commission will support the Fifteenth Judicial Circuit Court of Alabama's Adult Drug Court. They will expand their Adult Drug Court

Treatment Program to serve an increased number of adult, felony substance using/abusing offenders in Montgomery County. The Montgomery County Commission will increase the number of offenders who are administered chemical dependency assessments, increase the docket of the felony Adult Drug Court, increase the number of offenders successfully completing the Drug Court program, and address the special needs of substance dependent offenders who are also returning war veterans. The Montgomery County Commission will refer more offenders who apply for chemical dependency assessments to the Drug Court, expand the capacity of the Drug Court to provide intensive outpatient treatment to offenders, and expand the capacity of the Drug Court to accommodate offenders in need of residential substance dependence intervention. The project will improve the functioning of the local criminal justice system.

NCA/NCF

STATE OF ALABAMA
AGREEMENT
Between
The Montgomery County Commission
And
The Bridge, Inc.

FOR THE
Davis Program

This Contract (the "Agreement") is entered into on the First (1) day of July 2010, by and between the Montgomery County Commission (hereinafter sometimes referred to as "Contracting Authority") and The Bridge, Inc. (hereinafter sometimes referred to as "Company" and/or "The Bridge").

WHEREAS, the Contracting Authority is the designated authority seeking the implementation of the Davis Program (hereinafter referred to as "the program") in Montgomery County, Alabama.

WHEREAS, The Contracting Authority desires to have the program operated and managed by an organization with experience in adolescent programs; and

WHEREAS, the Contracting Authority desires that The Bridge, Inc. undertake the operation and management of said Davis Program under the following conditions.

NOW, THEREFORE, in consideration of the premises and the mutual covenants contained in this Agreement, the parties agree as follows:

Section 1: Purpose. The Company hereby agrees to undertake the development, operation and management responsibilities of a 24 to 30 male youth community day treatment program with vocational emphasis and a community-based evening reporting center program, under the terms of this Agreement at such time agreed to by The Company and the Contracting Authority and established as set out further herein. The operation of the program will be in accordance with the required terms and conditions provided within the Request For Proposal # 52601-10P-006.

Section 2. Duty to Cooperate. The parties acknowledge that their cooperation is critical to the ability of the Company to perform its duties successfully and efficiently. Accordingly, each party agrees to cooperate with the other fully in formulating and implementing the Company's recommendations. Both parties agree to cooperate with all audits, reviews, or inspections.

Section 3. Standard for the Davis Program Operation. While the Davis Program is under the management and control of the Company, the Company's operation of the program will, subject to limitations beyond the control of the Company, conform to applicable federal, state, and local statutes and ordinances and the applicable laws of the State of Alabama.

Section 4. Inventory. Representatives of the Contracting Authority and the Company will complete an inventory of equipment and furnishings provided by the Contracting Authority for the operations of the Davis Program. The Contracting Authority will be responsible for all major repair and replacement of equipment and furnishings provided to the Company for the operation of the Davis Program.

Section 5. Insurance. The Company at its sole cost and expense, shall provide for the comprehensive liability coverage and workmen's compensation for all of The Company's agents, servants, employees, personnel, and other persons connected in any way to the operation and the management of the program. The Company shall provide property coverage for any personal property used in the operation of the Davis Program. The Contracting Authority will be responsible for the property and facilities furnished to the Company in operating the Davis Program.

Section 6. Characteristics The program shall comply with applicable constitutional and DYS standards as well as any local, state, or federal standards, statutes, rules and regulations.

Section 7. Juvenile Records. The Company will have written policies and procedures to govern a juvenile record system. Information contained in the juvenile records shall be consistent with that required by Alabama Department of Youth Services for non-committed youth, and has been established in all programs of The Bridge, Inc. All information shall be considered confidential and is subject to release or disclosure only to authorized representatives of the agency having jurisdiction over the juvenile. Release of juvenile records to physicians or other health care providers for use in treatment is hereby expressly authorized by the Confining Jurisdiction.

Section 8. Program Records. The Company will maintain program records of all significant activities related to the operation of the program. These records will be available for review by the Contracting Authority.

Section 9. Compliance. The Company agrees to comply with the standards of the Alabama Department of Youth Services and the Medicaid Administrative Code, the Medicaid Provider manual, Rehabilitative Services, Chapter 105.

Section 10. Physical Examinations. The Contracting Authority will pay for a complete physical exam to include the Early and Periodic Screening, Diagnostic, and Treatment(EPSDT) for youth entering the program.

Section 11. Term. The Term of this Agreement shall commence on July 1, 2010 and shall run through June 30, 2011, with the option of both the Contracting Authority and the Company to renew this agreement under the same terms. If State funding is available, the contract may be increased up to 5% for each one year renewal period. The Company understands that the term of this Agreement and any subsequent renewal periods is dependent on necessary funds being paid to the Contracting Authority for the compensation outlined in Section 12 herein. The Company agrees to have the Davis Program operational by August 9, 2010 pending granting of the Department of Youth Services licensure.

Section 12. Compensation for Services. The Contracting Authority hereby agrees to pay the Company, as compensation for their services related to this Agreement for the period commencing on July 1, 2010 and ending June 30, 2011, the sum of \$500,000.00 Dollars per annum, payable in monthly installments in accordance with the Request For Proposal # 52601-10P-006.

The parties agree that the compensation to the Company for any renewal periods will be negotiated by the parties beginning not later than sixty (60) days prior to each such remaining annual period. In the event the parties are not able to agree on the compensation for said remaining annual periods, the Company shall continue operation of the Facility for the then existing compensation for a period through and including thirty (30) days from delivery of written notice terminating this Agreement.

Section 13. Billing for Services. The Company will submit an invoice to the Contracting Authority monthly for services provided during the month in accordance with the Request for Proposal #

52601-10P-006. Payment for the services invoiced is due within 10 days of receipt of the invoice by the Contracting Authority.

Section 14. Unusual Occurrences and Incidents. The Company will immediately notify the Contracting Authority in the event of an unusual occurrence or incidents and thereafter as requested and as soon as practical, furnish written notification of such occurrence or incident. In the event of a disturbance caused by a client, or if any security threat or peril should occur with or outside the program, the Contracting Authority shall be notified immediately. The Company will cooperate with the Contracting Authority and local law enforcement agencies in taking command and restoring order.

Section 15. Breach, Notice, and Cure. In the event of a breach of any obligation or covenant under this Agreement, the non-breaching party may give the breaching party written notice of the specifics of the breach, and the breaching party shall have ten (10) days in which to cure the breach. Only if the breach is not cured within such period shall the non-breaching party be entitled to pursue any remedies it may have due to the breach.

In the event any provision contained in this Agreement shall be breached by either party and thereafter waived by either party, such waiver shall be limited to the particular breach so waived and shall not be deemed to waive any other breach.

Section 16. Prohibition of Assignment. The Contracting Authority acknowledges that the nature of the services to be rendered under this agreement are unique and based on the Company's expertise and that as a consequence of such, the Contracting Authority is prohibited from assigning duties or obligations due under the terms of this Agreement without the consent of the Company.

Section 17. Hold Harmless. The Company will hold harmless the Contracting Authority as to any charge backs, penalties, state or federal repayments and any interest incurred by reason of any Title XIX noncompliance arising out of or connected with any action or failure to act by the Company in regard to the Company's responsibilities in regard to the Rehabilitative services or eligibility therefore as contemplated by this agreement. The term "Title XIX noncompliance" shall be construed to mean any failure or inability of the Company to meet the Medicaid requirements of Title XIX of the Social Security Act, and any regulations promulgated by the Federal government in connection therein.

The Company will hold harmless the Contracting Authority as to any penalties, state, or federal charge backs and/or replacements and any interest incurred by any reason as a result of the findings of any Medicaid, Attorney General or DYS Audit.

Section 18. Notice. If notice or demand of any kind is to be given by any party to any other party, it shall be in writing, signed by the party giving it, directed to the intended recipient with sufficient postage prepaid, certified mail, addressed as follows:

To the Contracting Authority:

Bruce R. Howell, Administrator
Montgomery County Juvenile Court
P.O. Box 9219 - 1111 Airbase Blvd.
Montgomery, AL 36108-9219

To the Company:

Tim Naugher, Executive Director
The Bridge, Inc.
Administrative Offices
3232 Lay Springs Road

Gadsden, AL 35904

Section 16. Resolution of Disputes. The Company and the Contracting Authority agree that any dispute arising under this Agreement shall be governed by then applicable Alabama law.

Section 17. Complete Agreement: Amendments and Waivers. This Agreement and all exhibits hereto and incorporated by references as set out fully herein comprise the entire understanding of the parties with respect to the transactions contemplated hereby.

This Agreement may be amended, each part may take any action herein prohibited or omit to take action herein required to be performed by it, and any breach of any covenant, agreement, warranty or representation may be waived, only if each party has obtained the written consent or waiver of the other party as to that specified breach only.

ATTEST:

The Bridge, Inc.

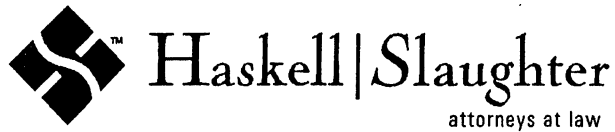
By: _____
Tim Naugher, Executive Director / Date

ATTEST:

The Montgomery County Commission

By: _____
Elton Dean, Chairman / Date

JUN 14 2010



MONTGOMERY OFFICE

305 South Lawrence Street • Montgomery, Alabama 36104
Post Office Box 4660 • Montgomery, Alabama 36103-4660
f. 334.264.7945 • t. 334.265.8573
www.hsy.com

MEMORANDUM

June 2, 2010

TO: Donnie Mims
FROM: Tommy Gallion
RE: Claim of Wendy Vinson for minor child T.V.

I have reviewed your May 26, 2010 memorandum and the claim sent by Attorney Brown on behalf of Wendy Vinson for minor child T.V. It is my legal opinion that this claim should be recognized and denied at the next Montgomery County Commission meeting.

50051-317
3549992_1

ELTON N. DEAN, SR.
CHAIRMAN

REED INGRAM
VICE CHAIRMAN

DIMITRI POLIZOS
JILES WILLIAMS, JR.
HAM WILSON, JR.

A COUNTY OLDER THAN THE STATE

MONTGOMERY COUNTY COMMISSION

MONTGOMERY, ALABAMA 36102-1667

ESTABLISHED 1816

DONALD L. MIMS, CPA, MPA
ADMINISTRATOR
JOHN A. MITCHELL, SR.
DEPUTY ADMINISTRATOR
(334) 832-1210
FAX (334) 832-2533
TDD (334) 265-3568
www.mc-ala.org

May 26, 2010

MEMORANDUM

TO: Thomas Gallion, III
County Attorney

FROM: Donald L. Mims *DLM*
County Administrator

RE: Wendy Vinson for minor child, Terrica Vinson, vs.
Montgomery County Commission and
Montgomery County Board of Education

Attached is a claim in the above-referenced case submitted by Dwayne L. Brown on behalf of his client, Wendy Vinson.

These documents are forwarded for your information and appropriate action.

DLM/rw

Attachments

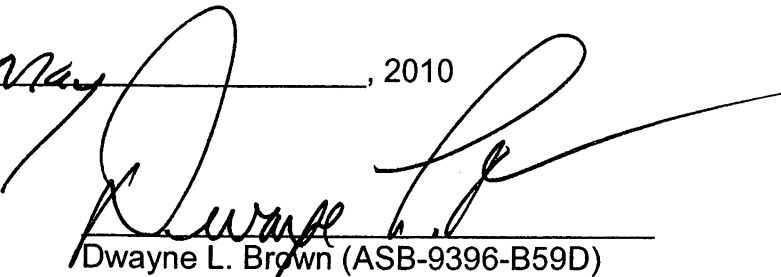
May 13, 2010

To: **Elton N. Dean**
Chairman Montgomery County Commission
Post Office Box 1667
Montgomery, AL 36104

Barbara Thompson
Superintendent Montgomery County Board of Education
Post Office Box 1991
Montgomery, AL 36102-1991

Please take notice that Terrica Vinson, a minor, by and through her natural parent, Wendy Vinson, hereby makes a claim against the County of Montgomery, State of Alabama for breach of contract and damages resulting from the wrongful acts and/or omissions that occurred on or about the 8th day April, 2010, as is more fully set-out in the attached copy of the verified statement, which is incorporated herein by reference, and claims damages in the amount of \$35,000.00.

DATED this 13th day of May, 2010


Dwayne L. Brown (ASB-9396-B59D)
Attorney for Wendy Vinson
Post Office Box 230205
Montgomery, AL 36123-0205
Telephone: (334) 277-3757
Facsimile: (334) 277-3613
E-Mail: dbrown@dbrownatty.com

GEORGIA:
260 Peachtree Street, Suite 2200
Atlanta, GA 30303

**To: Elton N. Dean
Chairman Montgomery County Commission
Post Office Box 1667
Montgomery, AL 36104**

**Barbara Thompson
Superintendent Montgomery County Board of Education
Post Office Box 1991
Montgomery, AL 36102-1991**

FACTUAL STATEMENT

Pursuant to 11-47-192, Code of Alabama, Plaintiff hereby submits the following verified statement to afford the City of Montgomery an opportunity to determine whether said claim can be resolved without litigation.

1. My name is Wendy Vinson and I am the natural and custodial parent of minor child, Terrica Vinson.
2. On or about April 8, 2010, Terrica Vinson was a student at E.D. Nixon Elementary School located in the City Limits of Montgomery, Alabama.
3. Without legal justification, Valerie Vinson, a teacher at E.D. Nixon, assaulted the minor student, Terrica Vinson, by striking her with a leather belt at least seven (7) times on the upper portion of her body.
4. That the Montgomery Public School System breached its duty to provide a safe atmosphere conducive to learning.
5. As a proximate result of this unjustified attack and assault, said minor student suffered bruises and contusions to her left arm, and has received psychological counseling.
6. Furthermore, the mother, Wendy Vinson is currently undergoing psychological counseling due to the emotional distress said incident has caused her.
7. Upon information and belief, Valerie Vinson was suspended for one (1) week due to her illegal actions, but has been reinstated to her teaching duties at E. D. Nixon.

8. Upon information and belief, Valerie Vinson has previously assaulted another minor student of the Montgomery Public School System.

SWORN DECLARATION UNDER PENALTY OF PERJURY

Declaration of Wendy Vinson:

1. I am the natural mother of Terrica Vinson, and am over the age of nineteen (19) years. Consequently, I am authorized to execute this declaration on the behalf of my minor daughter, Terrica Vinson, and myself.
2. I have read the foregoing verified statement.
3. I declare under penalty of perjury under the laws of the United States of America that the facts set forth therein are true and correct and are stated upon my personal knowledge, except as specified to the contrary.

Executed in Montgomery, Alabama on the 13th day of May, 2010.

Wendy P. Vinson
Wendy Vinson

**Purchasing Department
Montgomery County Commission**

[illegible]

Notes:

Page 1

SPRIGTING ASSOCIATES

JUN 14 2010

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST REQUEST NUMBER 22

DEPARTMENT: County Commission Appropriations REVIEWED: S. Thomas 6/10/2010
DATE: 6/10/2010 Finance Director Date
REQUESTED BY: Donald Mims, Administrator APPROVED: _____
Elected Official/Dept. Head Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Hausted Patient Handling	001-51955.440	0	20,000	20,000
Misc In-House Appropriations	001-59310.499	60,427	-20,000	40,427
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		60,427	0	60,427

JUSTIFICATION:

Budget the County share of the initial incentive to Hausted Patient Handling Systems approved by the Commission on May 24. (\$50,000 @ 40%)

ORIGINAL

SUPERVISOR: Jerry Bloodsworth

() **Transfers** – If the rate of pay in the previous position falls within the pay range established for the class of the new position and does not correspond to a step in the salary plan, it shall be adjusted to the next higher step, but otherwise this rate of pay may remain unchanged on the recommendation of the administrative officer in accordance with this rule.

Date:

POSITION FILL REQUEST

DEPARTMENT: Probate Court

ORIGINAL

DEPARTMENT HEAD: Judge Reese McKinney, Jr.

SUPERVISOR: Cathy Mobley

COMPLETED ACTION DATES

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

POSITION TITLE: Customer Service Clerk (CO0016)

POSITION NUMBER: (43) **To fill the opening made by the rejection of probationary appointment of Nancy Bowers**

PROPOSED EFFECTIVE DATE: 3/12/2010

TYPE OF APPOINTMENT (X) Permanent () Temporary

RECRUITING

() PROMOTIONAL REGISTER () TRANSFER

(X) OPEN COMPETITIVE REGISTER () REEMPLOYMENT

PAY GRADE: A03CO


Department Head

3.12.2010
Date

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 _____
() Payroll entered by _____

Date _____
Date _____

ORIGINAL

POSITION FILL REQUEST

COMPLETED ACTION DATES

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

DEPARTMENT: TAX AND AUDIT DEPARTMENT

DEPARTMENT HEAD: Larry R. Curvin, Revenue Manager

SUPERVISOR: John A. Mitchell, Sr. Deputy Administrator

1. Position Title Assistant Revenue Manager

Position Number 810-119-003

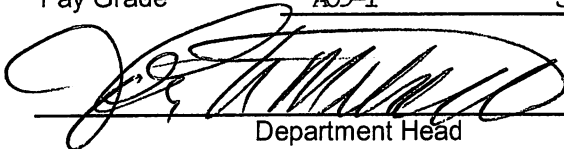
Proposed Effective Date June 10, 2010

Type of Appointment (☒) Permanent () Temporary

Recruiting

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

Pay Grade A09-1 Step One \$48,225.00


Department Head

Date 06/10/10

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

JUN 14 2010

Request # 18

Date: June 8, 2010
To: Donald L. Mims, Administrator
From: Donald L. Mims, Administrator
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Auburn, AL
Departure Date: June 17, 2010 Return Date: June 18, 2010
Conference Leave (Days / Hours): 2 Days
Purpose of Travel: ALGTI Course: 40th Annual Alabama County Government Institute:
New Ways to Generate Revenue

Traveler (s) Name: 1. Ham Wilson, Jr. 4. _____
2. Donald Mims 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$604.00 Advance Registration Required: \$380.00

Department Name: County Commission Fund Name: General

Additional Comments: Registration Fee - 380.00; Mileage - 224.00 (round-trip @2 days)

To: Donald L. Mims, Administrator

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$604.00 and advance registration of \$380.00 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>\$25,000.00</u>
Approved Requests:	<u>\$15,716.67</u>
Budget Available:	<u>\$9,283.33</u>
Current Requests:	<u>\$604.00</u>
Budget Balance:	<u>\$8,679.33</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/8/2010

cc: Finance Director / Buyer

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Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 4

Date: June 8, 2010
To: Donald L. Mims, Administrator
From: DiDi Henry, Public Affairs Manager
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Birmingham, AL
Departure Date: July 15, 2010 Return Date: July 15, 2010
Conference Leave (Days / Hours): 1 Day
Purpose of Travel: PRCA/PRSA : Executing Under Pressure: Communicating During a Crisis

Traveler (s) Name: 1. DiDi Henry 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$137.00 Advance Registration Required: \$30.00

Department Name: Public Relations Fund Name: General

Additional Comments: Mileage - 92.00; Lunch - 15.00; Registration - 30.00

To: DiDi Henry, Public Affairs Manager

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$137.00 and advance registration of \$30.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-51130-265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$3,500.00</u>
Approved Requests:	<u>\$1,319.20</u>
Budget Available:	<u>\$2,180.80</u>
Current Requests:	<u>\$137.00</u>
Budget Balance:	<u>\$2,043.80</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/8/2010

cc: Finance Director / Buyer

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Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 29

Date: June 1, 2010
To: Donald L. Mims, Administrator
From: Sheriff D. T. Marshall
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Meridian, MS
Departure Date: June 28, 2010 Return Date: July 2, 2010
Conference Leave (Days / Hours): 40 hours
Purpose of Travel: Patrol Officers Response to Street Drugs

Traveler (s) Name: 1. Deputy D. R. Mastin 4. Deputy Robert Whitmore
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$35.00 Advance Registration Required: \$0.00
Department Name: Sheriff's Office Fund Name: General (001-52110-265)

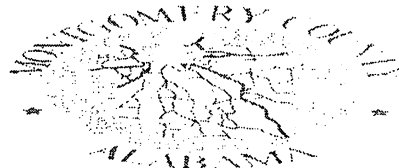
Additional Comments: _____

To: Sheriff D. T. Marshall
From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$35.00 and advance registration of \$0.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-52110-265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$20,000.00</u>
Approved Requests:	<u>\$11,472.84</u>
Budget Available:	<u>\$8,527.16</u>
Current Requests:	<u>\$35.00</u>
Budget Balance:	<u>\$8,492.16</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/2/2010

cc: Finance Director / Buyer

11-3

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 30

Date: June 1, 2010
To: Donald L. Mims, Administrator
From: Sheriff D. T. Marshall
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Meridian, MS
Departure Date: June 28, 2010 Return Date: July 2, 2010
Conference Leave (Days / Hours): 40 hours
Purpose of Travel: Interrogation and Interview

Traveler (s) Name: 1. Deputy Jeff Hall 4. _____
2. Deputy Kenneth Gordon 5. _____
3. Deputy Rick Thompson 6. _____

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

Total (est.) Cost: \$35.00 Advance Registration Required: \$0.00
Department Name: Sheriff's Office Fund Name: General (001-52110-265)

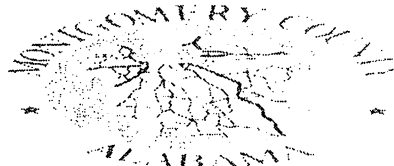
Additional Comments: _____

To: Sheriff D. T. Marshall
From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$35.00 and advance registration of \$0.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-52110-265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$20,000.00</u>
Approved Requests:	<u>\$11,472.84</u>
Budget Available:	<u>\$8,527.16</u>
Current Requests:	<u>\$70.00</u>
Budget Balance:	<u>\$8,457.16</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/2/2010

cc: Finance Director / Buyer

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Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 31

Date: June 1, 2010
To: Donald L. Mims, Administrator
From: Sheriff D. T. Marshall
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Gatlinburg, TN
Departure Date: July 5, 2010 Return Date: July 10, 2010
Conference Leave (Days / Hours): 6 days
Purpose of Travel: DARE Conference

Traveler (s) Name: 1. Corporal Kofee Anderson 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$1,045.00 Advance Registration Required: \$175.00

Department Name: Sheriff's Office Fund Name: General (001-52110-265)

Additional Comments: _____

To: Sheriff D. T. Marshall
From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$1,045.00 and advance registration of \$175.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-52110-265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$20,000.00</u>
Approved Requests:	<u>\$11,472.84</u>
Budget Available:	<u>\$8,527.16</u>
Current Requests:	<u>\$1,115.00</u>
Budget Balance:	<u>\$7,412.16</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/2/2010

cc: Finance Director / Buyer

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Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 12

Date: May 25, 2010
To: Donald L. Mims, Administrator
From: Wanda J. Robinson, Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Birmingham, AL
Departure Date: October 4, 2010 Return Date: October 8, 2010
Conference Leave (Days / Hours): 5 days
Purpose of Travel: Attend PPCT Defensive Tactics Instructor Course Training

Traveler (s) Name: 1. Jeffery Sanderson 4. _____
2. Martinez Tolbert 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$1,100.00 Advance Registration Required: \$400.00

Department Name: Sheriff (MCDF) Fund Name: General

Additional Comments: Registration will be paid from the 2010 budget, other costs from 2011 budget.

To: Wanda J. Robinson, Director

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$1,100.00 and advance registration of \$400.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-52200-265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$20,000.00</u>
Approved Requests:	<u>\$12,327.00</u>
Budget Available:	<u>\$7,673.00</u>
Current Requests:	<u>\$400.00</u>
Budget Balance:	<u>\$7,273.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 5/25/2010

cc: Finance Director / Buyer

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Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 13

Date: May 25, 2010
To: Donald L. Mims, Administrator
From: Wanda J. Robinson, Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Pearl River, LA
Departure Date: October 3, 2010 Return Date: October 8, 2010
Conference Leave (Days / Hours): 5 days
Purpose of Travel: Attend Ground Defense Survival Instructor Training

Traveler (s) Name: 1. Marcus Townsend 4. _____
2. Brent Talley 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$2,300.00 Advance Registration Required: \$1,390.00

Department Name: Sheriff (MCDF) Fund Name: General

Additional Comments: Registration will be paid from the 2010 budget, other costs from 2011 budget.

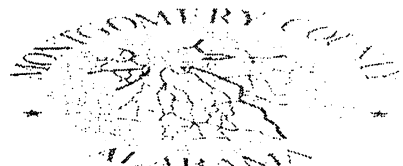
To: Wanda J. Robinson, Director

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$2,300.00 and advance registration of \$1,390.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-52200-265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$20,000.00</u>
Approved Requests:	<u>\$12,327.00</u>
Budget Available:	<u>\$7,673.00</u>
Current Requests:	<u>\$1,790.00</u>
Budget Balance:	<u>\$5,883.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 5/25/2010

cc: Finance Director / Buyer

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Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 14

Date: May 25, 2010
To: Donald L. Mims, Administrator
From: Wanda J. Robinson, Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Tallahassee, FL
Departure Date: October 31, 2010 Return Date: November 5, 2010
Conference Leave (Days / Hours): 5 days
Purpose of Travel: Attend Empty Hand Control Instructor Training

Traveler (s) Name: 1. Jeffery Sanderson 4. _____
2. Brent Talley 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$2,300.00 Advance Registration Required: \$1,390.00

Department Name: Sheriff (MCDF) Fund Name: General

Additional Comments: Registration will be paid from the 2010 budget other costs from 2011 budget.

To: Wanda J. Robinson, Director

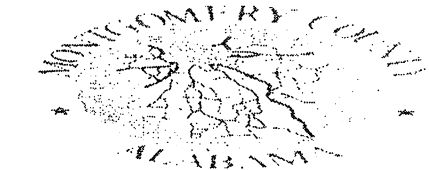
From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$2,300.00 and advance registration of \$1,390.00 is authorized.

To be completed by the Finance Department

Fund Code:	<u>001-52200-265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$20,000.00</u>	
Approved Requests:	<u>\$12,327.00</u>	
Budget Available:	<u>\$7,673.00</u>	
Current Requests:	<u>\$3,180.00</u>	
Budget Balance:	<u>\$4,493.00</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 5/25/2010

cc: Finance Director / Buyer

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Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 15

Date: June 2, 2010
To: Donald L. Mims, Administrator
From: Wanda J. Robinson, Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Montgomery, AL
Departure Date: June 22, 2010 Return Date: June 24, 2010
Conference Leave (Days / Hours): 3 days
Purpose of Travel: Handle With Care Instructor Certification Program

Traveler (s) Name: 1. Willie Rodgers 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$400.00 Advance Registration Required: \$400.00

Department Name: Sheriff (MCDF) Fund Name: General

Additional Comments: _____

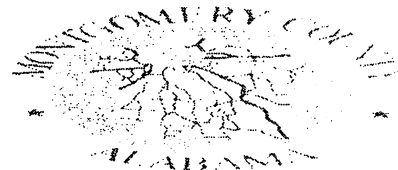
To: Wanda J. Robinson, Director

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$400.00 and advance registration of \$400.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-52200-265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$20,000.00</u>
Approved Requests:	<u>\$15,507.00</u>
Budget Available:	<u>\$4,493.00</u>
Current Requests:	<u>\$400.00</u>
Budget Balance:	<u>\$4,093.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/2/2010

cc: Finance Director / Buyer

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Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 7

Date: June 2, 2010
To: Donald L. Mims, Administrator
From: George C. Speake, County Engineer
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Embassy Suites Hotel, Montgomery, AL

Departure Date: July 22, 2010

Return Date: July 22, 2010

Conference Leave (Days / Hours): 1 day / 8hrs.

Purpose of Travel: Attend seminar on Geospatial Concepts, Capabilities, Tools, and Technologies

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

Check Mode of Transportation:

County Vehicle

☒

Commercial Air

☐

Private Vehicle

☐

Other (Specify)

☐

Total (est.) Cost: \$125.00

Advance Registration Required: \$125.00

Department Name: Engineering Department

Fund Name: Gasoline Tax 111-53600-265

Additional Comments: _____

To: George C. Speake, County Engineer

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$125.00 and advance registration of \$125.00 is authorized.

To be completed by the Finance Department

Fund Code: 111-53600-265 (ex: 000-00000-000)

Description: Registration & Training

Current Budget: \$5,000.00

Approved Requests: \$1,800.00

Budget Available: \$3,200.00

Current Requests: \$125.00

Budget Balance: \$3,075.00

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/2/2010

cc: Finance Director / Buyer

11-10

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 15

Date: May 24, 2010
To: Donald L. Mims, Administrator
From: Janet Buskey, Revenue Comm
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Montgomery, AL
Departure Date: July 7, 2010 Return Date: July 9, 2010
Conference Leave (Days / Hours): 3 Days
Purpose of Travel: Advanced Personal Property Auditing

Traveler (s) Name: 1. Diane Jones 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$325.00 Advance Registration Required: \$325.00

Department Name: Appraisal Fund Name: Reappraisal

Additional Comments: _____

To: Janet Buskey, Revenue Comm

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$325.00 and advance registration of \$325.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>120-51985-265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$25,000.00</u>
Approved Requests:	<u>\$14,605.00</u>
Budget Available:	<u>\$10,395.00</u>
Current Requests:	<u>\$325.00</u>
Budget Balance:	<u>\$10,070.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 5/24/2010

cc: Finance Director / Buyer

11-11

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 8

Date: May 28, 2010
To: Donald L. Mims, Administrator
From: Barbara M. Montoya, Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Alabama Works 2010 Employment Expo

Departure Date: June 17, 2010

Return Date: June 17, 2010

Conference Leave (Days / Hours): 1 Day

Purpose of Travel: to attend Career Fair at Eastdale Mall to recruit applicants for the Montgomery City-County Personnel Department.

Traveler (s) Name: 1. Shenita Mitchell 4. _____
2. Kaila Matney 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: Personnel

Fund Name: Merit System

Additional Comments:

To: Barbara M. Montoya, Director

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the approximate amount of \$250.00 and advance registration of \$250.00 is authorized.

To be completed by the Finance Department

Fund Code: 123-51961-265 (ex: 000-00000-000)

Description: Registration & Training

Current Budget: \$15,000.00

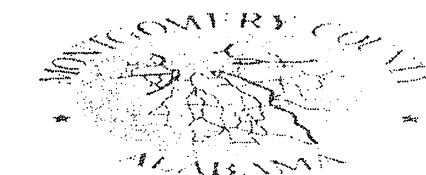
Approved Requests: \$4,131.00

Budget Available: \$10,869.00

Current Requests: \$250.00

Budget Balance: \$10,619.00

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 5/31/2010

cc: Finance Director / Buyer

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Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 10

Date: June 2, 2010
To: Donald L. Mims, Administrator
From: Paul Brown, Executive Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Denver, CO
Departure Date: July 20, 2010 Return Date: July 30, 2010
Conference Leave (Days / Hours): eleven days
Purpose of Travel: To attend the National Institute of Corrections Executive Leadership Training

Traveler (s) Name: 1. Paul Brown 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

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

Department Name: Community Corrections Fund Name: Community Corrections

Additional Comments: All expenses except daily lunches (10) are paid by the National Institute of Corrections.

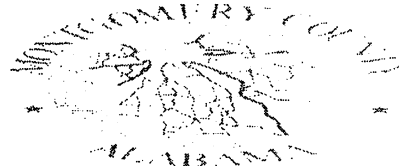
To: Paul Brown, Executive Director

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$150.00 and advance registration of \$0.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>124-52960-265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$15,500.00</u>
Approved Requests:	<u>\$5,288.00</u>
Budget Available:	<u>\$10,212.00</u>
Current Requests:	<u>\$150.00</u>
Budget Balance:	<u>\$10,062.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/3/2010

cc: Finance Director / Buyer

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Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 27

Date: June 9, 2010
To: Donald L. Mims, Administrator
From: Ellen Brooks
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Orange Beach, AL
Departure Date: July 15, 2010 Return Date: July 18, 2010
Conference Leave (Days / Hours): 4 Days
Purpose of Travel: To Attend: ADAA Summer Conference

Traveler (s) Name: 1. Kevin Davidson 4. Katie Langer
2. Sean McTear 5. Scott Green
3. Azzie Taylor 6. Michele Gooslin

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

Total (est.) Cost: \$8,538.00 Advance Registration Required: \$2,250.00

Department Name: District Attorney Fund Name: 760-51260-265

Additional Comments: _____

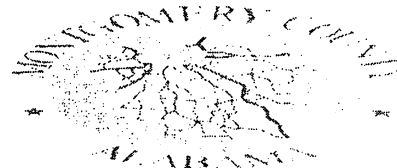
To: Ellen Brooks

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$8,538.00 and advance registration of \$2,250.00 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>\$44,380.00</u>
Approved Requests:	<u>\$12,890.00</u>
Budget Available:	<u>\$31,490.00</u>
Current Requests:	<u>\$8,538.00</u>
Budget Balance:	<u>\$22,952.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/10/2010

cc: Finance Director / Buyer

11-14

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 28

Date: June 9, 2010
To: Donald L. Mims, Administrator
From: Ellen Brooks
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Orange Beach, AL

Departure Date: July 15, 2010

Return Date: July 18, 2010

Conference Leave (Days / Hours): 4 Days

Purpose of Travel: To Attend: ADAA Summer Conference

Traveler (s) Name: 1. Wesley Shaw 4. _____
2. Seth Gowan 5. _____
3. Josh Jones 6. _____

Check Mode of Transportation:

County Vehicle

☐
☒

Commercial Air

☐
☐

Private Vehicle

Other (Specify)

Total (est.) Cost: \$4,269.00

Advance Registration Required: \$1,125.00

Department Name: District Attorney

Fund Name: 760-51260-265

Additional Comments: _____

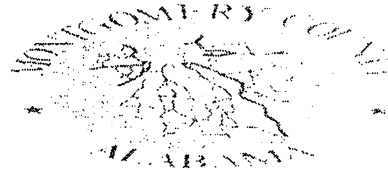
To: Ellen Brooks

From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$4,269.00 and advance registration of \$1,125.00 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>\$44,380.00</u>
Approved Requests:	<u>\$12,890.00</u>
Budget Available:	<u>\$31,490.00</u>
Current Requests:	<u>\$12,807.00</u>
Budget Balance:	<u>\$18,683.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/10/2010

cc: Finance Director / Buyer

11-15

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 29

Date: June 9, 2010
To: Donald L. Mims, Administrator
From: Ellen Brooks
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Point Clear, AL

Departure Date: August 8, 2010

Return Date: August 10, 2010

Conference Leave (Days / Hours): 3 Days

Purpose of Travel: To Attend: The Nat'l Assoc of Sentencing Commissions: 2010 Annual Conference

Traveler (s) Name: 1. Ellen Brooks 4. _____
2. _____ 5. _____
3. _____ 6. _____

Check Mode of Transportation:

County Vehicle

☒

Commercial Air

☐

Private Vehicle

☒

Other (Specify)

☐

Total (est.) Cost: \$1,006.00

Advance Registration Required: \$375.00

Department Name: District Attorney

Fund Name: 760-51260-265

Additional Comments: Ms Brooks would like the option of using either vehicle

To: Ellen Brooks

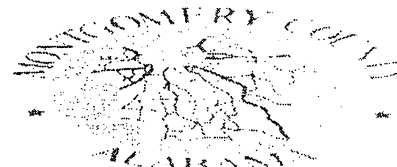
From: Donald L. Mims, Administrator

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$1,006.00 and advance registration of \$375.00 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>\$44,380.00</u>	
Approved Requests:	<u>\$12,890.00</u>	
Budget Available:	<u>\$31,490.00</u>	
Current Requests:	<u>\$13,813.00</u>	
Budget Balance:	<u>\$17,677.00</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/10/2010

cc: Finance Director / Buyer

11-16

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

JUN 14 2010

Request # 11

Date: June 10, 2010
To: Donald L. Mims, Administrator
From: Paul Brown, Executive Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Washington, DC
Departure Date: August 15, 2010 Return Date: August 18, 2010
Conference Leave (Days / Hours): four days
Purpose of Travel: To attend APPA 35th Annual Training Institute

Traveler (s) Name: 1. Derrin McNear 4. _____
2. James Hornsby 5. _____
3. Tracy Pezold 6. _____

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

Total (est.) Cost: \$4,875.00 Advance Registration Required: \$975.00

Department Name: Community Corrections Fund Name: Community Corrections

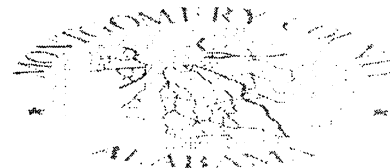
Additional Comments: _____

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

The above request is app. 06/14/10 reimbursement of actual and necessary expenses in the
approximate amount of \$4,875.00 and advance registration of \$975.00 is authorized.

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>124-52960-265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$15,500.00</u>	
Approved Requests:	<u>\$5,288.00</u>	
Budget Available:	<u>\$10,212.00</u>	
Current Requests:	<u>\$5,025.00</u>	
Budget Balance:	<u>\$5,187.00</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 6/11/2010

cc: Finance Director / Buyer

11-17

JUN 14 2010

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

REQUEST NUMBER 1

DEPARTMENT:	Community Corrections	REVIEWED:	S. Thomas	5/25/2010
DATE:	5/25/2010	Finance Director		Date
REQUESTED BY:	Paul Brown	APPROVED:		
Elected Official/Dept. Head		Administrator		Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Contract Services	125-52972.304	0	7,500	7,500
Revenue-Family Sunshine Center	125-40000.44769	0	-7,500	-7,500
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		0	0	0

JUSTIFICATION:

Record grant from the Family Sunshine Center to fund the EVEN program staff training and materials.

JUN 14 2010

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST REQUEST NUMBER 2

DEPARTMENT:	Community Corrections	REVIEWED:	S. Thomas	6/2/2010
DATE:	6/1/2010	Finance Director		Date
REQUESTED BY:	Paul Brown	APPROVED:		
Elected Official/Dept. Head		Administrator		Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Office Supplies/Minor Office	124 52960 211	14,500	3,000	17,500
Fuels and Lubricants	124 52960 212	10,500	-3,000	7,500
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		25,000	0	25,000

JUSTIFICATION:

Adjustments to Operational Budget - final quarter of Fiscal Year based on experienced costs and trends in expenditures. Additional Operational Costs in Programs has caused additional office supply and minor equipment costs. Less utilization of departmental vehicles has realized a fuel savings which is proposed to be transferred to cover additional costs of office supplies..

JUN 14 2010

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

REQUEST NUMBER 11

DEPARTMENT: Engineering REVIEWED: S. Thomas 6/8/10
Finance Director Date
REQUESTED BY: George C. Speake APPROVED: _____
Elected Official/Dept. Head 6/7/2010 Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Fuels & Lubricants	111-53400-212	200,000	(20,000)	180,000
Road Buiding Mat. & Supp.	111-53400-213	106,500	20,000	126,500
County Wide Equipment	111-53100-561	77,891	(5,058)	72,833
Other Equip. Purchase	111-53700-591	0	5,058	5,058
TOTAL		384,391	0	384,391

JUSTIFICATION:

Internal Transfer to Cover Insufficiency & Purchase of New Air Compressor for County Shop's
Tire Changing Operation

JUN 14 2010

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION

BUDGET CHANGE REQUEST

REQUEST NUMBER 12

DEPARTMENT:	Engineering	REVIEWED:	S. Thomas	6/10/10
			Finance Director	Date
REQUESTED BY:	George C. Speake	APPROVED:		
Elected Official/Dept. Head	6/10/2010	Administrator		Date

[illegible]

JUSTIFICATION:

Transfer of Monies from Sale of Surplus Equipment sold on Gov Deals to purchase new surveying equipment for Construction, & new computers / printers for Office.

JUN 14 2010

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

REQUEST NUMBER 1

DEPARTMENT:	Sheriff's Office	REVIEWED:	S. Thomas	6/2/2010
	6/2/2010		Finance Director	Date
REQUESTED BY:	Sheriff D. T. Marshall	APPROVED:		
Elected Official/Dept. Head	6/2/2010	Administrator		Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Display Station/Data Entry	001-52110-584	0	25,000	25,000
Contract Services	001-52110-304	0	75,000	75,000
Settlement proceeds	001-40000.47912	0	-100,000	-100,000
TOTAL		0	0	0

JUSTIFICATION:

Establish budget to replace/update equipment and software that did not meet contract specifications. NEC settlement proceeds of \$100,000 will be used to fund the initial purchases.

Gary W. Boyd
Biographical Information

Professional Experience:

1984 to 2009 (25 years) – Served in four different positions with the Jefferson County Tax Collector's Office, Birmingham, Alabama. This period spanned part of the terms of three different Tax Collectors.

Ultimately responsible for the Land Redemptions area of the Tax Collector's Office. Also responsible for planning and conducting the annual tax sale (3,000 to 5,000 items annually).

Retired from Jefferson County Tax Collector in June 2009 to start **Alabama Tax Properties** (Dominion Legacy, Inc.). This business offers the following services:

Governmental consulting
Tax certificate and tax deed management
Contract investor representation
Property transition management
General property tax consulting

Education:

Graduate of Samford University in Birmingham, Alabama in May, 1983 with a B. S. in Business Administration.

Independent Contractor Agreement

This agreement is between the Montgomery County Commission, Montgomery, AL and Dominion Legacy, Inc., Ashville, AL.

For the fee of \$125.00 per hour, .50 per mile for travel, and up to \$100.00 lodging per night (if necessary), Dominion Legacy, Inc, (through their employee, Gary Boyd) agrees to provide consulting services to the Montgomery County Revenue Commissioner related to the upcoming Montgomery County Tax Sale.

These services can begin as soon as this agreement is executed and will end at the discretion of the Montgomery County Commission and/or the Montgomery County Revenue Commissioner.

An invoice will be submitted at the end of the month in which services are performed and payable within 30 days.

Gary W. Boyd for
Dominion Legacy, Inc.
P. O. Box 1116
Ashville, AL 35953
Phone 205-281-1587

Date

Authorized Agent for
Montgomery County Commission
101 S. Lawrence St.
Montgomery, AL 36104

Date

THOMAS, MEANS, GILLIS & SEAY, P.C.

ATTORNEYS AND COUNSELLORS AT LAW
ESTABLISHED IN 1981

WEBSITE: www.tmgslaw.com

Agenda

JUN 14 2010

Montgomery Office
Sender's Direct Dial: (334) 213-4446
Sender's E-mail Address:
tcmeans@tmgslaw.com

June 14, 2010

Via Hand Delivery

KENNETH L. THOMAS^{1,3}
TYRONE C. MEANS^{1,2,4}
H. LEWIS GILLIS¹
QUINTON S. SEAY²
EUGENE FELTON, JR.²
LATASHA M. NICKLE¹
FREDERIC A. BOLLING¹
ROSLYN CREWS¹
AFRIKA C. PARCHMAN¹
CHRISTOPHER S. GENEUX¹
GERALD C. BROOKS^{1,5}
KELVIN W. HOWARD¹
ASHLEY N. SMITH¹

Members of the Montgomery County Commission
c/o Donald L. Mims, Administrator
Montgomery County Courthouse Annex
Montgomery, AL 36104

Re: Executive Session to Discuss Pending Litigation and Good Name and Reputation of an Individual

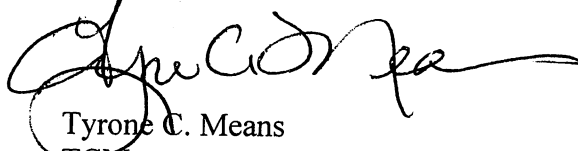
Dear Montgomery County Commission Members:

This is to advise the members of the Montgomery County Commission that I have been consulted on a matter on which the County Commission is considering convening an executive session for discussion with legal counsel regarding pending litigation and the good name and reputation of an individual, and have determined that, in my legal opinion, this matter is appropriate for executive session under Section 7(a)(6) of Act No. 2005-40.

Pursuant to Section 7(a)(3) of Act No. 2005-40, a copy of this letter should be attached to the minutes of the County Commission meeting wherein the body considers a motion to convene an executive session to discuss this matter.

Sincerely,

THOMAS, MEANS, GILLIS & SEAY, P.C.



Tyrone C. Means
TCM.rcc

ADMITTED:
¹ ALABAMA
² GEORGIA
³ DISTRICT OF COLUMBIA
⁴ KANSAS
⁵ MISSISSIPPI

MONTGOMERY OFFICE:
3121 ZELDA COURT
P.O. DRAWER 5058
MONTGOMERY, AL 36103-5058
TELEPHONE: (334) 270-1033
FACSIMILE: (334) 260-9396

BIRMINGHAM OFFICE:
505 - 20TH STREET NORTH
SUITE #400 - FINANCIAL CENTER
P.O. DRAWER 11365
BIRMINGHAM, AL 35202-1365
TELEPHONE: (205) 328-7915
FACSIMILE: (205) 214-6160

ATLANTA OFFICE:
191 PEACHTREE STREET, N.E.
SUITE #3550
ATLANTA, GA 30303
TELEPHONE: (404) 222-8400
FACSIMILE: (404) 222-0080

HAYNEVILLE OFFICE:
307 HAYNEVILLE PLAZA
HAYNEVILLE, AL 36040
TELEPHONE: (334) 548-5008
FACSIMILE: (334) 548-5010

JUN 14 2010

June 9, 2010

Hand-Delivery

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

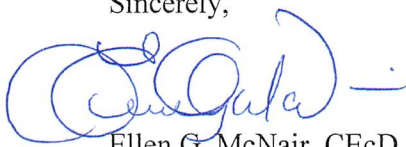
Re: Opinion on Applicability of Executive Session

Dear Montgomery County Commission Members:

I request to speak to the Montgomery County Commission in executive session on Monday, June 14, 2010. Please be advised that I have reviewed the commerce or trade matter which the Montgomery County Commission proposes to discuss in executive session. It is my opinion that an executive session is authorized for this discussion under Section 7(a)(7) of Act No. 2005-40, and that it will have a detrimental effect upon the competitive position of the Montgomery County Commission.

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

Sincerely,



Ellen G. McNair, CEcD
Senior Vice President
Corporate Development

2010 JUN -9 PM 1:10

MONTGOMERY COUNTY
COMMISSION

BUILDING BUSINESS. BUILDING THE *River* REGION.

17-1

ADJOURNMENT

There being no further business to come before the Commission at this time, the meeting stood adjourned until Monday, June 28, 2010, at 8:00 in the morning.

Donald Z. Minis
Administrator

Elton N. Dean, Sr.
Chairman