

MINUTES OF REGULAR MEETING
MONTGOMERY COUNTY COMMISSION
NOVEMBER 10, 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 on scheduled attendees.

Administrator Mims informed the Commission that Executive Director Lynn Beshear with Envision 2020 has requested that the \$15,000 appropriation for the 2010-2011 Budget Year be reallocated to the City of Montgomery Indigent Hospitalization Program. She also requested an appropriation of an additional \$37,500 to the City of Montgomery Indigent Hospitalization Program. After discussion, the Commission agreed to waive rules and add these items to the agenda.

Administrator Mims presented Budget Change Request Number 24, which was approved at the July 12, 2010 County Commission meeting. Vice Chairman Ingram requested to modify the Budget Change and delete “The amount to be 25% of the total project, not to exceed \$25,000” from the authorization. After discussion, the Commission agreed to waive rules and add this item to the agenda.

COMMENTS FROM PUBLIC AFFAIRS DIRECTOR DIDI HENRY

Public Affairs Director DiDi Henry requested approval of the “My Montgomery Matters” 2010 advertising campaign. After discussion, the Commission agreed to waive rules and add this item to the agenda.

PRESENTATION BY DR. H. WINSTON PIRTLE, SR.

Dr. H. Winston Pirtle, Sr., briefed the Commission regarding a fundraising project for Snowdown Park. After discussion, the Commission agreed for him to proceed with the project. Dr. Pirtle stated that a grand opening for the park would need to be held soon.

COMMENTS FROM SHERIFF D.T. MARSHALL AND ADMINISTRATOR MIMS

Administrator Mims presented a Position Fill Request for Clerk Typist II for the Sheriff's Office. Sheriff D.T. Marshall informed the Commission that the Clerk Typist II employee would enter warrants into the computer system and that the position was very important. Vice Chairman Ingram stated that this position was not law enforcement. After discussion, the Commission agreed not to place this item on the next agenda.

Administrator Mims presented two Position Fill Requests for Corrections Officer Trainees/Corrections Officers. After discussion, the Commission agreed to place this item on the agenda.

Sheriff Marshall informed the Commission that the lowest amount they could accept in fees for housing federal inmates at the Montgomery County Detention Facility would be \$60 per day.

PRESENTATION BY DIRECTOR OF ELECTIONS TREY GRANGER

Director of Elections Trey Granger informed the Commission that Probate Judge Reese McKinney, Jr., has requested approval to pay a \$20 telephone stipend to each Chief Inspector who elected to use their personal cellular phone for Election Day calls. He noted that 55 Chief Inspectors would receive the stipends and that this would save the county over \$400 per election. After discussion, the Commission agreed to waive rules and add this item to the agenda.

RECESS TO EXECUTIVE SESSION

Administrator Mims explained to the Commission that they needed to go into Executive Session to discuss an economic development matter. (Copy of Letter from Montgomery Area Chamber of Commerce Senior Vice President of Corporate Development Ellen G. McNair regarding convening the Executive Session, Agenda Page 21-1, 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

Vice Chairman Ingram 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.

PRESENTATION BY COUNTY ENGINEER GEORGE C. SPEAKE, KENNETH WHITE AND LIZ SCROGGINS WITH THE TOWN OF PIKE ROAD

County Engineer George C. Speake briefed the Commission concerning approval of a resolution to remove some of the "No Man's Land" roads from the Alabama Department of Transportation's Annual Maintenance Inspections list, and he recommended approval of this

resolution, which was on the agenda. Mr. Speake also advised the Commission that all work on the Meriwether Road resurfacing project had been completed except for the final striping. He then introduced Liz Scroggins and Kenneth White, who were representing the Town of Pike Road, and they briefed the commission on the Town's proposal to construct a scenic trail along Wallahatchie Road. It was agreed that a resolution would be prepared and placed on the next agenda for approval of this scenic trail proposal. The resolution is needed in order for the Town of Pike Road to obtain grant funding for this project.

PRESENTATION BY CHIEF DEPUTY DERRICK CUNNINGHAM

Chief Deputy Derrick Cunningham requested approval of the five Cooperative Agreements for the FY 2010 Homeland Security Grant Program and approval of the Sheriff's Office FY 2011 Community Traffic Safety Program Agreement for overtime funds, which were on the agenda.

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims reviewed items on the agenda.

COMMENTS FROM PUBLIC AFFAIRS DIRECTOR DIDI HENRY

Public Affairs Director DiDi Henry briefed the Commission regarding the Montgomery Area Chamber of Commerce 2010 Inter City Leadership visit to Austin, Texas on December 1-2, 2010. Commissioner Williams said he was going and Administrator Mims stated that he would like to attend, and the Commission concurred.

DISCUSSION BY THE COMMISSION

Commissioner Williams requested the following miscellaneous appropriations from his account: \$7,000 to Montgomery County Recreation Department, for Cleveland Avenue YMCA, for After Enrichment School Program; \$3,700 to Montgomery Area Council on Aging (MACOA), for Madison Park Senior Citizens' Feeding Program; \$2,500 to Central Alabama Aging Consortium, for Shiloh Baptist Church Feeding Program; \$1,000 Freewill Community Development Corporation of Montgomery, for Freewill Baptist Church Senior Citizens' Feeding Program; \$2,500 to Montgomery Bible Institute and Theological Center, for Educational Programs for Low Income Citizens Regarding Computer Training; \$2,500 to City of Montgomery, to be used by BONDS to Support the Sheridan Heights Neighborhood Association, with Funding to Promote the Community Enhancement and Beautification Programs/Projects; and \$1,000 to City of Montgomery, to be used by BONDS to Support the Western Hills Neighborhood Association, with Funding to Promote the Community Enhancement and Beautification Programs/Projects. The Commission agreed to waive rules and add these items 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 Detention Director of the Youth Facility Michael Provitt at the request of 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 was County Attorney Thomas T. Gallion, III and County Engineer George C. Speake.

PRESENTATION

COUNTY COMMISSION – PRESENTATION OF NOVEMBER 2, 2010 GENERAL ELECTION RESULTS FOR COUNTY COMMISSION DISTRICT I

The Administrator explained that Ham Wilson ran unopposed for the District I Commission seat and won the election. (Copy of Election Results, Agenda Pages 22-1 through 22-4, is attached to these Minutes.)

SWEARING IN CEREMONY

Invocation by David Saliba, Executive Minister, First United Methodist Church.

Commissioner E. Hamilton Wilson, Jr., was sworn in by the Honorable Judge Charles Price, Presiding Circuit Judge of 15th Judicial Circuit. Judge Price said that he was honored to swear in his long time friend. He stated that Mr. Wilson is an excellent County Commissioner.

Commissioner Wilson thanked everyone for being here. He told the audience that he was looking forward to working with the communities in District 1. He said that partnering with the City of Montgomery and Montgomery Area Chamber of Commerce will transform Montgomery into be a happy, safe and healthy place to live. He mentioned two projects that have produced jobs and expanded Montgomery: the HHI plant and the new River Region Health Center at Jackson Hospital. He thanked everyone again for their support.

ELECTION OF CHAIRMAN

Mr. Wilson made a motion to carry over the Election of Chairman to the first County Commission meeting in January 2011. The motion was seconded by Mr. Williams and unanimously approved by the Commission.

Mr. Williams made a motion to approve the Minutes of the Regular Meeting of October 25, 2010. The motion was seconded by Mr. Polizos and unanimously approved by the Commission.

CONSENT AGENDA

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

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

NEW BUSINESS

COUNTY COMMISSION – ADOPTED RESOLUTION AUTHORIZING THE COUNTY’S THANKSGIVING HOLIDAY OBSERVANCE ON FRIDAY, NOVEMBER 26, 2010

The Administrator requested adoption of the following Resolution:

RESOLUTION

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

WHEREAS, the Montgomery County Commission wishes to close the county courthouse on Friday, November 26, 2010, to allow county employees to spend time with their families;

NOW, THEREFORE, BE IT RESOLVED, that the Montgomery County Commission does hereby authorize the closing of the Montgomery County Courthouse and all county offices on Friday, November 26, 2010, contingent on the Governor authorizing the closing of state offices.

I hereby certify that the above
resolution was adopted by the
Montgomery County Commission,
on this, the 10th day of November, 2010.

End of Resolution

Mr. Wilson made a motion to adopt the Resolution. The motion was seconded by Mr. Polizos and unanimously approved by the Commission.

COUNTY COMMISSION – TABLED ACTION ON CONSIDERATION OF ADOPTION
OF RESOLUTION CHANGING THE MEMBERSHIP OF THE EMERGENCY
MANAGEMENT COMMUNICATIONS DISTRICT BOARD

The Administrator requested adoption of the following Resolution:

RESOLUTION

WHEREAS, Section 11-98-4 through 11-98-5 of the Code of Alabama, 1975 authorized the Enhanced 9-1-1 Emergency Service; and

WHEREAS, said Code authorized the County Governing Body to Create a Countywide Emergency Management Communications District; and

WHEREAS, the implementation of the Enhanced 9-1-1 Emergency Service has been recognized nationwide as a means of making assistance, in times of emergencies and disasters, more readily available to citizens; and

WHEREAS, the established Montgomery County Emergency Management Communications District, is composed of the territory lying within the entire territorial boundaries of Montgomery County; and

WHEREAS, on December 21, 1998, the Montgomery County Commission adopted a Resolution establishing the seven member board composed of Montgomery County Commissioners Districts 1-5, the Sheriff of Montgomery County, and the Director of GIS of Montgomery County; and

WHEREAS, the Montgomery County Commission desires to replace the existing board with other appointees, except for the Chairman of the County Commission;

NOW, THEREFORE, BE IT RESOLVED THAT the Montgomery County Commission approves a change in the membership of the Emergency Management Communications District Board which shall be composed of six members as of December 1, 2010: Montgomery County Commission Chairman, the Sheriff of Montgomery County, the Chief Deputy Sheriff of Montgomery County, the Montgomery County Administrator, Montgomery County Deputy Administrator and the Montgomery County Director of Information Systems.

We hereby certify that the above
resolution was adopted by the
Montgomery County Commission,
on this, the 10th day of November, 2010.

End of Resolution

Vice Chairman Ingram made a motion to table action on consideration of Adoption of Resolution changing the membership of the Emergency Management Communications District Board. The motion was seconded by Mr. Polizos and unanimously approved by the Commission.

ENGINEERING DEPARTMENT – ADOPTED RESOLUTION AUTHORIZING THE REMOVAL OF ROADS FROM ALABAMA DEPARTMENT OF TRANSPORTATION’S ANNUAL MAINTENANCE INSPECTIONS

The Administrator presented the following memorandum from County Engineer George C. Speake:

MEMORANDUM

TO: Donald L. Mims, County Administrator

FROM: George C. Speake, County Engineer

DATE: November 2, 2010

RE: Approval of Resolution for the Removal of Roads from ALDOT’s Annual Maintenance Inspections

Please place on the agenda of the next regular meeting of the Montgomery County Commission the approval of the resolution for removal of roads from ALDOT’s Annual Maintenance inspections. The Commission was briefed on this item at the last meeting on October 25, 2010.

If approved, please have two copies with original signatures executed and returned to this office for further processing.

Attachments

End of Memorandum

Mr. Polizos made a motion to adopt the Resolution. The motion was seconded by Vice Chairman Ingram and unanimously approved by the Commission. (Copies of Resolution and Project Description, Agenda Pages 3-2 and 3-3, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED DEPOSITORIES FOR THE REMAINDER OF 2010 AND THE 2011 CALENDAR YEAR

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

MEMORANDUM

TO: Donald L. Mims, Administrator

FROM: Sherrill R. Thomas, Finance Director

DATE: October 21, 2010

RE: List of Bank Depositories

Following is a list of banks currently doing business in Montgomery County and should be designated depositories for the remainder of Calendar Year 2010 and Calendar Year 2011.

Aliant Bank
Amerifirst Bank
BankTrust
BB&T
BBVA Compass
Community Bank & Trust
First Tuskegee Bank
IberiaBank
RBC Bank
Regions Bank
River Bank & Trust
Servisfirst Bank
Sterling Bank
Wells Fargo/Wachovia Bank
Whitney National Bank

End of Memorandum

Vice Chairman Ingram made a motion to approve the request. The motion was seconded by Mr. Polizos and unanimously approved by the Commission.

SHERIFF'S OFFICE – APPROVED FY 2011 COMMUNITY TRAFFIC SAFETY
PROGRAM AGREEMENT FOR OVERTIME FUNDS WITH THE CITY OF
MONTGOMERY HIGHWAY SAFETY OFFICE

The Administrator presented the following memorandum from Chief Deputy Derrick Cunningham:

October 27, 2010

MEMORANDUM

TO: Mr. Donnie Mims, County Administrator

FROM: Chief Deputy Derrick Cunningham, Montgomery County Sheriff's Office

SUBJECT: FY2011 Community Traffic Safety Program (CTSP)
Agreement for Overtime Funds

The attached grant requires Mr. Dean's signature and Ms. Sherrill Thomas, Finance Director, signature as indicated. Your assistance in this matter will be appreciated.

End of Memorandum

Mr. Polizos made a motion to approve the request. The motion was seconded by Vice Chairman Ingram and unanimously approved by the Commission. (Copy of Agreement, Agenda Pages 5-2 and 5-3, is attached to these Minutes.)

SHERIFF'S OFFICE – APPROVED FIVE COOPERATIVE AGREEMENTS FOR STATE
HOMELAND SECURITY GRANT PROGRAM WITH STATE OF ALABAMA
DEPARTMENT OF HOMELAND SECURITY

The Administrator presented the following memorandum from Chief Deputy Derrick Cunningham:

October 27, 2010

MEMORANDUM

TO: Mr. Donnie Mims, County Administrator

FROM: Chief Deputy Derrick Cunningham, Montgomery County Sheriff's Office

SUBJECT: FY 2010 Homeland Security Grant Programs

I am attaching FY 2010 Homeland Security Grants. Please have the County Commission Chairman, or his designee, sign in the appropriate marked spaces. In addition, the two attachments must be completed and signed as indicated.

Your assistance in this matter will be greatly appreciated.

End of Memorandum

Mr. Williams made a motion to approve the request. The motion was seconded by Mr. Polizos and unanimously approved by the Commission. (Copies of Letter and Agreements, Agenda Pages 6-2 and 6-14, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED AGREEMENT WITH JM WOOD AUCTION
COMPANY, INC. REGARDING PUBLIC AUCTION SERVICES

The Administrator presented the following letter from Vice President of JM Wood Auction Co., Inc., John D. Gray:

13 October 2010

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

I would like to express my appreciation to you and the Montgomery County Commission for allowing JM Wood Auction Company, Inc., an opportunity to work with you to dispose of your excess assets.

Enclosed please find two separate “Auction Contract”. One is for an annual contract which would allow you to sell with us at a 7% commission rate. The other is for a “Perpetual Contract” which would allow you to sell with us at a 6% commission rate for a minimum of three years. In either case you have the option to cancel these contracts with a 30 day written notice.

I would appreciate you executing and returning one of these contracts at your convenience.

If you have any questions please feel free to contact me at anytime.

Thanks,

/s/ John D. Gray
Vice President
JM Wood Auction Co., Inc.
W. 334-264-3265
C. 334-313-1263
F. 334-269-6990
Enc.

End of Letter

Mr. Williams made a motion to approve the 6% commission rate for a minimum of three years. The motion was seconded by Mr. Polizos and unanimously approved by the Commission. (Copy of Agreement, Agenda Pages 7-2 and 7-3, is attached to these Minutes.)

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS
REPROGRAMMING REQUESTS

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

November 10, 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-2011-10: Hospice of Montgomery, Inc., for Indigent Patient Care - \$750

NC-2011-5: City of Montgomery, to be used by BONDS to Support Knollwood
Neighborhood Association, with Funding to Promote the Community
Enhancement and Beautification Programs/Projects - \$500

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-2011-11: Montgomery County Recreation Department, for Cleveland Avenue
YMCA, for After Enrichment School Program - \$7,000

C-2011-12: Montgomery Area Council on Aging (MACOA), for Madison Park Senior
Citizens' Feeding Program - \$3,700

C-2011-13: Central Alabama Aging Consortium, for Shiloh Baptist Church Feeding
Program - \$2,500

C-2011-14: Freewill Community Development Corporation of Montgomery, for
Freewill Baptist Church Senior Citizens' Feeding Program - \$1,000

C-2011-15: Montgomery Bible Institute and Theological Center, for Educational
Programs for Low Income Citizens Regarding Computer Training -
\$2,500

- NC-2011-6: City of Montgomery, to be used by BONDS to Support the Sheridan Heights Neighborhood Association, with Funding to Promote the Community Enhancement and Beautification Programs/Projects - \$2,500
- NC-2011-7: City of Montgomery, to be used by BONDS to Support the Western Hills Neighborhood Association, with Funding to Promote the Community Enhancement and Beautification Programs/Projects - \$1,000

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

COUNTY COMMISSION – APPROVED PAYMENT OF PRIOR YEAR INVOICE FROM IMPERIAL SYSTEMS, INC.

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

MEMORANDUM

TO: Donald L. Mims, Administrator

FROM: Sherrill R. Thomas, Finance Director

DATE: October 18, 2010

RE: Imperial Systems Inc., Prior Year Invoice

Attached is documentation concerning an Imperial Systems Inc., invoice dated 7/30/09. This invoice was recently forwarded to the Finance Department by the Sheriff's Department for payment. The vendor states that when they were purchased by another company the unpaid amount was discovered.

Purchasing and the finance department have verified that the invoice was never paid.

The total amount due is \$6,416.66 and I recommend that the invoice be processed for payment.

End of Memorandum

Mr. Polizos made a motion to approve the request. The motion was seconded by Vice Chairman Ingram and unanimously approved by the Commission. (Copies of Invoice and Letter, Agenda Pages 9-2 and 9-3, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED PAYMENT OF PRIOR YEAR INVOICES
FROM AMERICAN MOBILE IMAGING

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

MEMORANDUM

TO: Donald L. Mims, Administrator
FROM: Sherrill R. Thomas, Finance Director
DATE: October 18, 2010
RE: American Mobile Imaging Prior Year Invoices

Attached is documentation concerning American Mobile Imaging invoices dated 2008-2009. These invoices were never presented for payment and have been verified for payment by the Youth Facility department and the finance department.

The total amount due is \$1,170.00 and I recommend that the invoices be processed for payment.

End of Memorandum

Mr. Williams made a motion to approve the request. The motion was seconded by Mr. Polizos and unanimously approved by the Commission. (Copies of Memorandum, Letter, and Invoices, Agenda Pages 10-2 and 10-5, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED POLICY FOR A BID PROTEST PROCEDURE

The Administrator presented the following memorandum from Deputy Administrator John A. Mitchell, Sr.:

November 4, 2010

MEMORANDUM

TO: Montgomery County Commission
FROM: John A. Mitchell, Sr.
Deputy Administrator
SUBJECT: Bid Protest Procedure

I am requesting the Commission approve a recommendation from the Assistant Director of Support Services, Pat Silas, to adopt a new Bid Protest Procedure. The County currently does not have a procedure in place although vendors have made objections to bids in the past.

This item was discussed during the information session of the October 25, 2010 Commission meeting. Your favorable response is appreciated during the November 10, 2010 meeting.

Attachments

End of Memorandum

Mr. Wilson made a motion to approve the request. The motion was seconded by Mr. Polizos and unanimously approved by the Commission. (Copies of Memorandum, Draft of Bid Protest Procedure, and Attorney Gallion's Opinion, Agenda Pages 11-2 through 11-5, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED BID AWARD FOR PEST CONTROL SERVICES, BID NUMBER 51100-10C-033

The Administrator presented the following memorandum from Assistant Director of Support Services Pat Silas:

MEMORANDUM

TO: Donald L. Mims, Administrator

FROM: Pat Silas, Assistant Director
Support Services

DATE: November 2, 2010

SUBJECT: Bid No. 51100-10C-033, Pest Control
Services

Request approval of award to the low bid of Childrey Contract Services, Inc. for a yearly price of \$6,720.00, be placed on the agenda for the County Commission meeting on November 10, 2010. (copy of spread sheet attached)

This will be a one (1) year contract, with the option to renew for two (2) years, in one (1) year periods. Prices for the first year shall remain the same but after the first year a price increase may be allowed but shall not exceed 5% per year.

Your help with this matter is appreciated.

Attachment

End of Memorandum

Vice Chairman Ingram made a motion to approve the request. The motion was seconded by Mr. Wilson and unanimously approved by the Commission. (Copy Spreadsheet, Agenda Pages 12-2 and 12-3, are attached to these Minutes.)

APPRAISAL DEPARTMENT – APPROVED POSITION FILL REQUESTS FOR TWO APPRAISERS

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

November 5, 2010

MEMORANDUM

TO: Montgomery County Commission
Cc: Donnie Mims, County Administrator
FROM: Janet Y. Buskey, Revenue Commissioner
SUBJECT: Approval of ADOR Staffing Plan

Based on the analysis of the Appraisal Department and the recommendations presented by the Alabama Department of Revenue, I request approval to fill two vacant Appraiser positions approved in the Appraisal Department budget for 2011 FY.

Thank you for your consideration.

End of Memorandum

Mr. Williams made a motion to approve the request. The motion was seconded by Vice Chairman Ingram and unanimously approved by the Commission. (Copies of Position Fill Request, Agenda Pages 13-2 and 13-3, are attached to these Minutes.)

Vice Chairman Ingram explained to the audience that these are not two new positions; they are promotions that will generate revenue for the County. He noted that this was a recommendation from the state.

VARIOUS DEPARTMENTS – APPROVED TRAVEL/TRAINING REQUESTS (13)

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

DEPARTMENT

TRAVEL/TRAINING REQUESTS

- | | | |
|----|-------------------------------|-----------------------------|
| 1. | County Commission | Request Numbers 5, 6, and 7 |
| 2. | Finance Department | Request Number 2 |
| 3. | Public Relations | Request Number 1 |
| 4. | Revenue Commissioner's Office | Request Numbers 2 and 3 |
| 5. | Tax & Audit Department | Request Number 5 |
| 6. | Information Systems | Request Number 4 |
| 7. | Sheriff's Office | Request Numbers 2 and 3 |
| 8. | Personnel Department | Request Number 1 |
| 9. | District Attorney's Office | Request Number 5 |

Mr. Williams made a motion to approve the travel/training requests. The motion was seconded by Vice Chairman Ingram and unanimously approved by the Commission. (Copies of Travel/Training Requests, Agenda Pages 14-1 through 14-13, are attached to these Minutes.)

WAIVED AGENDA RULES

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

COUNTY COMMISSION APPROPRIATIONS – APPROVED MODIFICATION OF AUTHORIZATION FOR BUDGET CHANGE REQUEST NUMBER 24 FOR THE YEAR ENDING SEPTEMBER 30, 2010, WHICH APPROVED “APPROPRIATION TO THE CITY OF MONTGOMERY FOR MATERIALS TO REPAIR THE ROAD AT BREWBAKER JR. HIGH AND MAGNET SCHOOLS. THE AMOUNT TO BE 25% OF THE TOTAL PROJECT, NOT TO EXCEED \$25,000”, COUNTY COMMISSION

The Administrator presented Budget Change Request Number 24, County Commission Appropriations and requested modification that the amount to be 25% of the total project, not to exceed \$25,000 be removed from the authorization.

Vice Chairman Ingram made a motion to approve the modification of the budget change request. The motion was seconded by Mr. Williams and unanimously approved by the Commission. (Copy of Budget Change Request Number 24, Agenda Page 15-1, is attached to these Minutes.)

COUNTY COMMISSION – APPROVED *MY MONTGOMERY MATTERS* 2010 ADVERTISING CAMPAIGN

The Administrator requested approval of My Montgomery Matters 2010 Advertising Campaign in the amount of \$6,600.

Mr. Williams made a motion to approve the request. The motion was seconded by Vice Chairman Ingram and unanimously approved by the Commission. (Copy of Memorandum, Agenda Page 16-1, is attached to these Minutes.)

PROBATE JUDGE'S OFFICE (ELECTION CENTER) – APPROVED \$20.00 CELL PHONE STIPEND PER ELECTION TO CHIEF INSPECTORS AND REQUIRED WRITTEN CERTIFICATION FROM THE CHIEF INSPECTORS AS TO THE CELL PHONE UTILIZATION

The Administrator requested approval of \$20.00 cell phone stipend per election to Chief Inspectors and asked that written certification from the Chief Inspectors as to the cell phone utilization be required.

Vice Chairman Ingram made a motion to approve the request. The motion was seconded by Mr. Wilson and unanimously approved by the Commission. (Copy of Letter, Agenda Page 17-1, is attached to these Minutes.)

Director of Elections Trey Granger told the Commission that the \$20 telephone stipend for each of the 55 precinct leaders, who elected to use their personal cellular phone for Election Day calls, would save the county over \$400 per election.

COUNTY COMMISSION – APPROVED REALLOCATION OF APPROPRIATION TO ENVISION 2020 FOR THE 2010-2011 BUDGET YEAR IN THE AMOUNT OF \$15,000 TO THE CITY OF MONTGOMERY INDIGENT HOSPITALIZATION PROGRAM

The Administrator requested approval for reallocation of appropriation to Envision 2020 for the 2010-2011 Budget Year in the amount of \$15,000 to the City of Montgomery Indigent Hospitalization Program.

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

COUNTY COMMISSION APPROPRIATIONS – APPROVED BUDGET CHANGE REQUEST NUMBER 4, WHICH APPROPRIATED AN ADDITIONAL \$37,500 TO THE CITY OF MONTGOMERY INDIGENT HOSPITALIZATION PROGRAM FROM THE COUNTY COMMISSION SPECIAL ACCOUNT

The Administrator requested approval of Budget Change Request Number 4, County Commission Appropriations.

Vice Chairman Ingram made a motion to approve the request. The motion was seconded by Mr. Williams and unanimously approved by the Commission. (Copy of Budget Change Request Number 4, Agenda Pages 19-1, is attached to these Minutes.)

COMMENTS BY COMMISSIONERS AND ATTENDEES

Chairman Dean recognized Montgomery Mayor Todd Strange and invited him to speak at the podium. Mayor Strange stated that he is delighted to be here for his friend Ham Wilson. He explained that it has been a great day, as he had also just attended a ground breaking of a 55- unit apartment complex. He said that the Commission is special because they work together,

reaching out to surrounding communities, and he commended the Commission for their great work. He noted that there were 1,465 jobs created in 2010, and that Montgomery will continue to march forward. He expressed his appreciation for the support from the Commission. He closed with congratulations to Commissioner Wilson.

Jennifer Anderson, planner for the Central Alabama Regional Planning and Development Commission thanked the Commissioners on behalf of the Parks and Recreation Department for their continued support. She informed them that they just received a \$700 grant from Alabama Power to plant trees at the local parks. She also noted that Montgomery County was featured in the 2010 National Recreation and Park Association Achieve Case Studies for its Community Gardens Project and “Walk A County Mile” program. She stated that this was quite an honor to be in the publication. Lastly, she showed the Commission the cover of the publication, which featured a photo of Vice Chairman Ingram participating in the “Come Walk a County Mile” program in Ramer.

Chairman Dean recognized Montgomery Area of Chamber of Commerce President, Randy George.

Commissioner Wilson thanked everyone again for their support.

Vice Chairman Ingram congratulated Commissioner Wilson, stating that he is a great part of the Commission and a great friend. He also noted that Commissioner Wilson works with honesty and integrity. He thanked the Mayor and expressed to the audience that Montgomery couldn’t have a better Mayor. He expressed his appreciation for the Mayor’s dedication and the great job he does. Vice Chairman Ingram thanked everyone for coming to the meeting. He thanked the department heads for their hard work and thanked the Director of Elections Center Trey Granger for a great job with the recent election.

Commissioner Williams stated it was good to see everyone and told Mr. Boyd that he would speak to him after the meeting.

Commissioner Polizos thanked everyone for coming to the meeting. He wished Commissioner Wilson well, stating that he is a great asset to the Commission.

Chairman Dean stated that Commissioner Wilson is a breath of fresh air. He thanked the Mayor for speaking to the audience. He stated that Montgomery is on the brink of big things, and that change is for the best. He thanked the Montgomery Area Chamber of Commerce for their hard work making Montgomery a better place to live.

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 WILLIAM F. BOYD, FOUNDER, LACEY-BOYD NEW YEARS DAY PARADE COMMITTEE

William F. Boyd, founder of the Lacey-Boyd New Years Day Parade Committee, thanked the Commission for their appropriation of \$1,750 to help fund the Parade. He stated that he needed at least \$3,000 and asked the Commission to consider appropriating more funds for this year's parade.

RECESS TO EXECUTIVE SESSION

Mayor Todd Strange requested that the Commission go into Executive Session to discuss pending litigation. (Copy of Letter from County Attorney Thomas T. Gallion, III regarding convening the Executive Session, Agenda Page 20-1, is attached to these Minutes.) Commissioner Williams made a motion to go into the Executive Session. The motion was seconded by Commissioner Wilson and unanimously approved by the Commission. Chairman Dean recessed the Information Session to the Executive Session.

RECESS TO INFORMATION SESSION

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

PRESENTATION BY LICENSE INSPECTOR LINDA DICKEY

License Inspector Linda Dickey briefed the Commission regarding Transient Peddlers Licenses in Montgomery County.

PRESENTATION BY CAROLYN EAVES, CO-CHAIRMAN, RIVER REGION PARADE

Carolyn Eaves, co-chairman of the River Region Parade, briefed the Commission regarding the 2011 River Region New Year's Day Parade and requested funding in the amount of \$5,000 for the event. The Commission did not take any action.

PRESENTATION BY REVEREND EDWARD J. NETTLES, SR.

Reverend Edward J. Nettles, Sr., thanked the Commission for allowing him to serve on the Montgomery County Community Punishment and Corrections Authority. He informed the Commission that his term would expire on December 1, 2010, and stated that he would like to be reappointed. The Commission agreed to place this reappointment on the next agenda.

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims informed the Commission that Daniel Harris' term as a board member of the Montgomery County Community Punishment and Corrections Authority would expire on

December 1, 2010. He stated that Mr. Harris would like to be reappointed to the board. The Commission agreed to place this reappointment on the next agenda.

DISCUSSION BY THE COMMISSION

Commissioner Williams expressed his concern regarding education in Montgomery and asked his fellow Commissioners for help in finding ways to encourage children to stay in school. Vice Chairman Ingram suggested that the Commission have breakfast with the Board of Education and become more involved with them. The Commission agreed.

PRESENTATION BY REVENUE MANAGER LARRY CURVIN

Revenue Manager Larry Curvin informed the Commission that he would be leaving his position at the end of the year.

Mr. Curvin briefed the Commission regarding the Revenue Reports for October 2010.

Mr. Curvin discussed a reason for the difference in Sales Tax Collections between the City and County which was related to tax rates on vehicles. Administrator Mims informed the Commission that they have the authority to change the sales and use tax rates for the County.

DISCUSSION BY THE COMMISSION

Deputy Administrator Mitchell stated that he supports looking at a contract person to replace Mr. Curvin and then search for a person to fill the position. After discussion, the Commission agreed that the position is critical, and needs to be filled by someone who would require minimal training.

COMMENTS FROM REVENUE COMMISSIONER JANET BUSKEY

Revenue Commissioner Janet Buskey updated the Commission regarding MS Govern. Ms. Buskey stated that Mr. Craig Ross was terminated from MS Govern, and they have requested additional time to review the information that she sent to them.

COMMENTS FROM DEPUTY ADMINISTRATOR MITCHELL

Deputy Administrator Mitchell briefed the Commission regarding a Master Services Agreement and Statements of Work with Nitorco, Inc., for the implementation and enhancement of law enforcement software. After discussion, the Commission agreed to place this item on the next agenda.

Deputy Administrator Mitchell briefed the Commission regarding an Agreement with PRA Government Services, LLC d/b/a Revenue Discovery Systems (RDS) to provide external audit services. After discussion, the Commission agreed to place this Agreement on the next agenda.

Deputy Administrator Mitchell briefed the Commission regarding an Amendment to the Governmental Real Estate Lease with the State of Alabama Board of Pardons and Paroles and the County Commission. He noted that they are requesting a six month written cancellation clause. Administrator Mims recommended that the Commission approve that both parties have the same cancellation clause. After discussion, the Commission agreed with Administrator Mims and asked to place the Amendment on the next agenda.

Deputy Administrator Mitchell briefed the Commission regarding Deductive Change Order Number 1 with David Armster General Contractors regarding the Family Justice Center project.

DISCUSSION BY THE COMMISSION

The Commission inquired as to whether the County had insurance on the One Place Family Justice Center building, and Administrator Mims stated that he would check with Risk Manager Scott Kramer regarding the matter. Commissioner Wilson suggested that the Commission have a lease agreement with One Place Family Justice Center and include a \$1 million general liability policy with the County as an additional insurer. The Commission agreed. Administrator Mims stated that he has been working with the District Attorney regarding a Memorandum of Agreement. The Commission asked Administrator Mims to work with Executive Director Steve Searcy to expedite that Agreement.

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims presented Budget Change Request Number 3 regarding an appropriation to Hampstead Institute for Downtown Farm Development Project and Related Educational Workshops for Students and Community Groups. After discussion, the Commission agreed to place this item on the next agenda.

COMMENTS FROM PUBLIC AFFAIRS DIRECTOR DIDI HENRY

Public Affairs Director DiDi Henry presented the County Commission Meeting Schedule for 2011. After discussion, the Commission agreed to place this item on the next agenda.

Ms. Henry presented a letter requesting that employees be awarded four hours of administrative leave for blood donations made for the County's 2011 blood drives with Life South and the Red Cross. She noted that it was at the discretion of the elected officials and department heads to give employees who donate blood this leave time and that the leave time must be approved by the supervisor/elected official before the employee could use that time. After discussion, the Commission agreed to place this item on the next agenda.

Ms. Henry requested payment of her 2011 Membership Dues to Public Relations Council of Alabama. The Commission agreed to place this item on the next agenda. She informed the Commission that she has been re-elected Vice President of Membership for Public Relations Council of Alabama (PRCA), Montgomery Chapter for 2011, and that she has also been elected PRCA Vice President of Membership for the State of Alabama for 2011.

DISCUSSION BY THE COMMISSION

Vice Chairman Ingram suggested that since Group Homes closed, the \$190,000 appropriated to them be given to County employees as a Christmas bonus. Administrator Mims stated that half of the amount was the City of Montgomery's appropriation. After discussion, Vice Chairman Ingram withdrew his recommendation.

COMMENTS BY DEPUTY ADMINISTRATOR MITCHELL

Deputy Administrator Mitchell briefed the Commission regarding a position Reallocation and Reclassification from Switchboard Operator to Customer Service Clerk with the County Commission. After discussion, the Commission agreed to place this item on the next agenda.

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims presented Board Member Appointments to the Southeast Alabama Emergency Medical Services Council, Inc. He stated that there is one vacant position on the council and Vice Chairman Ingram recommended Mike Green, Chairman of the Montgomery Volunteer Fire Departments, for the position. The Commission agreed to place these appointments on the next agenda.

DISCUSSION BY THE COMMISSION

Chairman Dean informed his fellow Commissioners that Commissioner Polizos had resigned from the Board of Directors for One Place Family Justice Center and the Board of Directors for the Museum of Fine Arts due to time constraints. Commissioner Wilson agreed to serve on the Board of Directors for One Place Family Justice Center and Vice Chairman Ingram agreed to serve on the Board of Trustees for the Museum of Fine Arts.

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims presented a copy of letter from Earlie Artis requesting funding for helping Veterans of Montgomery County. Ms. Artis has requested to meet with the Commission. After discussion, the Commission agreed not to meet with her.

Administrator Mims briefed the Commission regarding the Montgomery County Detention Facility's Population Report for October 2010, which showed an average daily population of 486.

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

Administrator Mims stated that at the last meeting, Chairman Laslie Hall, with Montgomery County Soil & Water Conservation District and Dr. Wilburn Smith requested additional funding in the amount of \$7,500, which will equal last year's appropriation of \$22,500. No action was taken by the Commission.

Administrator Mims reminded the Commission that several meetings ago, Bishop Robert L. Brown with Shepherds Ministries, Inc., made a presentation to the Commission regarding funding for a vehicle. As of to date, no Commissioners have appropriated any funds for his ministry and Bishop Brown has requested to come back before the Commission. No action was taken by the Commission and his request for a meeting was denied.

Administrator Mims informed the Commission that Aieda Harris with ECHO (Empowering Communities Helping Ourselves) has requested to meet with the Commission regarding the 2011 Budget Appropriation. Chairman Dean, Vice Chairman Ingram, Commissioner Williams and Commissioner Wilson requested a \$250 miscellaneous appropriation from each of their accounts for this program and her request for a meeting was denied.

Administrator Mims informed the Commission that Annie Howard, a cook for the Montgomery County Youth Facility, has submitted a Notice of Application for Retirement Allowance.

COMMENTS FROM PUBLIC AFFAIRS DIRECTOR DIDI HENRY

Public Affairs Director DiDi Henry informed the Commission that Susan Moss, executive director of Central Alabama CrimeStoppers has requested to meet with the Commission during the information session on December 6, 2010, regarding the anti-bullying town hall meeting scheduled for Sunday, January 23, 2011, at Frazer United Methodist Church. In conjunction with the town hall meeting, they will have an anti-bullying awareness week, January 23rd -29th, and would like a resolution from the Commission to mark the event. The Commission agreed.

Mrs. Henry requested approval from the Commission to proceed with planning the 2010 Employee Christmas Luncheon for Thursday, December 9th, at the First Baptist Church Fellowship Hall and the Commission agreed.

Mrs. Henry then briefed the Commission on upcoming events.

COMMENTS BY DEPUTY ADMINISTRATOR MITCHELL

Deputy Administrator Mitchell informed the Commission that the Montgomery County Health Department is requesting to install security cameras, at their expense, because they are still having break-ins. The Commission had no objections to this request.

COMMENTS FROM ADMINISTRATOR MIMS

Administrator Mims briefed the Commission regarding the Supreme Court ruling regarding Christmas decorations in government buildings and recommended that the Commission display Christmas trees and wreaths.

Administrator Mims stated that Commissioner Wilson's birthday was coming up and the Commission wished him a Happy Birthday.

ADJOURNMENT

Vice Chairman Ingram made a motion to adjourn the meeting of the Montgomery County Commission on November 10, 2010, at 12:05 p.m. The motion was seconded by Commissioner Williams and unanimously approved by the Commission.

11-10-10 Meeting

MONTGOMERY COUNTY COMMISSION

THE FOLLOWING ACCOUNTS PAYABLE WERE AUDITED AND
ORDERED PAID

CHECKS ARE DATED 10-15-10

Check Number	To	Check Number
212156		212160
Total Checks Paid		\$117,877.71

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

11-10-10 Meeting

MONTGOMERY COUNTY COMMISSION

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

CHECKS ARE DATED 10-29-10

Check Number	To	Check Number
212161		212302
Total Checks Paid		\$762,144.39

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

11-10-10 Meeting

MONTGOMERY COUNTY COMMISSION

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

CHECKS ARE DATED 10-29-10

Check Number	To	Check Number
212303		212453
Total Checks Paid		\$311,712.83

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

11-10-10 Meeting

MONTGOMERY COUNTY COMMISSION

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

CHECKS ARE DATED 11-05-10

Check Number	To	Check Number
212456		213109
Total Checks Paid		\$140,297.87

CHECK #	PAYEE	AMOUNT	DATE
212454	Rebecca Johnson	\$ 288.35	10/28/10
212455	B.A.T.S. Security	\$2,650.57	10/28/10

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

11-10-10 Meeting

MONTGOMERY COUNTY COMMISSION

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

CHECKS ARE DATED 11-05-10

Check Number	To	Check Number
213110		213120
Total Checks Paid		\$24,871.28

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

11-10-10 Meeting

MONTGOMERY COUNTY COMMISSION

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

CHECKS ARE DATED 11-05-10

Check Number	To	Check Number
213121		213163
Total Checks Paid		\$278,704.83

**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
11/05/2010

Payroll Check Number	105835	To	Payroll Check Number	105996	\$ 118,592.65
Direct Deposits					\$ 777,601.40
Payroll Check Number	105997	To	Payroll Check Number	106030	\$ 276,668.22
Direct Deposits					\$ 328,776.82
Federal Deposits					\$ 310,733.33
Total Payroll Paid					\$ 1,812,372.42

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

RESOLUTION

COUNTY OF MONTGOMERY STATE OF ALABAMA

WHEREAS, the Alabama Department of Transportation (ALDOT) and Montgomery County signed an agreement for the construction and maintenance of projects utilizing Federal, State and/or County funds; and

WHEREAS, as part of the agreement, ALDOT along with a representative from the County inspects said projects on an annual basis with ALDOT submitting an Annual Maintenance Inspection Report for each project; and

WHEREAS, ALDOT has established Guidelines for Removing Projects from the ALDOT Annual Maintenance Inspections, and

WHEREAS, the City of Montgomery, through an agreement with the County, accepts responsibility for the upkeep, repair and maintenance of any and all other roads, streets, bridges, gutters and other appurtenances thereto located within the corporate limits of the City of Montgomery.

NOW THEREFORE BE IT RESOLVED by the Montgomery County Commission that the attached roads and portions of roads be considered by ALDOT for removal from the Annual Maintenance Inspections.

Done at the regular session of the County Commission of Montgomery County, this ____ day of _____, 2010.

Montgomery County Commission
Governing Body

Elton N. Dean, Sr., Chairman

Ham Wilson, Jr., Member

Reed Ingram, Vice Chairman

Dimitri Polizos, Member

Jiles Williams, Jr., Member

Page No.	SACP No.	Project Description	Length
1	7306-A	Ashley Road & Hunter Loop Road from US 31 to Western Bypass	4.38
2	719-B&E	Old Selma Road from Western Bypass to the City Limits	2.75
7	7226-A	Lamar Road from US 80 to the City Limits	1.87
20	710-B	Woodley Road from McInnis Road to the City Limits	1.13
44		Wares Ferry Road from Eastern Bypass to the City Limits	3.48
45		Upper Wetumpka Road from US 231 to the City Limits	0.6
47	7228-A	Lower Wetumpka Road from Ala. River Parkway to the City Limits	0.28

Total = 14.49 mi.

City of Montgomery Highway Safety Office

P.O. Box 1111 Montgomery, AL 36101
Phone: (334) 241-2289 Fax: (334) 241-2961

FY 2011 Community Traffic Safety Program (CTSP) Agreement for Overtime Funds

1. The City of Montgomery Highway Safety Office, hereinafter referred to as the Central Alabama Highway Safety Office (CAHSO) or CITY; and **Montgomery County**, hereinafter referred to as AGENCY, hereby enter an agreement for 100% reimbursed funded salary plus allowable fringe for overtime enforcement service performed by its AGENT, hereinafter referred to as **Montgomery County Sheriff's Office**, which may be used synonymously with AGENCY since AGENT works for the AGENCY, to be expended from October 1, 2010 through September 30, 2011. AGENCY is solely responsible for the acts and omissions of its employees and agents. This agreement does not establish a relationship between AGENCY and CAHSO/CITY. To the extent permitted by law, the AGENCY hereby agrees to protect, defend, indemnify and hold CITY free and harmless from any and all losses, claims, liens, debts, personal injuries, and death, (including those by employees of CITY), damages to property (including property of CITY) without limitation by enumeration and all other claims or demands of every character occurring, or in any way incident to, in connection with, or arising from this agreement.
2. This funding is made available to the AGENCY under approved grant(s) between the CITY and the State of Alabama Department of Economic and Community Affairs- Law Enforcement and Traffic Safety Division (ADECA/LETS). Allocated funding under these grants for sustained overtime traffic enforcement shall only be used during fiscal year 2011 as directed by ADECA. The AGENCY has been awarded the following dollar amounts under this agreement.

GRANT NAME	ADECA NUMBER	ENFORCEMENT FOCUS AREA	HOTSPOT SPENDING	HS AREA FLEX SPENDING	AWARD AMOUNT
SECT-402 STEP	11-SP-PT-006	Belt/Speed/DUI	\$1,311.00	\$589.00	\$1,900.00
SECT-410 HFR	11-HS-FR-005	DUI	\$5,200.00		\$5,200.00
TOTAL AMOUNT					\$7,100.00

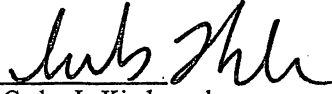
3. The AGENCY must use allotted funds under these grants for overtime traffic enforcement as designated by ADECA or CAHSO. Enforcement will focus on ADECA directed "Hot Spots" which are segments of roadways that have experienced alcohol related fatal/injury crashes within AGENCY's jurisdiction. The Alcohol Hot Spots are synonymous with the STEP Hot Spots and are as follows:

SECT-402 STEP & 410 HFR
Top 10 Segment Locations in Central Region with 3 or More Total Alcohol Related Crashes

County	City	Link	Node 1	Node 2	Location	Map
Montgomery	Rural Montgomery	2046	8074	9311	b/n Wares Ferry Rd. at Dozier Rd. and County Line at Dozier Rd.	17
Montgomery	Rural Montgomery	1254	10523	5560	b/n Vanderbilt Rd. at Woodley Rd and Woodley Rd. at Montgomery City Limits	23

4. AGENCY agrees to comply with the Statement of Work as outlined in Attachment A, Operational & Reimbursement Documentation Procedures as outlined in Attachment B, and In-kind Match Documentation Procedures as outlined in Attachment C.
5. CAHSO may terminate this agreement without notice at any time due to lack of funding, non-compliance with this agreement (and attachments), failure or refusal of AGENCY to comply with the Central Alabama Law Enforcement Committee (CALEC) Policy & Procedure Manual, or for cause.

6. CAHSO agrees to reimburse the AGENCY for actual enforcement/administrative overtime worked under this agreement, provided the overtime is consistent with Attachment A, documented in accordance with Attachment B and approved by CAHSO. Adjustments in the funding level, time period, or scope of this agreement may only be accomplished through written amendment upon recommendation of the CAHSO Director.

David T. Marshall	Sheriff, Montgomery County <i>Title</i>	<i>Date</i>
Elton N. Dean	Chairman, Montgomery County Commission <i>Title</i>	<i>Date</i>
 Carlos L. Kimbrough	Highway Safety Director <i>Title</i>	10/19/10 <i>Date</i>
 Todd Strange or Jeff Downes (Deputy Mayor, City of Montgomery)	Mayor, City of Montgomery <i>Title</i>	10/22/10 <i>Date</i>



Bob Riley
Governor

Department of Homeland Security
State of Alabama



Jim Walker
Director

October 22, 2010

To: County and State Agency HS POCs

Subject: Grant Agreements

Please sign and return the grant agreements at your earliest possible convenience. One copy should be retained for your records. Remember to initial each page of the grant agreement. Also, please ensure that Attachment I Page 8 is completed and signed, as well as Attachment III Page 1.

Once your grant manager has your budget detail worksheet and signed grant agreement, they will then be able to send you an e-mail that authorizes you to begin spending.

Worksheets must now be submitted electronically to allow us to comply with federal government transparency initiatives. You may also submit paper backup copies of the worksheets and stakeholder signature sheets. As a reminder, you must also attach a memorandum providing what portion (percentage and dollar amount) of your funding will be spent on law enforcement initiatives.

**COOPERATIVE AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
ASSISTANCE ALLOCATION - LETTER OF AGREEMENT**

1. Grantee Name & Address: Montgomery County Sheriff's Department 115 S. Perry St Montgomery, AL 36104		2. Issuing Office & Address: Alabama Department of Homeland Security PO Box 304115 Montgomery, AL 36130-4115	
3. FY 2010	4. Amount of Federal \$ 317,419.00 Total: \$ 317,419.00	5. Effective Dates Begin: September 13, 2010 End July 31, 2012	6. Agreement Number ALDHS-11-1221 Grant Numbers (Reporting Categories): OMMR \$ 317,419.00

Montgomery County Sheriff's Department is herein referred to as the Sub-grantee, the Alabama Department of Homeland Security is herein referred to as AL DHS, and FY2010 is herein referred to as the Agreement Fiscal Year.

1. **Applicable Federal Regulations:** The sub-grantee must comply with the Code of Federal Regulations (CFR), as applicable: 2 CFR Part 220, Cost Principles for Educational Institutions; 2 CFR Part 225, Cost Principles for State and Local Governments; 2 CFR Part 230, Cost Principles for Non-Profit Organizations; and 2 CFR Part 215, Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations. Also, the sub-grantee must comply with the provisions of 44 CFR: Emergency Management and Assistance, applicable to grants and cooperative agreements including Part 13, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments. In addition, the sub-grantee must comply with Federal Acquisition Regulation Sub-part 31.2, Contracts with Commercial Organizations.

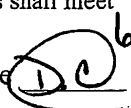
2. **Allowable Costs:** The allowability of costs incurred under any grant shall be determined in accordance with the general principles of allowability and standards for selected cost items as set forth in the applicable Code of Federal Regulation referenced above.

3. **Audit Requirements:** The sub-grantee agrees to comply with the requirements of OMB Circular A-133. Further, records with respect to all matters covered by this grant shall be made available for audit and inspection by AL DHS and/or any of its duly authorized representatives. If required, the audit report must specifically cite that the report was done in accordance with OMB Circular A-133. If a compliance audit is not required, a written certification must be provided at the end of each audit period stating that the sub-grantee has not expended the amount of federal funds that would require a compliance audit. The sub-grantee agrees to accept these requirements.

4. **Non-Supplanting Agreement:** The sub-grantee shall not use grantor funds to supplant state or local funds or other resources that would otherwise have been made available for this program. Further, if a position created by a grant is filled from within, the vacancy created by this action must be filled within 30 days. If the vacancy is not filled within 30 days, the sub-grantee must stop charging the grant for the new position. Upon filling the vacancy, the sub-grantee may resume charging for the grant position.

**COOPERATIVE GRANT AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
TERMS AND CONDITIONS**

5. Project Implementation: The sub-grantee agrees to implement this project within 90 days following the grant award effective date or be subject to automatic cancellation of the grant. Evidence of project implementation must be detailed in the first Biannual Strategy Implementation Report (BSIR).
6. Written Approval of Changes: Any mutually agreed upon changes to this sub-grant must be approved, in writing, by AL DHS prior to implementation or obligation and shall be incorporated in written amendments to this grant. This procedure for changes to the approved sub-grant is not limited to budgetary changes, but also includes changes of substance in project activities and changes in the project director or key professional personnel identified in the approved application.
7. Individual Consultants: Billings for individual consultants/contractors must include at a minimum: a description of services; dates of services; number of hours for services performed; rate charged for services; and, the total cost of services performed. Individual consultant costs must be within the prevailing rates.
8. Bidding Requirements: The sub-grantee must comply with proper competitive bidding procedures as required by 28 CFR Part 66 (formerly OMB Circular A-102) or OMB Circular A-110, as applicable, and pertinent provisions of the Code of Alabama, including, but not limited to, Section 11-47-6.
9. Personnel and Travel Costs: The US DHS Financial Guide is the source document for all homeland security related financial matters, including personnel and travel costs. Subgrantees must comply with the provisions in this guide. This guide has been distributed by AL DHS annually during the past several years and is available upon request. Personnel and travel costs must also be consistent with the jurisdiction's policies and procedures, and must be applied uniformly to both federally financed and locally financed activities of the agency. In the absence of jurisdictional requirements, travel costs must not exceed the rate set by state regulation, a copy of which is available upon request. However, at no time can the agency's travel and lodging expenses rates exceed the federal rates established by the U.S. General Services Administration (GSA). Also note that the US DHS Financial Guide provides a listing of unauthorized expenses. Be advised that tips while on travel are normally not allowable and food/beverage expenses are restricted.
10. Terms of Grant Period: Grant funds may not be obligated prior to the effective date of the grant. The final request for payment must be submitted no later than thirty (30) calendar days after the end of the grant period. Also, any obligation of grant funds dated after the expiration of the grant period will not be eligible for reimbursement.
11. Utilization and Payment of Grant Funds: Funds awarded are to be expended only for purposes and activities covered by the subgrantees approved project plan and budget. Items must be in the sub-grantee's approved grant budget and documented in the budget detail worksheet in order to be eligible for reimbursement. Payments will be adjusted to correct previous overpayments and disallowances or under payments resulting from audit. Grants failing to meet this requirement, without prior written approval, are subject to cancellation.
12. Recording and Documentation of Receipts and Expenditures: Sub-grantee's accounting procedures must provide for accurate and timely recording of receipt of funds by source of expenditures made from such funds and unexpended balances. These records must contain information pertaining to grant awards, obligations, unobligated balances, assets, liabilities, expenditures and program income. Controls must be established which are adequate to ensure that expenditures charged to the sub-grant activities are for allowable purposes. Equipment purchases may only include items approved in the AEL (Authorized Equipment List). Additionally, effective control and accountability must be maintained for all grant cash, real and personal property and other assets. Accounting records must be supported by such source documentation as cancelled checks, paid bills, payrolls, time and attendance records, contract documents, grant award documents, etc.
13. Financial Responsibility: The financial responsibility of sub-grantees must be such that the sub-grantee can properly discharge the public trust which accompanies the authority to expend public funds. Adequate accounting systems shall meet the following minimum criteria:

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**COOPERATIVE GRANT AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
TERMS AND CONDITIONS**

- a. Accounting records should provide information needed to adequately identify the receipt of funds under each grant awarded and the expenditure of funds for each grant;
- b. Entries in accounting records should refer to subsidiary records and/or documentation which support the entry and which can be readily located;
- c. The accounting system should provide accurate and current financial reporting information; and,
- d. The accounting system should be integrated with an adequate system of internal controls to safeguard the funds and assets covered, check the accuracy and reliability of accounting data, promote operational efficiency and encourage adherence to prescribed management policies.

14. Property Control:

- a. Effective control and accountability must be maintained for all property. Sub-grantees must adequately safeguard all such property and must assure that it is used solely for authorized purposes. Sub-grantees should ensure proper use, maintenance, protection and preservation of such property.
- b. Subject to the obligations and conditions set forth in 28 CFR Part 66 (formerly OMB Circular A-102), title to non-expendable property acquired in whole or in part with grant funds shall be vested in the sub-grantee. Non-expendable property is defined as any item having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit.
- c. Use and Disposition: Equipment shall be used by the sub-grantee in the program or project for which it was acquired as long as needed, whether or not the program or project continues to be supported by federal funds. Theft, destruction, or loss of property shall be reported to AL DHS immediately. Property will only be transferred for property disposal if it is certified as no longer serviceable and coordinated in advance with AL DHS.
- d. Vehicles: The AEL, section 12 (CBRNE Response Vehicles/Prime Movers) indicates that special-purpose vehicles may be purchased and used only for the transport of CBRNE terrorism response equipment and personnel to the incident site. These vehicles may not be used for routine administration or daily operations. The mileage for all vehicles purchased with homeland security grant funds will be checked annually during periodic monitoring visits. Licensing, registration, insurance and other fees are the responsibility of the jurisdiction and are not allowable under this grant. In addition, general purpose vehicles (patrol cars, executive transportation, etc.), fire apparatus and non-CBRNE tactical/armored assault vehicles are not allowable.
- e. Equipment: The sub-grantee agrees that, when practicable, any equipment purchased with grant funding shall be prominently marked as follows: Purchased with funds provided by the U.S. Department of Homeland Security. Stickers displaying the AL DHS logo and the correct verbiage may be obtained by contacting the Alabama Department of Homeland Security.

- 15. Performance: This grant may be terminated or fund payments discontinued by AL DHS where it finds a substantial failure to comply with the provisions of the legislation governing these funds or regulations promulgated, including those grant conditions or other obligations established by AL DHS. In the event the sub-grantee fails to perform the services described herein and has previously received financial assistance from AL DHS, the sub-grantee shall reimburse AL DHS the full amount of the payments made. However, if the services described herein are partially performed, and the sub-grantee has previously received financial assistance, the sub-grantee shall proportionally reimburse AL DHS for payments made.
- 16. Deobligation of Grant Funds: All expenditures of grant funds must be completed and the grant closed out within thirty (30) calendar days of the end of the grant period. Failure to close out the grant in a timely manner will result in an automatic deobligation of the remaining grant funds by AL DHS.

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**COOPERATIVE GRANT AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
TERMS AND CONDITIONS**

17. Americans with Disabilities Act of 1990 (ADA): The sub-grantee must comply with all requirements of the Americans with Disabilities Act of 1990 (ADA), as applicable.
18. Compliance with Section 504 of the Rehabilitation Act of 1973 (Handicapped): All recipients of federal funds must comply with Section 504 of the Rehabilitation Act of 1973. Therefore, the federal funds recipient pursuant to the requirements of the Rehabilitation Act of 1973 hereby gives assurance that no otherwise qualified handicapped person shall, solely by reason of handicap, be excluded from the participation in, be denied the benefits of or be subject to discrimination, including discrimination in employment, in any program or activity that receives or benefits from federal financial assistance. The recipient agrees it will ensure that requirements of the Rehabilitation Act of 1973 shall be included in the agreements with and be binding on all of its sub-grantee, contractors, subcontractors, assignees or successors.
19. Utilization of Minority Businesses: Sub-grantees are encouraged to utilize qualified minority firms where cost and performance of major contract work will not conflict with funding or time schedules.
20. Political Activity: None of the funds, materials, property or services provided directly or indirectly under this contract shall be used for any partisan political activity, or to further the election or defeat of any candidate for public office, or otherwise in violation of the provisions of the "Hatch Act."
21. Debarment Certification: With the signing of the grant application, the sub-grantee agrees to comply with Federal Debarment and Suspension regulations as outlined in the "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion -Lower Tier Covered Transactions" form.
22. Drug-Free Workplace Certification: This Certification is required by the Federal Drug-Free Workplace Act of 1988. The federal regulations, published in the January 31, 1989, Federal Register, require certification by state agency sub-grantees that they will maintain a drug-free workplace. The certification is a material representation of fact upon which reliance will be placed when AL DHS determines to award the grant. False certification or violation of the certification shall be grounds for suspension of payments, suspension or termination of the grant, or government-wide suspension or debarment.
23. Publications: The sub-grantee agrees that all publications created with funding under this grant shall prominently contain the following statement: "This Document was prepared under a grant from the Office of Grants & Training (G&T), FEMA. Points of view or opinions expressed in this document are those of the authors and do not necessarily represent the official position or policies of G&T or the U.S. Department of Homeland Security". The sub-grantee also agrees that one copy of any such publication will be submitted to AL DHS to be placed on file and distributed as appropriate to other potential sub-grantees or interested parties. AL DHS may waive the requirement for submission of any specific publication upon submission of a request providing justification from the sub-grantee.
24. Closed-Captioning of Public Service Announcements: Any television public service announcement that is produced or funded in whole or in part by any agency or instrumentality of the federal government shall include closed captioning of the verbal content of such announcement.
25. Fiscal Regulations: The fiscal administration of grants shall be subject to such further rules, regulations and policies concerning accounting and records, payment of funds, cost allowability, submission of financial reports, etc., as may be prescribed by AL DHS Guidelines or "Special Conditions" placed on the grant award.
26. Compliance Agreement: The sub-grantee agrees to abide by all Terms and Conditions including "Special Conditions" placed upon the grant award by AL DHS. Failure to comply could result in a "Stop Payment" being placed on the grant.
27. Leasing of Space: Requests to lease space for any purpose must be coordinated in advance with AL DHS at annual program briefings and documented/approved in budget detail worksheets. Specific provisions are provided below.

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**COOPERATIVE GRANT AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
TERMS AND CONDITIONS**

a. Equipment Storage: Rental or leasing of space for a newly acquired allowable equipment items is allowable. Grant funds may be used to cover only the portion of the rental/lease period that occurs during the grant project period. Supplanting of previously planned or budgeted activities is strictly prohibited.

b. Exercises: Rental or leasing of space for design, development, conduct and evaluation of exercises is allowable. This includes the costs related to the rental of space/locations for both exercise planning and conduct.

c. Office Space: Leasing of office space is generally not authorized. In certain cases, it may be approved based on the requirements for hiring new personnel. The request to lease space for new personnel must be coordinated in advance with AL DHS. If approved, the total cost of space may not exceed the rental cost of comparable space and facilities in a privately-owned building in the same locality. Information to demonstrate that a comparison was conducted by the sub-grantee regarding current market costs for space in the same locale should be made available upon request by the State Administrating Agency (AL DHS) or its representative for audit purposes. The cost of space procured for program usage may not be charged to the program for periods of non-occupancy. Rent cannot be paid if the building is owned by the sub-grantee or if the sub-grantee has a substantial financial interest in the property. The total square footage covered by the lease, total square footage being charged to the grant (based on the amount needed for program implementation) and the cost per square foot agreement must be provided to the SAA (AL DHS). A copy of the signed lease agreement must be submitted to the SAA before reimbursement is made for space. Please note that the grant can only be charged for the grant's portion of rental costs. The grant cannot be used for mortgage payments as this is unallowable.

28. Suspension or Termination of Funding: AL DHS may suspend, in whole or in part, and/or terminate funding for or impose another sanction on a sub-grantee for any of the following reasons:

a. Failure to comply substantially with the requirements or statutory objectives of the 2003 Omnibus Appropriations Act issued there under, or other provisions of Federal Law.

b. Failure to adhere to the requirements, standard conditions or special conditions of this grant, including property accountability and vehicle usage.

c. Proposing or implementing substantial program changes to the extent that, if originally submitted, the agreement would not have been approved for funding.

d. Failure to submit reports on a semi-annual basis and as otherwise required.

e. Filing a false certification in this application or other report or document.

f. Other good cause shown.

29. National Incident Management System (NIMS): The State met the NIMS compliance requirements in order to receive FY10 homeland security grant funding. The jurisdictions and agencies that established NIMSCAST accounts and submitted their annual rollups no later than September 2, 2009, are also eligible to receive FY10 homeland security grant funding.

a. County subgrantees of FY10 homeland security grants (i.e., those that met the NIMS compliance requirements) may only allocate or use HS funding for those cities, towns, and agencies that also met the September 2, 2009 NIMS deadline. The listing of NIMS compliant jurisdictions and agencies will be documented, maintained, and distributed by the NIMS point of contact at AEMA.

b. If a County allocates or uses FY10 HS funding for a city, town or agency that is not NIMS compliant, then AL DHS will not be able to process the reimbursement request and it will be returned without action.

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**COOPERATIVE GRANT AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
TERMS AND CONDITIONS**

30. Alabama Mutual Aid System Agreement (AMAS): When funding is provided for Alabama Mutual Aid System (AMAS) related activities, the sub-grantee agrees to remain a party to the AMAS program.
31. Budget Detail Worksheet:
- a. The sub-grantee agrees to submit a Budget Detail Worksheet to the Alabama Department of Homeland Security (AL DHS) and must await formal approval of the worksheet in writing from AL DHS prior to obligating funds, making commitments, or purchasing any of the items requested. The worksheet submitted by the sub-grantee will provide a complete and detailed description of the items (equipment, training, and exercises) to be purchased and will also provide a valid estimate of the actual quantities and costs involved. Care should be taken to ensure the items requested on the worksheet are allowable in accordance with the US DHS grant guidance, and if equipment, listed on the current version of the Authorized Equipment List (AEL). Copies of the fiscal year grant guidance and the current version of the AEL are available on the AL DHS web site at www.homelandsecurity.alabama.gov. Additionally, a revised worksheet must be submitted for addition or deletion of all items from the original worksheet. If additions, deletions, or changes in cost total \$5000.00 or more, a new sign-off sheet by stakeholders is also required.
- b. Electronic copies of budget detail worksheet must be submitted within 60 days of receipt of this grant. The electronic budget detail worksheet is a requirement in addition to the paper copies that may have been submitted previously.
- c. Special Instructions: The sub-grantee agrees to spend the appropriate percentages of this grant in compliance with US DHS grant guidance and AL DHS special instructions with regard to law enforcement. Additionally, the amount to be spent and the percentage for the expenditures will be documented in a letter and attached to the budget detail worksheet for law enforcement.
32. Metropolitan Medical Response System (MMRS):
- a. For MMRS grants, councils must be established and meet on an appropriate periodic basis in accordance with the council charter. In addition to appropriate local officials and stakeholders, the council membership must also include a representative from the State Department of Public Health.
- b. Detailed budget worksheets will document program expenses as prescribed in other sections of the grant guidance. Detailed budget worksheets will be prepared and provided to AL DHS for approval in advance of spending in order to document the annual plan and to ensure that MMRS funds are used in accordance with MMRS program guidelines.
- c. The MMRS leadership shall ensure that local strategic goals, objectives, operational capabilities, and resource requirements align with State's Homeland Security Strategies. Critical factors in planning are to ensure that MMRS jurisdictions have:
- Applicable and up to date plans for responding to a mass casualty incidents caused by any hazards
 - Applicable procedures and operational guides to implement the response actions are within the local plan including patient tracking that addresses identifying and tracking children and keeping families intact where possible
 - Identified resources for medical supplies necessary to support children during an emergency, including pharmaceuticals and pediatric-sized equipment on which first responders and medical providers are trained

**COOPERATIVE GRANT AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
TERMS AND CONDITIONS**

33. Homeland Security Exercises: All exercises conducted with HSGP funding must be NIMS compliant and must be executed in accordance with the Homeland Security Exercise and Evaluation Program (HSEEP). The Alabama Emergency Management Agency serves as the single point of contact for homeland security and emergency management related exercises within the state. All exercises must be coordinated in advance with Sam Guerrero or the designated AEMA exercise point of contact in advance of the exercise planning cycle. The AEMA POC must be kept informed during each step of the exercise process. In accordance with HSGP grant guidance, grant recipients must ensure that an After Action Report and an Improvement Plan are prepared for each exercise conducted with US DHS and FEMA support (grant funds and direct support). The two reports must be coordinated with the AEMA exercise point of contact and submitted to the FEMA secure portal within 60 days following each exercise.
34. Overtime and Backfill: Sub-grantees must read and comply with the funding restrictions provided in FY09 HSGP grant guidance (e.g., Part IV, E, pages 34-41; Part VIII, pages 63-65; and pages 76-80). A summary of the funding restrictions pertaining to overtime is provided below. Overtime will not normally be authorized and all requests for overtime must be coordinated in advance and approved by AL DHS.
- a. Organizational Overtime: Overtime costs are allowable for personnel to participate in information, investigative, and intelligence sharing activities specifically related to homeland security and *specifically requested by a Federal agency*. Allowable costs are limited to overtime associated with Federally requested participation in eligible fusion activities including anti-terrorism task forces, Joint Terrorism Task Forces (JTTFs), Area Maritime Security Committees (as required by the Maritime Transportation Security Act of 2002), DHS Border Enforcement Security Task Forces, and Integrated Border Enforcement Teams.
- b. Operational Overtime: In support of efforts to enhance capabilities for detecting, deterring, disrupting, and preventing acts of terrorism, operational overtime costs are allowable for increased security measures at critical infrastructure sites during DHS-declared periods of increased security. Subject to these elevated threat level conditions, HSGP funds for organizational costs may be used to support select operational expenses associated with increased security measures at critical infrastructure sites. Consumable costs, such as fuel expenses are *not allowed* except as part of the standard National Guard deployment package.
35. Construction and Renovation: The use of HSGP funds for construction and renovation is generally prohibited unless it is a necessary component of a security system at a designated critical infrastructure facility or unless it involves erection of communications towers included in the interoperable communications plan. Construction and renovation projects must be coordinated in advance with AL DHS at annual program briefings and documented/approved in budget detail worksheets. Additionally, subgrantees must provide to the SAA (AL DHS) appropriate documentation required by HSGP grant guidance for forwarding to FEMA prior to draw down of funds. Subgrantees must also refer to and comply with FEMA information bulletin #329, Environmental Planning and Historic Preservation Requirements for Grants.
36. Special Instructions: N/A.

CERTIFICATION BY COUNTY HOMELAND SECURITY POINT OF CONTACT (POC)

I certify that I understand and agree to comply with the general and fiscal provisions of this grant application including the terms and conditions; to comply with provisions of the regulations governing these funds and all other federal and state laws; that all information presented is correct; that there has been appropriate coordination with affected agencies; that I am duly authorized by the Applicant to perform the tasks of Project Director as they relate to the requirements of this grant application; that costs incurred prior to Grantee approval may result in the expenditures being absorbed by the subgrantee; and, that the receipt of these grant funds through the Grantee will not supplant state or local funds.

Name: Derrick Cunningham
Title: Chief Deputy
Agency Address: 115 South Perry St. Montgomery, AL 36104
Phone Number: (334) 832-1646
Fax Number: (334) 832-7113
Mobile Number: (334) 850-1329
E-Mail Address: DerrickCunningham@mc-ala.org
Signature: [Signature] Date: 10/27/2010

CERTIFICATION BY COUNTY OFFICIAL AUTHORIZED TO SIGN

I certify that I understand and agree to comply with the general and fiscal provisions of this grant application including the terms and conditions; to comply with provisions of the regulations governing these funds and all other federal and state laws; that all information presented is correct; that there has been appropriate coordination with affected agencies; that I am duly authorized by the Applicant to perform the tasks of the Official Authorized to Sign as they relate to the requirements of this grant application; that costs incurred prior to Grantee approval may result in the expenditures being absorbed by the subgrantee; and, that the receipt of these grant funds through the Grantee will not supplant state or local funds.

Name: _____
Title: _____
Agency Address: _____
Phone Number: _____
Signature: _____ Date: _____

**NOTE: THE POC AND THE COUNTY OFFICIAL AUTHORIZED TO SIGN CANNOT BE THE SAME PERSON.
STAFF BEING FUNDED UNDER THIS GRANT MAY NOT BE ANY OF THE ABOVE OFFICIALS
WITHOUT AL DHS APPROVAL.**

CERTIFICATION BY STATE HOMELAND SECURITY ADVISOR

Name: James M. Walker, Jr.
Title: Director, Alabama Department of Homeland Security
Signature: [Signature] Date: _____

**COOPERATIVE AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
ASSISTANCE ALLOCATION - LETTER OF AGREEMENT**

1. Grantee Name & Address: Montgomery County Sheriff's Department 115 S. Perry St Montgomery, AL 36104			2. Issuing Office & Address: Alabama Department of Homeland Security PO Box 304115 Montgomery, AL 36130-4115		
3. FY 2010	4. Amount of Federal \$ 39,982.10 Total: \$ 39,982.10	5. Effective Dates Begin: September 13, 2010 End July 31, 2012	6. Agreement Number ALDHS-11-1258 Grant Numbers (Reporting Categories): OSHL \$ 39,982.10		

Montgomery County Sheriff's Department is herein referred to as the Sub-grantee, the Alabama Department of Homeland Security is herein referred to as AL DHS, and FY2010 is herein referred to as the Agreement Fiscal Year.

1. **Applicable Federal Regulations:** The sub-grantee must comply with the Code of Federal Regulations (CFR), as applicable: 2 CFR Part 220, Cost Principles for Educational Institutions; 2 CFR Part 225, Cost Principles for State and Local Governments; 2 CFR Part 230, Cost Principles for Non-Profit Organizations; and 2 CFR Part 215, Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations. Also, the sub-grantee must comply with the provisions of 44 CFR: Emergency Management and Assistance, applicable to grants and cooperative agreements including Part 13, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments. In addition, the sub-grantee must comply with Federal Acquisition Regulation Sub-part 31.2, Contracts with Commercial Organizations.

2. **Allowable Costs:** The allowability of costs incurred under any grant shall be determined in accordance with the general principles of allowability and standards for selected cost items as set forth in the applicable Code of Federal Regulation referenced above.

3. **Audit Requirements:** The sub-grantee agrees to comply with the requirements of OMB Circular A-133. Further, records with respect to all matters covered by this grant shall be made available for audit and inspection by AL DHS and/or any of its duly authorized representatives. If required, the audit report must specifically cite that the report was done in accordance with OMB Circular A-133. If a compliance audit is not required, a written certification must be provided at the end of each audit period stating that the sub-grantee has not expended the amount of federal funds that would require a compliance audit. The sub-grantee agrees to accept these requirements.

4. **Non-Supplanting Agreement:** The sub-grantee shall not use grantor funds to supplant state or local funds or other resources that would otherwise have been made available for this program. Further, if a position created by a grant is filled from within, the vacancy created by this action must be filled within 30 days. If the vacancy is not filled within 30 days, the sub-grantee must stop charging the grant for the new position. Upon filling the vacancy, the sub-grantee may resume charging for the grant position.

**COOPERATIVE AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
ASSISTANCE ALLOCATION - LETTER OF AGREEMENT**

1. Grantee Name & Address: Montgomery County Sheriff's Department 115 S. Perry St Montgomery, AL 36104			2. Issuing Office & Address: Alabama Department of Homeland Security PO Box 304115 Montgomery, AL 36130-4115		
3. FY 2010	4. Amount of Federal \$ 26,353.51 Total: \$ 26,353.51	5. Effective Dates Begin: September 13, 2010 End July 31, 2012	6. Agreement Number ALDHS-11-1274 Grant Numbers (Reporting Categories): OMAL \$ 26,353.51		

Montgomery County Sheriff's Department is herein referred to as the Sub-grantee, the Alabama Department of Homeland Security is herein referred to as AL DHS, and FY2010 is herein referred to as the Agreement Fiscal Year.

1. **Applicable Federal Regulations:** The sub-grantee must comply with the Code of Federal Regulations (CFR), as applicable: 2 CFR Part 220, Cost Principles for Educational Institutions; 2 CFR Part 225, Cost Principles for State and Local Governments; 2 CFR Part 230, Cost Principles for Non-Profit Organizations; and 2 CFR Part 215, Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations. Also, the sub-grantee must comply with the provisions of 44 CFR: Emergency Management and Assistance, applicable to grants and cooperative agreements including Part 13, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments. In addition, the sub-grantee must comply with Federal Acquisition Regulation Sub-part 31.2, Contracts with Commercial Organizations.

2. **Allowable Costs:** The allowability of costs incurred under any grant shall be determined in accordance with the general principles of allowability and standards for selected cost items as set forth in the applicable Code of Federal Regulation referenced above.

3. **Audit Requirements:** The sub-grantee agrees to comply with the requirements of OMB Circular A-133. Further, records with respect to all matters covered by this grant shall be made available for audit and inspection by AL DHS and/or any of its duly authorized representatives. If required, the audit report must specifically cite that the report was done in accordance with OMB Circular A-133. If a compliance audit is not required, a written certification must be provided at the end of each audit period stating that the sub-grantee has not expended the amount of federal funds that would require a compliance audit. The sub-grantee agrees to accept these requirements.

4. **Non-Supplanting Agreement:** The sub-grantee shall not use grantor funds to supplant state or local funds or other resources that would otherwise have been made available for this program. Further, if a position created by a grant is filled from within, the vacancy created by this action must be filled within 30 days. If the vacancy is not filled within 30 days, the sub-grantee must stop charging the grant for the new position. Upon filling the vacancy, the sub-grantee may resume charging for the grant position.

**COOPERATIVE AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
ASSISTANCE ALLOCATION - LETTER OF AGREEMENT**

1. Grantee Name & Address: Montgomery County Sheriff's Department 115 S. Perry St Montgomery, AL 36104			2. Issuing Office & Address: Alabama Department of Homeland Security PO Box 304115 Montgomery, AL 36130-4115		
3. FY	4. Amount of Federal \$ 23,000.00 Total: \$ 23,000.00	5. Effective Dates Begin: September 13, 2010 End July 31, 2012	6. Agreement Number ALDHS-11-1267 Grant Numbers (Reporting Categories): OCCL \$ 23,000.00		

Montgomery County Sheriff's Department is herein referred to as the Sub-grantee, the Alabama Department of Homeland Security is herein referred to as AL DHS, and FY2010 is herein referred to as the Agreement Fiscal Year.

1. **Applicable Federal Regulations:** The sub-grantee must comply with the Code of Federal Regulations (CFR), as applicable: 2 CFR Part 220, Cost Principles for Educational Institutions; 2 CFR Part 225, Cost Principles for State and Local Governments; 2 CFR Part 230, Cost Principles for Non-Profit Organizations; and 2 CFR Part 215, Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations. Also, the sub-grantee must comply with the provisions of 44 CFR: Emergency Management and Assistance, applicable to grants and cooperative agreements including Part 13, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments. In addition, the sub-grantee must comply with Federal Acquisition Regulation Sub-part 31.2, Contracts with Commercial Organizations.

2. **Allowable Costs:** The allowability of costs incurred under any grant shall be determined in accordance with the general principles of allowability and standards for selected cost items as set forth in the applicable Code of Federal Regulation referenced above.

3. **Audit Requirements:** The sub-grantee agrees to comply with the requirements of OMB Circular A-133. Further, records with respect to all matters covered by this grant shall be made available for audit and inspection by AL DHS and/or any of its duly authorized representatives. If required, the audit report must specifically cite that the report was done in accordance with OMB Circular A-133. If a compliance audit is not required, a written certification must be provided at the end of each audit period stating that the sub-grantee has not expended the amount of federal funds that would require a compliance audit. The sub-grantee agrees to accept these requirements.

4. **Non-Supplanting Agreement:** The sub-grantee shall not use grantor funds to supplant state or local funds or other resources that would otherwise have been made available for this program. Further, if a position created by a grant is filled from within, the vacancy created by this action must be filled within 30 days. If the vacancy is not filled within 30 days, the sub-grantee must stop charging the grant for the new position. Upon filling the vacancy, the sub-grantee may resume charging for the grant position.

**COOPERATIVE AGREEMENT
STATE HOMELAND SECURITY GRANT PROGRAM
ASSISTANCE ALLOCATION - LETTER OF AGREEMENT**

1. Grantee Name & Address: Montgomery County Sheriff's Department 115 S. Perry St Montgomery, AL 36104			2. Issuing Office & Address: Alabama Department of Homeland Security PO Box 304115 Montgomery, AL 36130-4115		
3. FY 2010	4. Amount of Federal \$ 327.00 Total: \$ 327.00	5. Effective Dates Begin: September 13, 2010 End July 31, 2012	6. Agreement Number ALDHS-11-1271 <u>Grant Numbers (Reporting Categories):</u> OICL \$ 327.00		

Montgomery County Sheriff's Department is herein referred to as the Sub-grantee, the Alabama Department of Homeland Security is herein referred to as AL DHS, and FY2010 is herein referred to as the Agreement Fiscal Year.

1. **Applicable Federal Regulations:** The sub-grantee must comply with the Code of Federal Regulations (CFR), as applicable: 2 CFR Part 220, Cost Principles for Educational Institutions; 2 CFR Part 225, Cost Principles for State and Local Governments; 2 CFR Part 230, Cost Principles for Non-Profit Organizations; and 2 CFR Part 215, Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations. Also, the sub-grantee must comply with the provisions of 44 CFR: Emergency Management and Assistance, applicable to grants and cooperative agreements including Part 13, Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments. In addition, the sub-grantee must comply with Federal Acquisition Regulation Sub-part 31.2, Contracts with Commercial Organizations.

2. **Allowable Costs:** The allowability of costs incurred under any grant shall be determined in accordance with the general principles of allowability and standards for selected cost items as set forth in the applicable Code of Federal Regulation referenced above.

3. **Audit Requirements:** The sub-grantee agrees to comply with the requirements of OMB Circular A-133. Further, records with respect to all matters covered by this grant shall be made available for audit and inspection by AL DHS and/or any of its duly authorized representatives. If required, the audit report must specifically cite that the report was done in accordance with OMB Circular A-133. If a compliance audit is not required, a written certification must be provided at the end of each audit period stating that the sub-grantee has not expended the amount of federal funds that would require a compliance audit. The sub-grantee agrees to accept these requirements.

4. **Non-Supplanting Agreement:** The sub-grantee shall not use grantor funds to supplant state or local funds or other resources that would otherwise have been made available for this program. Further, if a position created by a grant is filled from within, the vacancy created by this action must be filled within 30 days. If the vacancy is not filled within 30 days, the sub-grantee must stop charging the grant for the new position. Upon filling the vacancy, the sub-grantee may resume charging for the grant position.



CODE

3475 ASHLEY ROAD, MONTGOMERY, ALABAMA 36108
PERPETUAL AUCTION SALES AGREEMENT

This agreement is entered into by J.M. WOOD AUCTION CO., INC. Montgomery, Alabama. Hereinafter referred to as Auctioneer, and

Seller	Montgomery County Commission			Address	P.O. Box 1667		
City	Montgomery	State	Alabama	Zip	36102-1667	County	Montgomery
Phone:	Contact: Mr. Donald L. Mims – Administrator: Phone 334-832-1210						

Hereinafter referred to as seller. Seller accepts the following terms and conditions:

- Seller hereby employs Auctioneer to sell items listed below at public auction to the highest or last bidder on:
This is a perpetual contract beginning fiscal year 2010 - 2011. This contract will automatically renew for an additional two years (in one year increments) unless cancelled by either party with a 30 day written notice prior to contract renewal.
- Our advertising agency will prepare a descriptive brochure with color pictures and a detailed listing of your equipment. A personalized mailing list will be selected from our 75,000 national and international buyers. Plus, seller will benefit from our chain-advertising program.
- Attractive newspaper ads will be placed in over three hundred (300) newspapers reaching over three million (3,000,000) readers. Plus, we will advertise in strategic national trade publications as, Rock & Dirt, Machinery Trader, Contractors Hotline, The Equipment Trader and Southern Loggin' Times. These publications will run attractive full- page advertisements announcing the auction. This national and international advertising campaign is essential in insuring the maximum dollar potential of your equipment.
- **J.M. WOOD AUCTION COMPANY, INC.** will have representatives marketing your equipment and answering questions from prospective buyers prior to and during the auction.
- **J.M.WOOD AUCTION COMPANY, INC.** will furnish all personnel to set-up, conduct the auction, collect all proceeds and assist in load-out for five (5) days following the auction.
- Approximately two (2) weeks prior to auction date, our sales and set-up staff will be on site, organizing, tagging, and cataloging the items for auction. We will furnish a detailed sale day catalog for each buyer on inspection day and the day of the auction.
- **J.M. WOOD AUCTION COMPANY, INC.** will pay any/all expenses in conducting the auction and furnish a computerized statement of each item sold. Auctioneer acts as Sellers agent. Seller guarantees that he is the sole owner of items being sold and states that items are free of all mortgages liens and encumbrances. Seller agrees to disclose all liens mortgages, taxes, encumbrances or claims of any sort and states he is not connected to claim by Bankrupt Court or IRS. In the event such claim should exist Seller agrees to pay all legal expense incurred by Auctioneer to protect and defend clear title. Seller hereby authorizes J.M. Wood Auction Co., Inc (hereby known as Auctioneer) at the absolute discretion of Auctioneer to carry out title searches in respect of the Equipment at the expense of Seller, but in no case shall Auctioneer have a duty to conduct, nor be responsible for the results of any such title search.
- **J.M. WOOD AUCTION COMPANY, INC.** gives seller a guaranteed commission rate of **6% Absolute** that will be charged to gross sales. JM Wood Auction Co., Inc. will provide a financial guarantee on items requested by seller.

- **J.M. WOOD AUCTION COMPANY, INC.** will provide, as a service to seller, a detailed report on any repairs deemed necessary to make the equipment bring the maximum dollar. J.M Wood Auction Co., Inc. will furnish an on-site detailed clean-up service. This clean-up service will be deducted from seller's net proceeds.
- **J.M. WOOD AUCTION COMPANY, INC.** will issue seller a check for full settlement within eight (8) banking days after auction closes.
- Auctioneer has no interest or ownership in this equipment and acts only as Sellers agent. Seller guarantees that he is the sole owner of items being sold and states that items are free of all mortgages, liens and encumbrances. Seller agrees to disclose all liens mortgages, taxes, encumbrances or claims of any sort and states he is not connected to claim by Bankrupt Court or IRS. In the event such claim should exist Seller agrees to pay all legal expense incurred by Auctioneer to protect and defend clear title. Seller hereby authorizes J.M. Wood Auction Co., Inc (hereby known as Auctioneer) at the absolute discretion of Auctioneer to carry out title searches in respect of the Equipment at the expense of Seller, but in no case shall Auctioneer have a duty to conduct, nor be responsible for the results of any such title search.
- Force Majeure: Seller agrees that Auctioneer shall not be liable for delays or failure in performance resulting from acts beyond Auctioneer's control, including for example acts of God, work stoppage, riots, acts of war, disruption of means of communication, computer virus, power failure or natural disasters.
- Seller agrees to deliver bill of sales, tag receipts and current transferable titles or necessary documents to Auctioneer. Seller understands Auctioneer will not make payment until such document have been delivered to Auctioneer.
- In event of encumbrances, payment will be made jointly to Seller and Lien holder. In the event that proceeds do not exceed encumbrance, Seller is responsible for balance remaining to lien holder to ensure clear title.
- Seller understands it remains his responsibility to protect his own interest in said items against loss of fire or theft while on sale site and agrees to hold Auctioneer harmless from said loss by fire, theft or damage.

Brenda S. Wood has power of attorney to sign for, receive, transfer or negotiate titles and bill of sales on auction items.

All items must be delivered to sale site at least 7 days prior to sale date. Seller agrees to pay auctioneer.

Montgomery County Commission

Date: 12 October 2010

Print Sellers Legal Signature: _____

Auction Rep.: _____

Jay D. Gray, V.P.

Sellers Legal Signature: _____

Montgomery County Commission

Finance Department
P.O. Box 1667
Montgomery, Alabama 36102
Phone 334-832-1268
Fax 334-832-2533

Memo

To: Donald L. Mims, Administrator
From: Sherrill R. Thomas, Finance Director 
Date: October 18, 2010
Re: Imperial Systems Inc. Prior Year Invoice

Attached is documentation concerning an Imperial Systems Inc. invoice dated 7/30/09. This invoice was recently forwarded to the Finance Department by the Sheriff's Department for payment. The vendor states that when they were purchased by another company the unpaid amount was discovered.

Purchasing and the finance department have verified that the invoice was never paid

The total amount due is \$6,416.66 and I recommend that the invoice be processed for payment.



IMPERIAL SYSTEMS INC.
DETENTION FACILITY EQUIPMENT SALES AND SERVICE
3040 MAIN STREET
MILLBROOK, ALABAMA 36054
TEL: 334-285-4222
FAX: 334-285-5055

INVOICE

3551

Montgomery Co. Commission
Purchasing Dept.
P.O. Box 1667
Montgomery, AL. 36102
Attn: Pat Silas

Ship To:
Montgomery Co. / New Courthouse
251 S. Lawrence Street
Montgomery, Alabama 36104
Attn: Pat Silas

Date: 07/30/2009

Number: 3551

Account Number: 9

Payment Terms: Net 30 Days

Reference:

Quantity	Item Description	Unit Price	T	Extended Price
1	Preventive Maintenance Service for Access Controls & CCTV. Service Fee <u>July 2009</u> INVOICED	6,416.66	T	6,416.66

Paid Amount: \$ 0.00

Total: \$ 6,416.66
Sales Tax: \$ 0.00
Grand Total: \$ 6,416.66
Balance Due: \$ 6,416.66

Invoice past due if payment is not received within 30 days of invoice date.
A finance charge of 1.5 % per month will be applied to your unpaid balance.
Minimum charge \$.75.

*** www.imperialsystems.com ***

Total Account Balance: 24,011.16

Current: 7,094.50

31-60: 16,916.66

61-90: 0.00

Over 90: 0.00

9-2

Sept. 22, 2010

Christy,

Tom with Imperial Systems advised that the attached invoice has not been paid. I looked in the computer and can't find where it was paid.

Thanks,

Pat Silas

JUG 13 PM 1:22

Memo

Date: August 9, 2010
To: Mr. Donnie Mims
From: Bruce R. Howell, Juvenile Court Administrator
Subject: American Mobile Imaging Invoices

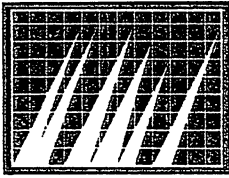
BRH

The attached invoices dated July 13, 2010, were recently received in my office. The dates of service range from 8/12/2008 to 12/16/2009 and total \$1,170. The billing supervisor could not give a reason these invoices were not received in a timely fashion and made her apologies. She did state that possibly the American Mobile collections personnel never followed up because they get paid commission based on the amount collected and these amounts were so small they probably put them at the bottom of the stack.

I am submitting this bill before the County Commission asking for permission/denial of payment based on dates.

Attachment:

C: Sherrill Thomas, Finance Director



American Mobile Imaging

5766 Carmichael Parkway
Montgomery, Alabama 36117
Telephone: 334.269.3322; Fax: 334-269-3326

August 2, 2010

Lynn Peavey
Montgomery County Youth Facility

The statement you received in July of 2010 shows a number past due patient charges (15) totally \$1170.00. These charges range in date of service from 1/12/08 thru 5/18/10. Our billing practice is to mail a bill to you by the third business day of the month with all of the charges for the prior month.

It appears there was a breakdown in our correspondence with you regarding these past due charges. I am assuming these charges were sent as outlined and possibly misdirected in some way and therefore not received for processing. Please accept my apology for not contacting you in a timely manner regarding these charges.

In the future all statements will be both e-mailed and mailed to Lynn Peavey to ensure that all charges are received for processing. I will also make sure our collection department keeps a close eye on your account for any charges that appear to be past due and to contact Lynn immediately.

Sincerely,

Diane Vinti
Billing Supervisor
334-387-9627
DVinti@amixray.com

Pay to:
American Mobile Imaging
5766 Carmichael Parkway
Montgomery, AL 36117-2351
(334) 269-3322

Facility Montgomery Co Youth
1111 Air Base Blvd
Montgomery, AL 36108

PAST DUE

Patient Receipt
Tuesday, July 13, 2010

Amount Due	Amount Paid
\$1,170.00	\$0.00

Employer ID 631051655
Provider ID

Date	Description	Check #	Fee	Units	Insurance	Patient
Facility Montgomery Co Youth(58158)/Cameron MacGuire/350274 Referring Physician: ADEDOYIN OGUMBI MD						
Pain in joint, ankle and foot (719.47)						
02/26/2009	Radiologic examination, foot; complete, minimum of three views (73630 LT)		\$65.00	1.0	\$0.00	\$65.00
02/26/2009			\$0.00	1.0	\$0.00	\$0.00
Balance:					\$0.00	\$65.00
Facility Montgomery Co Youth(58158)/Cameron MacGuire/353738 Referring Physician: ADEDOYIN OGUMBI MD						
Pain in soft tissues of limb (729.5)						
Pain in joint, lower leg (719.46)						
Pain in soft tissues of limb (729.5)						
03/06/2009	Radiologic examination, femur, two views (73550 RT)		\$65.00	1.0	\$0.00	\$65.00
03/06/2009	Radiologic examination, knee; one or two views (73560 RT)		\$65.00	1.0	\$0.00	\$65.00
03/06/2009	Radiologic examination; tibia and fibula, two views (73590 RT)		\$65.00	1.0	\$0.00	\$65.00
03/06/2009			\$0.00	1.0	\$0.00	\$0.00
Balance:					\$0.00	\$195.00
Facility Montgomery Co Youth(58158)/Cameron MacGuire/370420 Referring Physician: ADEDOYIN OGUMBI MD						
Pain in joint, ankle and foot (719.47)						
05/07/2009	Radiologic examination, ankle; complete, minimum of three views (73610 LT)		\$65.00	1.0	\$0.00	\$65.00
05/07/2009			\$0.00	1.0	\$0.00	\$0.00
Balance:					\$0.00	\$65.00
Facility Montgomery Co Youth(58158)/Cameron MacGuire/382734 Referring Physician: ADEDOYIN OGUMBI MD						
Pain in joint, ankle and foot (719.47)						
Pain in joint, ankle and foot (719.47)						
06/23/2009	Radiologic examination, ankle; complete, minimum of three views (73610 RT)		\$65.00	1.0	\$0.00	\$65.00
06/23/2009	Radiologic examination, foot; complete, minimum of three views (73630 RT)		\$65.00	1.0	\$0.00	\$65.00
06/23/2009			\$0.00	1.0	\$0.00	\$0.00
Balance:					\$0.00	\$130.00
Facility Montgomery Co Youth(58158)/Cameron MacGuire/412972 Referring Physician: ADEDOYIN OGUMBI MD						
Pain in joint, lower leg (719.46)						
10/14/2009	Radiologic examination, knee; one or two views (73560 LT)		\$65.00	1.0	\$0.00	\$65.00
10/14/2009			\$0.00	1.0	\$0.00	\$0.00
Balance:					\$0.00	\$65.00
Facility Montgomery Co Youth(58158)/Cameron MacGuire/414551 Referring Physician: ADEDOYIN OGUMBI MD						

Deposit	0-30	31-60	61-90	91-120	Over 120
\$0.00	\$0.00	\$65.00	\$325.00	\$0.00	\$780.00

Transaction	Balance
Total Patient Account Balance:	
Patient Balance In Arrears:	
Total Current Balance:	\$1,170.00

10/21/2009 Pain in joint, ankle and foot (719.4)
 Radiologic examination, ankle; complete, minimum of three views (73610 RT)
 10/21/2009 MATTHEW JOHNSON 10/30/1993

Balance:

\$65.00	1.0	\$0.00	\$65.00
\$0.00	1.0	\$0.00	\$0.00
		\$0.00	\$65.00

Facility Montgomery Co Youth(58158)/Cameron MacGuire/415558
 Referring Physician: ADEDOYIN OGUMBI MD

Pain in joint, lower leg (719.46)

10/23/2009 Radiologic examination, knee; one or two views (73560 RT)

\$65.00	1.0	\$0.00	\$65.00
\$0.00	1.0	\$0.00	\$0.00
		\$0.00	\$65.00

Balance:

Facility Montgomery Co Youth(58158)/Cameron MacGuire/417385
 Referring Physician: ADEDOYIN OGUMBI MD

Pain in soft tissues of limb (729.5)

10/29/2009 Radiologic examination; tibia and fibula, two views (73590 LT)

\$65.00	1.0	\$0.00	\$65.00
\$0.00	1.0	\$0.00	\$0.00
		\$0.00	\$65.00

Balance:

Facility Montgomery Co Youth(58158)/Cameron MacGuire/431521
 Referring Physician: ADEDOYIN OGUMBI MD

Headache (784.0)

12/26/2009 Radiologic examination, facial bones; less than three views (70140)

\$65.00	1.0	\$0.00	\$65.00
\$0.00	1.0	\$0.00	\$0.00
		\$0.00	\$65.00

Balance:

Facility Montgomery Co Youth(58158)/Cameron MacGuire/474699
 Referring Physician: ADEDOYIN OGUMBI MD

Pain in soft tissues of limb (729.5)

08/12/2008 Radiologic examination, hand; minimum of three views (73130)

\$65.00	1.0	\$0.00	\$65.00
\$0.00	1.0	\$0.00	\$0.00
		\$0.00	\$65.00

Balance:

Facility Montgomery Co Youth(58158)/Cameron MacGuire/474702
 Referring Physician: ADEDOYIN OGUMBI MD

Pain in soft tissues of limb (729.5)

01/07/2009 Radiologic examination, hand; minimum of three views (73130 RT)

\$65.00	1.0	\$0.00	\$65.00
\$0.00	1.0	\$0.00	\$0.00
		\$0.00	\$65.00

Balance:

Facility Montgomery Co Youth(58158)/Cameron MacGuire/474715
 Pain in soft tissues of limb (729.5)

01/30/2009 Radiologic examination, hand; minimum of three views (73130)

\$65.00	1.0	\$0.00	\$65.00
\$0.00	1.0	\$0.00	\$0.00
		\$0.00	\$65.00

Balance:

Facility Montgomery Co Youth(58158)/Cameron MacGuire/474724
 Pain in joint, lower leg (719.46)

03/21/2009 Radiologic examination, knee; one or two views (73560)

\$65.00	1.0	\$0.00	\$65.00
\$0.00	1.0	\$0.00	\$0.00
		\$0.00	\$65.00

Balance:

Facility Montgomery Co Youth(58158)/Cameron MacGuire/474730
 Pain in soft tissues of limb (729.5)

12/16/2009 Radiologic examination, hand; minimum of three views (73130)

\$65.00	1.0	\$0.00	\$65.00
\$0.00	1.0	\$0.00	\$0.00
		\$0.00	\$65.00

Balance:

Facility Montgomery Co Youth(58158)/Cameron MacGuire/477030
 Pain in joint, shoulder region (719.41)

Deposit	0-30	31-60	61-90	91-120	Over 120
\$0.00	\$0.00	\$65.00	\$325.00	\$0.00	\$780.00

Transaction	Balance
Total Patient Account Balance:	
Patient Balance In Arrears:	
Total Current Balance:	\$1,170.00

cus_Receipt With Codes_2 Ver 1

American Mobile Imaging * 1111 Air Base Blvd * Montgomery, AL 36108 * (334) 261-4100

MEMORANDUM

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

FROM: Pat Silas, Assistant Director *ps*
Support Services

DATE: October 7, 2010

SUBJECT: Bid Protest Procedure

From time to time I have had other cities and counties request a copy of the County's bid protest procedure to maybe give them an idea for setting up a procedure in their area.

I have always felt that instructions for protesting a bid should be noted on the Invitation to Bid when advertised.

Attached is a rough draft of a simple and to the point protest procedure to be exercised when bidding.

Your help with this is appreciated.

Attachment

DRAFT

BID PROTEST PROCEDURE
MONTGOMERY COUNTY COMMISSION

1. A formal written protest shall be submitted to the Administrator/Purchasing Agent within five (5) working days before the bid opening or proposal due date or within five (5) working days after award. The formal written protest may be hand delivered to the Administrator or Administrator's office of the Montgomery County Commission and/or mailed to the Administrator/Purchasing Agent by registered certified mail. The bidder and/or his authorized agent or legal representative must sign the formal written protest or it will not be accepted.
2. Failure to file the notice of protest within the time limit prescribed herein shall constitute a waiver of any protest to the bid and/or request for proposal process.
3. The formal written protest shall state with particularity the facts and law upon which the protest is based. Within 30 calendar days of receipt of the timely filed, formal written protest, the Administrator/Purchasing Agent shall issue a written decision with respect to the protest. Should the decision by the Administrator/Purchasing Agent be adverse to the bidder, the bidder may seek relief in accordance with 41-16-31 of the Code of Alabama.

Section 41-16-31**Institution of actions to enjoin execution of contracts entered into in violation of article.**

Any taxpayer of the area within the jurisdiction of the awarding authority and any bona fide unsuccessful bidder on a particular contract shall be empowered to bring a civil action in the appropriate court to enjoin execution of any contract entered into in violation of the provisions of this article.

(Acts 1957, No. 343, p. 452, §10.)



Haskell|Slaughter

attorneys at law

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

November 5, 2010

TO: Donnie Mims
FROM: Tommy Gallion

RE: Policy for Bid Protest Procedure

I have reviewed your November 4, 2010 memorandum, the November 4, 2010 memorandum from John Mitchell to you, the October 7, 2010 memorandum from Pat Silas to John Mitchell and the proposed draft of Bid Protest Procedure for Montgomery County Commission.

I suggest the following changes:

Paragraph 1 replace the last two sentences with: The formal written protest may be hand delivered to the Administrator or Administrator's office of the Montgomery County Commission and/or mailed to the Administrator/Purchasing Agent by registered certified mail. The bidder and/or his authorized agent or legal representative must sign the formal written protest or it will not be accepted.

Paragraph 2 – Change “award of contract” to the bid and/or request for proposal process.

In closing, we cannot in any way violate the spirit and content of the Alabama bid law. My changes reflect as to the bid process invitation only. The protest of the award of the contract shall be in accordance with 41-16-31 of the Code of Alabama. Do not cite the contents of the code in that the bidder should contact his attorney for interpretation of said code section, to do otherwise would encourage frivolous protests to award and/or lawsuits

It is my opinion that the above suggestions are in compliance with Alabama law.

#4,015,636

**Purchasing Department
Montgomery County Commission**

ABSTRACT FOR BIDS:				BID # 1		BID # 2		BID # 3		BID # 4		BID # 5	
BID NO. 51100-10C-033				CHILDREY CONTRACT SERVICES, INC. - ATTN: LUKE CHILDREY, IV - PHONE #265-3074; FAX #265-3074		RAY'S PEST CONTROL - ATTN: MARK WORLEY - PHONE#277-4933		TOPCO PEST CONTROL, INC. - ATTN: R.S. SAINI; PHONE#263-1070; FAX#263-1077		TERMINIX - ATTN: ALLAN PERRY - PHONE#270-9400; FAX#270-9471		PRICES CURRENTLY PAYING FROM TOPCO PEST CONTROL	
ISSUE DATE: OCTOBER 19, 2010													
BID OPENING DATE: NOVEMBER 2, 2010													
ALL DEPARTMENTS													
TERMS OF PAYMENT / DISCOUNT:													
PAGE 1													
ITEM NO.	DESCRIPTION OF ITEM	Units	QTY	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT
1	COURTHOUSE	QTR	4	\$40.00	\$160.00	\$80.00	\$320.00	\$75.00	\$300.00	\$80.00	\$320.00	\$84.00	\$336.00
2	ANNEX I	EA	12	\$20.00	\$240.00	\$60.00	\$720.00	\$60.00	\$720.00	\$60.00	\$720.00	\$63.00	\$756.00
3	ANNEX II	QTR	4	\$40.00	\$160.00	\$40.00	\$160.00	\$40.00	\$160.00	\$40.00	\$160.00	\$42.00	\$168.00
4	ANNEX III	EA	12	\$20.00	\$240.00	\$60.00	\$720.00	\$60.00	\$720.00	\$70.00	\$840.00	\$75.00	\$900.00
5	CARNEGIE BLDG.	QTR	4	\$40.00	\$160.00	\$40.00	\$160.00	\$40.00	\$160.00	\$40.00	\$160.00	\$42.00	\$168.00
6	GREIL BLDG.	QTR	4	\$40.00	\$160.00	\$40.00	\$160.00	\$40.00	\$160.00	\$40.00	\$160.00	\$42.00	\$168.00
7	DETENTION - NEW	EA	12	\$40.00	\$480.00	\$40.00	\$480.00	\$80.00	\$960.00	\$110.00	\$1,320.00	\$105.00	\$1,260.00
8	DETENTION - OLD	EA	12	\$40.00	\$480.00	\$13.33	\$159.96	\$80.00	\$960.00	\$35.00	\$420.00	\$110.00	\$1,320.00
9	DETENTION-KITCHEN	EA	12	\$20.00	\$240.00	\$25.00	\$300.00	\$50.00	\$600.00	\$60.00	\$720.00	\$63.00	\$756.00
10	YOUTH FACILITY	EA	12	\$20.00	\$240.00	\$30.00	\$360.00	\$50.00	\$600.00	\$60.00	\$720.00	\$63.00	\$756.00
11	Y.F. - 5 MOBILES	EA	12	\$20.00	\$240.00	\$125.00	\$1,500.00	\$50.00	\$600.00	\$150.00	\$1,800.00	\$157.50	\$1,890.00
12	CAFÉ-CAMP DAVIS	EA	12	\$20.00	\$240.00	\$30.00	\$360.00	\$30.00	\$360.00	\$70.00	\$840.00	\$75.00	\$900.00
13	ENG - SIGN SHOP	EA	12	\$20.00	\$240.00	\$30.00	\$360.00	\$25.00	\$300.00	\$45.00	\$540.00	\$50.00	\$600.00
14	ENG-DIST. 1	EA	12	\$20.00	\$240.00	\$25.00	\$300.00	\$25.00	\$300.00	\$23.00	\$276.00	\$26.00	\$312.00
15	ENG - DIST. 2	EA	12	\$20.00	\$240.00	\$25.00	\$300.00	\$25.00	\$300.00	\$23.00	\$276.00	\$26.00	\$312.00
16	ENG - DIST. 3	QTR	4	\$30.00	\$120.00	\$45.00	\$180.00	\$50.00	\$200.00	\$40.00	\$160.00	\$42.00	\$168.00
17	ENG-COUNTY SHOP	QTR	4	\$40.00	\$160.00	\$40.00	\$160.00	\$40.00	\$160.00	\$40.00	\$160.00	\$42.00	\$168.00
18	PROBATE ATL. HWY.	EA	12	\$20.00	\$240.00	\$25.00	\$300.00	\$25.00	\$300.00	\$23.00	\$276.00	\$26.00	\$312.00
TOTAL BID													

Notes:

12-2

**Purchasing Department
Montgomery County Commission**

ABSTRACT FOR BIDS:				BID # 1		BID # 2		BID # 3		BID # 4		BID # 5	
BID NO. 51100-10C-033				CHILDREY CONTRACT SERVICES, INC.		RAY'S PEST CONTROL		TOPCO PEST CONTROL, INC.		TERMINIX		PRICES CURRENTLY PAYING FROM TOPCO PEST CONTROL	
ISSUE DATE: OCTOBER 19, 2010													
BID OPENING DATE: NOVEMBER 2, 2010													
ALL DEPARTMENTS													
TERMS OF PAYMENT / DISCOUNT:													
PAGE 2													
ITEM NO.	DESCRIPTION OF ITEM	Units	QTY	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT	UNIT PRICE	EXTENDED AMOUNT
19	PROBATE-WOODLEY	EA	12	\$20.00	\$240.00	\$25.00	\$300.00	\$25.00	\$300.00	\$23.00	\$276.00	\$26.00	\$312.00
20	PROB/REV-MOBILE	EA	12	\$20.00	\$240.00	\$25.00	\$300.00	\$25.00	\$300.00	\$23.00	\$276.00	\$26.00	\$312.00
21	REVENUE-ATL.HWY	EA	12	\$20.00	\$240.00	\$25.00	\$300.00	\$25.00	\$300.00	\$23.00	\$276.00	\$26.00	\$312.00
22	SHERIFF WHSE.	EA	12	\$20.00	\$240.00	\$40.00	\$160.00	\$30.00	\$360.00	\$65.00	\$780.00	\$68.00	\$816.00
23	SHERIFF FIRING RG	QTR	4	\$40.00	\$160.00	\$40.00	\$160.00	\$40.00	\$160.00	\$40.00	\$160.00	\$42.00	\$168.00
24	SHERIFF-RAMER	QTR	4	\$30.00	\$120.00	\$50.00	\$200.00	\$40.00	\$160.00	\$75.00	\$300.00	\$78.50	\$314.00
25	PRESTWOOD BLDG	EA	12	\$20.00	\$240.00	\$30.00	\$360.00	\$30.00	\$360.00	\$30.00	\$360.00	\$31.50	\$378.00
26	COMMUNITY CORR	EA	12	\$20.00	\$240.00	\$30.00	\$360.00	\$30.00	\$360.00	\$30.00	\$360.00	\$31.50	\$378.00
27	CARE HERE CLINIC	EA	12	\$20.00	\$240.00	\$30.00	\$360.00	\$30.00	\$360.00	\$40.00	\$480.00	\$42.00	\$504.00
28	ANNEX IV-FAM.JUST.	EA	12	\$20.00	\$240.00	\$30.00	\$360.00	\$30.00	\$360.00	\$65.00	\$780.00	NEW	
29	BLDG-HERRON ST	EA	12	\$20.00	\$240.00	\$30.00	\$360.00	\$30.00	\$360.00	\$50.00	\$600.00	NEW	
	26 BIDS MAILED												
TOTAL BID -PAGE 1 & 2					6,720.00		10219.96		11240.00		14516.00		14744.00

Notes:

12-3

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: **Revenue Commissioner**

DEPARTMENT HEAD: **Janet Y. Buskey**

SUPERVISOR: **Chief Appraiser**

1 POSITION TITLE **Appraiser**

POSITION NUMBER **850215012**

PROPOSED EFFECTIVE DATE **ASAP**

TYPE OF APPOINTMENT (x) PERMANENT () TEMPORARY

RECRUITING

(x) PROMOTIONAL REGISTER () TRANSFER

() OPEN COMPETITIVE REGISTER () REEMPLOYMENT

PAY GRADE **A08 (43,285 - 61,617)**

Janet Y. Buskey
Department Head *a. #.*

Date **10/29/2010**

2 ADMINISTRATIVE REVIEW

() APPROVED
() DISAPPROVED

Funding Authority

3 CERTIFICATION

Promotional _____ Candidates
Open-competitive _____ Candidates
Transfer _____ Candidates

Personnel Director

Date _____

4 SELECTEE: _____

Appointing Authority

Date _____

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

POSITION FILL REQUEST

DEPARTMENT: **Revenue Commissioner**

DEPARTMENT HEAD: **Janet Y. Buskey**

SUPERVISOR: **Chief Appraiser**

COMPLETED ACTION DATES

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

1 POSITION TITLE **Appraiser**

POSITION NUMBER **850215012**

PROPOSED EFFECTIVE DATE **ASAP**

TYPE OF APPOINTMENT (x) PERMANENT () TEMPORARY

RECRUITING

(x) PROMOTIONAL REGISTER () TRANSFER

() OPEN COMPETITIVE REGISTER () REEMPLOYMENT

PAY GRADE **A08 (43,285 - 61,617)**

Janet Y. Buskey
Department Head *a.t.*

Date **10/29/2010**

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

NOV 10 2010

Request # 5

Date: November 4, 2010
To: Donald L. Mims, Administrator
From: Donald L. Mims, Administrator
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Birmingham, AL
Departure Date: December 1, 2010 Return Date: December 2, 2010
Conference Leave (Days / Hours): 2 Days
Purpose of Travel: to attend the ACCA 2010 Annual Legislative Conference

Traveler (s) Name: 1. Elton Dean, Sr. 4. John Mitchell, Sr.
2. Reed Ingram 5. _____
3. Ham Wilson Jr. 6. _____

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

Total (est.) Cost: \$2,148.00 Advance Registration Required: \$500.00

Department Name: County Commission Fund Name: General

Additional Comments: Mileage - 368.00; Meals - 600.00; Hotel - 680.00; Registration - 500.00

To: Donald L. Mims, Administrator

From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$2,148.00 and advance registration of \$500.00 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>\$22,500.00</u>
Approved Requests:	<u>\$669.00</u>
Budget Available:	<u>\$21,831.00</u>
Current Requests:	<u>\$2,148.00</u>
Budget Balance:	<u>\$19,683.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 11/8/2010

cc: Finance Director / Buyer

14-1

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 6

Agenda

NOV 10 2010

Date: November 5, 2010

To: Donald L. Mims, Administrator

From: Donald L. Mims, Administrator

Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Birmingham, AL

Departure Date: November 30, 2010

Return Date: December 1, 2010

Conference Leave (Days / Hours): 2 Days

Purpose of Travel: to attend the ALGTI Training Course: County Government & The Commissioner

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

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

Total (est.) Cost: \$602.00 Advance Registration Required: \$190.00

Department Name: County Commission Fund Name: General

Additional Comments: Registration - 190.00; Meals - 150.00; Mileage 92.00; Hotel - 170.00

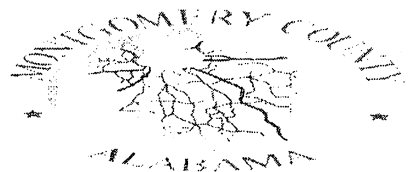
To: Donald L. Mims, Administrator

From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$602.00 and advance registration of \$190.00 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>\$22,500.00</u>
Approved Requests:	<u>\$669.00</u>
Budget Available:	<u>\$21,831.00</u>
Current Requests:	<u>\$2,750.00</u>
Budget Balance:	<u>\$19,081.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 11/8/2010

cc: Finance Director / Buyer

14-2

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Request # 7

Agenda

NOV 10 2010

Date: November 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: Austin, TX
Departure Date: December 1, 2010 Return Date: December 2, 2010
Conference Leave (Days / Hours): 2 days
Purpose of Travel: To attend the Montgomery Area Chamber of Commerce 2010 Inter City Leadership Visit

Traveler (s) Name: 1. Donald Mims 4. _____
2. Jiles Williams, Jr. 5. _____
3. Commissioner to be Determined 6. _____

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

Total (est.) Cost: \$5,625.00 Advance Registration Required: _____

Department Name: County Commission Fund Name: General

Additional Comments: 1875.00 per person (Includes airfare, meals, and hotel)

To: Donald L. Mims, Administrator

From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$5,625.00 and advance registration of \$0.00 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>\$22,500.00</u>
Approved Requests:	<u>\$669.00</u>
Budget Available:	<u>\$21,831.00</u>
Current Requests:	<u>\$8,375.00</u>
Budget Balance:	<u>\$13,456.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 11/8/2010

cc: Finance Director / Buyer

14-3

Montgomery County Commission
Travel / Training Request Approval

Appendix C
Agenda

NOV 10 2010

Request # 2

Date: October 26, 2010
To: Donald L. Mims, Administrator
From: Sherrill R. Thomas, Finance Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Hoover, AL
Departure Date: December 2, 2010 Return Date: December 2, 2010
Conference Leave (Days / Hours): 6 hours
Purpose of Travel: Attend County Revenue Officers Assoc (CROAA) Breakout Session
@ 2010 Annual Legislative Conference - Qualifies for 2 hours of CPE

Traveler (s) Name: 1. Mike Knighten 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

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

Department Name: Finance Department Fund Name: _____

Additional Comments: _____

To: Sherrill R. Thomas, Finance Director

From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$0.00 and advance registration of \$0.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-51110.265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$2,800.00</u>
Approved Requests:	<u>\$133.00</u>
Budget Available:	<u>\$2,667.00</u>
Current Requests:	<u>\$0.00</u>
Budget Balance:	<u>\$2,667.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 10/26/2010

cc: Finance Director / Buyer

14-4

Montgomery County Commission
Travel / Training Request Approval

Appendix C

Agenda

NOV 10 2010

Request # 1

Date: November 3, 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: April 3, 2011 Return Date: April 5, 2011
Conference Leave (Days / Hours): 3 Days
Purpose of Travel: to attend the In A Word PRCA 2011 State Conference

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: \$726.00 Advance Registration Required: \$225.00

Department Name: Public Relations Fund Name: General

Additional Comments: Registration - 225.00; Mileage - 276.00; Food -225.00

To: DiDi Henry, Public Affairs Manager

From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$726.00 and advance registration of \$225.00 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>\$0.00</u>
Budget Available:	<u>\$3,500.00</u>
Current Requests:	<u>\$726.00</u>
Budget Balance:	<u>\$2,774.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 11/3/2010

cc: Finance Director / Buyer

14-5

Montgomery County Commission
Travel / Training Request Approval

Appendix C
Agenda

NOV 10 2010

Request # 2

Date: November 2, 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: January 3, 2011 Return Date: January 4, 2011
Conference Leave (Days / Hours): 2 Days
Purpose of Travel: MS Excel 2007 Introduction

Traveler (s) Name: 1. Paulette Turner 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$279.00 Advance Registration Required: \$279.00

Department Name: Revenue Commission Fund Name: General Fund

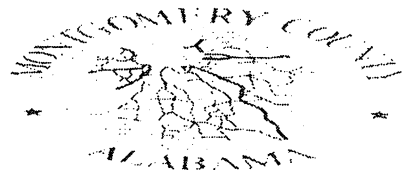
Additional Comments: _____

To: Janet Buskey, Revenue Comm
From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$279.00 and advance registration of \$279.00 is authorized.

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>001-51500.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$3,400.00</u>	
Approved Requests:	<u>\$821.00</u>	
Budget Available:	<u>\$2,579.00</u>	
Current Requests:	<u>\$279.00</u>	
Budget Balance:	<u>\$2,300.00</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 11/2/2010

cc: Finance Director / Buyer

14-6

Montgomery County Commission
Travel / Training Request Approval

Appendix C
Agenda

NOV 10 2010

Request # 3

Date: November 2, 2010
To: Donald L. Mims, Administrator
From: Janet Buskey, Revenue Comm
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Bessemer, AL
Departure Date: January 19, 2011 Return Date: January 21, 2011
Conference Leave (Days / Hours): 3 Days
Purpose of Travel: Property Tax Training/Certification Class
AL IV: Introduction to Property Tax Administration

Traveler (s) Name: 1. Janet Buskey 4. _____
2. Allyson Holland 5. _____
3. Paulette Turner 6. _____

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

Total (est.) Cost: \$1,690.00 Advance Registration Required: \$600.00

Department Name: Revenue Commission Fund Name: General Fund

Additional Comments: Total est. cost includes registration (for 3 people), mileage, lodging and food.

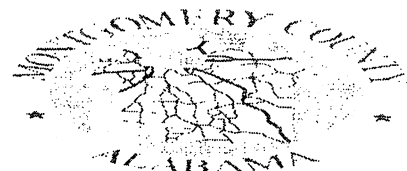
To: Janet Buskey, Revenue Comm

From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$1,690.00 and advance registration of \$600.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-51500.265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$3,400.00</u>
Approved Requests:	<u>\$821.00</u>
Budget Available:	<u>\$2,579.00</u>
Current Requests:	<u>\$1,969.00</u>
Budget Balance:	<u>\$610.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 11/2/2010

cc: Finance Director / Buyer

14-7

Revised October 12, 2005

Montgomery County Commission
Travel / Training Request Approval

Appendix A
Agenda

NOV 10 2010

Request # 5

Date: November 1, 2010
To: Donald L. Mims, Administrator
From: Larry R. Curvin
Re: Travel / Training Request *LM*

Request approval to be granted for the following:

Destination: Birmingham, Alabama

Departure Date: December 2, 2010

Return Date: December 2, 2010

Conference Leave (Days / Hours): 6 Hours

Purpose of Travel: To attend the CROAA breakout session in the ACCA Legislative Conference.
Timely tax/revenue topics will be included and attendance will help to maintain the
required level of continuing professional education.

Traveler (s) Name: 1. Terri Henderson 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: _____

Department Name: Tax & Audit

Fund Name: General Fund 00151800265

Additional Comments: No registration fee is required to attend only the CROAA session from 9:30 -
11:30 AM

CROAA = County Revenue Officers Association of Alabama.

To: Larry R. Curvin

From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$125.00 and advance registration of \$0.00 is authorized.

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>001-51800.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$7,000.00</u>	
Approved Requests:	<u>\$1,645.00</u>	
Budget Available:	<u>\$5,355.00</u>	
Current Requests:	<u>\$125.00</u>	
Budget Balance:	<u>\$5,230.00</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 11/2/2010

cc: Finance Director / Buyer

14-8

Montgomery County Commission
Travel / Training Request Approval

Agenda

NOV 10 2010

Request # 4

Date: October 27, 2010
To: Donald L. Mims, Administrator
From: Lou Ialacci *LI*
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Atlanta, GA
Departure Date: December 12, 2010 Return Date: December 17, 2010

Conference Leave (Days / Hours): 6 Days

Purpose of Travel: Attend training classes for (Advanced SharePoint 2007 Development) and
(Advanced IT Pro course for MS Office SharePoint Server 2007
and Windows SharePoint Services 3.0)

Traveler (s) Name: 1. Rodney Smith 4. _____
2. Dana Thrash 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$2,500.00 Advance Registration Required: \$0.00

Department Name: Information Systems Dept Fund Name: General

Additional Comments: Hotel expense- \$1400; Food Allowance - \$900; Mileage - \$200
Classes paid for with training vouchers from our Microsoft Enterprise Agreement

To: Lou Ialacci
From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$2,500.00 and advance registration of \$0.00 is authorized.

To be completed by the Finance Department		
Fund Code:	<u>001-51965.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$25,000.00</u>	
Approved Requests:	<u>\$1,140.00</u>	
Budget Available:	<u>\$23,860.00</u>	
Current Requests:	<u>\$2,500.00</u>	
Budget Balance:	<u>\$21,360.00</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 10/28/2010

cc: Finance Director / Buyer

14-9

Montgomery County Commission
Travel / Training Request Approval

Appendix C
Agenda

Request # 2

NOV 10 2010

Date: October 28, 2010
To: Donald L. Mims, Administrator
From: Sheriff D. T. Marshall
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Clanton, AL
Departure Date: November 10, 2010 Return Date: November 10, 2010
Conference Leave (Days / Hours): 8 hours
Purpose of Travel: Sovereign Citizen Seminar

Traveler (s) Name: 1. Derrick Cunningham 4. Thrash, Barrett, Ferguson
2. Thompson, Pollard, Murray 5. Smithee, Maggard
3. _____ 6. _____

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

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

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

Additional Comments: There will be no expenses involving this travel.

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

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$0.00 and advance registration of \$0.00 is authorized.

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>001-52110.265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$20,000.00</u>	
Approved Requests:	<u>\$4,925.00</u>	
Budget Available:	<u>\$15,075.00</u>	
Current Requests:	<u>\$0.00</u>	
Budget Balance:	<u>\$15,075.00</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 10/28/2010

cc: Finance Director / Buyer

14-10

Montgomery County Commission
Travel / Training Request Approval

Appendix C
Agenda

NOV 10 2010

Request # 3

Date: October 28, 2010
To: Donald L. Mims, Administrator
From: Sheriff D. T. Marshall
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Huntsville, AL
Departure Date: January 30, 2011 Return Date: February 2, 2011
Conference Leave (Days / Hours): 4 days
Purpose of Travel: 2011 Alabama Sheriff's Winter Conference

Traveler (s) Name: 1. Sheriff D. T. Marshall 4. Chief Deputy Cunningham
2. Assistant Chief R. D. Bryan 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$3,100.00 Advance Registration Required: \$700.00

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. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$3,100.00 and advance registration of \$700.00 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>\$4,925.00</u>	
Budget Available:	<u>\$15,075.00</u>	
Current Requests:	<u>\$3,100.00</u>	
Budget Balance:	<u>\$11,975.00</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 10/28/2010

cc: Finance Director / Buyer

14-11

Montgomery County Commission
Travel / Training Request Approval

Appendix C
Agenda

NOV 10 2010

Request # 1

Date: October 22, 2010
To: Donald L. Mims, Administrator
From: Barbara M. Montoya, Director
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Birmingham, Alabama
Departure Date: December 3, 2010 Return Date: December 3, 2010
Conference Leave (Days / Hours): 8 hours
Purpose of Travel: to attend "17th Annual Employment Law Update" at Cumberland School of Law,
Samford University

Traveler (s) Name: 1. Barbara Montoya 4. _____
2. _____ 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$387.00 Advance Registration Required: \$295.00

Department Name: Personnel Fund Name: Merit System

Additional Comments: Advanced Registration of \$295.00 + \$92.00 mileage (184 miles round trip).
total of \$387.00

To: Barbara M. Montoya, Director
From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$387.00 and advance registration of \$295.00 is authorized.

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>123-51961-265</u>	(ex: 000-00000-000)
Description:	<u>Registration & Training</u>	
Current Budget:	<u>\$15,000.00</u>	
Approved Requests:	<u>\$3,115.60</u>	
Budget Available:	<u>\$11,884.40</u>	
Current Requests:	<u>\$387.00</u>	
Budget Balance:	<u>\$11,497.40</u>	

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 10/25/2010

cc: Finance Director / Buyer

14-12

Montgomery County Commission
Travel / Training Request Approval

Appendix C
Agenda

NOV 10 2010

Request # 5

Date: November 1, 2010
To: Donald L. Mims, Administrator
From: Ellen Brooks
Re: Travel / Training Request

Request approval to be granted for the following:

Destination: Montgomery, AL
Departure Date: December 8, 2010 Return Date: December 8, 2010
Conference Leave (Days / Hours): 1 Day
Purpose of Travel: To Attend: Adolescent Brain Development

Traveler (s) Name: 1. Sandra Edwards 4. Brenda Owens
2. Joe Cameron 5. Paula Royal
3. Natasha Marvin 6. Eris Beasley

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

Total (est.) Cost: \$0.00 Advance Registration Required: \$0.00
Department Name: HMFI Fund Name: 762-51264-265

Additional Comments: No Cost to Office

To: Ellen Brooks
From: Donald L. Mims, Administrator

The above request is app. 11/10/10 reimbursement of actual and necessary expenses in the
approximate amount of \$0.00 and advance registration of \$0.00 is authorized.

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>762-51264.265</u> (ex: 000-00000-000)
Description:	<u>Registration & Training</u>
Current Budget:	<u>\$6,000.00</u>
Approved Requests:	<u>\$0.00</u>
Budget Available:	<u>\$6,000.00</u>
Current Requests:	<u>\$0.00</u>
Budget Balance:	<u>\$6,000.00</u>

Donald L. Mims, Administrator



Reviewed by: S. Thomas

Date: 11/2/2010

cc: Finance Director / Buyer

14-13

NOV 10 2010

BUDGET FORM 5

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST

REQUEST NUMBER 24

DEPARTMENT: County Commission Appropriations REVIEWED: S. Thomas 7/19/2010
DATE: 7/19/2010 Finance Director Date
REQUESTED BY: Donald Mims, Administrator APPROVED: *D2 Mims*
Elected Official/Dept. Head Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
City of Montgomery	001-56701.418	2,500	25,000	27,500
Misc In-House Appropriations	001-59310.499	38,106	-25,000	13,106
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		40,606	0	40,606

JUSTIFICATION:

Appropriation to the City of Montgomery for materials to repair the road at Brewbaker Jr. High and Magnet Schools.
The amount to be 25% of the total project, not to exceed \$25,000.



Office of Public Affairs
Montgomery County Commission
P.O. Box 1667
Montgomery, Alabama 36102
334.832-1270

Agenda

NOV 10 2010

November 8, 2010

To: Montgomery County Commission
From: DiDi Henry, public affairs director

RE: My Montgomery Matters Campaign Update

I am asking that the approval for the "My Montgomery Matters" Campaign be placed on waive rules for the November 10, 2010 Commission Meeting. During the commission information session on October 25, 2010, I presented the campaign during my report and got your permission to put this item on the agenda.

Update:

- 1.) I followed up with the City, and according to Michael Briddell, the Mayor will not be participating in this program this year because they are going to fund the City's new "Dream" campaign. *Please note that last year, the City did not help with the funding of this campaign either.*
- 2.) I have reconfigured the budget and would like to request funding in the amount of **\$ 6,600** for this program, which is less than we funded last year (funding last year - \$6,800). Because of the good rates provided us, we can still get good coverage of the campaign on: WVAS, Hallelujah 104, Talk Radio 107.5, Mix 103, Bama Country and WLWI.
- 3.) The money to fund this campaign is already in my 2010/2011 advertising budget.
- 4.) WSFA and WAKA have both agreed to help us with some free ads and links to our website from theirs.
- 5.) The Montgomery County School Board began calling parents of Montgomery County Schools students last Thursday (via their phone tree) to remind the parents to shop Montgomery County to support their neighborhood schools.
- 6.) The letters to County employees and County-funded agencies are ready for signatures today and will be distributed to all next week.



REESE MCKINNEY, JR.

JUDGE OF PROBATE
MONTGOMERY COUNTY

November 9, 2010

2010 NOV -9 PM 3:15

Agenda

NOV 10 2010

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

Dear Commissioner Dean:

As leaders of county government and citizens of Montgomery County, we can all be proud of the fair and efficient elections that are conducted in this county. We must understand, however, that those elections do not just magically happen – they are the result of the hard work and dedicated service of the men and women that serve as polling officials on Election Day. Without these devoted public servants, who practically volunteer their time and talents to our democracy, we would be just another county in the news facing allegations of voter fraud and Election Day inefficiencies.

Despite the long day of work and low amount of payment, I am convinced that these polling officials are committed to their obligations on Election Day. We must, however, provide our polling officials with the training and tools that are necessary for them to be successful. I am pleased to report that over the past three years we have been able to train 100% of our polling officials prior to each election. Because of this training, we can have a sense of comfort that voters will be treated fairly and with the highest level of customer service on Election Day.

Likewise, we have been able to enhance the tools that we provide to the polling officials and voters of this county. From changes as complex to the entirely new voting system, to those as simple as providing Braille Voting Instructions to the blind, we have tried to understand the need of those involved in the election process. Most importantly, we have attempted to find ways to operate within severe budget cuts, without jeopardizing the level of service that we provide to our polling officials and voters.

Over the past five years, we have provided each precinct leader with a cellular phone, with service provided through the county's agreement with SouthernLinc. Many of the precinct leaders have expressed their displeasure with the SouthernLinc service, and 50 of the 55 precinct leaders elected to use their personal cellular phones instead of the SouthernLinc phone. In analyzing the costs for the General Election, and deciding upon areas to cut from in order to satisfy our budgetary allocation, we felt that there could be a savings if we paid a telephone stipend to each precinct leader, as an alternative to paying the SouthernLinc charges.

I request your approval of a \$20 telephone stipend to be paid to each precinct leader that elected to use his or her personal cellular phone for Election Day calls to the Montgomery Election Center or Montgomery County Board of Registrars. Based on our previous payments to SouthernLinc, these stipend payments will save the county over \$400 per election. While this seems like a small amount, I know you will agree that every penny is valuable and that we can make a difference if this type of stewardship is replicated throughout county government.

Thanks you for your consideration of this matter and please let me know if I can be of further assistance to you.

Sincerely,

Reese McKinney, Jr.
Judge of Probate
Montgomery County

RMckJr/cs

cc: Commissioner E. Hamilton Wilson, Jr.
Commissioner Dimitri Polizos
Commissioner Jiles Williams, Jr.
Commissioner Reed Ingram
Donald Mims, Administrator

MONTGOMERY COUNTY COMMISSION BUDGET CHANGE REQUEST REQUEST NUMBER 4

DEPARTMENT: County Comm Appropriati REVIEWED: S. Thomas 11/16/2010
DATE: 11/16/2010 Finance Director Date
REQUESTED BY: Donald L. Mims APPROVED: _____
Elected Official/Dept. Head Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
City of Montgomery	001-56701.418	5,000	52,500	57,500
Envision 2020	001-51955.438	15,000	-15,000	0
Misc In-House Appropriations	001-59310.498	0	-37,500	-37,500
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
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				0
				0
TOTAL		20,000	0	20,000

JUSTIFICATION:

Appropriation to the City of Montgomery for Indigent Health Care.



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

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

J. Vernon Patrick, Jr.

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

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

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

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

Agenda

NOV 10 2010

Respond to Montgomery Address

Date: 11-10-10

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

Re: Executive Session to Discuss Pending Litigation

City of Montgomery, City of Pike Rd, Montgomery
County litigation

Dear Mr. Mims:

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

Pursuant to the Act, a copy of this letter should be attached to the minutes of the County Commission meeting wherein the body considers a motion to convene an executive session to discuss this matter.

Sincerely,

Thomas T. Gallion, III

Thomas T. Gallion, III

50051-317
#22,333

MONTGOMERY
AREA CHAMBER OF COMMERCE

Agenda

NOV 10 2010

2010 NOV -1, AM 9:22

November 1, 2010

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 am requesting to meet with the Montgomery County Commission members in executive session at your next meeting. It is my opinion that an executive session is authorized for this discussion under Section 7(a)(7) of Act No. 2005-40. An executive session is required due to the fact that a public meeting would have a detrimental effect upon the competitive position of the Montgomery County Commission.

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

Sincerely,



Ellen G. McNair, CEcD
Senior Vice President
Corporate Development



BUILDING BUSINESS. BUILDING THE River REGION.

21-1

NOV 10 2010

OFFICIAL SUMMARY REPORT

MONTGOMERY COUNTY
GENERAL ELECTION
NOVEMBER 2, 2010

REPORT-EL45 PAGE 001

RUN DATE:11/10/10 02:41 PM

VOTES PERCENT

PRECINCTS COUNTED (OF 121)	121	100.00
REGISTERED VOTERS - TOTAL	145,639	
BALLOTS CAST - TOTAL	74,378	
VOTER TURNOUT - TOTAL		51.07

STRAIGHT PARTY VOTING

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

ALABAMA DEMOCRATIC PARTY (DEM)	27,381	69.11
ALABAMA REPUBLICAN PARTY (REP)	12,239	30.89
Over Votes	0	
Under Votes	34,613	

FOR GOVERNOR

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

RON SPARKS (DEM)	43,439	58.70
ROBERT BENTLEY (REP)	30,046	40.60
WRITE-IN	523	.71
Over Votes	0	
Under Votes	438	

FOR LIEUTENANT GOVERNOR

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

JIM FOLSOM, JR. (DEM)	44,758	60.63
KAY IVEY (REP)	28,990	39.27
WRITE-IN	77	.10
Over Votes	0	
Under Votes	620	

FOR UNITED STATES SENATOR

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

WILLIAM G. BARNES (DEM)	37,924	51.55
RICHARD C. SHELBY (REP)	35,586	48.37
WRITE-IN	64	.09
Over Votes	0	
Under Votes	861	

FOR UNITED STATES REPRESENTATIVE, 2ND CONGRESSIONAL DISTRICT

(Vote for not more than) 1

(WITH 70 OF 70 PRECINCTS COUNTED)

BOBBY BRIGHT (DEM)	23,334	58.61
MARTHA ROBY (REP)	16,236	40.78
WRITE-IN	242	.61
Over Votes	0	
Under Votes	579	

VOTES PERCENT

FOR UNITED STATES REPRESENTATIVE, 3RD CONGRESSIONAL DISTRICT

(Vote for not more than) 1

(WITH 71 OF 71 PRECINCTS COUNTED)

STEVE SEGREST (DEM)	18,225	54.32
MIKE ROGERS (REP)	15,303	45.61
WRITE-IN	22	.07
Over Votes	0	
Under Votes	497	

FOR ATTORNEY GENERAL

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

JAMES H. ANDERSON (DEM)	45,021	61.10
LUTHER STRANGE (REP)	28,604	38.82
WRITE-IN	59	.08
Over Votes	0	
Under Votes	757	

FOR STATE SENATOR, DISTRICT NO. 25

(Vote for not more than) 1

(WITH 53 OF 53 PRECINCTS COUNTED)

DOUG 'Smitty' SMITH (DEM)	11,494	31.11
DICK L. BREWBAKER (REP)	25,421	68.81
WRITE-IN	28	.08
Over Votes	0	
Under Votes	1,091	

FOR STATE SENATOR, DISTRICT NO. 26

(Vote for not more than) 1

(WITH 92 OF 92 PRECINCTS COUNTED)

QUINTON T. ROSS, JR. (DEM)	28,703	97.90
WRITE-IN	615	2.10
Over Votes	0	
Under Votes	7,073	

FOR STATE REPRESENTATIVE, DISTRICT NO. 73

(Vote for not more than) 1

(WITH 20 OF 20 PRECINCTS COUNTED)

JOSEPH LISTER 'Joe' HUBBARD (DEM)	8,137	50.93
DAVID GRIMES (REP)	7,825	48.98
WRITE-IN	15	.09
Over Votes	0	
Under Votes	262	

FOR STATE REPRESENTATIVE, DISTRICT NO. 74

(Vote for not more than) 1

(WITH 21 OF 21 PRECINCTS COUNTED)

JAY LOVE (REP)	8,714	76.91
JAY KING (IND)	2,562	22.61
WRITE-IN	54	.48
Over Votes	0	
Under Votes	1,718	

RUN DATE:11/10/10 02:41 PM

VOTES PERCENT

FOR STATE REPRESENTATIVE, DISTRICT NO. 75

(Vote for not more than) 1

(WITH 13 OF 13 PRECINCTS COUNTED)

GLENN L. ALLEN (DEM)	3,588	33.04
GREG WREN (REP)	7,259	66.85
WRITE-IN.	11	.10
Over Votes	0	
Under Votes	283	

FOR STATE REPRESENTATIVE, DISTRICT NO. 76

(Vote for not more than) 1

(WITH 35 OF 35 PRECINCTS COUNTED)

THAD McCLAMMY (DEM)	10,092	97.96
WRITE-IN.	210	2.04
Over Votes	0	
Under Votes	3,629	

FOR STATE REPRESENTATIVE, DISTRICT NO. 77

(Vote for not more than) 1

(WITH 32 OF 32 PRECINCTS COUNTED)

JOHN KNIGHT (DEM)	8,353	98.29
WRITE-IN.	145	1.71
Over Votes	0	
Under Votes	1,826	

FOR STATE REPRESENTATIVE, DISTRICT NO. 78

(Vote for not more than) 1

(WITH 29 OF 29 PRECINCTS COUNTED)

ALVIN HOLMES (DEM)	7,349	81.20
LARRY THOMAS (IND)	1,313	14.51
WRITE-IN.	389	4.30
Over Votes	0	
Under Votes	679	

FOR ASSOCIATE JUSTICE OF THE SUPREME COURT, PLACE NO. 1

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

RHONDA CHAMBERS (DEM)	39,215	53.91
KELLI WISE (REP)	33,478	46.02
WRITE-IN.	47	.06
Over Votes	0	
Under Votes	1,696	

FOR ASSOCIATE JUSTICE OF THE SUPREME COURT, PLACE NO. 2

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

TOM EDWARDS (DEM)	39,594	54.70
MICHAEL F. "Mike" BOLIN (REP)	32,734	45.22
WRITE-IN.	57	.08
Over Votes	0	
Under Votes	2,051	

VOTES PERCENT

FOR ASSOCIATE JUSTICE OF THE SUPREME COURT, PLACE NO. 3

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

MAC PARSONS (DEM)	43,887	60.93
TOM PARKER (REP)	28,077	38.98
WRITE-IN.	66	.09
Over Votes	0	
Under Votes	2,406	

FOR COURT OF CIVIL APPEALS JUDGE

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

DEBORAH BELL PASEUR (DEM)	41,542	57.65
TOMMY BRYAN (REP)	30,473	42.29
WRITE-IN.	41	.06
Over Votes	0	
Under Votes	2,379	

FOR COURT OF CRIMINAL APPEALS JUDGE

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

JIM MAIN (REP)	35,660	96.04
WRITE-IN.	1,470	3.96
Over Votes	0	
Under Votes	37,184	

FOR SECRETARY OF STATE

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

SCOTT GILLILAND (DEM)	38,402	52.66
BETH CHAPMAN (REP)	34,493	47.30
WRITE-IN.	36	.05
Over Votes	0	
Under Votes	1,505	

FOR STATE TREASURER

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

CHARLEY GRIMSLEY (DEM)	38,544	52.65
YOUNG BOOZER (REP)	34,607	47.27
WRITE-IN.	53	.07
Over Votes	0	
Under Votes	1,236	

FOR STATE AUDITOR

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

MIRANDA KARRINE JOSEPH (DEM)	38,618	54.04
SAMANTHA "Sam" SHAW (REP)	32,780	45.87
WRITE-IN.	65	.09
Over Votes	0	
Under Votes	2,970	

RUN DATE:11/10/10 02:41 PM

VOTES PERCENT

FOR COMMISSIONER OF AGRICULTURE INDUSTRIES

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

GLEN ZORN (DEM)	39,301	54.33
JOHN McMILLAN (REP)	32,982	45.60
WRITE-IN.	49	.07
Over Votes	0	
Under Votes	2,105	

FOR PUBLIC SERVICE COMMISSION, PLACE NO. 1

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

JAN COOK (DEM)	40,840	55.97
TWINKLE ANDRESS CAVANAUGH (REP)	32,049	43.92
WRITE-IN.	85	.12
Over Votes	0	
Under Votes	1,465	

FOR PUBLIC SERVICE COMMISSION, PLACE NO. 2

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

SUSAN PARKER (DEM)	43,834	60.92
TERRY DUNN (REP)	28,081	39.02
WRITE-IN.	42	.06
Over Votes	0	
Under Votes	2,477	

FOR CIRCUIT COURT JUDGE, 15TH JUDICIAL CIRCUIT,

PLACE NO. 1

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

TRACY McCOOEY (DEM)	50,042	98.39
WRITE-IN.	821	1.61
Over Votes	0	
Under Votes	23,509	

FOR CIRCUIT COURT JUDGE, 15TH JUDICIAL CIRCUIT,

PLACE NO. 2

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

TRUMAN HOBBS, JR. (DEM)	48,970	98.62
WRITE-IN.	686	1.38
Over Votes	0	
Under Votes	24,710	

FOR CIRCUIT COURT JUDGE, 15TH JUDICIAL CIRCUIT,

PLACE NO. 3

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

ANITA L. KELLY (DEM)	47,380	98.48
WRITE-IN.	729	1.52
Over Votes	0	
Under Votes	26,255	

VOTES PERCENT

FOR CIRCUIT COURT JUDGE, 15TH JUDICIAL CIRCUIT,
PLACE NO. 5

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

BILL SHASHY (DEM)	48,137	98.66
WRITE-IN.	652	1.34
Over Votes	0	
Under Votes	25,578	

FOR CIRCUIT COURT JUDGE, 15TH JUDICIAL CIRCUIT,
PLACE NO. 7

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

PATRICIA WARNER (DEM)	39,906	55.63
JULIE WELLER (REP)	31,784	44.30
WRITE-IN.	50	.07
Over Votes	0	
Under Votes	2,690	

FOR CIRCUIT COURT JUDGE, 15TH JUDICIAL CIRCUIT,
PLACE NO. 8

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

CALVIN L. WILLIAMS (DEM)	39,149	55.00
WILL O'REAR (REP)	31,971	44.92
WRITE-IN.	54	.08
Over Votes	0	
Under Votes	3,254	

FOR DISTRICT ATTORNEY, 15TH JUDICIAL CIRCUIT

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

ELLEN BROOKS (DEM)	50,362	69.52
PATRICK MAHANEY (REP)	22,009	30.38
WRITE-IN.	71	.10
Over Votes	0	
Under Votes	1,993	

FOR MEMBER, MONTGOMERY COUNTY COMMISSION, DISTRICT NO. 1

(Vote for not more than) 1

(WITH 17 OF 17 PRECINCTS COUNTED)

HAM WILSON, JR. (REP)	8,140	96.37
WRITE-IN.	307	3.63
Over Votes	0	
Under Votes	7,548	

RUN DATE:11/10/10 02:41 PM

VOTES PERCENT

FOR MEMBER, MONTGOMERY COUNTY BOARD OF EDUCATION,
DISTRICT NO. 4

(Vote for not more than) 1

(WITH 26 OF 26 PRECINCTS COUNTED)

MARY BRIERS (DEM)	6,852	78.02
JACK HORNADY (REP)	1,912	21.77
WRITE-IN.	18	.20
Over Votes	0	
Under Votes	298	

FOR MEMBER, MONTGOMERY COUNTY BOARD OF EDUCATION,
DISTRICT NO. 7

(Vote for not more than) 1

(WITH 19 OF 19 PRECINCTS COUNTED)

BEVERLY ROSS (DEM)	5,752	51.80
LORI WHITE (REP)	5,338	48.07
WRITE-IN.	15	.14
Over Votes	0	
Under Votes	272	

FOR MONTGOMERY COUNTY SHERIFF

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

DAVID "D.T." MARSHALL (DEM)	51,711	98.66
WRITE-IN.	702	1.34
Over Votes	0	
Under Votes	21,962	

PROPOSED STATEWIDE AMENDMENT NUMBER ONE (1)

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

STATEWIDE AMENDMENT NO. 1 YES.	28,089	51.79
STATEWIDE AMENDMENT NO. 1 NO	26,146	48.21
Over Votes	0	
Under Votes	20,137	

PROPOSED STATEWIDE AMENDMENT NUMBER TWO (2)

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

STATEWIDE AMENDMENT NO. 2 YES.	31,363	55.45
STATEWIDE AMENDMENT NO. 2 NO	25,197	44.55
Over Votes	0	
Under Votes	17,821	

PROPOSED STATEWIDE AMENDMENT NUMBER THREE (3)

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

STATEWIDE AMENDMENT NO. 3 YES.	24,821	40.60
STATEWIDE AMENDMENT NO. 3 NO	36,317	59.40
Over Votes	0	
Under Votes	13,260	

VOTES PERCENT

PROPOSED STATEWIDE AMENDMENT NUMBER FOUR (4)

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

STATEWIDE AMENDMENT NO. 4 YES.	23,809	53.07
STATEWIDE AMENDMENT NO. 4 NO	21,056	46.93
Over Votes	0	
Under Votes	29,499	

PROPOSED LOCAL AMENDMENT NUMBER ONE (1)

(Vote for not more than) 1

(WITH 121 OF 121 PRECINCTS COUNTED)

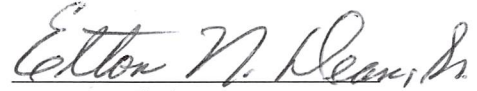
LOCAL AMENDMENT NO. 1 YES	30,406	54.84
LOCAL AMENDMENT NO. 1 NO	25,034	45.16
Over Votes	0	
Under Votes	18,942	

ADJOURNMENT

There being no further business to come before the Commission at this time, the meeting stood adjourned until Monday, November 22, 2010, at 8:00 in the morning.



Administrator



Chairman