MINUTES OF ORGANIZATIONAL MEETING

MONTGOMERY COUNTY COMMISSION

NOVEMBER 14, 2012

INFORMATION SESSION

Commissioner Dean called the Meeting to Order at 1:43 p.m. The meeting was held at the Montgomery County Administration Building and Courthouse Annex III.

The meeting was opened with prayer led by Commissioner Williams. All five Commissioners were present.

COMMENTS FROM SCHEDULED ATTENDEES, STAFF AND COMMISSIONERS

COMMENTS FROM ADMINISTRATOR MIMS AND DEPUTY ADMINISTRATOR MITCHELL

Administrator Mims reminded the Commission that their group picture would be taken after the reception.

Administrator Mims distributed the 2012 General Election Unofficial Results for the five County Commission Districts and stated that he would present the election results during the Formal Session.

Administrator Mims distributed Rules of Procedure for the Montgomery County Commission and stated that ACCA recommends that County Commissions review the information during their Organizational Meetings. Administrator Mims reviewed the procedures with the Commission. (Copies of the Rules of Procedure adopted on September 19, 2005 and October 17, 2005, Pages 1-1 through 1-19, are attached to these minutes.)

Administrator Mims distributed the following three sections of the Association of County Commissions of Alabama (ACCA) Open Meetings Manual for Alabama Counties and two Attachments: Section 1 – Meeting and Deliberation Handout, Section 2 – Notice Handout, Section 3 – Executive Session Handout, Attachment D – Questions Your Governmental Body Should Answer About Your Public Meeting and Attachment E – A Checklist for Conducting Lawful Executive Sessions. Administrator Mims reviewed Attachments D and E with the Commission. (Copies of Attachments D and E, Pages 2-1 and 2-2, are attached to these minutes.)

Administrator Mims reviewed items on the agenda.

Deputy Administrator Mitchell briefed the Commission regarding a Bid Award for moving of the Judge's, staff and Circuit Clerk's office from the Youth Facility to Annex I. After discussion, the Commission agreed to place this item on the next agenda.

Deputy Administrator Mitchell briefed the Commission regarding Change Order Number 1 to Alfa Builders, Inc., for renovations and alterations to Annex I, Third Floor. After discussion, the Commission agreed to place this item on the next agenda.

RECESS TO FORMAL SESSION

Commissioner Dean recessed the Information Session to the Formal Session.

FORMAL SESSION

Administrator Mims welcomed everyone to the Formal Session.

The meeting was opened with Prayer led by Reverend Claude A. Shuford of the Mt. Zion AME Zion Church, at the request of Mr. Williams.

The Pledge of Allegiance was led by Mr. Dean.

Present at the meeting were the following: Mr. Elton N. Dean, Sr., Mr. Daniel Harris, Jr., Mr. Reed Ingram, Mr. Dimitri Polizos, and Mr. Jiles Williams, Jr. Also present were County Attorneys Thomas T. Gallion, III, and Tyrone C. Means, County Engineer Speake and Administrator Mims.

PRESENTATION

Administrator Mims presented a report containing the November 6, 2012 General Election Results. He explained that the report showed Mr. Dean, Mr. Harris, Mr. Ingram, Mr. Polizos, and Mr. Williams were elected. (Copies of a Memorandum from Director of Elections Justin Aday and the unofficial Summary Report, Agenda Pages 3-1 through 3-3, are attached to these Minutes.)

SWEARING IN CEREMONY

Reverend Claude A. Shuford gave the invocation for the swearing in ceremony.

Fifteenth Judicial Circuit Court Judge Johnny Hardwick officiated the beginning of the swearing in ceremony and swore in Mr. Daniel Harris, Jr., and expressed that it was an honor and a privilege to swear in the new Commissioner.

Presiding Fifteenth Judicial Circuit Court Judge Charles Price officiated the remainder of the swearing in ceremony and swore in Mr. Elton N. Dean, Sr., Mr. Reed Ingram, Mr. Dimitri Polizos, and Mr. Jiles Williams, Jr., collectively.

NEW BUSINESS

COUNTY COMMISSION – ELECTION OF CHAIRMAN

Administrator Mims asked for a motion regarding the election of Chairman.

Mr. Ingram made a motion to elect Mr. Elton N. Dean, Sr. The motion was seconded by Mr. Polizos and unanimously approved by the Commission.

COUNTY COMMISSION – ELECTION OF VICE CHAIRMAN

Chairman Dean asked for a motion regarding the election of Vice Chairman.

Mr. Williams made a motion to elect Dan Harris. The motion was seconded by Mr. Harris. Mr. Ingram made a motion to elect Mr. Dimitri Polizos. The motion was seconded by Mr. Polizos. Mr. Polizos made a motion to elect Mr. Ingram. The motion was seconded by Mr. Ingram. Chairman Dean called for a vote for Mr. Ingram. Mr. Polizos and Mr. Ingram voted in favor of the motion. Chairman Dean, Mr. Harris and Mr. Williams voted in opposition and the motion was denied. Chairman Dean called for a vote for Mr. Polizos. Mr. Ingram and Mr. Polizos voted in favor of the motion. Chairman Dean, Mr. Harris and Mr. Williams voted in opposition and the motion was denied. Chairman Dean called for a vote for Mr. Harris. Chairman Dean, Mr. Williams and Mr. Harris voted in favor of the motion. Mr. Ingram and Mr. Polizos voted in opposition and the motion carried.

COUNTY COMMISSION – APPROVED THE REAPPOINTMENTS OF MONTGOMERY COUNTY ATTORNEYS

Chairman Dean asked for a motion regarding the appointment of Montgomery County Attorneys.

Mr. Williams made a motion to approve the reappointment of Thomas T. Gallion, III and Tyrone C. Means as County Attorneys. The motion was seconded by Mr. Ingram and unanimously approved by the Commission.

COUNTY COMMISSION – APPROVED RESOLUTION ESTABLISHING THE REGULAR MEETING DAYS OF THE COUNTY COMMISSION, AS REQUIRED BY ACT NO. 2004-384

The Administrator presented the following Resolution:

RESOLUTION

Whereas, in the 2004 Regular Legislative Session, the Alabama Legislature passed a bill, assigned Act No. 2004-384, which amends Section 11-3-8 of the Code of Alabama 1975, and repeals Sections 11-3-8.1 and 11-3-9 relating to County Commission meeting days; and, Whereas, Act No. 2004-384 authorizes the Commission, at its first County Commission Meeting following each election of County Commissioners, to establish the day or days of each month on which regular meetings of the County Commission shall be held; and,

Whereas, the County Commission may reschedule a regular meeting that falls on a legal holiday, and may alter the regular meeting days as necessary; and,

Whereas, the regular meeting days, time and place of the County Commission will be posted in a public and conspicuous location in the courthouse and in other public buildings which the Commission determines appropriate; and,

Whereas, the County Commission shall notify all local news media who have on file with the County Commission, a written request for notification of the schedule of regular meetings of the County Commission; and

Whereas, the County Commission may schedule a special meeting when determined necessary, in writing, by a majority of the members of the Commission, or in the case of an emergency, upon call of the chair, and may only consider items listed on the agenda and included in all public notices; and,

Whereas, the County Commission must at least five days prior to a special meeting, emergency meeting, or in the case of rescheduling a regular meeting day which falls on a legal public holiday, provide notice of the meeting time and place by posting such in a public and conspicuous location in the courthouse and other public buildings determined appropriate by the County Commission; and, notify all local news media requesting in writing, notice thereof.

NOW, THEREFORE BE IT RESOLVED, that the Montgomery County Commission hereby adopts this Resolution, effective November 14, 2012, in order to implement Act No. 2004-384, by scheduling regular meeting days of the County Commission to be held on the first and third Mondays of each month, and in the case of a legal public holiday occurring on either the first or third Monday of the month, the County Commission will meet on the following Tuesday.

Adopted this 14th day of November 2012.

MONTGOMERY COUNTY COMMISSION

BY: ______________________________
Chairman

ATTEST: ________________________
County Administrator

End of Resolution

Mr. Williams made a motion to adopt the Resolution and clarified that the meeting days will be the first and third Mondays of each month. The motion was seconded by Vice Chairman Harris and unanimously approved by the Commission.

COMMENTS BY COMMISSIONERS AND ATTENDEES

Governmental Officials, Mayor Todd Strange, Representative John Knight, District Attorney Ellen Brooks and School Board Superintendant Barbara Thompson congratulated the Commissioners on their elections and expressed their support in working with the County Commission in the future.

Montgomery County citizens Vanzetta McPherson and Robert Jones expressed their best wishes to the Commission. William Boyd stated his concerns and disapproval over the selection of the vice chairman of the Commission. He stated that he hopes that the Commission will move in the right direction and do the right thing.

Commissioner Ingram thanked everyone in the audience for coming to the swearing in ceremony. He thanked his fellow Commissioners for voting him vice chairman these past years. He thanked the Judges for swearing in the Commissioners.

Commissioner Williams told the audience that he was glad to see them all at the meeting today. He addressed Mayor Strange, stating that the Commission will continue to do what they have done in the past in working with the City of Montgomery. He said that we won't stop and that this will be a better County Commission than it was yesterday, adding that we will look at the schools and keep the departments working. He stated that our employees have had to work twice as hard because of the hiring freeze but we will take care of them now and get the County government running the way it should. He told the audience that he has served on the Commission for 12 years and that the County Commission has been dead but is going to recover and be pro-active. He told his fraternity brothers, who were in attendance at the meeting, that he was glad to see them.

Commissioner Polizos told the audience good afternoon and that it was nice they came to see them today. He thanked his mom and sister for coming to see him get sworn in. He thanked Judge Price for swearing them into office. He thanked his friends and stated that he is looking forward to a great new future.

Vice Chairman Harris stated that it was a beautiful group here today, and he hopes that they will stay interested in what the Commission does. He thanked all those who elected him Commissioner of District 1 and those that helped get him elected. He stated that he intends on being progressive and working with the Board of Education, the Mayor of the City of Montgomery and the County Commissioners to make Montgomery County the best place to live. He told the audience that he will support education and economic development. He thanked his Kappa Alpha Psi brothers for attending today, and he expressed his appreciation to Judge Hardwick for swearing him into office. He thanked his brother Ray, his son Damon, his daughter Vivica, his campaign manager Orin Henderson and the love of his life, his wife Deborah, for their support.

Commissioner Williams asked for the Alpha Phi Alphas to stand and for Judge Price to also stand and be recognized.

Chairman Dean said that it is indeed a historical day and a great day to be in Montgomery. He stated that we all know who built the bridges; bridges to equality and to vote and to love each other. He told the audience that they would never hear him say he doesn't like or that he hates somebody but only that he loves everybody. He added that he can be reached and he is reaching out. He stated that Montgomery has been in a slump but it is on solid financial ground. He noted that the Commissioners have the Administrator and Attorneys to keep them honest and that he was proud of the Elected Officials and Department Heads on how they have handled the hiring freeze for the past years. He added that they have faith in us. He said that it was not about the Commission; it is about the people who elected us, and they need to let him know what they want him to do. He reminded the audience that the Commission does all its brainstorming during the working session between 8:00 a.m. and 9:30 p.m. and then comes out to vote on it. He encouraged everyone to attend the working session and asked them to continue to support them. He then thanked everyone for attending today's meeting and asked for them to pray for the Commissioners. He added we should all pray for each other. He informed the audience that Montgomery has increased by 4,000 citizens and now is recognized as the number one city in the state of Alabama. He went on to say that Montgomery is rich in history and that years ago we used to look at other people and now they come to see us. He invited everyone to stay for the reception.

ADJOURNMENT

Commissioner Ingram made a motion to adjourn the meeting of the Montgomery County Commission on November 14, 2012, at 2:43 p.m. The motion was seconded by Commissioner Polizos and unanimously approved by the Commission.

MINUTES OF REGULAR MEETING

MONTGOMERY COUNTY COMMISSION

September 19, 2005

PRESENT: Chairman Strange, Vice Chairman Dean, Members Ingram, Polizos and Williams (County Attorney Means, Engineer Speake and Administrator Mims)

ABSENT: None

The meeting was opened with prayer led by Commissioner Ingram.

The Pledge of Allegiance was led by Commissioner Polizos.

Mr. Ingram made a motion to approve the Minutes of the Regular Meeting of September 12, 2005. The motion was seconded by Mr. Polizos and unanimously approved by the Commission.

B U S I N E S S

COUNTY COMMISSION - PUBLIC HEARING REGARDING FISCAL YEAR 2005-2006 BUDGET

Chairman Strange declared a Public Hearing open to discuss the Proposed Fiscal Year 2005-2006 Budget in the amount of $93,830,979.00, which includes a 5% Cost of Living Raise for all County Employees in the New Pay Plan, and also a 3% Cost of Living Raise for all County Retirees, effective October 10, 2005. He asked the audience if anyone in attendance desired to discuss the Budget. Mr. Michael Chappell addressed the Commission, regarding assistance in funding a Wallace Family Monument and Archive Building. Chairman Strange asked Mr. Chappell if a fund had been established for this project, and Mr. Chappell said "no." Chairman Strange thanked Mr. Chappel for his remarks to the Commission. Chairman Strange then closed the Public Hearing.

COUNTY COMMISSION - APPROVED FISCAL YEAR 2005-2006 BUDGET

COUNTY COMMISSION - ADOPTED RULES OF PROCEDURE FOR THE MONTGOMERY COUNTY COMMISSION

The Administrator presented the following Proposed Rules of Procedure for the Montgomery County Commission as required by the Alabama Open Meetings Act (Act 2005-40), which were recommended by the Association of County Commissions of Alabama:

Rules of Procedure
Montgomery County Commission

I. Scope of Rules.

A. The following Rules of Procedures were duly adopted by the Montgomery County Commission as required by the Alabama Open Meetings Act (Act 2005-40) and shall govern the conduct of the meetings of the County Commission beginning on the 1st day of October 2005.

B. The following Rules of Procedure may be amended by affirmative vote of a majority of the members of the Commission. Provided; however, such changes in the Rules of Procedure shall not take affect until the next regular meeting of the Commission following the adoption of such change.

II. Access to Meeting Facilities.

A. Meetings Open to Public. All regular meetings of the Commission shall be open to the public as required by the Alabama Open Meetings Act (Act 2005-40).

B. Accessibility. All regular meetings of the Commission will be conducted in a building which is open to the public.

C. Signs, Placards, Banners. For public safety purposes, no signs or placards mounted on sticks, posts, poles or similar structures shall be allowed in County Commission meeting rooms. Other signs, placards, and banners shall not disrupt meetings or interfere with others' ability to observe the meeting.

D. Weapons. For public safety purposes, the County Commission may establish rules for the removal of weapons from inside the meeting chamber.

III. Quorum.

A. Quorum. A majority of the members of the Commission shall constitute a quorum. No ordinance, resolution, policy, or motion shall be voted on and approved by the Commission unless a quorum is present in the meeting chamber while the vote is taken and the matter is

1-2

approved by an affirmative vote of the majority of the members present and voting, unless otherwise required by Alabama law.

B. Remaining in Chamber. During a Commission meeting, Commissioners should remain in the chambers at all times unless an emergency or illness should occur. A member of the Commission who leaves the meeting chamber shall not be included in the determination of quorum.

C. Abstaining from Voting. Any member of the Commission who is present in the meeting chamber may, when he or she determines it to be necessary, abstain from voting or otherwise participating in the proceedings related to a particular matter. Such commissioner who abstains but remains in the chamber shall be deemed to be present for the purpose of constituting a quorum but he or she shall not be deemed to be "present and voting" for the purpose of determining whether a motion has received an adequate number of affirmative votes for passage.

D. Loss of Quorum. In the event that a Commissioner departs a Commission meeting prior to adjournment, and the departure causes a loss of quorum, no further official action may be taken until or unless a quorum is restored, except to vote on a motion to adjourn. If, after a reasonable time not to exceed 15 minutes, the Commission still lacks a quorum of its members, the meeting shall be automatically adjourned.

E. Failure to Obtain Quorum. Should no quorum attend within 30 minutes after the time appointed for the beginning of the meeting of the Commission, the Chair or the Vice Chair, or in their absence, another Commissioner, in order of seniority, shall announce that no quorum was present and that the meeting is cancelled. The names of the members present for the meeting shall be recorded in the minutes of the next meeting of the Commission.

IV. Presiding Officer.

A. Chair. The Presiding Officer is the Chair of the County Commission. The Chair presides at all meetings of the Commission. The Chair's responsibilities shall include, but not be solely limited to:

1. Open the meeting, ascertain that a quorum is present at the appropriate time and call the meeting to order, if a quorum is present.

2. Announce the business to come before the Commission, in accordance with the prescribed order of business.

3. Recognize all Commissioners, the County Administrator, the County Engineer and the County Attorney, who seek the floor pursuant to these procedures. All questions and comments are to be directed through the Chair and restated by him or her. The Chair shall repeat every motion and state every question coming before the Commission, call for the vote and announce the decision of the Commission on all matters coming before it.

4. Preserve decorum and order, and in case of disturbance or disorderly conduct in the Commission chambers, may cause the same to be cleared or cause any disruptive individual to be removed.

5. Call to order any member of the Commission who violates any of these procedures.

6. Expedite business in every way compatible with the rights of the members.

7. Remain objective. The Chair must remain objective and may only make a motion, second a motion or vote as provided in these Rules of Procedures.

8. Declare the meeting adjourned when the Commission so votes, when a quorum is no longer present or at any time in the event of an emergency affecting the safety of those present.

B. Vice Chair. In the absence of the Chair or in the event of the Chair's inability to serve, the Vice Chair (or other member designated by local law) shall perform the duties and functions of the Chair until the Chair's return. The Commission shall establish its own procedures for the election of a Vice Chair, provided that any such election of a new Vice Chair shall not take affect until the next regular meeting of the Commission.

V. Order of Business.

A. Official Agenda. There shall be an official agenda for every meeting of the Commission, including special and emergency meetings. As required by Alabama law, the official agenda for special and emergency meetings shall include only those items necessitating the holding of the special or emergency meeting.

The agenda for regularly-scheduled meetings shall identify the items to be considered and determine the order of business to be conducted at the meeting. All proceedings and the order of business at all meetings of the Commission shall be conducted in accordance with the official agenda. This agenda shall be established prior to each meeting under procedures to be adopted by the County Commission. Such procedures may include the conducting of an "administrative" or "agenda-setting" meeting prior to the Commission's regular meeting. These procedures may be amended or altered by the County Commission, but such changes shall not take effect until the next regularly-scheduled meeting of the County Commission.

B. Agenda Format for Regularly-Scheduled Meetings. The official agenda for a regularly-scheduled Commission meeting shall be in substantially the form as set forth below:

INFORMATION SESSION I

1. Call to Order, Welcome at 8:00 a.m.

1-4

2. Prayer
3. Reports from Staff:
    a. County Administrator
    b. Deputy Administrator
    c. County Engineers
    d. County Attorney
    e. Other

4. Comments from Elected Officials and Department Heads

5. Comments from Scheduled Attendees

6. Recess to Formal Session

FORMAL SESSION

1. Welcome at 9:30 a.m.

2. Invocation, Pledge of Allegiance, and Call of Roll to Establish Quorum

3. Awards and Presentations

4. Consent Agenda

5. New Business

6. Old Business

7. Scheduled Public Hearings

8. Reports from Staff:
    a. County Administrator
    b. Deputy Administrator
    c. County Engineers
    d. County Attorney
    e. Other

9. Comment from Citizens. Such comment shall be limited to three (3) minutes per speaker and no more than two speakers may be heard on the same subject as provided elsewhere in the Rules of Procedure.

10. Discussion Items by Commissioners. Discussion items may only be acted upon by affirmative vote of all commissioners in attendance.

11. Recess to Information Session II

INFORMATION SESSION II

1. Comments from Other Scheduled Attendees

2. Adjourn

C. Consent Agenda. On the portion of the agenda designated as "Consent," all items contained therein may be voted on with one motion. Consent items are only those items considered to be routine in nature, non-controversial and that do not deviate from past Commission direction or policy. However, any member of the Commission, including the Chair, may withdraw an item from the consent agenda, provided that such withdrawal is declared at least one (1) hour before the beginning time of the meeting. An item removed from the "Consent" agenda as provided herein shall be moved to the "New Business" portion of the agenda and it shall then be considered individually.

D. Comment from Citizens and Other Elected Officials. Citizens and other elected officials who wish to be heard by the Commission shall be afforded such opportunity during the portion of the meeting so designated. The comment shall conform to the requirements of decorum and order that apply to the members of the Commission and the Chair shall take whatever steps are necessary (including the removal of any citizen or other elected official) to preserve such decorum and order. Comments shall be addressed to the County Commission and shall not include any personal or other comments addressed at any member of the County Commission or Commission employee. There shall be no debate and no action by the County Commission during this portion of the agenda.

E. New Business. New Business items are items of a general nature that require Commission action or pertain to Commission policy. Items of New Business that are neither approved or defeated by action of the Commission shall be considered under Old Business at the next regular meeting of the Commission.

F. Reports from Staff. The senior staff members shall make reports to the County Commission as directed by the Chair or by majority vote of the Commission. The Commission may, by majority vote of those members in attendance at the meeting, take action on any items contained in the report of the staff members.

G. Old Business. Any item which was included on the "New Business" portion of the previous meeting, but was not approved, defeated or tabled by majority vote of the members of the County Commission present and voting. Motions postponed or carried over to a day certain shall be included on the agenda under "Old Business" on the next regular meeting following the conclusion of the time for which the motion was postponed or carried over.

H. Scheduled Public Hearings. The County Commission may conduct any public hearings during this portion of the commission meeting. Any notice required by law prior to the conduct of the public hearing shall be given by the County Commission.

Individual speakers are required to adhere to a three (3) minute time limit when speaking on issues scheduled for public hearing. The Commission may, by majority vote, either extend or reduce time limits, based on the number of speakers. The comment shall conform to the requirements of decorum and order that apply to the members of the Commission and the Chair shall take whatever steps are necessary (including the removal of any citizen or other elected official) to preserve such decorum and order. Comments shall be addressed to the County Commission and shall not include any personal or other comments addressed at any member of the County Commission or Commission employee.

I. Discussion Items by Commissioners. On the portion of the agenda designated as "Discussion Items by Commissioners," no assignments shall be given to the County Administrator, County Engineer, County Attorney or other staff members without the affirmative vote of the majority of the members of the Commission present and voting. The Commission shall take no action on an item raised during this discussion portion of the agenda unless such is accomplished through a motion adopted by an affirmative vote of all members of the Commission present at the meeting.

J. Departure from Order of Business. Any departure from the order of business set forth in the official agenda shall be made only upon affirmative vote of all the members of the Commission present at the meeting.

K. Additions, Deletions, or Technical Corrections to Agenda. Deletions or technical corrections to the agenda may be considered by the Commission and adopted by the passage of a single motion approved by majority vote of those members in attendance at the meeting. Additions to the agenda shall only be made by affirmative vote of all the members of the Commission present at the meeting.

L. Announcing Agenda Items. The Chair shall announce each item on the agenda. The County Administrator, County Engineer, County Attorney or other appropriate staff member shall then be called to present the item to the Commission, when appropriate.

VI. Rules of Debate.

A. Decorum.

1. Every Commissioner desiring to speak should address the Chair, and upon said recognition by the Chair, should confine discussion to the question under debate, avoiding all personalities and unprofessional language.

2. Commissioners shall refrain from: attacking a member's motives; speaking on a prior motion not pending; speaking while the Chair or other Commission members are speaking; speaking against their own motions; and disturbing the Commission.

3. A member once recognized should not be interrupted when speaking unless said member is being called to order. The member should then cease speaking until the

question of order is determined, without debate, by the Chair. If in order, said member shall be at liberty to proceed.

4. A member shall be deemed to have yielded the floor when he or she has finished speaking. A member may claim the floor only when recognized by the Chair.

B. Motions.

1. A motion and a second to the motion is to precede any action or debate on an agenda matter unless there are speakers (who are not members of the Commission) to be heard on the agenda matter.

2. All motions shall be made and seconded before debate may proceed.

3. When a motion is presented and seconded, it is under consideration and no other motion shall be received thereafter, except motions to adjourn, to lay on the table, to postpone, to carry over, to substitute, or to amend which shall have preference in the order in which they are listed.

4. Motions to "lay on the table" are made to end debate on a matter and to "remove" it from consideration by the body. The adoption of a motion to "lay on the table" has the affect of defeating the original motion and that item shall not be considered again during the same meeting unless a motion to "reconsider" is adopted as provided herein.

5. Motions to "postpone" or "carry over" must be made by stating the date or time for which the item shall be postponed or carried over. Should such a motion be adopted, the matter will be back before the Commission under "Old Business" at the first regular meeting of the Commission following the expiration of the time for which it was postponed or carried over.

6. Motions to "substitute" or "amend" a motion are used to make changes or revisions in the original motion. Such motions are made only after the original motion has received a second but prior to the adoption of the original motion. If the motion to "substitute" or "amend" is approved, the Commission then must the take a second vote to approve the motion "as substituted" or "as amended", as the case may be.

7. Any Commissioner may move to close, or end, debate and "move the question" on the motion being considered. This motion to "move the question" shall be non-debatable. A successful vote on the motion to "move the question" will end discussion of the item and a vote on all pending motions shall be taken immediately without the offering of any other motions. The Commissioner moving the adoption of the original motion shall have the privilege of making closing remarks (of not more than one minute) before the vote on the motion to "move the question" is taken.

8. The Chair of the County Commission may offer and second motions and vote on all matters as any other member. If the Chair wishes to put forth or second a motion, he or she shall relinquish the Chair to the Vice Chair until the main motion, which he or she "moved' or "seconded", has been disposed.

If a motion or second is made by the Chair as authorized above, the gavel shall be relinquished in the following order:

(a) to the Vice Chair; or
(b) in the absence of the Vice Chair to the next Commissioner based upon seniority.

A presiding officer who relinquishes the chair for the purpose of making a motion shall not return to it until the pending main question has been disposed of, since he or she has shown himself or herself to be partisan as far as that particular matter is concerned.

9. The following motions are not debatable and must be voted upon without debate: to adjourn; to lay on the table; and to move the question.

C. Motions to Amend

An amendment to a motion must be germane, that is, it must relate to the substance of the main motion. An amendment may not introduce an independent question, and an amendment may not serve as the equivalent of rejecting the original motion. A Commissioner may amend the main motion in either of the following two ways:

1. By Consent of the Members. The Chair, or another Commissioner through the Chair, may ask for certain changes to be made to the main motion. If there are no objections from the maker of the motion, the motion shall stand as amended.

2. Formal Amendment. An amendment may be presented formally by moving to amend the motion in some way. If it is in the form of a formal motion to amend, a second shall be required and discussion shall follow on the amendment. If an amendment passes, the main motion shall be the motion as amended. If it fails, the motion shall be the motion as it was before the amendment was presented.

D. Motions to Reconsider

A motion to reconsider any vote or proceeding of the Commission may only be made and seconded by a Commission Member who had previously voted on the prevailing side. Such motion must be made before the conclusion of the meeting during which the original motion was made and approved. A motion to reconsider must be adopted by a majority of those members of the Commission present and voting.

VII. Voting.

1-9

A. Voice Vote; Secret Ballots. Unless otherwise directed by the Chair or requested by a member of the Commission, all votes shall be taken by voice and the result shall be announced by the Chair, whose decision shall be final. Such ruling may not be appealed. No vote may be taken by secret or paper ballot.

B. Tabulating the Vote. Should a roll call vote be directed by the Chair or requested by a member of the Commission, the person designated by the Chair shall call the Commissioners, in numerical order of their district numbers, for the purpose of each Commissioner announcing his or her vote. The Chair shall announce the results. Upon any roll call, there shall be no discussion by any Commissioner after the roll call has begun.

C. Voting. Every member in the Commission meeting room or chamber when the question is put must give his or her vote, unless the member has publicly stated that he or she is abstaining. A Commissioner who is serving as Chair by virtue of his or her being elected by the members of the Commission or by virtue of a rotating procedure shall vote when his or her district number is called. Such Chair shall only vote once on each motion and shall not cast an additional vote to make or break a tie vote.

D. Voting by Chair. Unless otherwise authorized by law, officials holding the office of County Commission Chair who do not represent a district shall only vote in those cases when his or her vote would break a tie vote. Commissioners who represent a district and also serve as Chair shall be entitled to one vote on all questions but shall not cast a second vote to break a tie vote.

E. Absent for Vote; Changing Vote. Any Commissioner absent for a vote on a particular item may record his or her vote, and any Commissioner may change his or her vote before the next item is called for consideration, or before a recess or adjournment is called, whichever occurs first, but not thereafter, except with the consent of all the Commissioners who voted thereon.

F. Majority Vote; Extraordinary Majority Vote; Tie Vote. The passage of any motion, policy, ordinance or resolution shall require the affirmative vote of at least the majority of the members of the Commission who are present and voting. If an extraordinary majority vote is required by Alabama law, this shall require the affirmative vote of an extraordinary majority of the members of the Commission who are present and eligible to vote. In the case of a tie in votes on any proposal, the proposal fails.

VIII. Public Input: Addressing the County Commission.

A. Public Input. The Commission recognizes the importance of allowing citizens, including other elected officials, to express their opinions on the operation of County government and encourage public participation in the local government process. The Commission also recognizes the necessity for conducting orderly and efficient meetings in order to complete County business in a timely manner. Public Input during the Commission meeting, from both citizens and other elected officials, shall only be given during the time provided in the agenda and only within the procedures set out herein. Citizens or other elected officials shall not address the Commission at any time other than as specifically provided in the agenda unless authorized by unanimous consent.

B. Procedure for Public Input

1. At regularly scheduled County Commission meetings, the Commission provides comment periods for citizens and other elected officials to speak and to offer input and comments on items pending before the Commission as well as items that are of concern to the public. The remarks of each speaker shall be limited to no more than three (3) minutes, unless the Chair extends the time, and no more than two (2) speakers may be heard on each subject unless authorized by affirmative vote of all members of the Commission who are present.

2. A form will be provided for those citizens who wish to make comments. Each person wishing to speak must sign this form prior to the beginning of the Public Comment portion of the agenda.

3. Any citizens wishing to make written comments may provide those to the County Administrator before the conclusion of the meeting. A copy of the written comments will then be provided to the members of the Commission.

4. Members of the public are encouraged to communicate directly with their Commissioner prior to or after the Commission meeting.

C. Addressing the Commission.

1. When the person's name is called, the person shall step up to the speaker's lectern and shall give the following information in an audible tone of voice for the minutes:

(a) name;

(b) place of residence or business address;

(c) if requested by the Chair, the person may be required to state whether the person speaks for a group of persons or a third party, if the person represents an organization, whether the view expressed by the person represents an established policy or position approved by the organization, and whether the person is being compensated by the organization.

2. All remarks shall be addressed to the Commission as a body and not to any member thereof.

3. No person, other than a member of the Commission, and the person having the floor, may be permitted to enter into any discussion, either directly or through a member of the Commission, without permission of the Chair. No question may be asked except through the Chair.

4. Speakers should make their comments concise and to the point, and present any data or evidence they wish the Commission to consider. No person may speak more than once on the same subject unless specifically granted permission by the Chair.

D. Decorum.

1. Order must be preserved. No person shall, by speech or otherwise, delay or interrupt the proceedings or the peace of the Commission, or disturb any person having the floor. No person shall refuse to obey the orders of the Chair or the Commission. Any person making irrelevant, impertinent, or slanderous remarks or who becomes boisterous while addressing the Commission shall not be considered orderly or decorous. Any person who becomes disorderly or who fails to confine remarks to the identified subject or business at hand shall be cautioned by the Chair and given the opportunity to conclude remarks on the subject in a decorous manner and within the designated time limit. Any person failing to comply as cautioned shall be barred from making any additional comments during the meeting by the Chair, unless permission to continue or again address the Commission is granted by the majority of the Commission members present.

2. If the Chair declares an individual out of order, he or she will be requested to relinquish the podium. If the person does not do so, he or she is subject to removal from the Commission Chamber or other meeting room.

3. Any person who becomes disruptive or interferes with the orderly business of the Commission may be removed from the Commission Chambers or other meeting room for the remainder of the meeting.

IX. Executive Session.

The Commission is authorized to enter into executive session as provided in The Alabama Open Meetings Act (Act 2005-40).

X. Committees.

The Chair, with the consent of the Commission, may appoint committees as may be needed to assist in the business of the Commission. The meetings of the Committees shall be governed by the Rules of Procedures. All such committees shall be provided a formal charge and shall report to the Commission its findings and recommendations, unless otherwise directed. The Chair shall designate the Chair for each committee appointed. Agendas for committee meetings shall be furnished to all members of the Commission.

XI. Adjournment.

No meeting should be permitted to continue if a quorum is not present. The Commission may adjourn by majority vote.

End of Rules of Procedure

Mr. Williams made a motion to adopt the Rules of Procedure for the Montgomery County Commission, effective October 1, 2005. The motion was seconded by Mr. Polizos and unanimously approved by the Commission.

COUNTY COMMISSION - ADOPTED POLICY FOR RECORDING PROCEEDINGS OF THE MONTGOMERY COUNTY COMMISSION

The Administrator presented the following Proposed Policy for Recording Proceedings of the Montgomery County Commission, which was recommended by the Association of County Commissions of Alabama:

POLICY FOR RECORDING PROCEEDINGS OF THE MONTGOMERY COUNTY COMMISSION

In order to maintain the proper decorum required for conducting the business of the county while, at the same time allowing members of the media or general public to record the proceedings of the county commission, the Montgomery County Commission hereby adopts the following policy for the recording of any such proceedings:

The use of audio or video recording equipment shall be allowed during any county commission meeting provided that the use of such equipment does not disrupt or disturb the proceedings or interfere with the ability of others in attendance to observe and understand the proceedings. All equipment shall be in proper working condition, and if any malfunction of equipment causes disruption to the proceedings, use of the equipment shall be immediately discontinued. Any persons desiring to record the proceedings shall do so openly and shall sign in with the county commission at the outset of the proceedings.

Video recording shall only be allowed to the extent that there is adequate space in the meeting facilities to accommodate the recording equipment without disturbing or inconveniencing the members of the county commission or those in attendance at the proceedings. The chairperson may limit or prohibit the use of tripods or other video recording accessories if space limitations warrant such restrictions. Unless the equipment can be operated from a seat without unduly disrupting or disturbing the proceedings or others in attendance, all video recording shall take place in the area along the back or side of the room designated for that purpose. No one will be allowed to obstruct the view of others in attendance.

Persons who are video recording the proceedings may leave the meeting room with their equipment during the proceedings provided there is no undue disruption. However, such persons shall only be allowed to return and resume recording if this can be accomplished without disrupting the proceedings or disturbing those in attendance.

If any set up of equipment is required, the set up shall be completed prior to the beginning of the proceedings or during a recess. Persons may be allowed to dismantle the equipment during the proceedings only if done without disruption to the proceedings and without interfering with the ability of others in attendance to observe and hear the proceedings.

Any persons desiring to place microphones or recording devices at the commission table, at the podium, or at any other location within the meeting room shall obtain permission from the chairperson prior to the beginning of the proceedings, and shall make arrangements with the county administrator or other designated county personnel for placement of all equipment. The microphones or recording devices cannot be removed during the proceedings, unless there is a recess of the proceedings called by the chairperson, and the equipment can be removed within the time frame of that recess.

No audio or video recording equipment shall be allowed during any executive session proceedings.

All persons or organizations, including any media organization, shall fully comply with these procedures at all times. Any person or organization violating this policy or otherwise causing undue disruption to the proceedings shall be instructed by the chairperson to discontinue the use of the recording equipment, and any person or organization that refuses to cooperate will be instructed to vacate the proceedings. Failure to comply with instructions to leave may result in removal by law enforcement personnel.

End of Policy for Recording Proceedings

Vice Chairman Dean made a motion to adopt the Policy for Recording Proceedings of the Montgomery County Commission, effective October 1, 2005. The motion was seconded by Mr. Ingram and unanimously approved by the Commission.

APPRAISAL DEPARTMENT - APPROVED CUSTOMIZED SOFTWARE CONTRACT WITH SYSTEMS DESIGN, INC., SUBJECT TO REVIEW BY THE COUNTY ATTORNEY

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

MEMORANDUM

TO: Donald L. Mims, Administrator

FROM: Pat Silas, Assistant Director

MINUTES OF REGULAR MEETING

MONTGOMERY COUNTY COMMISSION

October 17, 2005

INFORMATION SESSION I

Chairman Strange called the Meeting to Order at 8:00 a.m.

The Meeting was Opened with Prayer led by Commissioner Williams.

DISCUSSION ITEMS BY COMMISSIONERS

Chairman Strange explained to his fellow Commissioners that he and Vice Chairman Dean had met with Dr. Jim Buford and Personnel Director Barbara Montoya regarding the issue of a 5% pay increase for those employees paid according to the old pay plan. Dr. Buford and Ms. Montoya advised that it was entirely at the Commission's discretion to approve a one-time bonus of $500-$600 to those employees remaining on the old pay scale. Personnel Board Chairman Edward Crowell and Board Member Charlie Patterson called Chairman Strange to advise against giving any type of bonus, as it would set a bad precedence. Chairman Strange and Vice Chairman Dean expressed their concerns that it could have an adverse reaction and suggested to the other Commissioners to not act upon a pay bonus. Mr. Williams expressed his desire to give those employees something, but stated he wanted to think about it.

COMMENTS FROM SCHEDULED ATTENDEES

PRESENTATION FROM MR. KEN UPCHURCH OF T.C.U. CONSULTING SERVICES, LLC

Mr. Ken Upchurch briefed the Commission regarding a proposed contract with T.C.U. Consulting Services, LLC. The company would provide representation on behalf of the County for managing the Detention Facility construction project. Mr. Upchurch stated he would manage the project at a fixed amount of 1.5 million dollars. Vice Chairman Dean was not in favor of this amount and would rather pay market value because he considered it below market. Mr.

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

COUNTY COMMISSION - **APPROVED MODIFICATION** TO THE RULES OF PROCEDURE FOR THE MONTGOMERY COUNTY COMMISSION, SECTION V. ORDER OF BUSINESS

The Administrator presented the following Modification:

V. Order of Business.

A. Official Agenda. There shall be an official agenda for every meeting of the Commission, including special and emergency meetings. As required by Alabama law, the official agenda for special and emergency meetings shall include only those items necessitating the holding of the special or emergency meeting.

The agenda for regularly-scheduled meetings shall identify the items to be considered and determine the order of business to be conducted at the meeting. All proceedings and the order of business at all meetings of the Commission shall be conducted in accordance with the official agenda. This agenda shall be established prior to each meeting under procedures to be adopted by the County Commission. Such procedures may include the conducting of an "administrative" or "agenda-setting" meeting prior to the Commission's regular meeting. These procedures may be amended or altered by the County Commission, but such changes shall not take effect until the next regularly-scheduled meeting of the County Commission.

B. Agenda Format for Regularly-Scheduled Meetings. The official agenda for a regularly-scheduled Commission meeting shall be in substantially the form as set forth below:

INFORMATION SESSION

1. Call to Order, Welcome at 8:00 a.m.

2. Prayer

3. Reports from Staff:
    a. County Administrator
    b. Deputy Administrator
    c. County Engineers
    d. County Attorney
    e. Other

1-16

4. Comments from Elected Officials and Department Heads

5. Comments from Scheduled Attendees

6. Recess to Formal Session

FORMAL SESSION

1. Welcome at 9:30 a.m.

2. Invocation

3. Pledge of Allegiance

4. Call of Roll to Establish Quorum

5. Presentation of Minutes

6. Awards, Presentations and Resolutions

7. Scheduled Public Hearings

8. Comments from Scheduled Attendees

9. Consent Agenda

10. New Business

11. Old Business

12. Reports from Staff:
    a. County Administrator
    b. Deputy Administrator
    c. County Engineers
    d. County Attorney
    e. Other

13. Comment from Citizens. Such comment shall be limited to three (3) minutes per speaker and no more than two speakers may be heard on the same subject as provided elsewhere in the Rules of Procedure.

14. Discussion Items by Commissioners. Discussion items may only be acted upon by affirmative vote of all commissioners in attendance.

15. Conclude Formal Session

1-17

INFORMATION SESSION

1. Comments from Other Scheduled Attendees

2. Adjourn

C. Consent Agenda. On the portion of the agenda designated as "Consent," all items contained therein may be voted on with one motion. Consent items are only those items considered to be routine in nature, non-controversial and that do not deviate from past Commission direction or policy. However, any member of the Commission, including the Chair, may withdraw an item from the consent agenda, provided that such withdrawal is declared at least one (1) hour before the beginning time of the meeting. An item removed from the "Consent" agenda as provided herein shall be moved to the "New Business" portion of the agenda and it shall then be considered individually.

D. Comment from Citizens and Other Elected Officials. Citizens and other elected officials who wish to be heard by the Commission shall be afforded such opportunity during the portion of the meeting so designated. The comment shall conform to the requirements of decorum and order that apply to the members of the Commission and the Chair shall take whatever steps are necessary (including the removal of any citizen or other elected official) to preserve such decorum and order. Comments shall be addressed to the County Commission and shall not include any personal or other comments addressed at any member of the County Commission or Commission employee. There shall be no debate and no action by the County Commission during this portion of the agenda.

E. New Business. New Business items are items of a general nature that require Commission action or pertain to Commission policy. Items of New Business that are neither approved or defeated by action of the Commission shall be considered under Old Business at the next regular meeting of the Commission.

F. Reports from Staff. The senior staff members shall make reports to the County Commission as directed by the Chair or by majority vote of the Commission. The Commission may, by majority vote of those members in attendance at the meeting, take action on any items contained in the report of the staff members.

G. Old Business. Any item which was included on the "New Business" portion of the previous meeting, but was not approved, defeated or tabled by majority vote of the members of the County Commission present and voting. Motions postponed or carried over to a day certain shall be included on the agenda under "Old Business" on the next regular meeting following the conclusion of the time for which the motion was postponed or carried over.

H. Scheduled Public Hearings. The County Commission may conduct any public hearings during this portion of the Commission meeting. Any notice required by law prior to the conduct of the public hearing shall be given by the County Commission.

Individual speakers are required to adhere to a three (3) minute time limit when speaking on issues scheduled for public hearing. The Commission may, by majority vote, either extend or reduce time limits, based on the number of speakers. The comment shall conform to the requirements of decorum and order that apply to the members of the Commission and the Chair shall take whatever steps are necessary (including the removal of any citizen or other elected official) to preserve such decorum and order. Comments shall be addressed to the County Commission and shall not include any personal or other comments addressed at any member of the County Commission or Commission employee.

I. Discussion Items by Commissioners. On the portion of the agenda designated as "Discussion Items by Commissioners," no assignments shall be given to the County Administrator, County Engineer, County Attorney or other staff members without the affirmative vote of the majority of the members of the Commission present and voting. The Commission shall take no action on an item raised during this discussion portion of the agenda unless such is accomplished through a motion adopted by an affirmative vote of all members of the Commission present at the meeting.

J. Departure from Order of Business. Any departure from the order of business set forth in the official agenda shall be made only upon affirmative vote of all the members of the Commission present at the meeting.

K. Additions, Deletions, or Technical Corrections to Agenda. Deletions or technical corrections to the agenda may be considered by the Commission and adopted by the passage of a single motion approved by majority vote of those members in attendance at the meeting. Additions to the agenda shall only be made by affirmative vote of all the members of the Commission present at the meeting.

L. Announcing Agenda Items. The Chair shall announce each item on the agenda. The County Administrator, County Engineer, County Attorney or other appropriate staff member shall then be called to present the item to the Commission, when appropriate.

End of Modification

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

<u>COUNTY COMMISSION - APPROVED REQUEST TO RESCIND THE CONTRACT WITH CONCERNED CITIZENS ORGANIZATION, WHICH WOULD PROVIDE COMMUNITY PROGRAMS FOR AT-RISK YOUTH IN MONTGOMERY COUNTY, IN ACCORDANCE WITH ADECA GRANT NO. 2003-DO-66</u>

The Administrator presented the following Letter from Representative John F. Knight, Jr:

Attachment D:

Questions Your Governmental Body Should Answer About Your Public Meeting

BEFORE THE MEETING:

Questions To Answer:	*Yes*	*No*	*For Guidance, please see the following pages of this manual*
Is our governmental body required to give notice of this meeting?			Page 8
If yes, has the notice been provided to the public in the required manner, and in the required time-frame?			Pages 11 – 16

DURING THE MEETING:

Questions To Answer:	*Yes*	*No*	*For Guidance, please see the following pages of this manual*
Will our governmental body be discussing items that will require us to go into Executive Session?			Pages 21-27
Has our governmental body checked to make sure that <u>all</u> matters discussed during the Executive Session are applicable to an executive session?			Pages 21-27
Has our governmental body discussed any matters others than the subject openly voted upon to enter the public session?			Pages 9 – 10
Were all votes resulting from the Executive Session taken in public?			Pages 17-18 Pages 19-29

AFTER THE MEETING:

Questions To Answer:	*Yes*	*No*	*For Guidance, please see the following pages of this manual*
Has our governmental body recorded an adequate record of our meeting that complies with Section 4 of the OMA?			Pages 18 – 19 Page 29
Has this public record of our meeting been made available to the public "as soon as practicable after approval"?			Page 29
Has our governmental body posted the date of our next scheduled meeting?			Page 29

IF A CIVIL CLAIM IS FILED RELATED TO THIS MEETING:

Questions To Answer:	*Yes*	*No*	*For Guidance, please see the following pages of this manual*
Has our governmental body, within 7 days of receiving personal service of the complaint, filed an "initial response" to the complaint?			Pages 30 – 33
Has each named defendant filed a separate response, even if it is substantially similar to the others' responses?			Pages 30 – 33

ATTACHMENT E:

A Checklist for Conducting Lawful EXECUTIVE SESSIONS	For Reference, See	
☐ 1. Convene An Open Meeting	Page 21	Section IV (A) 1
☐ 2. Enter a motion stating the reason for the Executive Session.	Page 21	Section IV (A) 2
Executive Sessions may only be called for one of the following reasons:		
a. General Reputation and Character, Job Performance, or Salaries / Compensation	Page 21	Section IV (B) 1
b. Formal Complaints or Charges Against an Individual or Legal Entity	Page 23	Section IV (B) 2
c. Discussion with the Government Body's Attorney	Page 23	Section IV (B) 3
d. Security Plans and Measures	Page 24	Section IV (B) 4
e. Criminal Investigation and the Identity of an Undercover Agent or Informer	Page 25	Section IV (B) 5
f. Negotiations to Buy / Sell / Lease Real Property	Page 25	Section IV (B) 6
g. Preliminary Negotiations in Trade Competition	Page 26	Section IV (B) 7
h. Negotiations Between The Body and a Group of Public Employees	Page 27	Section IV (B) 8
i. Discuss and Vote Upon a Public or Contested Case Hearing	Page 27	Section IV (B) 9
☐ 3. Receive a Written or Oral Declaration (if necessary). a. Written Declarations are required for these Executive Sessions: I. Discussion with the body's attorney concerning options for, and ramification of, litigation, mediation, or arbitration. II. Discussions that would disclose the identity of an undercover informant or that focus on criminal investigations of non-public officials. III. Discussions concerning the negotiations between the body and a group of public employees. b. It is required that a designated person certify that the Executive Session is warranted for these specific reasons before the body votes to go into Executive Session.	Page 20	Section IV (A) 4
☐ 4. Vote to go into Executive Session a) The vote must be open/public; and b) Each member must openly give his/her individual vote.	Page 20	Section IV (A) 4
☐ 5. Enter a Statement Concerning Reconvention	Page 21	Section IV (A) 5

2-2

The Montgomery Election Center
Office of Judge Reese McKinney
125 Washington Avenue
Montgomery, Alabama 36104
334.832.7744
www.montgomeryelectioncenter.org

Agenda
NOV 14 2012

Justin Aday
DIRECTOR OF ELECTIONS

November 13, 2012

MEMORANDUM

TO: Donnie Mims
County Administrator

FROM: Justin Aday JCA
Director of Elections

SUBJECT: 2012 General Election Unofficial Results

Please find attached the Unofficial Election Results from the 2012 General Election, which was held in Montgomery County on Tuesday, November 6, 2012. The Canvassing Board will certify and make the results official on Friday, November 16, 2012.

Please let me know if I can be of further assistance.

3-1

RUN DATE:11/13/12 06:33 PM

	VOTES	PERCENT
FOR COURT OF CIVIL APPEALS JUDGE, PLACE NO. 3		
(WITH 111 OF 111 PRECINCTS COUNTED)		
TERRY A. MOORE (REP)	41,612	96.22
WRITE-IN	1,633	3.78
Over Votes	0	
Under Votes	58,926	
FOR COURT OF CRIMINAL APPEALS JUDGE, PLACE NO. 1		
(WITH 111 OF 111 PRECINCTS COUNTED)		
SAM WELCH (REP)	41,209	96.14
WRITE-IN	1,656	3.86
Over Votes	0	
Under Votes	59,306	
FOR COURT OF CRIMINAL APPEALS JUDGE, PLACE NO. 2		
(WITH 111 OF 111 PRECINCTS COUNTED)		
LILES BURKE (REP)	41,095	96.14
WRITE-IN	1,652	3.86
Over Votes	0	
Under Votes	59,424	
FOR COURT OF CRIMINAL APPEALS JUDGE, PLACE NO. 3		
(WITH 111 OF 111 PRECINCTS COUNTED)		
J. MICHAEL JOINER (REP)	41,160	96.16
WRITE-IN	1,645	3.84
Over Votes	0	
Under Votes	59,365	
FOR PRESIDENT, PUBLIC SERVICE COMMISSION		
(WITH 111 OF 111 PRECINCTS COUNTED)		
LUCY BAXLEY (DEM)	64,826	65.01
TWINKLE ANDRESS CAVANAUGH (REP)	34,756	34.85
WRITE-IN	140	.14
Over Votes	0	
Under Votes	2,542	
FOR MEMBER, STATE BOARD OF EDUCATION, DISTRICT NO. 3		
(WITH 39 OF 39 PRECINCTS COUNTED)		
STEPHANIE BELL (REP)	16,936	98.23
WRITE-IN	305	1.77
Over Votes	0	
Under Votes	8,892	
FOR MEMBER, STATE BOARD OF EDUCATION, DISTRICT NO. 5		
(WITH 108 OF 108 PRECINCTS COUNTED)		
ELLA B. BELL (DEM)	56,141	99.10
WRITE-IN	512	.90
Over Votes	0	
Under Votes	19,426	

	VOTES	PERCENT
FOR DISTRICT COURT JUDGE, MONTGOMERY COUNTY, PLACE NO. 2		
(WITH 111 OF 111 PRECINCTS COUNTED)		
PAMELA ROBINSON HIGGINS (DEM)	67,235	98.94
WRITE-IN	720	1.06
Over Votes	0	
Under Votes	34,259	
FOR DISTRICT COURT JUDGE, MONTGOMERY COUNTY, PLACE NO. 3		
(WITH 111 OF 111 PRECINCTS COUNTED)		
W. TROY MASSEY (DEM)	67,850	98.99
WRITE-IN	693	1.01
Over Votes	0	
Under Votes	33,671	
FOR CIRCUIT CLERK, MONTGOMERY COUNTY		
(WITH 111 OF 111 PRECINCTS COUNTED)		
TIFFANY McCORD (DEM)	67,022	98.94
WRITE-IN	720	1.06
Over Votes	0	
Under Votes	34,468	
FOR MEMBER, MONTGOMERY COUNTY COMMISSION, DISTRICT NO. 1		
(WITH 18 OF 18 PRECINCTS COUNTED)		
DAN HARRIS (DEM)	11,850	57.76
HAM WILSON, JR. (REP)	8,650	42.16
WRITE-IN	16	.08
Over Votes	0	
Under Votes	580	
FOR MEMBER, MONTGOMERY COUNTY COMMISSION, DISTRICT NO. 2		
(WITH 24 OF 24 PRECINCTS COUNTED)		
ELTON N. DEAN (DEM)	17,310	99.30
WRITE-IN	122	.70
Over Votes	0	
Under Votes	3,194	
FOR MEMBER, MONTGOMERY COUNTY COMMISSION, DISTRICT NO. 3		
(WITH 19 OF 19 PRECINCTS COUNTED)		
ALLEN HOWELL (DEM)	7,334	37.62
DIMITRI POLIZOS (REP)	12,144	62.29
WRITE-IN	18	.09
Over Votes	0	
Under Votes	907	
FOR MEMBER, MONTGOMERY COUNTY COMMISSION, DISTRICT NO. 4		
(WITH 28 OF 28 PRECINCTS COUNTED)		
JILES WILLIAMS, JR. (DEM)	15,339	99.45
WRITE-IN	85	.55
Over Votes	0	
Under Votes	2,859	

3-2

RUN DATE:11/13/12 06:33 PM

	VOTES	PERCENT
FOR MEMBER, MONTGOMERY COUNTY COMMISSION, DISTRICT NO. 5		
(WITH 30 OF 30 PRECINCTS COUNTED)		
REED INGRAM (REP).	13,121	98.54
WRITE-IN.	195	1.46
Over Votes	0	
Under Votes	8,517	
FOR MEMBER, MONTGOMERY COUNTY BOARD OF EDUCATION, DISTRICT NO. 2		
(WITH 24 OF 24 PRECINCTS COUNTED)		
DONALD "Don" WILLIAMS (DEM)	5,627	42.06
W. DURDEN DEAN (REP).	7,737	57.84
WRITE-IN.	13	.10
Over Votes	0	
Under Votes	908	
FOR MEMBER, MONTGOMERY COUNTY BOARD OF EDUCATION, DISTRICT NO. 3		
(WITH 43 OF 43 PRECINCTS COUNTED)		
ELEANOR LEWIS DAWKINS (DEM)	10,628	99.43
WRITE-IN.	61	.57
Over Votes	0	
Under Votes	2,336	
FOR MEMBER, MONTGOMERY COUNTY BOARD OF EDUCATION, DISTRICT NO. 5		
(WITH 34 OF 34 PRECINCTS COUNTED)		
MELISSA SNOWDEN (REP)	10,396	98.91
WRITE-IN.	115	1.09
Over Votes	0	
Under Votes	5,482	
FOR MONTGOMERY COUNTY JUDGE OF PROBATE		
(WITH 111 OF 111 PRECINCTS COUNTED)		
STEVEN L. REED (DEM).	51,713	51.46
REESE McKINNEY, JR. (REP)	48,708	48.47
WRITE-IN.	76	.08
Over Votes	0	
Under Votes	1,768	
PROPOSED STATEWIDE AMENDMENT NUMBER ONE (1)		
(WITH 111 OF 111 PRECINCTS COUNTED)		
YES-Statewide Amendment No. 1.	64,267	75.79
NO-Statewide Amendment No. 1	20,527	24.21
Over Votes	0	
Under Votes	17,426	
PROPOSED STATEWIDE AMENDMENT NUMBER TWO (2)		
(WITH 111 OF 111 PRECINCTS COUNTED)		
YES-Statewide Amendment No. 2.	60,015	72.91
NO-Statewide Amendment No. 2	22,298	27.09
Over Votes	0	
Under Votes	19,905	

	VOTES	PERCENT
PROPOSED STATEWIDE AMENDMENT NUMBER THREE (3)		
(WITH 111 OF 111 PRECINCTS COUNTED)		
YES-Statewide Amendment No. 3.	44,440	69.43
NO-Statewide Amendment No. 3	19,563	30.57
Over Votes	0	
Under Votes	38,190	
PROPOSED STATEWIDE AMENDMENT NUMBER FOUR (4)		
(WITH 111 OF 111 PRECINCTS COUNTED)		
YES-Statewide Amendment No. 4.	27,880	31.83
NO-Statewide Amendment No. 4	59,697	68.17
Over Votes	0	
Under Votes	14,643	
PROPOSED STATEWIDE AMENDMENT NUMBER FIVE (5)		
(WITH 111 OF 111 PRECINCTS COUNTED)		
YES-Statewide Amendment No. 5.	48,257	74.26
NO-Statewide Amendment No. 5	16,723	25.74
Over Votes	0	
Under Votes	37,219	
PROPOSED STATEWIDE AMENDMENT NUMBER SIX (6)		
(WITH 111 OF 111 PRECINCTS COUNTED)		
YES-Statewide Amendment No. 6.	36,832	44.76
NO-Statewide Amendment No. 6	45,463	55.24
Over Votes	0	
Under Votes	19,918	
PROPOSED STATEWIDE AMENDMENT NUMBER SEVEN (7)		
(WITH 111 OF 111 PRECINCTS COUNTED)		
YES-Statewide Amendment No. 7.	44,670	56.75
NO-Statewide Amendment No. 7	34,046	43.25
Over Votes	0	
Under Votes	23,494	
PROPOSED STATEWIDE AMENDMENT NUMBER EIGHT (8)		
(WITH 111 OF 111 PRECINCTS COUNTED)		
YES-Statewide Amendment No. 8.	47,476	58.89
NO-Statewide Amendment No. 8	33,139	41.11
Over Votes	0	
Under Votes	21,598	
PROPOSED STATEWIDE AMENDMENT NUMBER NINE (9)		
(WITH 111 OF 111 PRECINCTS COUNTED)		
YES-Statewide Amendment No. 9.	50,514	65.94
NO-Statewide Amendment No. 9	26,088	34.06
Over Votes	0	
Under Votes	25,606	

A D J O U R N M E N T

There being no further business to come before the Commission at this time, the meeting stood adjourned until Monday, November 19, 2012, at 8:00 in the morning.

Administrator	Chairman