

MINUTES OF EMERGENCY MEETING

MONTGOMERY COUNTY COMMISSION

MARCH 30, 2020

FORMAL SESSION

Chairman Dean called the meeting to order at 10:00 a.m. The meeting was held at the Montgomery County Administration Building and Courthouse Annex III and was broadcast Live on the Montgomery County Alabama Facebook page.

Chairman Dean welcomed everyone to the Formal Session.

The meeting was opened with prayer led by Vice Chairman Walker.

The Pledge of Allegiance was led by Chairman Dean.

Interim Administrator Cauthen called Roll to establish a quorum, and the following Commissioners were present: Chairman Dean, Vice Chairman Walker, and Commissioners Harris, Sankey and Singleton. Also present was Attorney Norbert Williams with Means Gillis Law, P.C.

NEW BUSINESS

COUNTY COMMISSION – ADOPTED RESOLUTION TO AMEND THE RESOLUTION ADOPTED MARCH 17, 2020 TO EXTEND THE DURATION OF THE CLOSING OF ALL MONTGOMERY COUNTY FACILITIES TO THE PUBLIC THROUGH APRIL 30, 2020

Commissioner Singleton made a motion to adopt a Resolution to Amend the Resolution adopted March 17, 2020 to extend the duration of the closing of all Montgomery County Facilities to the public through April 30, 2020. The motion was seconded by Commissioner Sankey and unanimously approved by the Commission. (Copy of Resolution, Agenda Pages 1-1, is attached to these Minutes.)

Finance Director Sherrill Thomas discussed the impact that the COVID-19 Coronavirus epidemic may have on the 2020 and 2021 County Budgets.

COUNTY COMMISSION – RECOGNIZED THE COMMISSION’S COMMITMENT TO KEEP ALL EMPLOYEES ON THE PAYROLL AND PROVIDE CRITICAL COUNTY SERVICES AND APPROVED A HIRING FREEZE FOR PERSONNEL IN ALL DEPARTMENTS EXCEPT LAW ENFORCEMENT AND CORRECTIONS, A 10% REDUCTION IN ALL DEPARTMENT OPERATING BUDGETS, SUSPENSION OF NON-ESSENTIAL SPENDING, AND A BAN OF TRAVEL BY COUNTY PERSONNEL

Vice Chairman Walker made a motion to recognize the Commission’s commitment to keep all employees on the payroll and provide critical County services and approved a hiring freeze for personnel in all departments except Law Enforcement and Corrections, a 10% reduction in all department operating budgets, suspension of non-essential spending, and a ban of travel by County personnel. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission.

Personnel Director Carmen Douglas briefed the Commission concerning a Resolution regarding the Families First Coronavirus Response Act.

COUNTY COMMISSION – ADOPTED RESOLUTION REGARDING THE FAMILIES FIRST CORONAVIRUS RESPONSE ACT

Vice Chairman Walker made a motion to adopt a Resolution regarding the Families First Coronavirus Response Act. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Resolution, Agenda Page 2-1, is attached to these Minutes.)

SHERIFF’S OFFICE – APPROVED BID AWARD TO ITNOA, LLC FOR RENOVATIONS OF BUILDING STRUCTURE LOCATED AT 514 HERRON STREET, BID NUMBER 52110-20B-013

Commissioner Harris made a motion to approve a Bid Award to ITNOA, LLC for Renovations of Building Structure located at 514 Herron Street, Bid Number 52110-20B-013. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Memorandum and Construction Contract, Agenda Pages 3-1 through 3-3, are attached to these Minutes.)

DISCUSSION BY THE COMMISSION

Chairman Dean stated that there are many employees driving County vehicles home. The Commission requested that the Elected Officials and Department Heads submit a listing of County employees with a County vehicle and any other details that are readily available.

The Commission agreed to move their Regular Meeting scheduled for April 6, 2020 at Passion Church to the Montgomery County Administration Building and Courthouse Annex III at 8:00 a.m. They agreed that the Information Session and Formal Session will be held in the Commission Chambers and broadcast live on the Montgomery County Alabama Facebook page.

Vice Chairman Walker discussed the remainder of the 2020 County Commission Schedule. Chairman Dean recommended moving the meetings to Tuesday mornings. Commissioner Singleton recommended moving the meetings to the first and third Tuesday morning meetings. Commissioner Harris recommended that the meetings be held on the first and third Monday of the month beginning at 8:00 a.m. Commissioner Singleton agreed that the meetings be held on the first and third Monday of the month and that the Commission review the schedule again in June 2020. The Commission agreed.

ADJOURNMENT

Commissioner Harris made a motion to adjourn the meeting of the Montgomery County Commission on March 30, 2020, at 11:05 a.m. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission.

RESOLUTION

WHEREAS, the Montgomery County Commission on March 17, 2020 adopted a resolution that Montgomery County facilities shall be closed to the public and that the Montgomery County Commission will take all other necessary steps to protect employees and the public because of the COVID-19 Coronavirus epidemic. The duration of this Resolution would be through March 31, 2020.

Section 1. Amendment of Duration of the Resolution

NOW THEREFORE BE IT RESOLVED BY THE MONTGOMERY COUNTY COMMISSION, that the duration of the Resolution be extended through April 30, 2020.

We hereby certify that the above
Resolution was adopted by the
Montgomery County Commission
on this, the 30th day of March, 2020.

CHAIRMAN ELTON N. DEAN, SR.

VICE CHAIRMAN RONDA M. WALKER

COMMISSIONER DANIEL HARRIS, JR.

COMMISSIONER ISAIAH SANKEY

COMMISSIONER DOUG SINGLETON

RESOLUTION

WHEREAS, on March 18, 2020, the Families First Coronavirus Response Act (hereinafter, "FFCRA") was signed into law, and

WHEREAS, Division C of FFCRA, entitled Emergency Family and Medical Leave Expansion Act, expands the Family Medical Leave Act to include eligible employees who are unable to work (or telework) due to a need to care for their child when the school or place of care has been closed, or the regular childcare provider is unavailable due to a public health emergency with respect to COVID-19; and

WHEREAS, Division E of FFCRA, entitled Emergency Paid Sick Leave Act, entitles all eligible employees unable to work (or telework) up to 80 hours of paid sick leave available to use for qualifying reasons as further specified in Sec. 5102(a) of the Act; and

WHEREAS, pursuant to the Act, an employer of an emergency responder may elect to exclude such employee from either division of the Act; and

WHEREAS, the Montgomery County Commission believes it is in the best interest of the citizens of the city and its emergency responders to include emergency responders in the provisions of Sec. 5102(a) of the Act but exclude them from the provisions in the amendments made under Sec. 3102 of the Act;

NOW, THEREFORE, BE IT RESOLVED BY THE MONTGOMERY COUNTY COMMISSION that emergency responders shall be included in the provisions of Sec. 5102(a) of the Act but excluded them from the provisions in the amendments of the Family Medical Leave Act made under Sec. 3102 of the Act.

We hereby certify that the above
Resolution was adopted by the
Montgomery County Commission
on this, the 30th day of March, 2020.

CHAIRMAN ELTON N. DEAN, SR.

VICE CHAIRMAN RONDA M. WALKER

COMMISSIONER DANIEL HARRIS, JR.

COMMISSIONER ISAAH SANKEY

COMMISSIONER DOUG SINGLETON



DERRICK CUNNINGHAM
SHERIFF OF MONTGOMERY COUNTY

AGENDA

MAR 30 2020

Kevin J. Murphy
CHIEF DEPUTY

To: Florence Cauthen, County Administrator

From: Derrick Cunningham, Sheriff

Date: March 17, 2020

Re: Invitation to Bid: 52110-20B-013
Project No. MCSO-1-2020
Renovations of 514 Herron Street

Request that rules be waived to approve award on the above referenced Invitation to Bid, to the only bidder, ITNOA, LLC, for renovations of building structure 514 Herron Street in the amount of \$284,900.00 to include alternate 3; be placed on the agenda for the County Commission meeting. All cost will be paid by Montgomery County Sheriff's Office.

If I can be of further assistance, please contact me.

DC/ms

Attachment

SHERIFF'S OFFICE
POST OFFICE BOX 4219
MONTGOMERY, ALABAMA 36103-4219
OFFICE 334.832.4980
FAX 334.832.7113

DETENTION FACILITY
225 SOUTH MCDONOUGH STREET
MONTGOMERY, ALABAMA 36104

OFFICE 334.832.1386
FAX 334.265.0990

www.montgomerysheriff.com

CONSTRUCTION CONTRACT

This Construction Contract is entered into this 30th day of March in the year of 2020 between the **OWNER(S)**, Montgomery County Commission

and the **CONTRACTOR**, ITNOA, LLC

for the **WORK** of the Project, identified as: Renovations of Building Structure 514 Herron Street

The Contract Documents are dated _____ and have been amended by _____

The **ARCHITECT** is Bargainer Davis Sims Architects Associated PA

The **CONTRACT SUM** is two thousand six hundred sixty- seven dollars.

(\$267,000.00) and is the sum of the Contractor's Base Bid for the Work and the following

BID ALTERNATE PRICES:

Alternate 3 in the amount of seventeen thousand five hundred Dollars (\$17,500.00).

The **Contract Time** is one hundred twenty (120) calendar days.

THE OWNER AND THE CONTRACTOR AGREES AS FOLLOWS:

The Contract Documents, as defined in the General Conditions of the Contract, are incorporated herein by reference. The Contractor shall perform the Work in accordance with the Contract Documents. The Owner will pay, and the Contractor will accept as full compensation for such performance of the Work, the Contract Sum is subject to additions and deductions (including liquidated damages) as provided in the Contract Documents. The Work shall be commenced on a date to be specified in a Notice to Proceed issued by the Owner and shall then be substantially completed within the Contract Time.

LIQUIDATED DAMAGES for which the Contractor and its Surety (if any) shall be liable and may be required to pay the Owner in accordance with the Contract Documents shall be equal to six percent interest per annum on the total Contract Sum unless a dollar amount is stipulated in the following space, in which case liquidated damages shall be determined at _____ dollars (\$_) per calendar day.

SPECIAL PROVISIONS (*Special Provisions may be inserted here, such as Acceptance or Rejection of Unit Prices.*)

STATE GENERAL CONTRACTOR'S LICENSE: The Contractor does hereby certify that Contractor is currently licensed by the Alabama State Licensing Board for General Contractors and that the certificate for such license bears the following:

License No. 39228 Bid Limit: \$1,000,000.00 Classification: BC

The Owner and Contractor have entered into this Construction Contract as of the date first written above and have executed this Construction Contract in sufficient counterparts to enable each contracting party to have an originally executed Construction Contract each of which shall, without proof or accounting for the other counterparts, be deemed an original thereof.

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

The Owner does hereby certify that this Construction Contract was let in accordance with the provisions of Title 39, Code of Alabama 1975, as amended , and all other applicable provisions of law, and that the terms and commitments of this Construction Contract do not constitute a debt of the State of Alabama violation in violation of Article 11, Section 213 of the Constitution of Alabama 1901, as amended by Amendment Number 26.

ATTEST:

MONTGOMERY COUNTY COMMISSION

Administrator

By: _____
Chairman

ITNOA, LLC

Witness

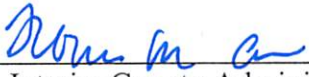
By: _____
Contractor

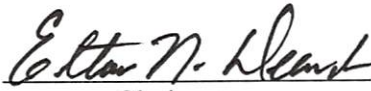
Title

Member of Firm

ADJOURNMENT

There being no further business to come before the Commission at this time, the meeting stood adjourned until Monday, April 6, 2020, at 8:00 a.m. in the morning.


Interim County Administrator


Chairman