

MINUTES OF REGULAR MEETING

MONTGOMERY COUNTY COMMISSION

NOVEMBER 2, 2020

INFORMATION SESSION

Chairman Dean called the meeting to order at 8:30 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 Singleton. All five Commissioners were present.

COMMENTS FROM SCHEDULED ATTENDEES, STAFF AND COMMISSIONERS

COMMENTS FROM ADMINISTRATOR CAUTHEN

Administrator Cauthen briefed the Commission on scheduled attendees.

PRESENTATION BY DIRECTOR CHRISTINA THORNTON WITH THE CITY/COUNTY EMERGENCY MANAGEMENT AGENCY

City/County Emergency Management Agency Director Christina Thornton cited the current number of COVID-19 cases, testing and deaths in Montgomery County and the State of Alabama.

COMMENTS FROM ADMINISTRATOR CAUTHEN

Administrator Cauthen briefed the Commission on items on the agenda.

Commissioner Singleton requested to add an additional item to the miscellaneous appropriations from his education account that was on the agenda.

Commissioner Dean requested to add additional items to the miscellaneous appropriations from his designated revenue account that was on the agenda.

The Commission requested to add a \$5,000 miscellaneous appropriation to the Montgomery Ballet from their joint designated revenue account that was on the agenda.

Chairman Dean announced that the job announcement for Deputy Administrator has been advertised by the Personnel Department.

Administrator Cauthen presented a Bid Award to National Interior Solutions, LLC, for COVID-19 sanitizing services at the polling places for the November 17, 2020 Special Election. After discussion, the Commission agreed to waive rules and add this item to the agenda.

Administrator Cauthen presented an Alcohol License Application for Special Events Retail to Rancho El Paraiso, LLC for Festival Latino to be held at 7625 Jessie Reid Lane on November 15, 2020. After discussion, the Commission agreed to waive rules and add this item to the agenda.

RECESS TO EXECUTIVE SESSION

Administrator Cauthen presented a letter from Letter from Director of Retention Jessica G. Horsley with the Chamber of Commerce regarding an Executive Session concerning a Commerce or Trade Matter. Commissioner Harris made a motion to go into the Executive Session. The motion was seconded by Commissioner Sankey and unanimously approved by each Commissioner, openly giving their individual vote. Chairman Dean stated that the Commission would reconvene to the Formal Session. Chairman Dean recessed the Information Session to the Executive Session. (Copy of Letter from Jessica Horsley with the Montgomery Area Chamber of Commerce, Agenda Page 61, is attached to these Minutes).

RECESS TO FORMAL SESSION

Vice Chairman Walker made a motion to recess the Executive Session. The motion was seconded by Commissioner Harris and unanimously approved by the Commission.

FORMAL SESSION

Chairman Dean welcomed everyone to the Formal Session.

The meeting was opened with prayer led by Montgomery County Extension Coordinator Jimmy Smitherman.

The Pledge of Allegiance was led by Vice Chairman Walker.

Administrator Cauthen called Roll to establish a quorum, and the following Commissioners were present: Chairman Dean and Vice Chairman Walker; Members Harris, Sankey and Singleton. Also present were County Attorney Thomas T. Gallion, III and County Engineer George C. Speake.

COMMENTS BY ATTENDEES

Montgomery Area Mental Health Authority Executive Director Donna Leslie updated the Commissioners regarding a new crisis mental health center to be established in Montgomery, Alabama and distributed information describing the different services the center will provide for Montgomery County and the surrounding areas.

APPROVAL OF MINUTES

Commissioner Harris made a motion to approve the Minutes of the Regular Meeting of October 19, 2020. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission.

CONSENT AGENDA

Administrator Cauthen presented the Accounts Payable Checks and Payroll Checks Authorization for approval. Commissioner Harris made a motion to approve the Accounts Payable and Payroll Checks, as presented by Administrator Cauthen. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Accounts Payable Checks and Payroll Checks Authorization, Consent Agenda Page 4, is attached to these Minutes.)

NEW BUSINESS

ENGINEERING DEPARTMENT – APPROVED AMENDMENT NUMBER 2 TO CONTRACT WITH STEPHENS CONSTRUCTION & CONCRETE FOR CRUSHED STONE

Commissioner Singleton made a motion to approve Amendment Number 2 to Contract with Stephens Construction & Concrete for Crushed Stone. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Memorandum and Amendment, Agenda Pages 5-6, are attached to these Minutes.)

ENGINEERING DEPARTMENT – APPROVED AMENDMENT NUMBER 2 TO CONTRACT WITH VULCAN SIGNS FOR TRAFFIC SIGNAGE AND SUPPLIES

Vice Chairman Walker made a motion to Approved Amendment Number 2 to Contract with Vulcan Signs for Traffic Signage and supplies. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum and Amendment, Agenda Pages 7-8, are attached to these Minutes.)

PARKS & RECREATION DEPARTMENT – APPROVED RESERVATION FEES FOR PAVILIONS AT THE ELTON N. DEAN, SR., PARK LOCATED ON OLD SELMA ROAD

Commissioner Singleton made a motion to approve Reservation Fees for the Pavilions at the Elton N. Dean, Sr., Park located on Old Selma Road. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copy of Memorandum, Agenda Page 9, is attached to these Minutes.)

PARKS AND RECREATION DEPARTMENT – APPROVED MAINTENANCE AGREEMENT WITH LANDSCAPE CONTRACTORS, LLC FOR LANDSCAPE AND IRRIGATION MAINTENANCE AT ELTON N. DEAN, SR. PARK LOCATED ON OLD SELMA ROAD

Commissioner Singleton made a motion to approve the Maintenance Agreement with Landscape Contractors, LLC for Landscape and Irrigation Maintenance at Elton N. Dean, Sr., Park. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Memorandum and Agreement, Agenda Pages 10-12, are attached to these Minutes.)

SHERIFF'S OFFICE – APPROVED SALE OF THREE (3) DECOMMISSIONED MCSO FORD EXPLORERS TO TROY UNIVERSITY POLICE DEPARTMENT AT A PRICE TO BE NEGOTIATED BY SHERIFF CUNNINGHAM

Vice Chairman Walker made a motion to approve the Sale of Three (3) Decommissioned MCSO Ford Explorers to Troy University Police Department at a Price to be Negotiated by Sheriff Cunningham. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum and Letter, Agenda Pages 13-14, are attached to these Minutes.)

SHERIFF'S OFFICE – APPROVED AMENDMENT NUMBER 1 TO CONTRACT WITH GULF STATES DISTRIBUTORS, INC., FOR LAW ENFORCEMENT FOOTWEAR

Vice Chairman Walker made a motion to approve Amendment Number 1 to Contract with Gulf States Distributors, Inc., for Law Enforcement Footwear. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Memorandum and Amendment, Agenda Pages 15-16, are attached to these Minutes.)

DETENTION FACILITY – APPROVED AMENDMENT NUMBER 1 TO CONTRACT WITH ICS JAIL SUPPLIES, INC. FOR DETENTION MATTRESSES

Commissioner Harris made a motion to approve Amendment Number 1 to Contract with ICS Jail Supplies, Inc. for Detention Mattresses. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum and Amendment, Agenda Pages 17-18, are attached to these Minutes.)

COMMUNITY CORRECTIONS – APPROVED AMENDMENT NUMBER 1 TO CONTRACT WITH DRUG TESTING PROGRAM MANAGEMENT, INC. FOR DRUG TESTING AND EQUIPMENT

Commissioner Singleton made a motion to approve Amendment Number 1 to Contract with Drug Testing Program Management, Inc. for Drug Testing and Equipment. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Memorandum and Amendment, Agenda Pages 19-20, are attached to these Minutes.)

RISK MANAGEMENT – APPROVED RENEWAL OF PUBLIC RISK MANAGEMENT ASSOCIATION (PRIMA) MEMBERSHIP DUES

Vice Chairman Walker made a motion to approve Renewal of Public Risk Management Association (PRIMA) Membership Dues. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Memorandum and Purchase Order, Agenda Pages 21-22, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS TO AGENCIES

Administrator Cauthen requested approval of the miscellaneous appropriations to agencies included in the November 2, 2020 Agenda.

Commissioner Harris made a motion to approve the Miscellaneous Appropriations to Agencies Reprogramming Requests. The motion was seconded by Commissioner Sankey and unanimously approved by the Commission. (Copy of Spreadsheet, Agenda Page 23, is attached to these Minutes.)

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS TO EDUCATION

Administrator Cauthen requested approval of the miscellaneous appropriations to agencies included in the Agenda. During the County Commission Meeting this date, Chairman Dean requested the addition of miscellaneous appropriation reprogramming requests, and his fellow commissioners concurred.

Commissioner Harris made a motion to approve the Miscellaneous Appropriations to Agencies Reprogramming Requests. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Updated Spreadsheet, Agenda Page 24, is attached to these Minutes.)

COUNTY COMMISSION – APPROVED MISCELLANEOUS APPROPRIATIONS FROM DESIGNATED REVENUE

Administrator Cauthen requested approval of the miscellaneous appropriations to agencies included in the Agenda. During the County Commission Meeting this date, Chairman Dean requested the addition of miscellaneous appropriation reprogramming requests, and his fellow commissioners concurred.

Commissioner Harris made a motion to approve the Miscellaneous Appropriations to Agencies Reprogramming Requests. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Updated Spreadsheet, Agenda Page 25, is attached to these Minutes.)

COUNTY COMMISSION – APPROVED FINAL PAY APPLICATION TO CRL-LOVELADY CONSTRUCTION LLC FOR THE GREIL BUILDING RENOVATION AND WEATHERIZATION

Commissioner Harris made a motion to approve Final Pay Application to CRL-Lovelady Construction LLC for the Greil Building Renovation and Weatherization. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum and Documents, Agenda Pages 26-32, are attached to these Minutes.)

COUNTY COMMISSION – APPROVED FINAL PAY APPLICATION TO THYSSENKRUPP ELEVATOR FOR PHELPS-PRICE JUSTICE CENTER ELEVATOR MODERNIZATION

Vice Chairman Walker made a motion to approve the Final Pay Application to Thyssenkrupp Elevator for Phelps-Price Justice Center Elevator Modernization. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of Memorandum and Attachments, Agenda Pages 33-39, are attached to these Minutes.)

COMMUNITY CORRECTIONS – APPROVED BUDGET CHANGE REQUEST NUMBER 1

Commissioner Harris made a motion to approve Budget Change Request Number 1, Community Corrections. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 40, is attached to these Minutes.)

ENGINEERING DEPARTMENT – APPROVED BUDGET CHANGE REQUEST NUMBER 1

Commissioner Singleton made a motion to approve Budget Change Request Number 1, Engineering Department. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 41, is attached to these Minutes.)

YOUTH FACILITY – APPROVED BUDGET CHANGE REQUEST NUMBER 1

Commissioner Harris made a motion to approve Budget Change Request Number 1, Youth Facility. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Budget Change Request, Agenda Page 42, is attached to these Minutes.)

BOARD OF REGISTRARS – APPROVED POSITION FILL REQUEST

1. Retired RSA Employee, Position Number To Be Determined

Vice Chairman Walker made a motion to approve the Position Fill Request. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copy of Position Fill Request, Agenda Page 43, is attached to these Minutes.)

SHERIFF'S OFFICE – APPROVED POSITION FILL REQUESTS

1. Deputy Sheriff Trainee, Position Number 550430095
2. Maintenance Mechanic, Position Number 500748001

Vice Chairman Walker made a motion to approve the Position Fill Requests. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Position Fill Requests, Agenda Pages 44-45, are attached to these Minutes.)

VARIOUS DEPARTMENTS – APPROVED TRAVEL/TRAINING REQUESTS (2)

DEPARTMENT

TRAVEL/TRAINING REQUEST

Sheriff's Office
Detention Facility

Request Numbers 1 and 3
Request Numbers 1 and 2

Commissioner Singleton made a motion to approve the Travel/Training Requests. The motion was seconded by Commissioner Harris and unanimously approved by the Commission. (Copies of the Travel/Training Requests, Agenda Pages 46-49, are attached to these Minutes.)

WAIVE RULES

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

COUNTY COMMISSION – APPROVED AWARD FOR INVITATION TO BID NO. 51100-21B-001 TO NATIONAL INTERIOR SOLUTIONS, LLC, FOR COVID-19 SANITIZING SERVICES

Commissioner Singleton made a motion to approve the Award for Invitation to Bid No. 51100-21B-001 to National Interior Solutions, LLC, for COVID-19 Sanitizing Services. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission. (Copies of Memorandum, Bids and Contract, Agenda Pages 50-55, are attached to these Minutes.)

COUNTY COMMISSION – ALCOHOL LICENSE APPLICATION FOR SPECIAL EVENTS RETAIL TO RANCHO EL PARAISO, LLC FOR FESTIVAL LATINO TO BE HELD AT 7625 JESSIE REID LANE ON NOVEMBER 15, 2020

Commissioner Harris made a motion to approve the Alcohol License Application for Special Events Retail to Rancho El Paraiso, LLC for Festival Latino to be held at 7625 Jessie Reid Lane on November 15, 2020. The motion was seconded by Commissioner Singleton and unanimously approved by the Commission. (Copies of Memorandum, State of Alabama Alcohol License Application and Receipt, Agenda Pages 56-60, are attached to these Minutes.)

COMMENTS

County Engineer George Speak gave an update on the cleanup and damages from tropical storm Zeta.

Commissioner Singleton thanked Sheriff Cunningham and the Sheriff's Office for hosting the Halloween Spooktacular on Saturday and reminded everyone to vote on Tuesday. Commissioner Singleton said that he hopes that we will all come together after the election and support the candidates elected to office.

Commissioner Sankey wished everyone a great day.

Chairman Dean, Vice Chairman Walker and Commissioner Harris had no comments.

RECESS TO INFORMATION SESSION

Chairman Dean recessed the Formal Session to the Information Session.

INFORMATION SESSION

COMMENTS FROM SCHEDULED ATTENDEES, STAFF AND COMMISSIONERS

COMMENTS FROM ADMINISTRATOR CAUTHEN

Administrator Cauthen presented a Resolution Approving the 2021 Severe Weather Preparedness Tax Holiday, February 26-28, 2021, Authorized by Act No. 2012-256. The Commission agreed to place this item on the next agenda.

Administrator Cauthen presented a Resolution Authorizing the County's Thanksgiving Holiday Observance on Friday, November 27, 2020. The Commission agreed to place this item on the next agenda.

Administrator Cauthen presented a Resolution Authorizing the County's Christmas Holiday Observance on Thursday, December 24, 2020. The Commission agreed to place this item on the next agenda.

Administrator Cauthen presented the U.S. Department of Justice Equitable Sharing Agreement and Certification. The Commission agreed to place this item on the next agenda.

Administrator Cauthen presented Amendment Number 1 to Contract with Acme Supply Company, LTD. for inmate uniforms. The Commission agreed to place this item on the next agenda.

Administrator Cauthen presented Amendment No. 1 to Contract with Diversified Companies, LLC, for offsite printing of notices. The Commission agreed to place this item on the next agenda.

Administrator Cauthen presented Amendment Number 2 to Contract with Gulf States Distributors for law enforcement emergency equipment. The Commission agreed to place this item on the next agenda.

Administrator Cauthen presented Agreements for housing juveniles at the Montgomery County Youth Facility for Autauga, Butler, Chilton, Elmore and Monroe Counties. The Commission agreed to place these items on the next agenda.

Administrator Cauthen presented Amendment No. 1 to Contract with Amwaste, LLC. for Clean Saturday refuse collection services. The Commission agreed to place this item on the next agenda.

Administrator Cauthen presented Deduct Change Order Number 1 to Southern Preservation Systems for Scott Street parking deck renovations. The Commission agreed to place this item on the next agenda.

Administrator Cauthen presented an invoice for payment of the 2021 Membership Dues in the amount of \$4,000 to the Coosa-Alabama River Improvement Association, Inc. The Commission agreed to place this item on the next agenda.

Administrator Cauthen presented an Alcohol License Application from Publix Alabama LLC regarding off premises beer and table wine. She noted that this applicant is in the Town of Pike Road and this application was provided by Sheriff Cunningham for the Commissioners' information.

DISCUSSION BY THE COMMISSION

Commissioner Singleton informed the Commission that the Camellia Bowl and Montgomery Bowl would be held in December 2020 in Montgomery and requested that the Commission appropriate \$150,000 for these two events. After discussion, the Commission agreed to place a Budget Change Request on the next agenda.

Vice Chairman Walker explained that the Commission would need to approve the 2021 Meeting Schedule during the Organizational Meeting on November 11, 2020. She recommended that the Commission meet on the first and third Tuesdays of each month, with the Information Session beginning at 9:00 a.m. and the Formal Session beginning at 10:30 a.m. There was no discussion by the Commission.

ADJOURNMENT

Commissioner Sankey made a motion to adjourn the meeting of the Montgomery County Commission on November 2, 2020, at 10:15 a.m. The motion was seconded by Vice Chairman Walker and unanimously approved by the Commission.

**MONTGOMERY COUNTY COMMISSION
MEETING DATE NOVEMBER 2, 2020**

THE FOLLOWING WERE AUDITED AND ORDERED PAID

ACCOUNTS PAYABLE CHECKS DATED 10-16-2020	
Check Numbers: 296741 – 296852	Total Checks Paid: \$ 341,198.79

EFT's included in amounts

ACCOUNTS PAYABLE CHECKS DATED 10-23-2020	
Check Numbers: 296853 – 296947	Total Checks Paid: \$ 836,669.93

EFT's included in amounts

PAYROLL CHECKS DATED 10-23-2020	
Check Numbers: 135220 – 135289	Total: \$ 111,850.11
Direct Deposits	Total: \$ 1,540,918.35
Federal Deposits	Total: \$ 330,311.70
Total Payroll Paid	Total: \$ 1,983,080.16

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



Agenda Item Memo

Re: Contract Amendment for Crushed Stone
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: Tammy Turner, Buyer II

BACKGROUND INFORMATION:

I request that the attached Amendment No. 2 to Stephens Construction & Concrete contract to furnish crushed stone be considered for approval on a future agenda.

Amendment No. 2 will allow the contract to be extended for one (1) year, beginning January 4, 2021 and ending on January 3, 2022.

Stephens Construction & Concrete would like to increase prices by 5% in accordance with the terms of the contract. All other provision of the contract shall remain the same.

This contract extension has been coordinated with George Speake, County Engineer.

ATTACHED:

[Amendment 2 Crushed Stone 53000-19B-005](#)

**Montgomery County Commission
Purchasing Department
P. O. Box 1667
Montgomery, AL 36102**

**Amendment
To
Contract # 53000-19B-005**

Amendment No. 2

Contract with Stephens Construction & Concrete for crushed stone is hereby extended for one (1) year, beginning January 4, 2021 and ending January 3, 2022.

Prices will increase by 5%, in accordance with the contract.

All other provisions of the contract remain the same.

WITNESS:

STEPHENS CONSTRUCTION & CONCRETE

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____



Agenda Item Memo

Re: Contract Amendment for Traffic Signage & Supplies
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: Tammy Turner, Buyer II

BACKGROUND INFORMATION:

I request that the attached Amendment No. 2 to Vulcan Signs contract to furnish traffic signage and supplies be considered for approval on a future agenda.

Amendment No. 2 will allow the contract to be extended for one (1) year, beginning January 4, 2021 and ending on January 3, 2022.

All other provisions of the contract will remain the same.

This contract extension has been coordinated with George Speake, County Engineer.

ATTACHED:

[Amendment 2 Traffic Signage & Supplies](#)

**Montgomery County Commission
Purchasing Department
P. O. Box 1667
Montgomery, AL 36102**

**Amendment
To
Contract # 53104-19B-004**

Amendment No. 2

Contract with Vulcan Signs for traffic signage and supplies is hereby extended for one (1) year, beginning January 4, 2021 and ending January 3, 2022.

All other provisions of the contract remain the same.

WITNESS:

VULCAN SIGNS

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____



Agenda Item Memo

Re: Reservation Fees for Elton N. Dean, Sr. Park
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: James Williams, Parks & Recreation Director

BACKGROUND INFORMATION:

Please find below the recommendation for reservation fees for the pavilions at Elton N. Dean, Sr. Park.

\$100.00 - 4 hours

\$175.00 - 8 hours

The deposit fee will be \$25.00

The above fees were based upon comparison with similar municipal parks and recreation facilities. Some of the comparable amenities include seating capacity, restrooms, grills, power source, water, picnic tables, and lighting.

I am requesting that the Commission place this item on a future agenda for consideration.



Agenda Item Memo

Re: Contract for Landscape Maintenance
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: James Williams, Parks & Recreation Director

BACKGROUND INFORMATION:

Landscape Contractors, LLC, installed all landscaping and irrigation at the Elton N. Dean, Sr. Park on Old Selma Road and is contractually obligated to provide a one year warranty of all materials installed.

Attached is a Maintenance Agreement with Landscape Contractors, LLC to maintain all landscaping and irrigation at the Elton N. Dean, Sr. Park during the one-year warranty period to protect its warranty.

I am requesting that the Commission place this item on a future agenda for consideration.

ATTACHED:

[Maintenance Agreement with Landscape Contractors](#)

STATE OF ALABAMA
MONTGOMERY COUNTY

MAINTENANCE AGREEMENT

THIS AGREEMENT is made and entered into on the 19th day of October, 2020, between Landscape Contractors LLC of Pike Road, Alabama, and Montgomery County Commission ("County"), Montgomery, Alabama.

WITNESSETH

WHEREAS, Landscape Contractors LLC installed all landscaping and irrigation for the County park on Old Selma Road during construction and is contractually obligated to provide a one year warranty of all materials installed, commencing on the _____ of October, 2020, and;

WHEREAS, Landscape Contractors LLC desires to enter into an agreement with County to maintain all landscaping and irrigation during the one year warranty period to protect its warranty.

IN CONSIDERATION THEREOF, Landscape and County agree as follows:

1. Landscape shall maintain all landscaping and irrigation at the park on Old Selma Road, to include:
 - 32 cuts a year of all sod areas, all seeded areas, and around the pond
 - Weed eating, edging, blowing weekly
 - 52 site visits to police trash and weeds, blow parking lot
 - Five chemical treatments, including fertilizer and pre-emergent
 - Ten round-up treatments for weeds
 - Two complete irrigation checks and full irrigation monitoring
 - Remulching all beds once
 - Pruning of all shrubs and trees twice
 - Replacement of any dead plant materials
 - Removal of all tree staking once trees are rooted
 - Full maintenance of irrigation system
2. The period of the contract will be for one (1) year, beginning on the effective date of the warranty, _____, 2020.
3. Landscape will be paid \$48,900 in 12 monthly installments of \$4,075.00.
4. County or Landscape may terminate this agreement at any time during the contract period by giving a thirty (30) day written notice to the other party.
5. Landscape Contractors, LLC agrees to protect, defend, indemnify and hold the Montgomery County Commission and its employees, agents, officers and servants free and harmless from any and all losses, claims, liens, not limited to, the amounts of judgments, penalties, interests, court costs, legal fees, and all other expenses incurred by the County arising in favor of any party, including employees of Landscape

Contractors, LLC, death or damages to property and without limitation by enumeration, all other claims or demands of every character but only on the proportion of and to the extent such losses, claims, liens, demands and causes of action arise out of the negligent acts or omissions of contractor, its employees, agents and officers. Landscape Contractors, LLC agrees to investigate, handle, respond to, provide defense for and defend any such claims, demand, or suits at its sole expense. Landscape Contractors, LLC also, agrees to bear all other costs and expense related thereto, even if the claim or claims alleged are groundless, false or fraudulent.

6. If a dispute arises out of or relates to this Agreement or its breach, the parties shall endeavor to settle the dispute first through direct discussions and negotiations. If the dispute cannot be settled through direct discussions or negotiations, the parties shall endeavor to settle the dispute by non-binding mediation. The location of the mediation shall be Montgomery, Alabama. Either party may terminate the mediation at any time after the session, but the decision to terminate must be delivered in person to the other party and the mediator. Engaging in mediation is a condition precedent to any other form of binding dispute resolution. If the parties cannot agree on a mutual resolution then any disputes not resolved by mediation shall be decided in the Circuit Court of Montgomery County, Alabama and governed by the laws of the State of Alabama between the Montgomery County Commission and Landscape Contractors, LLC.
7. 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.

IN WITNESS WHEREOF, the undersigned have executed this Contract on the 19th day of October, 2020.

LANDSCAPE CONTRACTORS, LLC

WITNESS:

BY: _____

TITLE: _____

MONTGOMERY COUNTY COMMISSION

WITNESS:

BY: _____

TITLE: _____



Agenda Item Memo

Re: Request for Sale of Three (3) Decommissioned MCSO Ford Explorers
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: Derrick Cunningham, Sheriff

BACKGROUND INFORMATION:

I am in receipt of the attached letter from Troy University Police Department whereby they are requesting information on availability and pricing of three (3) of our decommissioned Ford Explorers that they wish to purchase.

Please let me know if you have any questions.

DC/crv

ATTACHED:

[TROY UNIVERSITY 10.14.2020](#)

September 29, 2020

Sherriff Derrick Cunningham
Montgomery County Sheriff Department
115 S Perry Street
Montgomery, AL 36103



I am respectfully requesting information on availability and pricing on 3 MCSO decommissioned Ford Explorers for the Troy University Police Department use.

Sincerely,

A handwritten signature in black ink, appearing to read "G. Beaudry", written over a horizontal line.

George Beaudry, Chief
TROY University Police Department
334-670-3215





Agenda Item Memo

Re: Contract Amendment for Law Enforcement Footwear
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: Tammy Turner, Buyer II

BACKGROUND INFORMATION:

I request that the attached Amendment No. 1 to Gulf States Distributors, Inc. contract to furnish law enforcement footwear be considered for approval on a future agenda.

Amendment No. 1 will allow the contract to be extended for one (1) year, beginning December 17, 2020 and ending on December 16, 2021.

Gulf States Distributors, Inc. would like to increase prices by 5% in accordance with the terms of the contract. All other provisions of the contract shall remain the same.

This contract extension has been coordinated with Derrick Cunningham, Sheriff.

ATTACHED:

[AMENDMENT 1 -Law Enforcement Footwear](#)

**Montgomery County Commission
Purchasing Department
P. O. Box 1667
Montgomery, AL 36102**

**Amendment
To
Contract # 52201-19B-023**

Amendment No. 1

Contract with Gulf States Distributors, Inc. for law enforcement footwear is hereby extended for one (1) year, beginning December 17, 2020 and ending December 16, 2021.

Prices will increase by 5%, in accordance with the contract.

All other provisions of the contract remain the same.

WITNESS:

GULF STATES DISTRIBUTORS, INC.

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____



Agenda Item Memo

Re: Contract Amendment for Detention Mattresses
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: Tammy Turner, Buyer II

BACKGROUND INFORMATION:

I request that the attached Amendment No. 1 to ICS Jail Supplies, Inc. contract for mattresses for the Detention Facility be considered for approval on a future agenda.

Amendment No. 1 will allow the contract to be extended for one (1) year, beginning December 2, 2020 and ending on December 1, 2021.

ICS Jail Supplies, Inc., chooses not to increase prices during this contract period. All other provisions of the contract shall remain the same.

This contract extension has been coordinated with Derrick Cunningham, Sheriff.

ATTACHED:

[Amendment 1 Detention Mattresses](#)

**Montgomery County Commission
Purchasing Department
P. O. Box 1667
Montgomery, AL 36102**

**Amendment
To
Contract # 52200-19B-029**

Amendment No. 1

Contract with ICS Jail Supplies, Inc. mattresses for the Detention Facility is hereby extended for one (1) year, beginning December 2, 2020 and ending December 1, 2021.

There will be no price increase during this contact period.

All other provisions of the contract remain the same.

WITNESS:

ICS JAIL SUPPLIES, INC.

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____



Agenda Item Memo

Re: Contract Amendment for Drug Testing and Equipment
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: Tammy Turner, Buyer II

BACKGROUND INFORMATION:

I request that the attached Amendment No. 1 to Drug Testing Program Management, Inc. contract for drug testing and equipment for Community Corrections be considered for approval on a future agenda.

Amendment No. 1 will allow the contract to be extended for one (1) year, beginning January 2, 2021 and ending on January 1, 2022.

Drug Testing Program Management, Inc., chooses not to increase prices during this contract period. All other provisions of the contract shall remain the same.

This contract extension has been coordinated with Phil Bryant, Executive Director of Community Corrections.

ATTACHED:

[Amendment 1 Drug Testing and Equipment](#)

**Montgomery County Commission
Purchasing Department
P. O. Box 1667
Montgomery, AL 36102**

**Amendment
To
Contract # 57202-19B-002**

Amendment No. 1

Contract with Drug Testing Program Management, Inc. for drug testing and equipment for Community Corrections, is hereby extended for one (1) year, beginning January 2, 2021 and ending January 1, 2022.

Prices will not increase during this contract period.

All other provisions of the contract remain the same.

WITNESS:

DRUG TESTING PROGRAM MANAGEMENT

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____



Agenda Item Memo

Re: Public Risk Management Association (PRIMA) Membership Dues
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: Holly Leverette, Director of Risk Management

BACKGROUND INFORMATION:

Request consideration of approval for payment of PRIMA membership dues. The cost of membership dues for government members is \$385 for the period of December 1, 2020 – November 30, 2021.

ATTACHED:

[PRIMA Invoice 2020-2021](#)

8/18/2020

Order

Holly H. Leverette
County of Montgomery
101 S Lawrence St
Montgomery, AL 36104

Customer Number: 10009399
Order Number: 111880
Order Date: 8/18/2020
Purchase Order:

Please remit payment to:

Public Risk Management Association
700 South Washington Street
Suite 218
Alexandria, VA 22314-4291
United States
(P) (703) 528-7701
(F) (703) 739-0200

Credit Card Payment Information

Credit Card Number: _____
Card Type: _____ CVV#: _____
Name On Card: _____
Expiration Date: ____ / ____

Balance Due **\$385.00**

Donation/Contribution \$

Total Payment Amount \$

Order Tracking #111880 - 10009399

Parent Order #

County of Montgomery
101 S Lawrence St
Montgomery, AL 36104

Customer Number: 10009399
Order Number: 111880
Order Date: 8/18/2020

Thank you for your purchase and continued support of the Public Risk Management Association (PRIMA).

Item	Misc Product Notes	Unit Price	Quantity	Amount
Government Member		\$385.00	1.00	\$385.00
Term: 12/1/2020 - 11/30/2021				
Subtotal				\$385.00
Invoice Total				\$385.00
Balance Due				\$385.00

Balance due is payable in full within 30 days of date of invoice.

Please make check payable to "Public Risk Management Association".

Need a W9? Email Melvin Bodmer, Jr., at mbodmer@primacentral.org or call (703) 253-1266.

MISCELLANEOUS APPROPRIATIONS TO AGENCIES - Meeting Date: 11/2/2020 - CODE: 001-59320.498								
Contract Number	Organization	Description of Program	Harris	Dean	Walker	Sankey	Singleton	TOTAL
Starting Balance			57,000	58,000	52,000	60,000	55,500	282,500
C-2021-10	Montgomery Area Business Committee for the Arts, Inc.	Program Services			1,500			1,500
C-2021-11	Lagoon Park Trails, Inc.	Maintain the Lagoon Park Trails					2,500	2,500
C-2021-12	Pike Road Ladies Auxiliary	Community Services					1,500	1,500
C-2021-13	Levis Grace, Inc.	Community Service Programs			5,000			5,000
C-2021-14	Americare Financial Group	PEERS Program				2,500		2,500
C-2021-15	Scott & Zelda Fitzgerald Museum Assoc., Inc.	Restoration of Museum				2,500		2,500
C-2021-16	The Greater Madison Park N.A.	Beautification				2,500		2,500
	Total Appropriations 11/2/2020		0	0	6,500	7,500	4,000	18,000
	APPROPRIATED BUDGET BALANCE		57,000	58,000	45,500	52,500	51,500	264,500
	 County Administrator	Date						

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[illegible]

Page 24



Agenda Item Memo

Re: Final Pay Application for CRL-Lovelady Construction LLC
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: Lamar Allen, General Services Director

BACKGROUND INFORMATION:

Please find attached an application for final payment to CRL-Lovelady Construction for the Greil Building Renovation and Weatherization.

I request that this item be placed on the November 2, 2020 agenda.

ATTACHED:

[CRL Lovelady Construction Pay App # 7 - Final Proof of Publication](#)

APPLICATION AND CERTIFICATION FOR PAYMENT

DOCUMENT G702

Page 1 of 1

TO OWNER:

Montgomery County Commission
101 S Lawrence Street
Montgomery, AL 36104

PROJECT:

Greil Building
Renovations and Weatherization
Montgomery, AL

APPLICATION NO: 7-FINAL
PERIOD TO: 10/13/20
PROJECT NOS: 2017-133

Distribution to:

☐ OWNER
☐ ARCHITECT
☐ CONTRACTOR

FROM CONTRACTOR:

CRL-LOVELADY CONSTRUCTION LLC
890 RAVENWOOD DRIVE
SELMA, AL 36701

OWNERS REPRESENTATIVE:

Barganier Davis Williams
624 S McDonough St
Montgomery, AL 36104

CONTRACT DATE: 2/10/2020

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
Continuation Sheet, Document G703, is attached.

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

1. ORIGINAL CONTRACT SUM
2. Net change by Change Orders
3. CONTRACT SUM TO DATE (Line 1 + 2)
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)
5. RETAINAGE:
 - a. 0 % of Completed Work and Stored Materials

\$ 389,000.00
\$ (14,533.43)
\$ 374,466.57
\$ 374,466.57

\$0.00

6. TOTAL EARNED LESS RETAINAGE (Line 4 Less Line 5 Total)
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT
8. CURRENT PAYMENT DUE
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)

\$ 0.00
\$ 374,466.57
\$ 355,743.24
\$ 18,723.33
\$ 0.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$0.00	\$0.00
Total approved this Month	(\$14,533.43)	\$0.00
TOTALS	(\$14,533.43)	\$0.00
NET CHANGES by Change Order		(\$14,533.43)

CONTRACTOR: CRL-Lovelady Construction, LLC

By: C.R. Lovelady Date: 10-13-2020
State of: Alabama County of: Dallas
Subscribed and sworn to before me this 13th day of October, 2020
Notary Public: [Signature]
My Commission Expires: 2/25/2023

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 18,723.33

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

By: [Signature] Date: 10/13/2020
This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

CONTINUATION SHEET

DOCUMENT G703

PAGE 1 OF 2

Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing
Contractor's signed certification is attached.
In tabulations below, amounts are stated to the nearest dollar.
Use Column 1 on Contracts where variable retainage for line items may apply.

APPLICATION NO: 7-FINAL
PERIOD TO: 10/13/2020

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED FROM PREVIOUS APPLICATION (D + E)	E WORK COMPLETED THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D O R E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
						TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G + C)		
	DIVISION 1								
	BONDS / INSURANCE / PERMITS / UCENSES	\$ 9,000.00	\$9,000.00	\$0.00	\$0.00	\$9,000.00	100.00%	\$0.00	
	MOBILIZATION	\$ 8,000.00	\$8,000.00	\$0.00	\$0.00	\$8,000.00	100.00%	\$0.00	
	SUPERVISION	\$ 38,000.00	\$38,000.00	\$0.00	\$0.00	\$38,000.00	100.00%	\$0.00	
	MONTHLY OVERHEAD - GENERAL REQUIREMENTS	\$ 40,000.00	\$40,000.00	\$0.00	\$0.00	\$40,000.00	100.00%	\$0.00	
	CONTINGENCY ALLOWANCE- GENERAL	\$ 25,000.00	\$12,985.57	\$12,014.43	\$0.00	\$25,000.00	100.00%	\$0.00	
	CONTINGENCY ALLOWANCE- LAWN IRRIGATION	\$ 5,000.00	\$2,481.00	\$2,519.00	\$0.00	\$5,000.00	100.00%	\$0.00	
	DIVISION 2								
	EXTERIOR DRAINAGE	\$ 16,750.00	\$16,750.00	\$0.00	\$0.00	\$16,750.00	100.00%	\$0.00	
	NEW GRATE	\$ 2,750.00	\$2,750.00	\$0.00	\$0.00	\$2,750.00	100.00%	\$0.00	
	GRADEWORK AND SOD	\$ 2,300.00	\$2,300.00	\$0.00	\$0.00	\$2,300.00	100.00%	\$0.00	
	DIVISION 5								
	REMOVE RAILINGS	\$ 1,000.00	\$1,000.00	\$0.00	\$0.00	\$1,000.00	100.00%	\$0.00	
	DECORATIVE METAL RAILINGS	\$ 44,000.00	\$44,000.00	\$0.00	\$0.00	\$44,000.00	100.00%	\$0.00	
	DIVISION 7								
	JOINT SEALANTS	\$ 500.00	\$500.00	\$0.00	\$0.00	\$500.00	100.00%	\$0.00	
	ROOF REPAIR AND RELATED WORK	\$ 30,000.00	\$30,000.00	\$0.00	\$0.00	\$30,000.00	100.00%	\$0.00	
	MISC EXTERIOR REPAIRS	\$ 18,750.00	\$18,750.00	\$0.00	\$0.00	\$18,750.00	100.00%	\$0.00	
	REPLACE DOWNSPOUTS	\$ 4,000.00	\$4,000.00	\$0.00	\$0.00	\$4,000.00	100.00%	\$0.00	
	GROUT AND SEAL GRANITE	\$ 4,000.00	\$4,000.00	\$0.00	\$0.00	\$4,000.00	100.00%	\$0.00	
	DIVISION 8								
	REPLACE DOOR AND HARDWARE	\$ 1,500.00	\$1,500.00	\$0.00	\$0.00	\$1,500.00	100.00%	\$0.00	
	DIVISION 9								
	CEMENT PLASTER STUCCO	\$ 5,250.00	\$5,250.00	\$0.00	\$0.00	\$5,250.00	100.00%	\$0.00	
	GYPSPUM PLASTERING	\$ 2,550.00	\$2,550.00	\$0.00	\$0.00	\$2,550.00	100.00%	\$0.00	
	REPAIR SHEETROCK	\$ 1,750.00	\$1,750.00	\$0.00	\$0.00	\$1,750.00	100.00%	\$0.00	
	EXTERIOR PAINTING	\$ 17,000.00	\$17,000.00	\$0.00	\$0.00	\$17,000.00	100.00%	\$0.00	
	INTERIOR PAINTING	\$ 15,750.00	\$15,750.00	\$0.00	\$0.00	\$15,750.00	100.00%	\$0.00	

CONTINUATION SHEET

DOCUMENT G703

Page 2 of 2

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED FROM PREVIOUS APPLICATION (D + E)	E WORK COMPLETED THIS PERIOD	F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
						TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G + C)		
	DIVISION 10 ALUMINUM WALKWAY COVER	\$ 3,250.00	\$3,250.00	\$0.00	\$0.00		\$3,250.00	100.00%	\$0.00
	DIVISION 15 HVAC EQUIPMENT AND CONTROLS	\$ 45,000.00	\$45,000.00	\$0.00	\$0.00		\$45,000.00	100.00%	\$0.00
	DUCTWORK AND AIR DISTRIBUTION	\$ 12,000.00	\$12,000.00	\$0.00	\$0.00		\$12,000.00	100.00%	\$0.00
	REFRIGERATION PIPING	\$ 6,000.00	\$6,000.00	\$0.00	\$0.00		\$6,000.00	100.00%	\$0.00
	HVAC PADS	\$ 2,150.00	\$2,150.00	\$0.00	\$0.00		\$2,150.00	100.00%	\$0.00
	DIVISION 16 ELECTRICAL	\$ 27,750.00	\$27,750.00	\$0.00	\$0.00		\$27,750.00	100.00%	\$0.00
	CHANGE ORDER #1	(\$14,533.43)		(\$14,533.43)			(\$14,533.43)	100.00%	\$0.00
	GRAND TOTALS	\$ 374,466.57	\$ 374,466.57	\$ -	\$ -		\$ 374,466.57	100%	\$0.00

Project: GREIL BUILDING RENOVATIONS
 Contractor: CRL-LOVELADY CONSTRUCTION, LLC
 For Estimate No. 7-FINAL
 For Period Ending 10/13/2020

GENERAL CONTINGENCY ALLOWANCE - \$25,000

COR #	DATE ON COR	BRIEF DESCRIPTION	AMOUNT	AMOUNT COMPLETE	% COMPLETE
1	03/25/20	Deteriorated Conduit	\$ 925.31	\$25,31	100%
2	03/25/20	Dedicated circuit IT room	\$ 719.26	\$719.26	100%
3	04/08/20	Replace pump	\$ 358.00	\$358.00	100%
4	04/08/20	Rework Ceiling Hall 200 from HVAC damage	\$ 1,481.00	\$1,481.00	100%
5	04/08/20	Additional damage found on columns and seal	\$ 2,181.00	\$2,181.00	100%
7-op2	04/30/20	Floor Repair in Room 201	\$ 5,696.00	\$5,696.00	100%
8	04/30/20	Carpet for Floor Repair (Gardner Carpets)	\$ 1,625.00	\$1,625.00	100%
		TOTALS	\$12,985.57	\$12,985.57	

LAWN REPAIR, IRRIGATION ALLOWANCE - \$5,000

COR #	DATE ON COR	BRIEF DESCRIPTION	AMOUNT	AMOUNT COMPLETE	% COMPLETE
6	04/13/20	Lawn area near ac pad on south side	\$ 2,481.00	\$2,481.00	100%
		TOTALS	\$2,481.00	\$2,481.00	

CHANGE ORDER #1 - DEDUCT FOR UNUSED CONTINGENCY \$14,533.43

Montgomery Advertiser

Daily-Montgomery, Montgomery County, AL

TO: CRL CONSTRUCTION, LLC
890 RAVENWOOD DR
SELMA, AL 36701

of Affidavits 1
This is not an invoice

E-Verify#: DHS72179

PROOF OF PUBLICATION

State of Alabama

County of Montgomery:

Before the undersigned authority personally appeared said Legal Clerk who on oath, says that he/she is a personal representative of the *Montgomery Advertiser*, a daily newspaper published in Montgomery, Alabama: that the attached copy of advertisement, being a Legal in the matter of:

Ad Number: 0004341426

Was published in said newspaper in the issue(s) of:

MGM-Montgomery Advertiser

08/22/2020, 08/29/2020, 09/05/2020, 09/12/2020

Affiant further says that the said *Montgomery Advertiser* is a newspaper published in said Montgomery County, Alabama, and that the said newspaper has heretofore been published in said Montgomery County, Alabama, and has been entered as second class matter at the Post Office in said Montgomery County, Alabama, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

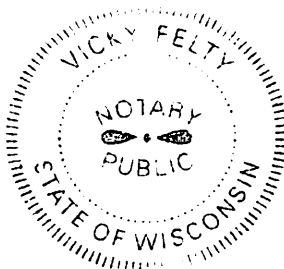
Now due on said account is \$205.80

Legal Clerk,

Subscribe and sworn before me this 12th day of September, 2020

Notary Public, State of Wisconsin, County of Brown

My Commission expires



Re: CRL-Lovelady Construction, LLC

In accordance with Chapter 1, Title 39, Code of Alabama, 1975, notice is hereby given that CRL-Lovelady Construction, LLC, Contractor, has completed the Contract for Greil Mansion Building Renovation and Weatherization, Montgomery, AL, for the Montgomery County Commission, Owner, and have made request for final settlement of said Contract. All persons having any claim for labor, materials, or otherwise in connection with this project should immediately notify Barganier Davis Williams Architects, 624 South McDonough St, Montgomery, AL 36104, CRL-Lovelady Construction, LLC- Contractor
890 Ravenwood Drive
Selma, AL 36701
Mont, Adv, 8/22, 8/29, 9/5, 9/12/2020
0004341426



Agenda Item Memo

Re: Final Pay Application for Thyssenkrupp Elevator
Date: County Commission - Formal Session - Nov 02 2020
To: Montgomery County Commission
From: Lamar Allen, General Services Director

BACKGROUND INFORMATION:

Please find attached an application for final payment to Thyssenkrupp Elevator for Phelps-Price Justice Center Elevator Modernization.

I request that this item be placed on the November 2, 2020 agenda.

ATTACHED:

[Thyssenkrupp Elevator Pay App #7 - final Proof of Completion](#)

APPLICATION AND CERTIFICATE FOR PAYMENT FOLLOWS FORM OF G702

Page 1 of 4

84995

MONTGOMERY COUNTY ALABAMA COMMISSION

PO BOX 1667

MONTGOMERY, AL 36102-1667

PROJECT: PHELPS PRICE JUSTICE CENTER

LOCATION: 251 S LAWRENCE ST

MONTGOMERY, AL

TKE PROJECT NUMBER: 67054

THYSSENKRUPP ELEVATOR CORP

3100 INTERSTATE NORTH CIR STE 500

ATLANTA, GA 30339-2227

CUSTOMER PURCHASE ORDER:

CONTRACTOR JOB NUMBER:

SUBCONTRACTOR NUMBER:

APPLICATION NO: 7

APPLICATION DATE: 12-MAY-2020

PERIOD FROM: 01-MAY-2020

PERIOD TO: 31-MAY-2020

Distributed To:

OWNER

ARCHITECT

CONTRACTOR

FIELD

OTHER

CONTRACT FOR: ELEVATOR WORK

CONTRACT DATE: 25-FEB-2019

CERTIFICATION, AFFIDAVIT AND WAIVER OF LIEN

Application is made for Payment, as shown below, in connection with the Contract.

Continuation Sheet is attached.

1. ORIGINAL CONTRACT SUM

\$ 821,904.00

2. NET CHANGE BY CHANGE ORDERS

\$ 0.00

3. SALES TAX (if applicable) [0.00%]

((line 1 + line 2) * tax rate)

\$ 0.00

4. SUBCONTRACT SUM TO DATE (line 1 +/- line 2 and line 3)

\$ 821,904.00

5. TOTAL COMPLETED & STORED TO DATE

\$ 821,903.99

6. SALES TAX TO DATE (if applicable)

\$ 0.00

7. RETAINAGE:

a. 0% OF COMPLETED WORK (Column D+E on G703)

\$ 0.00

b. 0% OF STORED MATERIAL (Column F on G703)

\$ 0.00

TOTAL RETAINAGE (Total in Column J of G703)

\$ 0.00

8. TOTAL EARNED LESS RETAINAGE

(line 5 plus line 6 less line 7)

\$ 821,903.99

9. LESS: CERTIFICATES FOR PAYMENT

(line 8 from prior Certificates)

\$ 780,808.78

10. CURRENT PAYMENT DUE

\$ 41,095.21

11. BALANCE TO FINISH, PLUS RETAINAGE

(line 4 less line 8)

\$ 0.01

ARCHITECT'S CERTIFICATE FOR PAYMENT (if applicable)

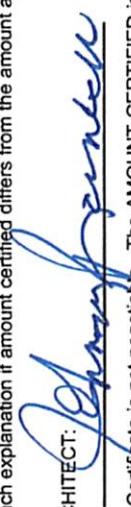
In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the SubContractor is entitled to payment of the Amount Certified.

AMOUNT CERTIFIED

(Attach explanation if amount certified differs from the amount applied for)

\$ 41,095.21

ARCHITECT:

By: 

Date: 10/11/2020

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the SubContractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner, Contractor or SubContractor under this Contract.

CHANGE ORDER SUMMARY

Total Changes approved by Owner

NET CHANGES by Change Order

ADDITIONS

0.00

DEDUCTIONS

0.00

November 2, 2020 - Minutes of Regular Meeting
Montgomery County Commission

40

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CONTINUATION SHEET

Page 2 of 4

APPLICATION AND CERTIFICATE FOR PAYMENT, containing
SUBCONTRACTOR'S SIGNED CERTIFICATION IS ATTACHED.

PROJECT NAME : PHELPS PRICE JUSTICE CENTER
TKE PROJECT NUMBER : 67054

APPLICATION NO: 7
APPLICATION DATE: 12-MAY-2020
PERIOD FROM: 01-MAY-2020
PERIOD TO: 31-MAY-2020

UNIT NUMBER : BEU221
ELEVATOR DESIGNATION : 1

A	B	C	D	E	F	G	H	I	J
NO	DESCRIPTION OF WORK	SCHEDULED VALUE	PREVIOUS APPLICATION	WORK COMPLETED THIS PERIOD	ACTUAL STORED MATERIAL TO DATE	TOTAL COMPLETED AND STORED TO DATE	PERCENTAGE COMPLETED	BALANCE TO FINISH	RETAINAGE (if applicable) 0.00%
1.	ENGINEERING / PRE-PRODUCTION	68,688.33	68,688.33			68,688.33	100.00	0.00	
2.	MATERIAL	68,688.33	68,688.33			68,688.33	100.00	0.00	
3.	LABOR	137,376.66	137,376.66			137,376.66	100.00	0.00	
	TOTAL FOR UNIT BEU221	274,753.33	274,753.33	0.00	0.00	274,753.33	100.00	0.00	0.00

CONTINUATION SHEET

Page 3 of 4

APPLICATION AND CERTIFICATE FOR PAYMENT, containing
SUBCONTRACTOR'S SIGNED CERTIFICATION IS ATTACHED.

PROJECT NAME : PHELPS PRICE JUSTICE CENTER
TKE PROJECT NUMBER : 67054

APPLICATION NO: 7
APPLICATION DATE : 12-MAY-2020
PERIOD FROM : 01-MAY-2020
PERIOD TO : 31-MAY-2020

UNIT NUMBER : BEU222
ELEVATOR DESIGNATION : 2

A	B	C	D	E	F	G	H	I	J
NO	DESCRIPTION OF WORK	SCHEDULED VALUE	PREVIOUS APPLICATION	WORK COMPLETED THIS PERIOD	ACTUAL STORED MATERIAL TO DATE	TOTAL COMPLETED AND STORED TO DATE	PERCENTAGE COMPLETED	BALANCE TO FINISH	RETAINAGE (if applicable) 0.00%
1.	ENGINEERING / PRE-PRODUCTION	68,688.33	68,688.33			68,688.33	100.00	0.00	
2.	MATERIAL	68,688.33	68,688.33			68,688.33	100.00	0.00	
3.	LABOR	137,376.66	137,376.66			137,376.66	100.00	0.00	
	TOTAL FOR UNIT BEU222	274,753.33	274,753.33	0.00	0.00	274,753.33	100.00	0.00	0.00



WAIVER AND PARTIAL RELEASE OF LIEN CONDITIONED UPON PROGRESS PAYMENT

Upon receipt by the undersigned of a check from MONTGOMERY COUNTY ALABAMA COM in the sum of \$41,095.21 payable to thyssenkrupp Elevator Corporation and when the check has been properly endorsed and has been paid by the bank upon which it is drawn, this document shall become effective to waive any mechanic's lien, stop notice, or bond right the undersigned has on the job of MONTGOMERY COUNTY COURTH MONTGOMERY, AL to the following extent. This release covers a progress payment for labor, services, equipment or materials furnished to MONTGOMERY COUNTY ALABAM through 07/31/20 only and does not cover any retentions retained before or after the release date; extras furnished before the release date for which payment has not been received; extras or items furnished after the release date, disputed items, or claims or items furnished after the payment period.

This release of any mechanic's lien, stop notice, or bond right shall not otherwise affect contract rights, including a right based upon rescission, abandonment or breach of the contract, and the right of the undersigned to recover compensation for furnished labor, services, equipment or material covered by this release if this furnished labor, services, equipment or material was not compensated by the progress payment. The undersigned warrants that he either already has paid or will pay all laborers, subcontractors, materialmen and suppliers for all work, materials or equipment that are the subject of this waiver and release. Before any recipient of this document relies on it, said party should verify evidence of payment to the undersigned.

Dated: 7/24/2020

thyssenkrupp Elevator Corporation

By:



SHAMIL TOOSON
BILLING ADMINISTRATOR

CONTINUATION SHEET

Page 4 of 4

APPLICATION AND CERTIFICATE FOR PAYMENT, containing
SUBCONTRACTOR'S SIGNED CERTIFICATION IS ATTACHED.

PROJECT NAME : PHELPS PRICE JUSTICE CENTER
TKE PROJECT NUMBER : 67064

APPLICATION NO: 7
APPLICATION DATE : 12-MAY-2020
PERIOD FROM : 01-MAY-2020
PERIOD TO : 31-MAY-2020

UNIT NUMBER : BEU223
ELEVATOR DESIGNATION : JUDGES ELEVATOR

A	B	C	D	E	F	G	H	I	J
NO	DESCRIPTION OF WORK	SCHEDULED VALUE	PREVIOUS APPLICATION	WORK COMPLETED THIS PERIOD	ACTUAL STORED MATERIAL TO DATE	TOTAL COMPLETED AND STORED TO DATE	PERCENTAGE COMPLETED	BALANCE TO FINISH	RETAINAGE (if applicable) 0.00%
1.	ENGINEERING / PRE-PRODUCTION	68,099.34	68,099.34			68,099.34	100.00	0.00	
2.	MATERIAL	68,099.34	68,099.34			68,099.34	100.00	0.00	
3.	LABOR	136,198.67	136,198.66			136,198.66	100.00	0.01	
	TOTAL FOR UNIT BEU223	272,397.34	272,397.33	0.00	0.00	272,397.33	100.00	0.01	0.00
	TOTAL FOR ALL UNITS	821,904.00	821,903.98	0.00	0.00	821,903.98	100.00	0.01	0.00



ADVERTISEMENT FOR COMPLETION

In accordance with Chapter 1, Title 39, Code of Alabama, 1975, notice is hereby given that thyssenkrupp Elevator, Contractor, has completed the Contract for renovation of Phelps Price Justice Center at 251 South Lawrence Street, Montgomery, AL 36104 for the State of Alabama in the County and City of Montgomery, Owners, and have made request for final settlement of said Contract. All persons having any claim for labor, materials, or otherwise in connection with this project should immediately notify Barganier Davis Williams Architects Associated, 624 South McDonough Street, Montgomery, AL 36104 (334) 819-7263, Architect.

Thyssenkrupp Elevator
301-D Cahaba Valley Parkway North
Pelham, AL 35124
Mont. Adv. 9/29, 10/6, 10/13, 10/20/2020
0004394316

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**MONTGOMERY COUNTY COMMISSION
BUDGET CHANGE REQUEST**

Request Number: 1

DEPARTMENT: Community Corrections **REQUESTED BY:** Phil Bryant 10/28/20
Elected Official/Dept. Head Date

FINANCE REVIEW: **REVIEWED BY:** Sherrill Thomas 10/28/20
Finance Director Date

COMMISSION APPROVAL PROCESSING: Briefing Memo ☐
Agenda ☒

COUNTY COMMISSION APPROVAL: _____
Administrator Date

<u>ACCOUNT NAME</u>	<u>ACCOUNT NUMBER</u>	<u>CURRENT BUDGET</u>	<u>INCREASE (DECREASE)</u>	<u>REVISED BUDGET</u>
Other Miscellaneous Supplies	124-52960.219	3,000	4,000	7,000
Transfer from General Fund	124-61100.61001	(383,212)	(4,000)	(387,212)
Transfer to Comm Corrections	001-62100.62124	383,212	4,000	387,212
Fund Balance	001.35900		(4,000)	(4,000)
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		\$ 3,000	\$ 0	\$ 3,000

JUSTIFICATION: To increase the 2021 other miscellaneous supplies budget for equipment budgeted for in 2020 but delayed and not received until October 2020.

**MONTGOMERY COUNTY COMMISSION
BUDGET CHANGE REQUEST**

Request Number: 1

DEPARTMENT: Engineering REQUESTED BY: George Speake 10/22/20
Elected Official/Dept. Head Date

FINANCE REVIEW: REVIEWED BY: Sherrill Thomas 10/22/20
Finance Director Date

COMMISSION APPROVAL PROCESSING: Briefing Memo ☐
Agenda ☒

COUNTY COMMISSION APPROVAL: _____
Administrator Date

ACCOUNT NAME	ACCOUNT NUMBER	CURRENT BUDGET	INCREASE (DECREASE)	REVISED BUDGET
Construction Equipment	111-53100.561	700,000	344,431	1,044,431
Fund Balance	111.35900		(344,431)	(344,431)
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
				0
TOTAL		\$ 700,000	\$ 0	\$ 700,000

JUSTIFICATION: The 2020 budget funded \$344,431 of equipment purchases that were delayed because of COVID. The equipment was delivered in October 2020 so cannot be expensed in FY 2020. The budget for the purchases needs to come forward.

Request Number: 1

COUNTY COMMISSION APPROVAL: _____

Administrator Date

POSITION FILL REQUEST- UNBUDGETED

DEPARTMENT: Board of Registrars
DEPARTMENT HEAD: J. E. Snipes, III
SUPERVISOR: J. E. Snipes, III

POSITION INFORMATION:

Position Title Retired RSA Employee
Position Number TBD
Pay Grade A03 Pay Range A03 Step 1
Proposed Effective Date October 20, 2020
Type of Hire (☒) New (☐) Promotional
Type of Appointment (☐) Permanent (☒) Temporary

JUSTIFICATION:

This position is needed to help with the additional workload during the General Election and as needed for other elections. The position will replace hiring temporary workers through an employment agency.

J. E. Snipes, III
Department Head

Date 10/15/2020

FINANCIAL IMPACT:

The maximum amount a retired RSA employee can earn annually is \$32,000 for a total cost of \$34,448 with benefits. The department estimates using the employee part time at an additional cost to the budget of \$5,382 per year.

Sherrill Thomas
Finance Director

Date 10/15/2020

ADMINISTRATIVE REVIEW/COMMENTS:

Florence M. Cauthen/tn
County Administrator

Date 10/15/2020

POSITION FILL REQUEST- BUDGETED VACANCY

DEPARTMENT: Montgomery County Sheriff's Office

DEPARTMENT HEAD: Derrick Cunningham, Sheriff

SUPERVISOR: Kevin Murphy, Chief Deputy

POSITION INFORMATION:

Position Title Deputy Sheriff Trainee

Position Number 550430095 (Replace J. Battersby)

Pay Grade PST Pay Range 38,236

Proposed Effective Date November 9, 2020

Type of Hire (☒) New (☐) Promotional

Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham

Department Head

Date October 16, 2020

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date October 16, 2020

Sherrill Thomas

Finance Director

Date 10/20/2020

ADMINISTRATIVE APPROVAL:

Florence M. Cauthen/tn

County Administrator

Date 10/20/2020

POSITION FILL REQUEST- BUDGETED VACANCY

DEPARTMENT: M. C. Sheriff's Office - Detention Facility
DEPARTMENT HEAD: Derrick Cunningham, Sheriff
SUPERVISOR: Sonja Pritchett, Colonel

POSITION INFORMATION:

Position Title Maintenance Mechanic
Position Number 500748001(Replace C. Bennett)
Pay Grade S09 Pay Range 34,109 - 50,965
Proposed Effective Date November 9, 2020
Type of Hire (☒) New (☐) Promotional
Type of Appointment (☒) Permanent (☐) Temporary

DEPARTMENT APPROVAL:

Derrick Cunningham

Department Head

Date October 23, 2020

PAYROLL/FINANCE REVIEW:

Requested position is vacant and budgeted.

Lisa Herring

Employee Benefit Manager

Date October 23, 2020

Sherrill Thomas

Finance Director

Date 10/28/2020

ADMINISTRATIVE APPROVAL:

Florence M. Cauthen/tn

County Administrator

Date 10/28/2020

Montgomery County Commission
Travel / Training Request Approval

Request # 1

Date: October 27, 2020
Department: Montgomery County Sheriff's Office
Department Head: Sheriff Derrick Cunningham
Destination: Point Clear, AL
Departure Date: January 24, 2021 Return Date: January 27, 2021

Purpose of Travel: attend 2021 ASA Winter Educational Conference

Traveler (s) Name: 1. Sheriff Cunningham 4. Deputy or Civilian
2. Deputy 5. _____
3. Deputy 6. _____

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

Total (est.) Cost: \$4,400.00 Advance Registration Required: \$1,650.00

Fund Code: 001-52110.265

Additional Comments: _____

Finance Review:

<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>\$40,000.00</u>	
Approved Requests:	<u>\$5,000.00</u>	
Budget Available:	<u>\$35,000.00</u>	
Current Requests:	<u>\$4,400.00</u>	
Budget Balance:	<u>\$30,600.00</u>	

Sherrill Thomas
Finance Director

Date 10/28/2020

Commission Approval:

County Administrator

Date _____

Montgomery County Commission
Travel / Training Request Approval

Request # 3

Date: October 29, 2020

Department: Montgomery County Sheriff's Office

Department Head: Sheriff Derrick Cunningham

Destination: Northport, AL

Departure Date: December 6, 2020

Return Date: December 11, 2020

Purpose of Travel: Attend K9 Handler Recertification Course

Traveler (s) Name: 1. David Talley 4. _____
2. _____ 5. _____
3. _____ 6. _____

Check Mode of Transportation: County Vehicle ☒
Private Vehicle ☐

Commercial Air ☐
Other (Specify) ☐

Total (est.) Cost: \$1,000.00

Advance Registration Required: \$0.00

Fund Code: 001-52110.380

Additional Comments: _____

Finance Review:

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>001-52110.380</u>	(ex: 000-00000-000)
Description:	<u>Investigations Dogs</u>	
Current Budget:	<u>\$40,770.00</u>	
Approved Requests:	<u>\$23,582.00</u>	
Budget Available:	<u>\$17,188.00</u>	
Current Requests:	<u>\$1,000.00</u>	
Budget Balance:	<u>\$16,188.00</u>	

Sherrill Thomas

Finance Director

Date 10/29/2020

Commission Approval: _____

Date _____

County Administrator

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Revised 9/17/2020

Montgomery County Commission
Travel / Training Request Approval

Request # 1

Date: 10/22/2020
Department: Youth Facility Detention
Department Head: Brandi K. Alexander
Destination: Columbiana, AL
Departure Date: 12/02/2020 Return Date: 12/02/2020

Purpose of Travel: Attend Domestic Violence Training

Traveler (s) Name: 1. Brandi Alexander 4. _____
2. Timothy Weathersby 5. _____
3. Patricia Boyd 6. _____

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

Total (est.) Cost: \$0.00 Advance Registration Required: \$0.00
Fund Code: 001-52603.265

Additional Comments: _____

Finance Review:

<i>To be completed by the Finance Department</i>		
Fund Code:	<u>001-52603.265</u>	(ex: 000-00000-000)
Description:	<u>Registration and Training</u>	
Current Budget:	<u>\$9,350.00</u>	
Approved Requests:	<u>\$0.00</u>	
Budget Available:	<u>\$9,350.00</u>	
Current Requests:	<u>\$0.00</u>	
Budget Balance:	<u>\$9,350.00</u>	

Sherrill Thomas
Finance Director

Date 10/23/2020

Commission Approval:

County Administrator

Date _____

Montgomery County Commission
Travel / Training Request Approval

Request # 2

Date: 10/22/2020
Department: Youth Facility Detention
Department Head: Brandi K. Alexander
Destination: Anniston, AL
Departure Date: 12/07/2020 Return Date: 12/11/2020

Purpose of Travel: Attend First Line Supervisor Training

Traveler (s) Name: 1. Timothy Weathersby 4. _____
2. Patricia Boyd 5. _____
3. _____ 6. _____

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

Total (est.) Cost: \$1,800.00 Advance Registration Required: \$0.00
Fund Code: 001-52603.265

Additional Comments: _____

Finance Review:

<i>To be completed by the Finance Department</i>	
Fund Code:	<u>001-52603.265</u> (ex: 000-00000-000)
Description:	<u>Registration and Training</u>
Current Budget:	<u>\$9,350.00</u>
Approved Requests:	<u>\$0.00</u>
Budget Available:	<u>\$9,350.00</u>
Current Requests:	<u>\$1,800.00</u>
Budget Balance:	<u>\$7,550.00</u>

Sherrill Thomas
Finance Director

Date 10/23/2020

Commission Approval:

County Administrator

Date _____



Agenda Item Memo

Re: Invitation to Bid No. 51100-21B-001 COVID-19 Sanitizing Services
Date: County Commission - Information Session - Nov 02 2020
To: Montgomery County Commission
From: Khristie Davis, Buyer I

BACKGROUND INFORMATION:

Request for rules to be waived and approval of award on the above referenced Invitation to Bid to the low bid of National Interior Solutions, LLC in the amount of \$.0449 per square foot be placed on the November 2, 2020 agenda for the County Commission meeting. (copy of spreadsheet attached)

Attachment

ATTACHED:

Tabulation 51100-21B-001 COVID-19 Sanitizing Services
Contract No. 51100-21B-001 COVID-19 Sanitizing Services

Purchasing Department

[illegible]

Notes:

[illegible]

51100-21B-001 COVID-19 Sanitizing Services

[illegible]

51100-21B-001 COVID-19 Sanitizing Services

CONTRACTUAL AGREEMENT

THIS CONTRACTUAL AGREEMENT made and entered into on the 2nd day of November 2020, by and between National Interior Solutions, LLC, and Montgomery County Commission, Montgomery, Alabama.

W I T N E S S E T H

WHEREAS, National Interior Solutions, LLC, agrees to furnish COVID-19 sanitizing services per the Center of Disease Control recommendations for Montgomery County Commission polling locations, in accordance with all the provisions and specifications of Bid No. 51100-21B-001, as issued by the Montgomery County Commission on October 7, 2020 (hereinafter referred to as the Invitation to Bid, a copy of which is attached hereto:

WHEREAS, In Consideration thereof, National Interior Solutions, LLC and Montgomery County Commission agree as follows:

1. All terms and conditions of the Invitation to Bid are incorporated herein by this reference.
2. That the Contract period will begin on November 2, 2020 and will end on December 31, 2021.
3. That National Interior Solutions, LLC will provide COVID-19 sanitizing services per the Center of Disease Control recommendations for Montgomery County Commission at price stipulated in the Invitation to Bid.
4. That quoted price will remain firm for the duration of the Contract.
5. That National Interior Solutions, LLC shall at all times be in compliance with all specifications within the Invitation to Bid.
6. That Montgomery County Commission or National Interior Solutions, LLC may terminate this agreement at any time during the contract period with written notice to the other party.
7. That National Interior Solutions, LLC will hold Montgomery County Commission, and its employees, harmless from and indemnify it against all liability, including attorney's fees, which may arise from and accrue directly from the performance of the work of any obligation of National Interior Solutions, LLC. or failure of National Interior Solutions, LLC to perform any work or obligation provided for in this agreement.

8. If a dispute arises out of or relates to this Agreement or its breach, the parties shall endeavor to settle the dispute first through direct discussions and negotiations. If the dispute cannot be settled through direct discussions or negotiations, the parties shall endeavor to settle the dispute by non-binding mediation. The location of the mediation shall be Montgomery, Alabama. Either party may terminate the mediation at any time after the session, but the decision to terminate must be delivered in person to the other party and the mediator. Engaging in mediation is a condition precedent to any other form of binding dispute resolution. If the parties cannot agree on a mutual resolution then any disputes not resolved by mediation shall be decided in the Circuit Court of Montgomery County, Alabama and governed by the laws of the State of Alabama between the Montgomery County Commission and National Interior Solutions, LLC.

IN WITNESS WHEREOF, the undersigned have executed this Contract as of the 2nd day of November 2020.

WITNESS:

NATIONAL INTERIOR SOLUTIONS, LLC

BY: _____

TITLE: _____

WITNESS:

MONTGOMERY COUNTY COMMISSION

BY: _____

TITLE: _____



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION



Confirmation Number: 20201021142547532

Type License: **140 - SPECIAL EVENTS RETAIL** State: \$150.00 County: \$150.00

Type License: State: County:

Trade Name: **FESTIVAL LATINO** Filing Fee: \$50.00

Applicant: **RANCHO EL PARAISO LLC AN INDIVIDUAL PROTECTED SERIES OF VALERIOS PROMOTIONS A SERIES LLC** Transfer Fee:

Location Address: **7625 JESSIE REID LANE MONTGOMERY, AL 36105**

Mailing Address: **4025 TROY HIGHWAY MONTGOMERY, AL 36116**

County: **MONTGOMERY** Tobacco sales: **NO** Tobacco Vending Machines:

Product Type: Type Ownership: **LLC**

Book, Page, or Document info: **CORP 00375 PG 0957-0959**

Do you sell Draft Beer?:

Date Incorporated: **09/04/2019** State incorporated: **AL** County Incorporated: **MONTGOMERY**

Date of Authority: **09/04/2019**

Federal Tax ID: **85-3557925** Alabama State Sales Tax ID: **R010401541**

Name:	Title:	Date and Place of Birth:	Residence Address:
JAMES MARTINEZ BROWN 8320099 - AL	OWNER	06/22/1988 DALLAS TEXAS	5108 SUGAR PINE DR MONTGOMERY, AL 36116

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? **YES**

Does ABC have any actions pending against the current licensee? **NO**

Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? **NO**

Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? **NO**

Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? **YES**

Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of a corporation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? **NO**

Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? **NO**

Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? **YES**

Contact Person: **JAMES M BROWN**

Business Phone: **334-424-8812**

Fax:

Home Phone: **334-424-8812**

Cell Phone:

E-mail:

PREVIOUS LICENSE INFORMATION:

Trade Name: **FESTIVAL LATINO**

Applicant: **RANCHO EL PARAISO LLC AN INDIVIDUAL PROTECTED SERIES OF VALERIOS**

Previous License Number(s)

License 1: **0111437651**

License 2:

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STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION



Confirmation Number: 20201021142547532

If applicant is leasing the property, is a copy of the lease agreement attached? **YES**
Name of Property owner/lessor and phone number: **EDGAR VALERIOS AVALOS 334-540-3824**
What is lessors primary business? **PROPERTY OWNER**
Is lessor involved in any way with the alcoholic beverage business? **NO**
Is there any further interest, or connection with, the licensee's business by the lessor? **NO**

Does the premise have a fully equipped kitchen? **NO**
Is the business used to habitually and principally provide food to the public? **NO**
Does the establishment have restroom facilities? **YES**
Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? **YES**

Will the business be operated primarily as a package store? **NO**
Building Dimensions Square Footage: **9999** Display Square Footage:
Building seating capacity: **9999** Does Licensed premises include a patio area? **NO**
License Structure: **ONE STORY** License covers: **OTHER**
Number of licenses in the vicinity: Nearest:
Nearest school: **0 blocks** Nearest church: **0 blocks** Nearest residence: **0 blocks**
Location is within: **COUNTY** Police protection: **COUNTY**

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

Name:	Violation & Date:	Arresting Agency:	Disposition:



STATE OF ALABAMA

ALCOHOLIC BEVERAGE CONTROL BOARD

ALCOHOL LICENSE APPLICATION

Confirmation Number: 20201021142547532



Initial each

Signature page

☐ *JB*

In reference to law violations, I attest to the truthfulness of the responses given within the application.

☐ *JB*

In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.

☐ *JB*

In reference to ACT No. 80-529, I understand that if my application is denied or discontinued, I will not be refunded the filing fee required by this application.

☐ *JB*

In reference to Special Retail or Special Events retail license, I agree to comply with all applicable laws and regulations concerning this class of license, and to observe the special terms and conditions as indicated within the application.

☐ *JB*

In reference to the Club Application information, I attest to the truthfulness of the responses given within the application.

☐ *JB*

In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.

☐ *JB*

In accordance with Alabama Rules & Regulations 20-X-5-.01(4), any social security number disclosed under this regulation shall be used for the purpose of investigation or verification by the ABC Board and shall not be a matter of public record.

☐ *JB*

The undersigned agree, if a license is issued as herein applied for, to comply at all times with and to fully observe all the provisions of the Alabama Alcoholic Beverage Control Act, as appears in Code of Alabama, Title 28, and all laws of the State of Alabama relative to the handling of alcoholic beverages.

The undersigned, if issued a license as herein requested, further agrees to obey all rules and regulations promulgated by the board relative to all alcoholic beverages received in this State. The undersigned, if issued a license as herein requested, also agrees to allow and hereby invites duly authorized agents of the Alabama Alcoholic Beverage Control Board and any duly commissioned law enforcement officer of the State, County or Municipality in which the license premises are located to enter and search without a warrant the licensed premises or any building owned or occupied by him or her in connection with said licensed premises. The undersigned hereby understands that he or she violate any provisions of the aforementioned laws his or her license shall be subject to revocation and no license can be again issued to said licensee for a period of one year. The undersigned further understands and agrees that no changes in the manner of operation and no deletion or discontinuance of any services or facilities as described in this application will be allowed without written approval of the proper governing body and the Alabama Alcoholic Beverage Control Board.

☐ *JB*

I hereby swear and affirm that I have read the application and all statements therein and facts set forth are true and correct, and that the applicant is the only person interested in the business for which the license is required.

Applicant Name (print): *James M. Brown*

Signature of Applicant: *James M. Brown*

Notary Name (print): *Alesia Miller*

Notary Signature: *Alesia Miller*

Commission expires: *5/11/2024*

Application Taken:

App. Inv. Completed:

Forwarded to District Office:

Submitted to Local Government:

Received from Local Government:

Received in District Office:

Reviewed by Supervisor:

Forwarded to Central Office:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION

Confirmation Number: 20201021142547532



Private Clubs / Special Retail / or Special Events licenses ONLY

Private Club

Does the club charge and collect dues from elected members?

Number of paid up members:

Are meetings regularly held?

How often?

Is business conducted through officers regularly elected?

Are members admitted by written application, investigation, and ballot?

Has Agent verified membership applications for each member listed?

Has at least 10% of members listed been confirmed and highlighted?

Agent's Initials:

For what purpose is the club organized?

Does the property used, as well as the advantages, belong to all the members?

Do the operations of the club benefit any individual member(s), officer(s), director(s), agent(s), or employee(s) of the club rather than to benefit of the entire membership?

Special Retail

Is it for 30 days or less?

More than 30 days?

Franchisee or Concessionaire of above?

Other valid responsible organization:

Explanation:

Special Events / Special Retail (7 days or less)

Starting Date: 11/15/2020 Ending Date: 11/15/2020

Special terms and conditions for special event/special retail:

EVENT WILL BE HELD SUNDAY, NOVEMBER 15, 2020. NO ALCOHOL IS ALLOWED TO LEAVE THE LICENSE PREMISE. NO TO-GO SALES PERMITTED. THIS IS A NON-RENEWABLE LICENSE.

Other Explanations

Is the applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act?: JAMES BROWN OWNS OTHER ABC LICENSED LOCATIONS

License Covers: OUTSIDE AREA

Are there any special restrictions, instructions, and/or conditions for this license?:

EVENT WILL BE HELD SUNDAY, NOVEMBER 15, 2020. NO ALCOHOL IS ALLOWED TO LEAVE THE LICENSE PREMISE. NO TO-GO SALES PERMITTED. THIS IS A NON-RENEWABLE LICENSE.

Receipt Confirmation Page

Receipt Confirmation Number: **20201021142547532**
Application Payment Confirmation Number: 68794046

Payment Summary	
Payment Item	Fee
Application Fee for License 140	\$50.00
Total Amount to be Charged	\$50.00

License Payment Confirmation Number:

Payment Summary			
Payment Item	County Fee	State Fee	Total Fee
140 - SPECIAL EVENTS RETAIL	\$150.00	\$150.00	\$300.00
			\$0.00
Total Amount to be Charged	\$150.00	\$150.00	\$300.00

Application Type

Application Type: APPLICATION

Applicant Information

License Type 1: 140 - SPECIAL EVENTS RETAIL
License Type 2:
License County: MONTGOMERY
Business Type: LLC
Trade Name: **FESTIVAL LATINO**
Applicant Name: RANCHO EL PARAISO LLC AN INDIVIDUAL PROTECTED SERIES OF VALERIOS PROMOTIONS A SERIES LLC
Location Address: 7625 JESSIE REID LANE
MONTGOMERY, AL 36105
Mailing Address: 4025 TROY HIGHWAY
MONTGOMERY, AL 36116
Contact Person: JAMES M BROWN
Contact Home Phone: 334-424-8812
Contact Business Phone: 334-424-8812
Contact Fax:
Contact Cell Phone:
Contact Email Address:
Contact Web Address:

MONTGOMERY
AREA CHAMBER OF COMMERCE

October 28, 2020

Members of the Montgomery County Commission
Attn: Florence Cauthen
101 S. Lawrence Street
Montgomery, AL 36104

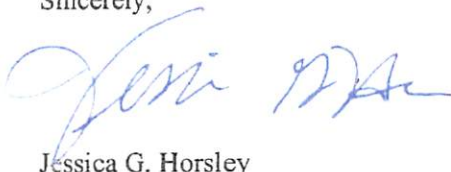
Re: Opinion on Applicability of Executive Session

Dear Montgomery County Commission Members:

The Montgomery Area Chamber of Commerce is requesting to appear before the Montgomery County Commission on Monday, November 2, 2020 in executive session. I have reviewed the commerce or trade matter which the Montgomery County Commission proposes to discuss in executive session. It is my opinion that an executive session is authorized for this discussion under Section 7(a)(7) of Act No. 2005-40, and an open meeting will have a detrimental effect upon the competitive position of the Montgomery County Commission.

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

Sincerely,



Jessica G. Horsley
Director, Retention
Montgomery Area Chamber of Commerce

POST OFFICE BOX 79 401 COMMERCE STREET MONTGOMERY AL 36101
TEL: 334.834.5200 FAX: 334.265.4743 MACC@MONTGOMERYCHAMBER.COM WWW.MONTGOMERYCHAMBER.COM

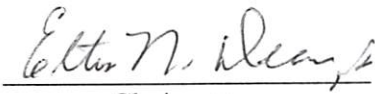
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ADJOURNMENT

There being no further business to come before the Commission at this time, the meeting stood adjourned until Monday, November 11, 2020, at 10:00 in the morning.



Administrator



Chairman