

TUSCALOOSA COUNTY COMMISSION

MEETING

January 9, 2013

TUSCALOOSA COUNTY §

STATE OF ALABAMA §

This being the date and hour to which the Tuscaloosa County Commission adjourned, the County Commission met pursuant to such adjournment with Probate Judge W. Hardy McCollum presiding as Chairman. The following members were present:

Stan Acker
Jerry Tingle
Bobby Miller
Reginald Murray

Commissioner Bobby Miller moved, seconded by Commissioner Jerry Tingle, the County Commission voted unanimously to authorize payment of invoices to Burk-Kleinpeter, Almon Associates, McGiffert and Associates and Indian Creek Excavating, LLC for the following projects:

Old Jasper Road bridge replacement project \$902.00
South Sandy Road bridge replacement project \$22,500.00
Tyro Creek bridge replacement project \$2,500.00
Upper Tyro Creek bridge replacement project \$1,908.18
Binion Creek Tributary bridge replacement project \$5,000.00
Dobbs Road bridge replacement project \$3,613.00

Indian Creek Road waterline relocation construction project
\$12,779.75 (Engineering and Inspection services)

Indian Creek Road waterline relocation construction project
\$42,815.00 (Construction)

Exhibit 1-1, Page

Commissioner Jerry Tingle moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to adopt a resolution authorizing the vacation of right-of-way on Kellerman Burchfield Road. It was noted by County Attorney Robert Spence, that a public hearing was held January 2, 2013 and no persons were in attendance to object.

Exhibit 1-2, Page

Commissioner Jerry Tingle moved, seconded by Commissioner Bobby Miller, the County Commission voted unanimously to adopt a resolution authorizing the vacation of right-of-way on Mack's Road. It was noted by County Attorney Robert Spence, that a public hearing was held January 2, 2013 and no persons were in attendance to object.

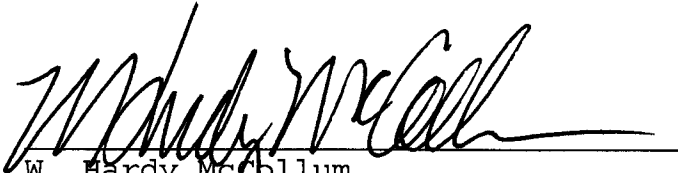
Exhibit 1-3, Page


Commissioner Bobby Miller's motion to approve the reappointment of Dr. Neil Hyché and Lyda Black to the Tuscaloosa County Department of Human Resources Board, failed for lack of a second.

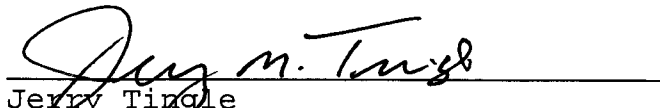
Commissioner Reginald Murray moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to authorize payment of a change order to Racon, Inc., in the amount of \$6,632.00-inclusive of a two working day time extension-subject to the recommendation of County Engineer Bobby Hagler, for delays associated with the Sand Road Project.

Exhibit 1-4, Page


There being no further business to come before the Tuscaloosa County Commission, the meeting adjourned to Wednesday, January 23, 2013.


W. Hardy McCollum
Judge of Probate and Chairman
Tuscaloosa County Commission


Stan Acker
Commissioner - District I


Jerry Tingle
Commissioner - District II


Bobby Miller
Commissioner - District III


Reginald Murray
Commissioner - District IV

BURK-KLEINPETER, INC.

ENGINEERS, ARCHITECTS, PLANNERS, ENVIRONMENTAL SCIENTISTS

CHAIRMAN OF THE BOARD
WM. R. "BIFF" BURK, III, PE

ASSOCIATES
DAVID S. HARGROVE, PE
CRAIG P. WILLIAMS, PE

WILLIAM R. BURK, JR., 1912-1986

600 LURLEEN WALLACE BLVD, SUITE 180
TUSCALOOSA, AL 35401-9166
TELEPHONE (205) 759-3221 FAX (205) 759-9166
WWW.BKIUSA.COM



OVER 100 YEARS OF SERVICE

PRESIDENT
GEORGE C. KLEINPETER, JR., PE
REGIONAL VICE PRESIDENT - AL
O. JEFFREY WOOD, PE
VICE PRESIDENT
BRUCE L. HIGGINBOTHAM, PE

November 30, 2012

Bobby Hagler
Tuscaloosa County Engineer
2810 35th Street
Tuscaloosa, AL 35401

RE: Old Jasper Road Bridge
Invoice #19
BKI Job No. 3338

For professional services rendered on the referenced project through the month of November 2012.

PAYMENT REQUEST NO.19

	<u>TOTAL</u> <u>AMOUNT</u>	<u>%</u> <u>COMPLETE</u>	<u>AMOUNT</u> <u>COMPLETE</u>	<u>CURRENT</u> <u>AMOUNT DUE</u>
DESIGN SERVICES	\$46,200.00	100%	\$ 46,070.00	\$ -
SURVEY SERVICES	\$7,700.00	100%	\$ 7,700.00	\$ -
GEOTECHNICAL SERVICES	\$ 20,750.00	100%	\$ 20,750.00	\$ -
			\$ 74,520.00	\$ -
<u>ADDITIONAL SERVICES</u>				
Shop Drawings	\$ 1,117.00	100%	\$ 1,117.00	\$ 1,117.00
Bearing Pad Review	\$ 902.00	100%	\$ 902.00	\$ 902.00

PREVIOUSLY INVOICED: \$ (75,637.00)
AMOUNT DUE: \$ 902.00

BKI INVOICE: 52142

RECEIVED

NOV 30 2012

TUSCALOOSA COUNTY
PUBLIC WORKS DEPARTMENT



BURK-KLEINPETER, INC.

ENGINEERS, ARCHITECTS, PLANNERS, ENVIRONMENTAL SCIENTISTS

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BRUCE L. HIGGINBOTHAM, PE



OVER 100 YEARS OF SERVICE

November 30, 2012

Bobby Hagler
Tuscaloosa County Engineer
2810 35th Street
Tuscaloosa, AL 35401

RE: South Sandy Bridge Replacement
Invoice #8
BKI Job No. Tu.12.010-01

For professional services rendered on the referenced project through the month of November 2012.

PAYMENT REQUEST NO. 8

	<u>TOTAL AMOUNT</u>	<u>% COMPLETE</u>	<u>AMOUNT COMPLETE</u>	<u>CURRENT AMOUNT DUE</u>
DESIGN SERVICES	\$65,000.00	85%	\$ 55,500.00	\$ -
SURVEY SERVICES	\$7,500.00	100%	\$ 7,500.00	\$ -
PROPERTY PLATS	\$2,500.00	0%		
GEOTECHNICAL SERVICES	\$ 23,750.00	72%	\$ 17,000.00	\$ -
	<u>\$98,750.00</u>		<u>\$ 80,000.00</u>	<u>\$ -</u>
SUPPLEMENTAL AGREEMENT				
DESIGN SERVICES	\$51,750.00	30%	\$ 15,000.00	\$ 15,000.00
GEOTECHNICAL SERVICES	\$7,500.00	27%	\$ 2,000.00	\$ 2,000.00
SURVEY SERVICES	\$5,500.00	100%	\$ 5,500.00	\$ 5,500.00
			<u>\$ 22,500.00</u>	<u>\$ 22,500.00</u>

PREVIOUSLY INVOICED: \$ (80,000.00)
AMOUNT DUE: \$ 22,500.00

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DEC 17 2012

TUSCALOOSA COUNTY
PUBLIC WORKS DEPARTMENT

BKI INVOICE: 52172
ks



BURK-KLEINPETER, INC.

ENGINEERS, ARCHITECTS, PLANNERS, ENVIRONMENTAL SCIENTISTS

CHAIRMAN OF THE BOARD
WM. R. "BIFF" BURK, III, PE

ASSOCIATES
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CRAIG P. WILLIAMS, PE

WILLIAM R. BURK, JR., 1912-1986

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TELEPHONE (205) 759-3221 FAX (205) 759-9166
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OVER 100 YEARS OF SERVICE

PRESIDENT
GEORGE C. KLEINPETER, JR., PE

REGIONAL VICE PRESIDENT - AL
O. JEFFREY WOOD, PE

VICE PRESIDENT
BRUCE L. HIGGINBOTHAM, PE

November 30, 2012

Bobby Hagler
Tuscaloosa County Engineer
2810 35th Street
Tuscaloosa, AL 35401

RE: Tyro Creek Bridge Replacement
Invoice # 17
BKI Job No. TU.11.004

For professional services rendered on the referenced project through the month of November 2012.

PAYMENT REQUEST NO 17

	<u>TOTAL AMOUNT</u>	<u>% COMPLETE</u>	<u>AMOUNT COMPLETE</u>	<u>CURRENT AMOUNT DUE</u>
DESIGN SERVICES	\$46,350.00	99%	\$ 45,825.00	\$ -
SURVEY SERVICES	\$7,700.00	100%	\$ 7,700.00	\$ -
GEOTECHNICAL SERVICES	\$ 23,750.00	42%	\$ 12,449.18	\$ 2,500.00
			\$ 65,974.18	\$ 2,500.00

PREVIOUSLY INVOICED: \$ (63,474.18)

AMOUNT DUE: \$ 2,500.00

BKI INVOICE: 52147

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DEC 13 2012

TUSCALOOSA COUNTY
PUBLIC WORKS DEPARTMENT



BURK-KLEINPETER, INC.
ENGINEERS, ARCHITECTS, PLANNERS, ENVIRONMENTAL SCIENTISTS

CHAIRMAN OF THE BOARD
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VICE PRESIDENT
BRUCE L. HIGGINBOTHAM, PE



OVER 100 YEARS OF SERVICE

November 30, 2012

Bobby Hagler
Tuscaloosa County Engineer
2810 35th Street
Tuscaloosa, AL 35401

Tuscaloosa County Misc. Bridge Replacements
Invoice #16
BKI Job No. TU.11.006

For professional services rendered on the referenced project through the month of November 2012.

PAYMENT REQUEST NO.16

	<u>TOTAL AMOUNT</u>	<u>% COMPLETE</u>	<u>AMOUNT COMPLETE</u>	<u>CURRENT AMOUNT DUE</u>
<u>Jay Creek Bridge</u>				
DESIGN SERVICES	\$32,500.00	0%	\$ -	\$ -
SURVEY SERVICES	\$8,050.00			
<u>Upper Tyro Creek</u>				
DESIGN SERVICES	\$51,000.00	97%	\$ 49,735.00	\$ -
SURVEY SERVICES	\$8,050.00	100%	\$ 8,050.00	\$ -
ADDITIONAL SERVICES/ GEOTECHNICAL SERVICES	\$20,988.00	9%	\$ 1,908.18	\$ 1,908.18
<u>Rock Castle Creek</u>				
DESIGN SERVICES	\$25,500.00	91%	\$ 23,930.00	\$ -
SURVEY SERVICES	\$8,050.00	100%	\$ 8,050.00	\$ -
	\$133,150.00		\$ 92,683.18	\$ 1,908.18

PREVIOUSLY INVOICED: \$ (90,775.00)
AMOUNT DUE: \$ 1,908.18

BKI INVOICE: 52148



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TUSCALOOSA COUNTY
PUBLIC WORKS DEPARTMENT

BURK-KLEINPETER, INC.

ENGINEERS, ARCHITECTS, PLANNERS, ENVIRONMENTAL SCIENTISTS

CHAIRMAN OF THE BOARD
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ASSOCIATES
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CRAIG P. WILLIAMS, PE

WILLIAM R. BURK, JR., 1912-1986

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OVER 100 YEARS OF SERVICE

PRESIDENT
GEORGE C. KLEINPETER, JR., PE

REGIONAL VICE PRESIDENT - AL
O. JEFFREY WOOD, PE

VICE PRESIDENT
BRUCE L. HIGGINBOTHAM, PE

November 30, 2012

Bobby Hagler
Tuscaloosa County Engineer
2810 35th Street
Tuscaloosa, AL 35401

RE: Binion Creek Tributary Bridge Replacement
Invoice #2
BKI Job No. Tu.12.018-01

For professional services rendered on the referenced project through the month of November 2012.

PAYMENT REQUEST NO. 2

	<u>TOTAL AMOUNT</u>	<u>% COMPLETE</u>	<u>AMOUNT COMPLETE</u>	<u>CURRENT AMOUNT DUE</u>
DESIGN SERVICES	\$19,500.00	38%	\$ 7,500.00	\$ 5,000.00
SURVEY SERVICES	\$5,500.00	100%	\$ 5,500.00	\$ -
PROPERTY PLATS	\$2,500.00	0%		
GEOTECHNICAL SERVICES	\$ 17,999.00	0%	\$ -	\$ -
	<u>\$45,499.00</u>		<u>\$ 13,000.00</u>	<u>\$ 5,000.00</u>

PREVIOUSLY INVOICED: \$ (8,000.00)
AMOUNT DUE: \$ 5,000.00

BKI INVOICE: 52176
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NOV 30 2012
TUSCALOOSA COUNTY
PUBLIC WORKS DEPARTMENT





PO Drawer 2729
 Tuscaloosa, AL 35403
 205-349-2100

Tuscaloosa County Department of Public Works
 2810 35th St.
 Tuscaloosa, AL 35401

Invoice number 00005
 Date 11/30/2012

Project **2012094 TUSCALOOSA COUNTY
 BRIDGE REPLACEMENT PROJECTS
 2012**

For Professional Services from November 1, 2012 to November 30, 2012

Invoice Summary

Description	Contract Amount	Prior Billed	Total Billed	Current Billed
Moccasin Branch Road Bridge, TCP 63-01-12				
Survey	6,150.00	4,612.50	4,612.50	0.00
Engineering Design	23,150.00	6,945.00	6,945.00	0.00
Categorical Exclusion	3,500.00	0.00	0.00	0.00
Utility Coordination	1,200.00	0.00	0.00	0.00
Subtotal	34,000.00	11,557.50	11,557.50	0.00
Dobbs Road Bridge, TCP 63-02-12				
Survey	7,150.00	5,362.50	6,077.50	715.00
Engineering Design	24,150.00	7,245.00	10,143.00	2,898.00
Categorical Exclusion	3,500.00	0.00	0.00	0.00
Utility Coordination	1,200.00	0.00	0.00	0.00
Subtotal	36,000.00	12,607.50	16,220.50	3,613.00
Total	70,000.00	24,165.00	27,778.00	3,613.00

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TUSCALOOSA COUNTY
 PUBLIC WORKS DEPARTMENT

Tuscaloosa County Department of Public Works
Project 2012094 TUSCALOOSA COUNTY BRIDGE REPLACEMENT PROJECTS 2012

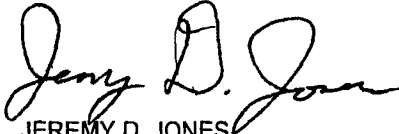
Invoice number 00005
Date 11/30/2012

Invoice total 3,613.00

Aging Summary

Invoice Number	Invoice Date	Outstanding	Current	Over 30	Over 60	Over 90	Over 120
00004	10/31/2012	3,745.00		3,745.00			
00005	11/30/2012	3,613.00	3,613.00				
	Total	7,358.00	3,613.00	3,745.00	0.00	0.00	0.00

Approved by:



JEREMY D. JONES

Associate

ACCOUNTS ARE DUE AND PAYABLE UPON RECEIPT OF INVOICE. ACCOUNTS NOT PAID IN FULL WILL BE ASSESSED A FINANCE CHARGE OF 1 ½ PERCENT PER MONTH BEGINNING 30 DAYS FROM DATE OF INVOICE, UNLESS STATED OTHERWISE IN OUR CONTRACT.



NUMBER	DATE	PROJECT NUMBER	APPROVED
3	12/18/2012	113043	DAH [Signature]

Work Completed 9/24/12 Thru 12/9/2012

REMIT PAYMENT TO:
McGiffert AND ASSOCIATES LLC
P.O. BOX 20559
TUSCALOOSA, AL 35402-0559

Tuscaloosa County Commission
714 Greensboro Avenue
Tuscaloosa, AL 35401

Attn: Mr. Allan Springer

Re: Mitchell Water System - Indian Creek Road Surfacing Project Water Main Relocation

Description	Hours	Rate	Sub-Total	Amount
• Resident Observation and Record Drawings				
Senior Project Manager/Principal	4.25	\$ 150.00	\$ 637.50	
Engineer Technician	116.50	\$ 94.00	\$ 10,951.00	
Computer/CADD Technician	4.75	\$ 85.00	\$ 403.75	
			\$ 11,992.25	\$ 11,992.25
• Construction Contract Management				
Senior Project Manager/Principal	5.25	\$ 150.00		\$ 787.50
			Total Amount Due	\$ 12,779.75

INDIAN CREEK EXCAVATING, LLC

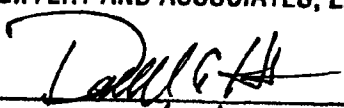
10275 Indian Creek Road
Tuscaloosa, AL 35405

Invoice

Date	Invoice #
12/13/2012	1970

Bill To
Tuscaloosa County Commission Mitchell Water System, INC Indian Creek Road Surfacing Project Water Main Relocation

P.O. No.	Terms	Project
indian creek	Due on receipt	

Quantity	Description	Rate	Amount
1,786	6" PVC CL 200 water main	7.00	12,502.00
198	3/4 type K copper service tubing	8.00	1,584.00
1	6" gate valve with box	625.00	625.00
1	6"x6" tapping sleeve and valve with valve box	1,800.00	1,800.00
1	Detector wire station	100.00	100.00
2	Main connection	1,000.00	2,000.00
2	Main capping	900.00	1,800.00
1	Fire Hydrant Assembly with Security Check Valve	3,600.00	3,600.00
5	3/4X5/8 domestic service with meter box and backflow preventer	525.00	2,625.00
3	Remove existing fire hydrant, extend main and install new fire hydrant	3,800.00	11,400.00
20	hay bales for erosion control installed and removed	3.00	60.00
0	straw waddles for erosion control	0.50	0.00
373	Type A silt fence installed and removed	3.00	1,119.00
0	1' Domestic service for flushing	450.00	0.00
1	Water main testing and disinfecting	2,000.00	2,000.00
1	Temporary and permanent grassing	1,500.00	1,500.00
1	Traffic control	100.00	100.00
<p>APPROVED FOR PAYMENT: McGIFFERT AND ASSOCIATES, LLC</p> <p>By: <u></u> Date: <u>12/18/2</u></p>			
Thank you for your business.		Total	\$42,815.00

TUSCALOOSA COUNTY COMMISSION
TUSCALOOSA COUNTY, ALABAMA

**RESOLUTION APPROVING THE VACATION OF A PUBLIC STREET IN
TUSCALOOSA COUNTY, ALABAMA**

WHEREAS, the Tuscaloosa County Commission (the "Commission") authorized and agreed to the temporary relocation of a road commonly known as the "Kellerman Burchfield Road" by an agreement with Southland Resources, Inc. ("SRI"), executed on November 30, 2009 (the "Relocation Agreement").

WHEREAS, pursuant to the Relocation Agreement, SRI was required to restore Kellerman Burchfield Road to its original location upon the completion of mining activities by SRI.

WHEREAS, said mining activities have been completed, however the Commission and SRI desire to restore Kellerman Burchfield Road to an improved and realigned location, which varies slightly from its original location.

WHEREAS, in order to facilitate the realignment of Kellerman Burchfield Road the Commission is desirous of vacating a portion of that public street located in Tuscaloosa County, Alabama generally known as "Kellerman Burchfield Road" and more particularly described below.

WHEREAS, a duly advertised and noticed public hearing to address this proposed vacation was held on 1-2 13, 2013

WHEREAS, it appears to the Commission that the vacation of the portion of said public road as herein described will not deprive other property owners of their right, as they may have, to convenient and reasonable means of ingress and egress to and from their property, nor will it adversely affect the interest of the public in any way.

WHEREAS, it appears to the Commission that it is in the interest of the public that a portion of Kellerman Burchfield Road be vacated.

NOW, THEREFORE, BE IT RESOLVED BY THE TUSCALOOSA COUNTY COMMISSION as follows:

That the assent of said County Commission be, and the same is hereby given, to the vacation of the following described portion of a public street in Tuscaloosa County, Alabama, to-wit:

**SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF
AS IT SET OUT FULLY AT THIS POINT.**

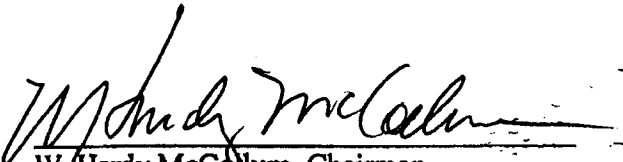
BE IT FURTHER RESOLVED that the following persons are owners of the lots or parcels of land abutting the portion of said street being vacated by this resolution: Altrice Stinnett; and Dora Renea Stanley Jones, Gary L. Stanley, and Billy R. Stanley.

BE IT FURTHER RESOLVED that it appears that there exist no owner(s) of lots or parcels of land that will be cut off from access to their respective parcel or lot by this vacation.

BE IT FURTHER RESOLVED that the Chairman of the County Commission be, and he hereby is, authorized to file a copy of this resolution, duly certified as correct by the County Clerk of Tuscaloosa County, the officer in charge of the records of said County, in the Probate Court of Tuscaloosa County, Alabama.

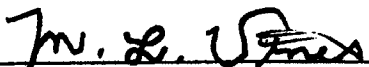
BE IT FURTHER RESOLVED that the Chairman of the County Commission be, and hereby is, authorized to publish notice of the adoption of this resolution once in a newspaper in Tuscaloosa County within the next fourteen (14) days.

BE IT FURTHER RESLOVED that this vacation is subject to any and all public utilities which might be located in said right-of-way.



W. Hardy McCollum, Chairman
Tuscaloosa County Commission

ATTEST:



County Clerk

SOURCES OF TITLE:

Deed Book 2012, at Page 14073
Deed Book 2010, at Page 13923
Deed Book 2011, at Page 17658

NOTICE

A public hearing on the proposed vacation of the right-of-way more particularly described below will be held on January 2, 2013 at 9:00 a.m. in the County Commission Chambers on the first floor of the Tuscaloosa County Courthouse, 714 Greensboro Avenue, Tuscaloosa, Alabama 35401. Any citizen alleging to be affected by the proposed vacation may submit a written objection to the Tuscaloosa County Commission or may request an opportunity to be heard at the public hearing. The legal description of the right-of-way is as follows:

TUSCALOOSA COUNTY

A Portion of Kellerman Burchfield Road

30' RIGHT OF WAY TO BE VACATED

A strip of land to serve as a public right of way and lying in the Northwest Quarter of the Southwest Quarter of Section 32, Township 19 South, Range 7 West, in Tuscaloosa County, Alabama. Said strip being thirty feet (30.00) in width and being more particularly described as follows:

Beginning on the Southwest corner of Lot 40 of East Center City as recorded in Plat Book 1, Page 153 in the Probate Office of Tuscaloosa County, Alabama; thence North 77°44'05" West, a distance of 3.81 feet to a point; thence North 88°39'37" East, a distance of 123.35 feet to a point; thence North 87°01'24" East, along a curve with a radius of 2580.00 feet concave North, a chord distance of 251.80 feet to a point; thence South 75°15'09" East, along a curve with a radius of 590.78 feet concave South, a chord distance of 414.20 feet to a point; thence South 64°03'53" East, along a curve with a radius of 411.87 feet concave Northeast, a chord distance of 133.59 feet to a point; thence North 88°09'50" West, a distance of 86.42 feet to a point; thence North 58°36'51" West, along a curve with a radius of 441.87 feet concave Northeast, a chord distance of 59.84 feet to a point; thence North 75°15'09" West, along a curve with a radius of 560.78 feet concave South, a chord distance of 393.17 feet to a point; thence South 87°01'12" West, along a curve with a radius of 2610.00 feet concave North, a chord distance of 254.43 feet to a point; thence South 88°39'37" West, a distance of 27.60 feet to a point; thence North 71°55'31" West, a distance of 34.33 feet to a point; thence North 74°44'36" West, along a curve with a radius of 630.00 feet concave Southwest, a chord distance of 61.95 feet to the Point of Beginning.

Containing 0.56 Acres, more or less.

STATE OF ALABAMA
TUSCALOOSA COUNTY

EXHIBIT "A"

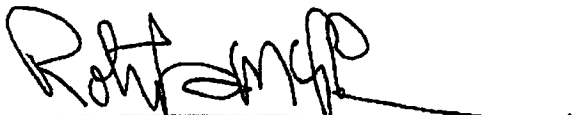
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30' RIGHT OF WAY TO BE VACATED

A strip of land to serve as a public right of way and lying in the Northwest Quarter of the Southwest Quarter of Section 32, Township 19 South, Range 7 West, in Tuscaloosa County, Alabama. Said strip being thirty feet (30.00) in width and being more particularly described as follows:

Beginning on the Southwest corner of Lot 40 of East Center City as recorded in Plat Book 1, Page 153 in the Probate Office of Tuscaloosa County, Alabama; thence North 77°44'05" West, a distance of 3.81 feet to a point; thence North 88°39'37" East, a distance of 123.35 feet to a point; thence North 87°01'24" East, along a curve with a radius of 2580.00 feet concave North, a chord distance of 251.80 feet to a point; thence South 75°15'09" East, along a curve with a radius of 590.78 feet concave South, a chord distance of 414.20 feet to a point; thence South 64°03'53" East, along a curve with a radius of 411.87 feet concave Northeast, a chord distance of 133.59 feet to a point; thence North 88°09'50" West, a distance of 86.42 feet to a point; thence North 58°36'51" West, along a curve with a radius of 441.87 feet concave Northeast, a chord distance of 59.84 feet to a point; thence North 75°15'09" West, along a curve with a radius of 560.78 feet concave South, a chord distance of 393.17 feet to a point; thence South 87°01'12" West, along a curve with a radius of 2610.00 feet concave North, a chord distance of 254.43 feet to a point; thence South 88°39'37" West, a distance of 27.60 feet to a point; thence North 71°55'31" West, a distance of 34.33 feet to a point; thence North 74°44'36" West, along a curve with a radius of 630.00 feet concave Southwest, a chord distance of 61.95 feet to the Point of Beginning.

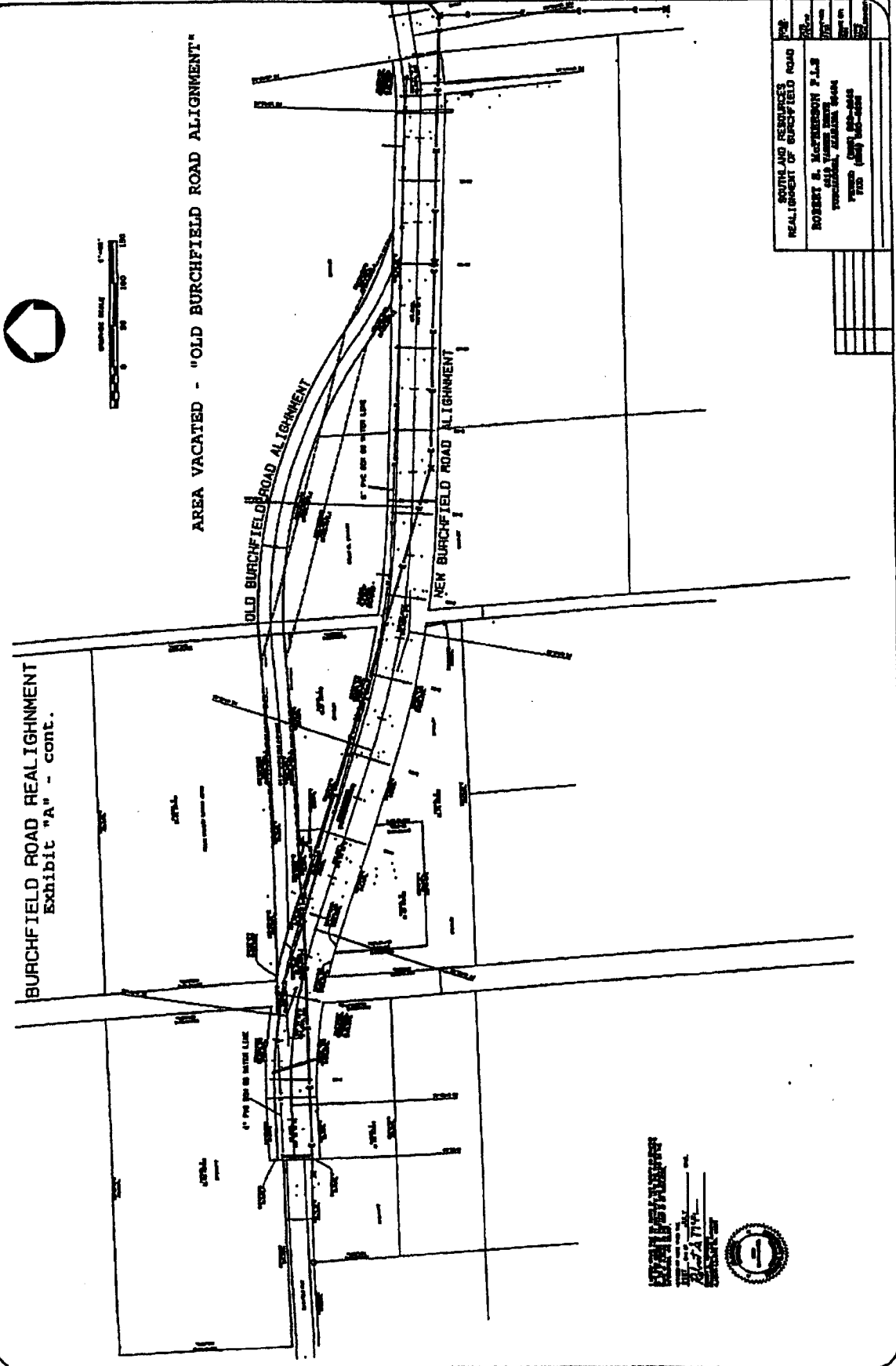
Containing 0.56 Acres, more or less.



Robert S. McPherson
Professional Land Surveyor
Alabama License No 19259



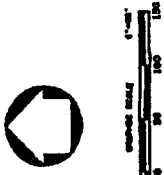
BURCHFIELD ROAD REALIGNMENT
Exhibit "A" - cont.



AREA VACATED - "OLD BURCHFIELD ROAD ALIGNMENT"

OLD BURCHFIELD ROAD ALIGNMENT

NEW BURCHFIELD ROAD ALIGNMENT



ROBERT S. MCGEEHON P.L.L.C.
 1117 N. W. 10th St.
 Fort Lauderdale, Florida 33304
 Phone (305) 555-2222
 Fax (305) 555-2222

FOR	SOUTHLAND RESOURCES
PROJECT	REALIGNMENT OF BURCHFIELD ROAD
DATE	10/1/00
BY	ROBERT S. MCGEEHON P.L.L.C.
CHECKED	ROBERT S. MCGEEHON
DATE	10/1/00
SCALE	AS SHOWN

THIS INSTRUMENT PREPARED BY:
ELIZABETH S. GORDON
ROSEN HARWOOD P.A.
ATTORNEYS AT LAW
2200 Jack Warner Parkway,
Suite 200 (35401)
Post Office Box 2727
Tuscaloosa, Alabama 35403
(205) 344-5000

Sources of Title: Deed Book 2009 at Page 18572

**RESOLUTION AUTHORIZING THE VACATION OF A RIGHT-OF-WAY
OF PART OF MACK'S ROAD
IN TUSCALOOSA COUNTY, ALABAMA**

WHEREAS, the owner of the land abutting that certain right-of-way depicted on, and more particularly described in Exhibit "A," said Exhibit being attached hereto and incorporated herein by reference, **Kendall-South, LLC**, a Delaware limited liability company qualified to do business in Alabama, and with an office at 15100 Stonegate Drive, Suite 100, Coaling, Alabama 35453 (hereinafter referred to as the "Owner"), alleges it owns all of the land abutting said right-of-way, street, alley, or portion thereof requested to be vacated in Tuscaloosa County, Alabama; and,

WHEREAS, said right-of-way does not lie within the corporate limits of any municipality in Tuscaloosa County, but within the jurisdiction of Tuscaloosa County, Alabama, and the assent of the Tuscaloosa County Commission to the vacation of said right-of-way has been requested and is desired by the Owner; and,

WHEREAS, it appears to the Tuscaloosa County Commission, that the vacation of said right-of-way, as hereinafter described, will not deprive other property owners of their right to convenient and reasonable means of ingress and egress to and from their property, nor will it adversely affect the interest of the public in any way.

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

1. That it is in the interest of the public that the right-of-way located in Tuscaloosa County, Alabama, as depicted on and described in Exhibit "A" hereto, be vacated.

2. That the assent of the Tuscaloosa County Commission is hereby given to the vacation of said right-of-way located in Tuscaloosa County, Alabama, as described in Exhibit "A" hereto. Pursuant to Alabama Code (1975) §23-4-2 and §23-4-20, upon the filing of this Resolution, title to said right-of-way as described in Exhibit "A" shall vest in Kendall-South, LLC.

3. That the Judge of Probate of Tuscaloosa County, Alabama, be, and is hereby, authorized to present a copy of this resolution, duly certified as correct by County Clerk, to the Owner in order that the same may be attached to and recorded with the Owner's Petition for Vacation of said above-described right-of-way.

RESOLVED AND DONE this 9th day of January, 2012.

TUSCALOOSA COUNTY COMMISSION

By: W. Hardy McCollum
W. Hardy McCollum, Judge of Probate

ATTEST:

M. L. Vines
Melvin Vines, County Administrator

APPROVED THIS THE 9th DAY OF January, 2012.

STATE OF ALABAMA }
 }
TUSCALOOSA COUNTY }

PETITION FOR VACATING STREET

KNOW ALL MEN AND WOMEN BY THESE PRESENTS: That the undersigned, KENDALL-SOUTH, LLC, a Delaware Limited Liability Company, qualified to do business in Alabama, and with an office at 15100 Stonegate Drive, Suite 100, Coaling, Alabama 35453, is the owner both lots and the land abutting and the following described property:

The southerly most 102 (one hundred and two) feet of Mack's Road, as shown on the map and subdivision plat of Mildred Subdivision, as shown and recorded at Plat Book 8, at Page 14, in the Probate Office of Tuscaloosa County, Alabama. Said portion of Mack's Road having a 50' right of way width and abutting a portion of Lot 8 and Lot 9 of Mildred Subdivision.

does hereby declare the herein above described street, or plat thereof, to be vacated, discontinued, abandoned and annulled so as to destroy the force and effect of any dedication by map, plat, survey or otherwise: and to divest any and all public rights, including any rights which may have been acquired by prescription or otherwise in and to the property described above.

The vacation described herein does not deprive in anyway the Southern Railway System of the use of its existing railroad right of way, that abuts the southerly end of Mack's Road.

A map or plat of the above described property being vacated is hereby attached as Exhibit "A" and incorporated by reference into this Petition For Vacating Street.

The undersigned hereby makes known that the vacation described herein does not deprive any other property owners of such right as they may have to convenient and reasonable means of ingress and egress to and from their property.

The undersigned requests that Tuscaloosa County, Alabama, assent to the vacation described herein and to evidence such assent to the vacation described herein and to evidence such assent by a resolution of the Tuscaloosa County Commission, a copy to be certified by appropriate authority and to be filed and

recorded; and to take such other steps as are necessary to properly and lawfully complete the vacation described herein. This petition is executed pursuant to Alabama Code 1975, Section 23-4-20.

IN WITNESS WHEREOF, the undersigned has executed this petition on this 29th date of Sept., 2011.

KENDALL-SOUTH, LLC, a Delaware
Limited Liability Company:

By: Alon Whitsett Agent of Owner
Its: Agent of Owner
Kendall-South LLC

STATE OF Alabama)
Tuscaloosa COUNTY)

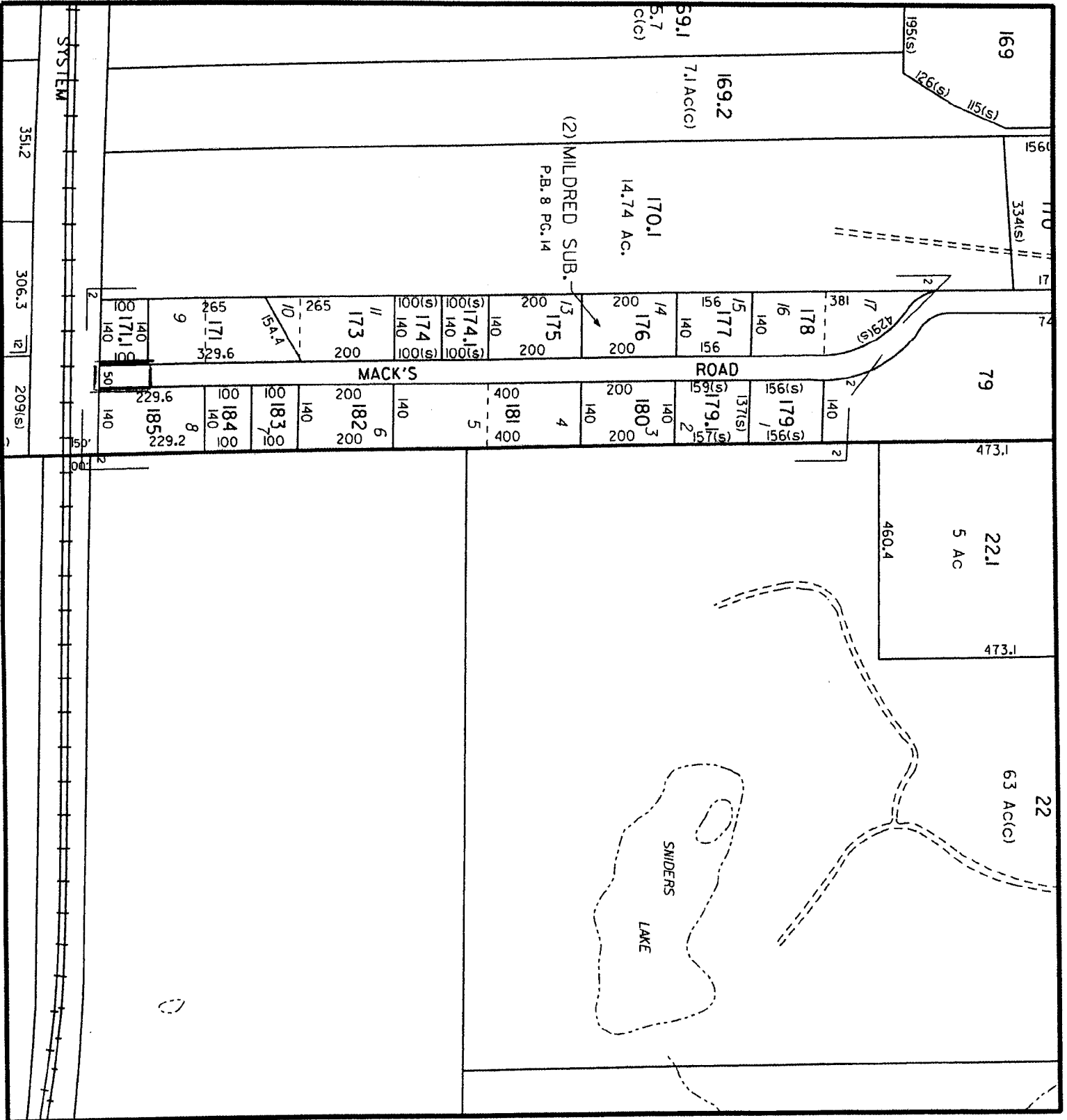
I the undersigned authority in and for said State and County, do hereby certify that Alon Whitsett whose name as agent of owner of KENDAL-SOUTH, LLC, a Delaware Limited Liability Company, is signed th the foregoing Petition For Vacating Street and who is known to me, acknowledged before me on this day that, being informed of th econtents of said instrument, he signed as such officer or employee, and with full authority, executed same voluntarily for and as the act of said limited liability company..

Given under my hand and seal on this the 29th day of Sept, 2011.

Patrick S. Burnham
NOTARY PUBLIC
My Commission Expires : October 11, 2014

This instrument prepared by:
Patrick S. (Rick) Burnham
Attorney at Law, LLC
550 Greensboro Avenue, Suite 521
Tuscaloosa, AL 35401

Phone 205-758-5104



NOTICE

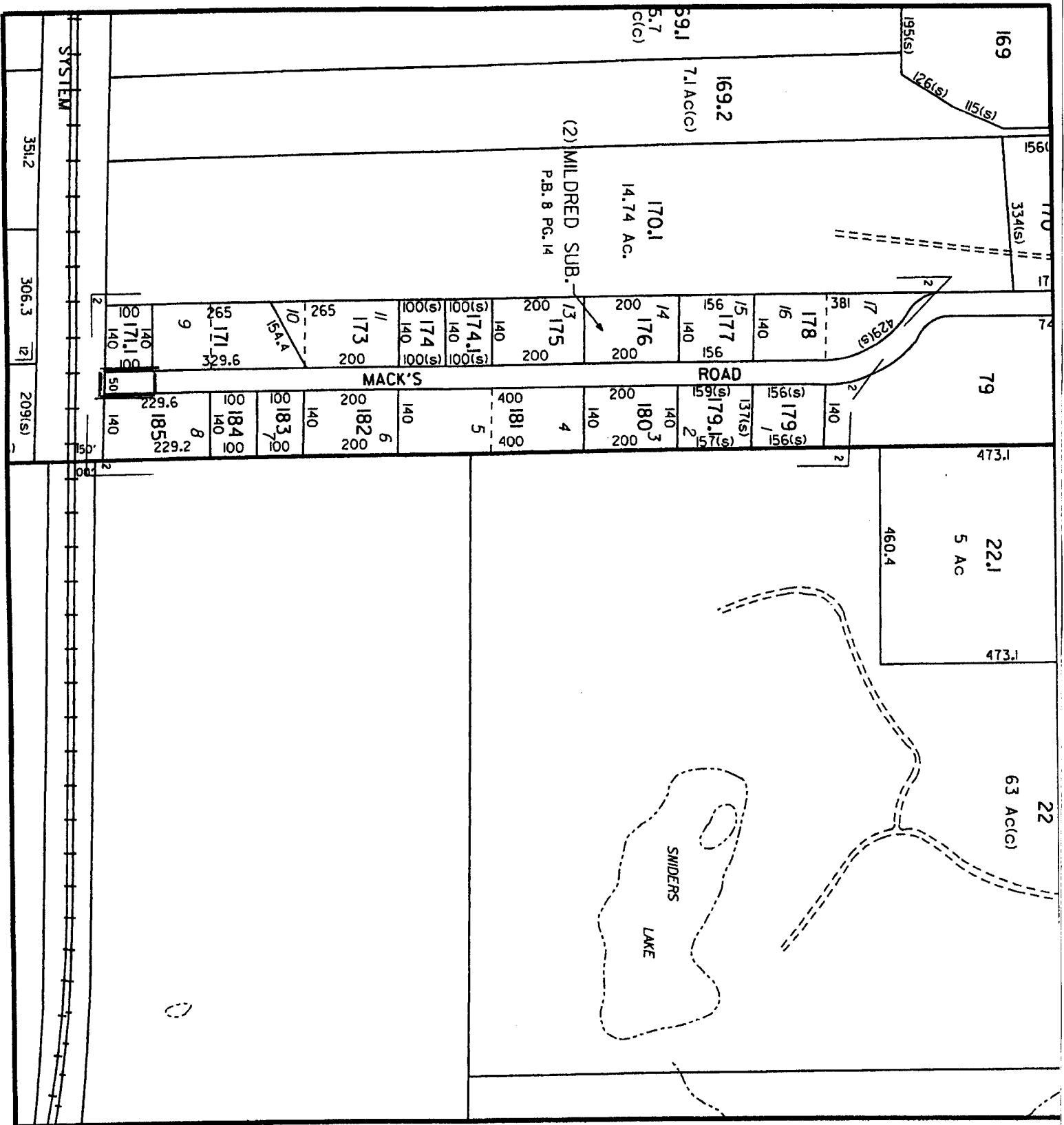
A public hearing on the proposed vacation of the right-of-way more particularly described below will be held on January 2, 2013 at 9:00 a.m. in the County Commission Chambers on the first floor of the Tuscaloosa County Courthouse, 714 Greensboro Avenue, Tuscaloosa, Alabama 35401. Any citizen alleging to be affected by the proposed vacation may submit a written objection to the Tuscaloosa County Commission or may request an opportunity to be heard at the public hearing. The legal description of the right-of-way is as follows:

STATE OF ALABAMA

COUNTY OF TUSCALOOSA

VACATION OF A PART OF MACK'S ROAD

A strip of land 50 feet wide and 100 feet long, being a part of Mack's Road and abutting the southernmost 100 feet of Lots 8 and 9 of Mildred Subdivision, a map or plat of which is recorded in Plat Book 8 at Page 14, in the Office of the Judge of Probate of Tuscaloosa County, Alabama.



SNIDERS LAKE

SYSTEM

MACK'S ROAD

(2) MILDRED SUB.
P.B. 8 PG. 14

460.4

63 Ac(c)

22.1
5 Ac

79

169

351.2

306.3

21

2091(s)

0



RaCON, INC.

P.O. Box 2692
Tuscaloosa, AL
35403

7300 Commerce Dr.
Tuscaloosa, AL
35401

Phone
205.333.8500

Office Fax
205.333.2457

Estimating Fax
205.333.8555

December 18, 2012

Commissioner Reginald Murray
Tuscaloosa County Commission
714 Greensboro Ave.
Tuscaloosa, AL 35402

Re: Sand Road Construction
Request for Change Order to Cover Costs Associated with
Suspension of Hauling at School Borrow Area

Comm. Murray,

We are requesting a change order to cover the costs and delays associated with the suspension of our borrow haul during school drop off/pick up per the Commissioner's request. These costs and delays are reflected in the attached spreadsheet.

The amount of the change order request is **\$6,632.00** and a two (2) working day time extension.

Please contact me if you have any questions or require more information.

Regards,

Chris Poling
Project Manager



An Equal Opportunity
Employer

Date	Jo. of Truck:	Hours	Rate	Daily Cost
Wednesday, October 10, 2012	4	1.5	\$ 80.00	\$ 480.00
Thursday, October 11, 2012	6	1.5	\$ 80.00	\$ 720.00
Friday, October 12, 2012	6	1.5	\$ 80.00	\$ 720.00
Saturday, October 13, 2012				\$ -
Sunday, October 14, 2012				\$ -
Monday, October 15, 2012	9	1.5	\$ 80.00	\$ 1,080.00
Tuesday, October 16, 2012	10	1.34	\$ 80.00	\$ 1,072.00
Wednesday, October 17, 2012	10	1	\$ 80.00	\$ 800.00
Thursday, October 18, 2012				\$ -
Friday, October 19, 2012	12	0.5	\$ 80.00	\$ 480.00
Saturday, October 20, 2012				\$ -
Sunday, October 21, 2012				\$ -
Monday, October 22, 2012	8	1	\$ 80.00	\$ 640.00
Tuesday, October 23, 2012	8	1	\$ 80.00	\$ 640.00
Wednesday, October 24, 2012				
Thursday, October 25, 2012				
Friday, October 26, 2012				
Saturday, October 27, 2012				
Sunday, October 28, 2012				
Monday, October 29, 2012				
Tuesday, October 30, 2012				
Wednesday, October 31, 2012				\$ -
Total Cost		10.84		\$ 6,632.00