

TUSCALOOSA COUNTY COMMISSION
MEETING
MARCH 23, 2016

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
Mark C. Nelson
Reginald Murray

Commissioner Reginald Murray moved, seconded by Commissioner Mark C. Nelson, the County Commission voted unanimously to approve a Memorandum of Understanding for the Tuscaloosa County Diversion Program, Inc.

Exhibit 3-1, Pages

Commissioner Stan Acker moved, seconded by Commissioner Jerry Tingle, the County Commission voted unanimously to reappoint Mr. J. Gary Falls to the Parks and Recreation Authority Board. Mr. Falls' term will expire October 1, 2018.

Chairman W. Hardy McCollum recognized Ms. Karli Boulware and Ms. Kami Barton with AmeriCorps and presented a proclamation proclaiming Tuesday, April 5, 2016 as National Service Recognition Day in Tuscaloosa County.

Upon recommendation by County Engineer Scott Anders, Commissioner Jerry Tingle moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to award the following FEMA project bids which were received by BKI on March 8, 2016:

Old Fayette Road slide repair to Dominion Construction Company, Inc. in the amount of \$118,473.00.

Main Avenue, Holt, retaining wall repair to Dominion Construction Company, Inc. in the amount of \$111,368.25.

Partrich Blackburn slide repair to Warrior and Associates, Inc. in the amount of \$198,896.88.

Upon recommendation by County Engineer Scott Anders, Commissioner Reginald Murray moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to renew the herbicide contract for 2016 with EDKO.

The County Commission voted unanimously to approve the warrants issued to cover Tuscaloosa County's expenditures for February 2016.

Exhibit 3-2, Page

Chairman W. Hardy McCollum recognized Coach Michael Rivers and the Central High School girls' basketball team and presented a proclamation congratulating them on their achievements during the 2015-2016 season.

Upon recommendation by County Attorney Robert Spence, Commissioner Jerry Tingle moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to authorize demolition of a structure at 4008/4016 21st Street NE, Holt, (Parcel ID# 63-02-09-2-008-009.000) determined to be public nuisance.

Exhibit 3-3, Pages

Commissioner Reginald Murray moved, seconded by Commissioner Jerry Tingle, the County Commission voted unanimously to approve to award the bid for pharmaceuticals at the County Jail to IHS Pharmaceuticals.


Exhibit 3-4, Pages

Commissioner Jerry Tingle moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to approve a funding request of \$4,000.00 from the District 2 Discretionary Fund to Antioch Fire Department for preparing forms and anchors for the fire station's concrete floor.


Exhibit 3-5, Page

Chairman W. Hardy McCollum recognized Coach Jerome Elliott and the Sipsey Valley High School girls' basketball team and presented a proclamation congratulating them on their achievements during the 2015-2016 season.


There being no further business to come before the Tuscaloosa County Commission, the meeting adjourned to Wednesday, April 6, 2016.



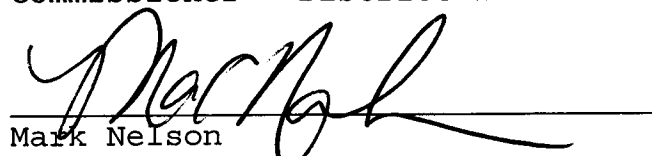
W. Hardy McCollum
Judge of Probate and Chairman
Tuscaloosa County Commission



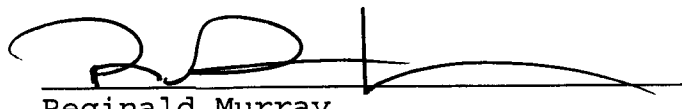
Stan Acker
Commissioner - District I



Jerry Tingle
Commissioner - District II



Mark Nelson
Commissioner - District III



Reginald Murray
Commissioner - District IV

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding "MOU" is made by and between the Circuit Judges of the 6th Judicial Circuit "Circuit Judges", the District Attorney of Tuscaloosa County, Lyn Head, "DA" and the Tuscaloosa County Commission "County".

Whereas, the Tuscaloosa County Commission "County" and the UA have committed to support the Tuscaloosa County Diversion Programs, Inc., a 501(C)(4) nonprofit corporation "TCDP", and

Whereas, the DA, has expressed her support for and commitment to the TCDP by establishing a statutory diversion program called "Second Chance", with admission guidelines to the Second Chance program, in conjunction with the Circuit Judges, and

Whereas, TCDP was formed with its primary purpose to support the Second Chance program and other diversion programs in the 6th Judicial Circuit, and

Whereas, the County has committed to financially support the TCDP by a commitment of \$250,000 per year for 3 consecutive years, payable in monthly installments, beginning February 1, 2016 and continuing for 35 months thereafter, and

Whereas, the TCDP will provide the County with monthly financial reports and statistical data as to the operation of the TCDP, and

Whereas the County shall have a representative on the advisory board of the TCDP so long as it is financially supporting the TCDP.

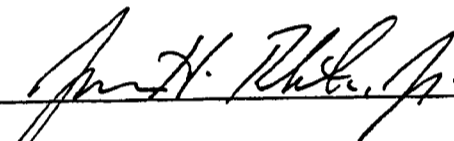
Wherefore, it is hereby agreed as follows:

1. County will pay one-twelfth (1/12) of its commitment of \$250,000.00, (\$20,833.00) to TCDP on or before the 29th day of February, 2016 and like payments on the 30th of each month thereafter, for the remaining 35 months.

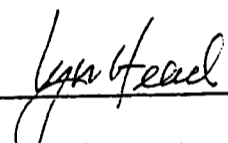
Ex 3-1

2. TCDP shall receipt and deposit each payment into its operating account and use said funds in accordance with TCDP's Articles of Incorporation and Bylaws. TCDP shall provide timely monthly reports to County and statistical data concerning the operation of Second Chance.

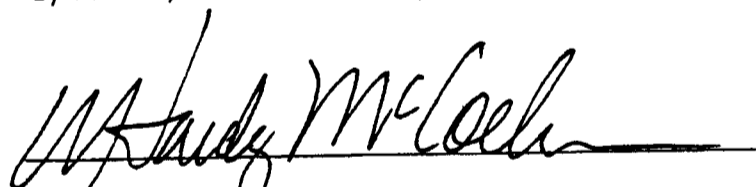
This Agreement made and entered into this the 26th day of February, 2016.



Hon. James H. Roberts, Jr., Presiding Circuit Judge



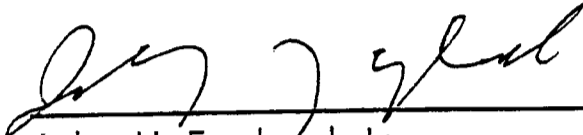
Lyn Head, District Attorney for Tuscaloosa County



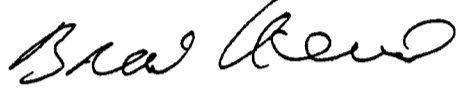
Tuscaloosa County Commission

EX 3-1

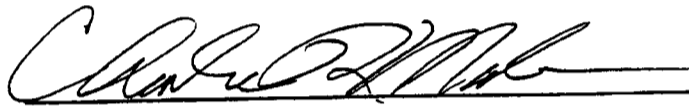
The undersigned hereby approve the Memorandum of Understanding between the Circuit Judges of the 6th Judicial Circuit, the District Attorney of Tuscaloosa County, and the Tuscaloosa County Commission.



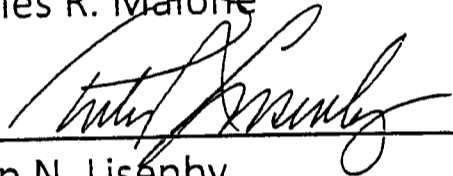
John H. England, Jr. 2/29/2016
DATE



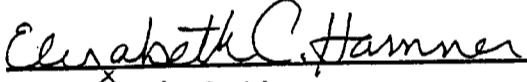
M. Brad Almond 2/29/16
DATE



Charles R. Malone 2/29/16
DATE




Philip N. Lisenby 2-29-16
DATE



Elizabeth C. Hamner 2-29-2016
DATE

MONTH OF: FEBRUARY , 2016

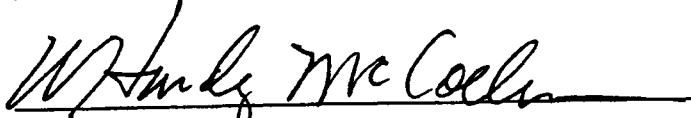
FUND	CHECK NUMBERS	AMOUNT
001 GENERAL FUND	27711-28545	\$3,308,158.11
SPECIAL SALES TAX		
112 ROAD & BRIDGE	8800-8961	\$983,944.57
116 CAPITAL IMPROVEMENT		
117 RRR GAS TAX		
120 REAPPRAISAL	2855-2869	\$156,046.63
160 COMMUNITY DEVELOP	1725	\$499,317.49
710 PAYROLL-CHECKS	94802-94844	\$1,508,569.93
	60675-60761	\$89,247.62
	10923-11851	\$1,109,515.20
PAYROLL-DIR DEP		
720 EXCESS LAND SALES		
730 FIDUCIARY		
750 PISTOL PERMIT	9208-9242	\$47,771.12
780 E911	5417-5433	\$63,225.80
781 GAS TAX BONDING		
783 GENERAL LIABILITY		
783 WORKMEN'S COMP	150	\$18,888.41
783 HEALTH INSURANCE		
784 TAX COLL SPECIAL		
785 TAX ASSR SPECIAL		
786 MFG HOMES		
787 MOTOR VEH TRAINING		
		<hr/>
		\$7,784,684.88

CHECKED BY: 

WILLIAM M. LAMB, CHIEF FINANCIAL OFFICER

APPROVED BY TUSCALOOSA COUNTY COMMISSION:

CHAIRMAN, W. HARDY MCCOLLUM



COMMISSIONER, STAN ACKER



COMMISSIONER, JERRY TINGLE



COMMISSIONER, ~~BOBBY MILLER~~

COMMISSIONER, REGINALD MURRAY



EX-3-a

RESOLUTION NO. _____

RESOLUTION ORDERING DEMOLITION OF UNSAFE STRUCTURE

WHEREAS, pursuant to Sections 34-14A-12(c) and 11-53A-20, et seq., Code of Alabama (1975), as amended, the appropriate County official of Tuscaloosa County has found that the following building, structure, or part thereof, or party wall or foundation, in Tuscaloosa County, is unsafe, dangerous, offensive, or injurious to the public health, comfort or welfare of the community to the extent that it is a public nuisance:

Parcel ID# 63-02-09-2-008-009.000 (4008/4016 21st St NE, Tuscaloosa, AL 35404)

WHEREAS, all appropriate notifications and time periods have been complied with by the appropriate County official for Tuscaloosa County; and

WHEREAS, on the 23rd day of March, 2016, a public hearing was held by the Tuscaloosa County Commission, at which time the appropriate County official for Tuscaloosa County appeared and set forth reasons for his findings.

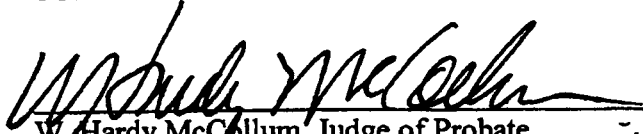
NOW, THEREFORE, BE IT RESOLVED by the County Commission of Tuscaloosa County, Alabama, as follows:

1. That the Tuscaloosa County Commission finds that the building, structure, or part thereof, or party wall or foundation, located in Tuscaloosa County, to-wit: Parcel ID# 63-02-09-2-008-009.000 (4008/4016 21st St NE, Tuscaloosa, AL 35404) is unsafe, dangerous, offensive or injurious to the public health, comfort or welfare of the community to the extent that it is a public nuisance.
2. That the aforementioned building, structure, or part thereof, or party wall or foundation, is hereby ordered demolished, pursuant to the terms and conditions of Sections 11-53A-20, et seq., Code of Alabama (1975), as amended.
3. The provisions of this Resolution are separable. If any part or parts of this Resolution are declared unconstitutional or otherwise invalid by a court of competent jurisdiction, the remaining part or parts thereof shall continue in full force and effect.
4. This Resolution expressly does not repeal any other resolutions of the Tuscaloosa County Commission.
5. This Resolution shall become effective immediately upon execution or otherwise becoming law.

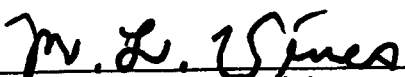
EX 3-3

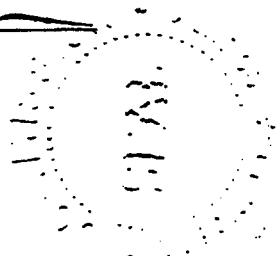
RESOLVED AND DONE this 23rd day of March, 2016.

TUSCALOOSA COUNTY COMMISSION


W. Hardy McCollum, Judge of Probate

ATTEST:


Melvin Vines, County Administrator



APPROVED THIS THE 23rd DAY OF MARCH, 2016.

EX 3-2

GORDON ROSEN (1921 - 2014)
R. BERNARD HARWOOD, JR.
JAMES J. SLEDGE
ROBERT M. SPENCE
***BLAKE A. MADISON
†*W. BRADFORD ROANE, JR.
*JERRY C. OLDSHUE, JR.
**JEFFREY C. SMITH
DAVID E. RAINS
FOSTER C. ARNOLD
††MATTHEW Q. TOMPKINS
*THOMAS W. SCROGGINS
††JANE L. CALAMUSA
KRISTOFOR D. SODERGREN
†††CHAD L. HOBBS
††ROBIN E. PATE



*Board Certified - Creditors' Rights
Law - American Board of Certification
**Board Certified - Civil Trial Advocacy -
National Board of Trial Advocacy
***Certified Information Privacy Professional

†Also admitted in Florida
††Also admitted in Mississippi
*Also admitted in Georgia
**Also admitted in Tennessee

MARY BETH WEAR CAVERT
JENNIFER T. CRABTREE
ANN L. REARDON
*JEFFREY C. MORMAN
J. MITCHELL HASTINGS
††LORI M. CREEL
KEREN E. MCELVY
R. CHASE MALONE

OF COUNSEL:
ALYCE M. SPRUELL
ROBERT A. MORGAN
†BROOKE M. NIXON

Writer's Email Address:
rspence@rosenharwood.com

March 2, 2016

Geneva Warren Huggins
P.O. Box 71633
Bessemer, AL 35021

RE: NOTICE OF UNSAFE STRUCTURE AT
4008/4016 21st St NE, Tuscaloosa, AL 35404
TAX PARCEL I.D. # 63-30-02-09-2-008-009.000

Dear Ms. Huggins:

This letter is to notify you that pursuant to Sections 34-14A-12 and 11-53A-20, et seq., (Demolition of Unsafe Structures) of the Alabama Code, a public hearing will be held on March 23, 2016, 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. You may request an opportunity to be heard at this hearing.

As we stated in our initial notice letter dated November 16, 2015, a County official has inspected the structure located on the above-referenced property, and determined that said structure is unsafe, dangerous, offensive or injurious to the public health, comfort and welfare to the extent it is a public nuisance. Upon the date of the hearing, one hundred twenty (120) days will have passed since that notice. As far as we know, the unsafe structure, or portion thereof, remains on the subject property. Please let us know if anything changes prior to the hearing.

At the public hearing on March 23, 2016, if the structure remains a nuisance, it will be recommended to the Tuscaloosa County Commission that the structure be demolished by the County. If the Commission resolves to demolish the structure, said structure may be demolished seven (7) days after the hearing. The next step will be to determine the costs reasonably incurred for the demolition. You will be given at least 5 days' notice in advance of the meeting at which the fixing of the costs are to be considered, by personal service or by mail.

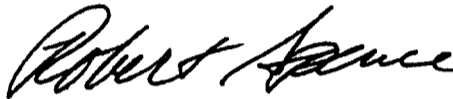
The fixing of the costs will constitute a special assessment against the parcel on which the

March 2, 2016
Page 2

structure was located, and may constitute a lien on the property for the amount of the assessment. In that case, the tax collector will add the amount of the lien to the ad valorem tax bill on the property, and shall collect the amount as if it were a tax, using all methods available for collecting ad valorem tax, and remit the amount to the County as provided in Section 11-53A-25, Code of Alabama (1975), as amended, which may include the sale of said parcel at public auction.

Please contact me if you have any questions.

Sincerely,



Robert M. Spence
Rosen Harwood, P.A.
Attorneys for Tuscaloosa County

cc: Amanda Marlow, County Clerk

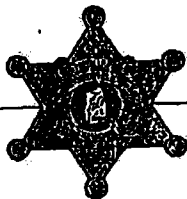
EX3-7

TUSCALOOSA COUNTY SHERIFF'S OFFICE
Prescription, Non-Prescription Drugs and Supplies
Bid / Proposal Pricing Sheet

**BID PRICING SHEET MUST BE SUBMITTED FOR THE BID TO BE CONSIDERED COMPLETE
FILL IN THE BOXES WITH THE REQUESTED INFORMATION ONLY.**

Due Prior to: February 3, 2016

1. Prescription Name Brand AWP (vendor's price list) cost %:
2. Prescription Generic AWP (vendor's price list) cost %:
3. Non-Prescription Name Brand AWP (vendor's price list) cost %:
4. Non-Prescription Generic AWP (vendor's price list) cost %:
5. Wholesale catalog used for this bid: Amerisource



Ex 3-4

PROPOSAL FOR REVIEW, APPROVAL AND FUNDING OF
PUBLIC USE PROJECTS BY DISTRICT

Commission District: 2

Proposed Project Description: Antioch Fire Department
Anchors AND Forms for preparing for
concrete

Funding Amount Required: \$ 4,000⁰⁰

Commissioner Approval: Jaym. Trish Date: 3/23/16

Legal Counsel Review: Robert Spence Date: 3/23/16

Finance Director Review & Disbursement: WM Camb Date: 3.23-16

EX3-5