

TUSCALOOSA COUNTY COMMISSION
MEETING
MARCH 4, 2020

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 Rob Robertson presiding as Chairman. The following members were present:

- Stan Acker
- Jerry Tingle
- Mark C. Nelson
- Reginald Murray

Commissioner Stan Acker moved, seconded by Commissioner Reginald Murray, the County Commission voted unanimously to approve the minutes of February 19, 2020.

Commissioner Jerry Tingle moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to change the regularly scheduled County Commission Meeting on April 1, 2020 to be held on April 8, 2020 and April 15, 2020 to be April 22, 2020.

Commissioner Jerry Tingle moved, seconded by Commissioner Mark C. Nelson, the County Commission voted unanimously to levy county license fees for alcoholic beverages for fiscal year 2020-2021 in the amounts shown in the exhibit as attached.

Exhibit 3-1, Pages

Commissioner Stan Acker moved, seconded by Commissioner Mark C. Nelson, the County Commission voted unanimously to authorize demolition of the structure at 11117 Patton Road, District I, determined to be a public nuisance.

Exhibit 3-2, Page

Commissioner Stan Acker moved, seconded by Commissioner Jerry Tingle, the County Commission voted unanimously to authorize demolition of the structure at 23699 Highway 69N, District I, determined to be a public nuisance.

Exhibit 3-3, Page

Commissioner Reginald Murray moved, seconded by Commissioner Mark C. Nelson, the County Commission voted unanimously to authorize demolition of the structure at 6422 Pearson Cr, District IV, determined to be a public nuisance.

Exhibit 3-4, Page

Commissioner Stan Acker moved, seconded by Commissioner Mark C. Nelson, the County Commission voted unanimously to depart from the order of business set forth in the official agenda to consider an emergency declaration for the flooding in Tuscaloosa County.

Commissioner Stan Acker moved, seconded by Commissioner Mark C. Nelson, the County Commission voted unanimously to amend the agenda to allow EMA Director Nick Lolley to discuss the emergency declaration for the flooding in Tuscaloosa County.

Upon request by EMA Director Nick Lolley, Commissioner Mark C. Nelson moved, seconded by Commissioner Reginald Murray, the County Commission voted unanimously to adopt an Emergency Declaration of the Tuscaloosa County Commission for the flood damage that began on February 10, 2020.

Exhibit 3-5, Pages

Commissioner Stan Acker moved, seconded by Commissioner Mark C. Nelson, the County Commission voted unanimously to approve a subdivision regulation waiver request for Jackson Trace Estates, District I, in the City of Tuscaloosa Planning Jurisdiction.

Exhibit 3-6, Page

Commissioner Stan Acker moved, seconded by Commissioner Reginald Murray, the County Commission voted unanimously to approve a subdivision regulation waiver request for Oak Creek Subdivision No. 2, resurvey of lots 8-9, District I, in the City of Northport Planning Jurisdiction.

Exhibit 3-7, Page

Commissioner Mark C. Nelson moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to declare April 25, 2020 to be Countywide Spring Clean Up day.

Upon request by Planning Director Farrington Snipes, Commissioner Reginald Murray moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to approve a deductive change order reducing the County's cost by \$3,313.89 to Hall Taylor Construction on the completion of the Fosters Storm Shelter project.

Exhibit 3-8, Page

Upon request by Planning Director Farrington Snipes, Commissioner Stan Acker moved, seconded by Commissioner Jerry Tingle, the County Commission voted unanimously to approve subsurface exploration in conjunction with the Community Development Block Grant project for the Evanstown Road Water Extension Project.

Exhibit 3-9, Page

Commissioner Jerry Tingle moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to authorize County Attorney Robert Spence to negotiate renewal of the franchise agreement with Charter Communications. After discussion, Commissioner Mark C. Nelson amended the motion to include negotiations to renew the franchise agreement with Comcast Cable. The County Commission voted unanimously to approve the motion, as amended.

Commissioner Jerry Tingle moved, seconded by Commissioner Reginald Murray, the County Commission voted unanimously to approve a request from Tuscaloosa's One Place to work the area of Thomas Chapel Road that is impassable.

Exhibit 3-10, Pages

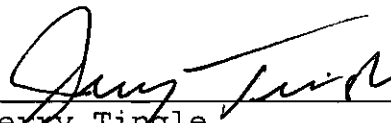
There being no further business to come before the Tuscaloosa County Commission, the meeting adjourned to Wednesday, March 25, 2020.



Rob Robertson
Judge of Probate
Chairman Tuscaloosa County Commission



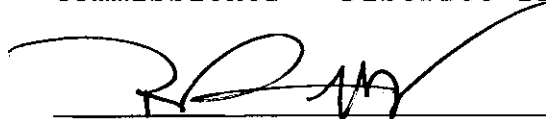
Stan Acker
Commissioner - District I



Jerry Tingle
Commissioner - District II



Mark C. Nelson
Commissioner - District III



Reginald Murray
Commissioner - District IV



Alabama Alcoholic Beverage Control Board

Licensing and Compliance Division

2715 Gunter Park Drive West
Montgomery, AL 36109
Phone: 334-213-6300
Fax: 334-213-6322

February 3, 2020

MEMORANDUM

To: All Wet County Commissions
From: Summer Childers
Licensing and Compliance Division Director
Subject: County Levies for Alcohol Licensing

Sec. 28-3A-4, Code of Alabama, requires the Alcoholic Beverage Control Board to collect all county license fees for all new license applications and renewed licenses. In order for this program to be set up for fiscal year 2020-2021, the **attached form must be completed** listing all amounts set by your county in column three (3). **If your county does not wish to make changes to the fees for a particular license type, please indicate that by writing "no change"**.

Limitations of the maximum amount of county fees for the following ten (10) types of licenses have been set.

<u>Type</u>	<u>Maximum County Fee</u>
Retail Beer (On or Off Premises)	\$75.00
Retail Beer (Off Premises Only)	\$75.00
Retail Table Wine (On or Off Premises)	\$75.00
Retail Table Wine (Off Premises Only)	\$75.00
Wholesale Beer Only	\$275.00
Wholesale Table Wine Only	\$275.00
Wholesale Table Wine and Beer	\$375.00
Additional Warehouse Wine or Beer or Both	\$100.00
Importer	\$250.00
Brewpub	\$500.00

** NO CHANGE **

Please supply us with this information no later than **April 10, 2020**. This form must be signed by an authorized county official. Please return your completed document to Courtney.Craig@abc.alabama.gov or mail to the address above. If there are any changes in your contact information, it is your responsibility to notify the ABC Board as soon as possible.

Received by: Melvin Vines
County: Tuscaloosa

E3-1

* NO CHANGE

COUNTY (63) TUSCALOOSA 2020-2021

TYPE LICENSE & CODE	*FILING FEE	STATE LICENSE FEE	COUNTY LICENSE FEE	RENEWAL TOTAL	NEW LICENSE TOTAL
010 - LOUNGE RETAIL LIQUOR - CLASS I	\$ 50.00	\$300.00			
011 - LOUNGE RETAIL LIQUOR - CLASS II - (PACKAGE)	\$ 50.00	\$300.00			
020 - RESTAURANT RETAIL LIQUOR	\$ 50.00	\$300.00			
031 - CLUB LIQUOR - CLASS I	\$ 50.00	\$300.00			
032 - CLUB LIQUOR - CLASS II	\$ 50.00	\$750.00			
**					
040 - RETAIL BEER - (ON OR OFF PREMISES)	\$ 50.00	\$150.00			
**					
050 - RETAIL BEER (OFF PREMISES ONLY)	\$ 50.00	\$150.00			
**					
060 - RETAIL TABLE WINE (ON OR OFF PREMISES)	\$ 50.00	\$150.00			
**					
070 - RETAIL TABLE WINE (OFF PREMISES ONLY)	\$ 50.00	\$150.00			
080 - LIQUOR WHOLESALE	\$ 50.00	\$500.00			
**					
090 - WHOLESALE BEER ONLY	\$ 50.00	\$550.00			
**					
100 - WHOLESALE TABLE WINE ONLY - 16.5% OR LESS	\$ 50.00	\$550.00			
**					
110 - WHOLESALE TABLE WINE & BEER COMBINED	\$ 50.00	\$750.00			
120 - WAREHOUSE LICENSE	\$ 50.00	\$200.00			
**					
130 - ADDITIONAL WAREHOUSE-WINE, BEER OR BOTH	\$ 50.00	\$200.00			
140 - SPECIAL EVENTS RETAIL	\$ 50.00	\$150.00			
150 - SPECIAL RETAIL LICENSE - 30 DAYS OR LESS	\$ 50.00	\$100.00			
160 - SPECIAL RETAIL - MORE THAN 30 DAYS	\$ 50.00	\$250.00			
170 - RETAIL COMMON CARRIER	\$ 50.00	\$150.00			
200 - MANUFACTURER	\$ 50.00	\$500.00			
**					
210 - IMPORTER	\$ 50.00	\$500.00			
**					
220 - BREWPUB	\$ 50.00	\$1,000.00			
230 - INTERNATIONAL MOTOR SPEEDWAY	\$ 50.00	\$300.00			
240 - NON-PROFIT - TAX EXEMPT		\$0.00	N/A	N/A	N/A

* A \$50.00 non-refundable filing fee is charged to all new licenses.

** May not charge more than one-half of the state fee for this type of license.

SIGNED: *M. L. [Signature]*
Authorized County Official

County Administrator *3-4-20*
Title Date

EX3-1

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 I.D. # 63-15-05-15-0-001-046.000

(11117 Patton Road, Northport, Alabama 35475)

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

WHEREAS, on the 4th day of March, 2020, 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.

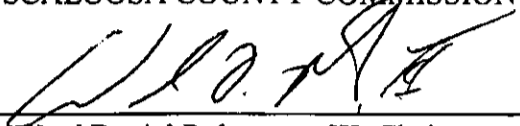
NOW, THEREFORE, BE IT RESOLVED by the County Commission of Tuscaloosa County, Alabama, as follows:

1. That the Tuscaloosa County Commission finds that the building, structure, or part thereof, or party all or foundation, located in Tuscaloosa County, to-wit: Parcel ID# 63-15-05-15-0-001-046.000 (11117 Patton Road, Northport, Alabama 35475) 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.

E12-2

RESOLVED AND DONE this 4th day of March, 2020.

TUSCALOOSA COUNTY COMMISSION


By: Ward Daniel Robertson, III, Chairman

ATTEST:


Melvin Vines, County Administrator

APPROVED THIS THE 4th DAY OF MARCH, 2020.

E122

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 I.D. # 63-01-03-05-0-000-011.000

(23699 Highway 69 N., Oakman, Alabama 35579)

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

WHEREAS, on the 4th day of March, 2020, 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.

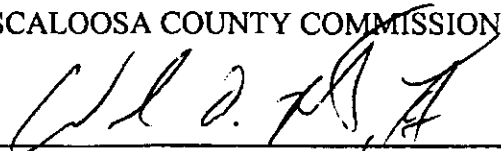
NOW, THEREFORE, BE IT RESOLVED by the County Commission of Tuscaloosa County, Alabama, as follows:

1. That the Tuscaloosa County Commission finds that the building, structure, or part thereof, or party all or foundation, located in Tuscaloosa County, to-wit: Parcel ID# 63-01-03-05-0-000-011.000 (23699 Highway 69 N., Oakman, Alabama 35579) 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.

E/3-3

RESOLVED AND DONE this 4th day of March, 2020.

TUSCALOOSA COUNTY COMMISSION



By: Ward Daniel Robertson, III, Chairman

ATTEST:



Melvin Vines, County Administrator

APPROVED THIS THE 4th DAY OF MARCH, 2020.

EX-3-3

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 I.D. # 63-31-09-31-4-001-068.000

(6422 Pearson Circle, Tuscaloosa, Alabama 35401)

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

WHEREAS, on the 4th day of March, 2020, 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.

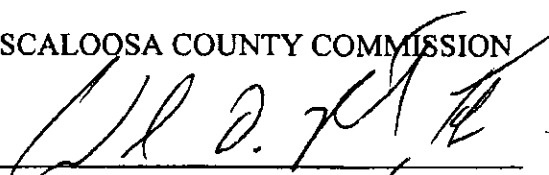
NOW, THEREFORE, BE IT RESOLVED by the County Commission of Tuscaloosa County, Alabama, as follows:

1. That the Tuscaloosa County Commission finds that the building, structure, or part thereof, or party all or foundation, located in Tuscaloosa County, to-wit: Parcel ID# 63-31-09-31-4-001-068.000 (6422 Pearson Circle, Tuscaloosa, Alabama 35401) 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.

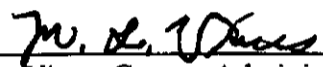
3-4

RESOLVED AND DONE this 4th day of March, 2020.

TUSCALOOSA COUNTY COMMISSION


By: Ward Daniel Robertson, III, Chairman

ATTEST:


Melvin Vines, County Administrator

APPROVED THIS THE 4th DAY OF MARCH, 2020.

EX-3-4

STATE OF ALABAMA §
COUNTY OF TUSCALOOSA §

EMERGENCY DELCARATION OF THE
TUSCALOOSA COUNTY COMMISSION

WHEREAS, on February 10, 2020 the residents of Tuscaloosa County began suffering catastrophic damage from a series of flooding events which continue to strike Alabama; and

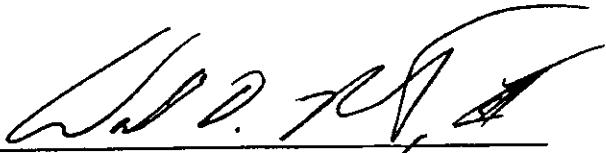
WHEREAS, the flooding which struck Tuscaloosa County caused severe damage to both public and private property and infrastructure, and resulted in a significant amount of road damage; and

WHEREAS, the Governor of the State of Alabama issued an emergency declaration for the state on February 18, 2020; and

WHEREAS, § 31-9-10 of the Code of Alabama (1975), authorizes the County to exercise certain powers in the event of a natural disaster to aid in the protection and preservation of life and property and to render assistance to victims of the disaster.

NOW, THEREFORE, BE IT RESOLVED BY THE TUSCALOOSA COUNTY COMMISSION, that a state of emergency exists, and has existed since February 18, 2020, in Tuscaloosa County, and that the Chairman of the County Commission is hereby authorized to execute all documents, agreements, or contracts necessary to effectuate the powers enumerated in § 31-9-10 of the Code of Alabama (1975).

IN WITNESS WHEREOF, the Tuscaloosa County Commission has caused this Resolution to be executed in its name and on its behalf by its Chairman on this the 4th day of March 2020.



Ward D. "Rob" Robertson, III
Chairman, Tuscaloosa County Commission

ATTEST:


Melvin Vines, County Administrator

EX3-5



TUSCALOOSA COUNTY PUBLIC WORKS DEPARTMENT
 2810 35th Street
 Tuscaloosa, Alabama 35401
 (205) 345-6600



Scott F. Anders, P.E.
 County Engineer

Tracy M. Criss, P.E.
 Assistant County Engineer

**Subdivision Wavier Request
 Jackson Trace (Estates) Farms
 Tuscaloosa County Commission
 March 4, 2020**

Commission District: 1
 Owner: Livingston Family Properties, LLC
 Engineer / Surveyor: Bobby Herndon, PLS
 Wavier Requested: Completion of the improvements within the subdivision

Comments:

Mr. Herndon is requesting that the Commission to waiver the Tuscaloosa County Subdivision Regulations and allow the developer to postpone the completion of the several roadway items. Mr. Herndon has requested that the Tuscaloosa County Commission allow the developer to have a one-year performance bond. The surety for the performance bond will be in dollars and for 150% of the estimated cost of the remaining roadway items. After one year, the final layer of asphalt will be completed by the developer, and a maintenance bond will be required for 15 months.

The 2013 Subdivision Regulations state the following:

SECTION 6-3 MAINTENANCE OF IMPROVEMENTS

Upon verification that all subdivision improvements are complete, the developer shall submit a maintenance bond to Tuscaloosa County Commission. The surety shall be in the amount of 15% of the total cost of improvements in the subdivision and shall be in effect for 15 months from the date of final plat approval. The engineer of record shall provide the cost estimate to determine the 15% calculation for the maintenance bond. During this maintenance period, the developer or owner shall be required to maintain all rights-of-way and to construct, repair, replace, or maintain public improvements.

EX 3-6



TUSCALOOSA COUNTY PUBLIC WORKS DEPARTMENT
 2810 35th Street
 Tuscaloosa, Alabama 35401
 (205) 345-6600



Scott F. Anders, P.E.
 County Engineer

Tracy M. Criss, P.E.
 Assistant County Engineer

Subdivision Wavier Request
Oak Creek Subdivision No. 2
Resurvey of Lot 8 and 9
Tuscaloosa County Commission
March 4, 2020

Commission District: 1

Owner: Alan and Nataliia Smith

Engineer / Surveyor: Jamie Autery, PE, PLS

Wavier Requested: Mr. Autery is requesting a waiver from the Tuscaloosa County Subdivision Regulations on behalf of Alan and Nataliia Smith for the rear minimum building line.

Comments:

This subdivision is in the City of Northport Planning jurisdiction. Oak Creek Subdivision No. 2 was platted in 2005. On the original plat, all lots have a 30 foot front minimum building line, a 30 foot rear minimum building line, and a 10 foot side minimum building lines. The owner of the property is wishing to resurvey Lots 8 and 9 and in order to combine the two lots into one lot. The owner is requesting to reduce the rear minimum building line from 35 feet to 30 feet. The 2013 County regulations require a 35 foot front minimum building line, a 10 foot side minimum building line, and a 35 foot rear minimum building line. The front and side minimum building line of this resurvey will meet the current subdivision regulation requirements.

The 2013 Subdivision Regulations state the following:

5-4-24 Minimum Setback Lines

The minimum interior building setbacks lines shall be defined as the following:

30 feet along and adjacent to the front property line of the lot (abutting the street).

- This will meet the County's subdivision regulation requirements.

35 feet along and adjacent to the rear property line.

- The developer is wishing to reduce the rear minimum building line from 35 feet to a 30 foot minimum building line.

10 feet along and adjacent to both sides of the property line on each side (20 feet total).

- This will meet the County's subdivision regulation requirements.

EX 3-7

AIA Document G701™ - 2017

APPROVED BY
 COUNTY COMMISSION
 DATE 03-04-2020

Change Order

PROJECT: (Name and address) 15001 Fosters Community Storm Shelter - Tuscaloosa County Commission	CONTRACT INFORMATION: Contract For: General Construction Date: June 26, 2019	CHANGE ORDER INFORMATION: Change Order Number: 001 Date: 2/19/20
OWNER: (Name and address) Tuscaloosa County Commission 2501 7th Street, Suite 300 Tuscaloosa, AL 35401	ARCHITECT: (Name and address) Ellis Architects, Inc. 1490 Northbank Parkway, Suite 212 Tuscaloosa, AL 35406	CONTRACTOR: (Name and address) Hall-Taylor Construction Co., Inc. 5126 McFarland Blvd. E. Tuscaloosa, AL 35405

THE CONTRACT IS CHANGED AS FOLLOWS:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

Original contingency allowance - \$27,550.00. Below are itemized changes to allowance for a net decrease of \$3,313.89.

- Item #1 - TCSS communication conduit to connect buildings - \$3,444.49 add
- Item #2 - Revised structural footing thickness - \$2,001.24 add
- Item #3 - Revised sinks in restrooms - (\$2,292.48) credit
- Item #4 - Additional concrete walkway - \$1,603.00 add
- Item #5 - Revised seeding to sod around site - \$4,400.00 add
- Item #6 - Saw cut and asphalt patch along sidewalk - \$1,289.06 add
- Item #7 - Additional concrete and railing at ramp for drainage - \$4,920.00 add
- Item #8 - French drain and earthen dam for retaining wall drainage - \$6,597.44 add
- Item #9 - Additional fencing at retaining wall, replacement asphalt and sod in drainage area - \$2,273.36 add
- Item #10 - 10 calendar day extension due to weather conditions - \$0.00

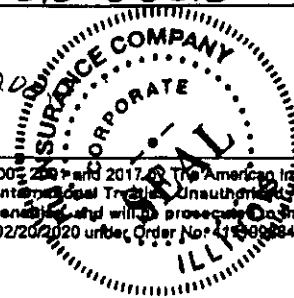
The original Contract Sum was	\$ 784,950.00
The net change by previously authorized Change Orders	\$ 0.00
The Contract Sum prior to this Change Order was	\$ 784,950.00
The Contract Sum will be decreased by this Change Order in the amount of	\$ 3,313.89
The new Contract Sum including this Change Order will be	\$ 781,636.11

The Contract Time will be increased by Ten (10) days.
 The new date of Substantial Completion will be 01/28/2020

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Ellis Architects, Inc. ARCHITECT (Firm name) SIGNATURE Michael A. Ellis, AIA, Principal Architect PRINTED NAME AND TITLE <u>2/20/2020</u> DATE RLI Insurance Company - Surety Rob Burns, Attorney-in Fact	Hall-Taylor Construction Co., Inc. CONTRACTOR (Firm name) SIGNATURE Roger W. Taylor, President PRINTED NAME AND TITLE <u>2-20-2020</u> DATE	Tuscaloosa County Commission OWNER (Firm name) SIGNATURE Ward D. "Rob" Robertson, III Chairman PRINTED NAME AND TITLE <u>03-04-2020</u> DATE
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APPROVED BY
 COUNTY COMMISSION

DATE 03-04-2020
 (389ADA57)

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 User Notes:

EX3-8

POWER OF ATTORNEY

RLI Insurance Company Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615
Phone: 800-645-2402

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That RLI Insurance Company and/or Contractors Bonding and Insurance Company, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

John L. Burns, Richard Hooker Robinson, Rob Burns, Kevin Myrick, jointly or severally

in the City of Tuscaloosa, State of Alabama its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

RLI Insurance Company and/or Contractors Bonding and Insurance Company, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the RLI Insurance Company and/or Contractors Bonding and Insurance Company, as applicable, have caused these presents to be executed by its respective Vice President with its corporate seal affixed this 9th day of September, 2019.



RLI Insurance Company
Contractors Bonding and Insurance Company

By: Barton W. Davis
Barton W. Davis Vice President

State of Illinois }
County of Peoria } SS

CERTIFICATE

On this 9th day of September, 2019, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the RLI Insurance Company and/or Contractors Bonding and Insurance Company and acknowledged said instrument to be the voluntary act and deed of said corporation.

I, the undersigned officer of RLI Insurance Company and/or Contractors Bonding and Insurance Company, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and further certify the Resolution of the Company as set forth in the Power of Attorney is in force. In testimony whereof, I have hereunto set my hand and the seal of the RLI Insurance Company and/or Contractors Bonding and Insurance Company this 9th day of September, 2019.

By: Gretchen L. Johnnigk
Gretchen L. Johnnigk Notary Public

RLI Insurance Company
Contractors Bonding and Insurance Company
By: Jean M. Stephenson
Jean M. Stephenson Corporate Secretary



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Ex 3-8

AIA Document G707™ – 1994

Consent Of Surety to Final Payment

OWNER	<input type="checkbox"/>
ARCHITECT	<input type="checkbox"/>
CONTRACTOR	<input type="checkbox"/>
SURETY	<input checked="" type="checkbox"/>
OTHER	<input type="checkbox"/>

PROJECT: *(Name and address)*
Foster Community Storm Shelter

ARCHITECT'S PROJECT NUMBER: FA Project #15001 BC#2017177

CONTRACT FOR: General Construction

TO OWNER: *(Name and address)*
Tuscaloosa County Commission
2501 7th Street Suite 200 Tuscaloosa AL 35401

CONTRACT DATED:

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the
(Insert name and address of Surety)

RLI Insurance Company
P O Box 3697
Peoria IL 61612

. SURETY.

on bond of
(Insert name and address of Contractor)

Hall-Taylor Construction Co. Inc
5126 McFarland Blvd E Suite A
Tuscaloosa AL 35405

. CONTRACTOR.

hereby approves of the final payment to the Contractor, and agrees that final payment to the Contractor shall not relieve the Surety of any of its obligations to

(Insert name and address of Owner)

Tuscaloosa County Commission
2501 7th Street Suite 200 Tuscaloosa AL 35401

. OWNER.

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date February 12 2020
(Insert in writing the month followed by the numeric date and year)

RLI Insurance Company

(Surety)

(Signature of authorized representative)

Rob Burns Attorney-in Fact

(Printed name and title)

Attest
(Seal)



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User Notes: (3352915953)

Ex 3-8

POWER OF ATTORNEY

RLI Insurance Company Contractors Bonding and Insurance Company

9025 N. Lindbergh Dr. Peoria, IL 61615
Phone: 800-645-2402

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That RLI Insurance Company and/or Contractors Bonding and Insurance Company, each an Illinois corporation, (separately and together, the "Company") do hereby make, constitute and appoint:

John L. Burns, Richard Hooker Robinson, Rob Burns, Kevin Myrick, jointly or severally

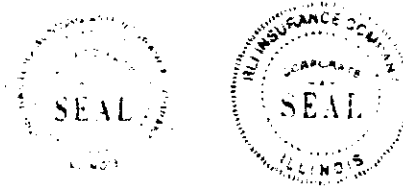
in the City of Tuscaloosa, State of Alabama its true and lawful Agent(s) and Attorney(s) in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, in general, any and all bonds and undertakings in an amount not to exceed Twenty Five Million Dollars (\$25,000,000.00) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon the Company as if such bond had been executed and acknowledged by the regularly elected officers of the Company.

RLI Insurance Company and/or Contractors Bonding and Insurance Company, as applicable, have each further certified that the following is a true and exact copy of a Resolution adopted by the Board of Directors of each such corporation, and is now in force, to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the RLI Insurance Company and/or Contractors Bonding and Insurance Company, as applicable, have caused these presents to be executed by its respective Vice President with its corporate seal affixed this 9th day of September, 2019.



RLI Insurance Company
Contractors Bonding and Insurance Company
By: B. W. Davis
Barton W. Davis Vice President

State of Illinois }
County of Peoria } SS

CERTIFICATE

On this 9th day of September, 2019, before me, a Notary Public, personally appeared Barton W. Davis, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the RLI Insurance Company and/or Contractors Bonding and Insurance Company and acknowledged said instrument to be the voluntary act and deed of said corporation.

I, the undersigned officer of RLI Insurance Company and/or Contractors Bonding and Insurance Company, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore that the Resolution of the Company as set forth in the Power of Attorney is now in force. In testimony whereof, I have hereunto set my hand and the seal of the RLI Insurance Company and/or Contractors Bonding and Insurance Company this 9th day of September, 2019.

By: Gretchen L. Johnnigk
Gretchen L. Johnnigk Notary Public

RLI Insurance Company
Contractors Bonding and Insurance Company
By: Ivan M. Stephenson
Ivan M. Stephenson Corporate Secretary



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EX 3-8

AIA[®] Document G706™ - 1994

Contractor's Affidavit of Payment of Debts and Claims

PROJECT: Posters Community Storm Shelter	ARCHITECT'S PROJECT NUMBER: 15001	OWNER: <input type="checkbox"/>
TO OWNER: Tuscaloosa County Board of Education 1118 Greensboro Avenue Tuscaloosa, AL 35401	CONTRACT FOR: General Construction CONTRACT DATED: June 26, 2019	ARCHITECT: <input type="checkbox"/> CONTRACTOR: <input type="checkbox"/> SURETY: <input type="checkbox"/> OTHER: <input type="checkbox"/>

STATE OF: Alabama
COUNTY OF: Tuscaloosa

The undersigned hereby certifies that, except as listed below, payment has been made in full and all obligations have otherwise been satisfied for all materials and equipment furnished, for all work, labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or Owner's property might in any way be held responsible or encumbered.

EXCEPTIONS:

SUPPORTING DOCUMENTS ATTACHED HERETO:

1. Consent of Surety to Final Payment. Whenever Surety is involved, Consent of Surety is required. AIA Document G707, Consent of Surety, may be used for this purpose

Indicate Attachment Yes No

The following supporting documents should be attached hereto if required by the Owner:

1. Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.
2. Separate Releases or Waivers of Liens from Subcontractors and material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.
3. Contractor's Affidavit of Release of Liens (AIA Document G706A).

CONTRACTOR: *(Name and address)*

Hall-Taylor Construction Company, Inc.
5126 McFarland Blvd. East
Tuscaloosa, AL 35405

BY:

(Signature of authorized representative)

Clay Smalley - Project Manager
(Printed name and title)

Subscribed and sworn to before me on this date:

2-12-2020

D Duren

1-16-2020

VICKI D. DUREN
Notary Public - T.A.A.
My Commission Expires
ALABAMA STATE AT LARGE
PUBLIC

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Ex 3-8

AIA[®] Document G706A™ - 1994

Contractor's Affidavit of Release of Liens

PROJECT: Fosters Community Storm Shelter	ARCHITECT'S PROJECT NUMBER: 15001	OWNER: <input type="checkbox"/>
TO OWNER: Tuscaloosa County Board of Education 1118 Greensboro Avenue Tuscaloosa, AL 35401	CONTRACT FOR: General Construction CONTRACT DATED: June 26, 2019	ARCHITECT: <input type="checkbox"/>
		CONTRACTOR: <input checked="" type="checkbox"/>
		SURETY: <input type="checkbox"/>
		OTHER: <input type="checkbox"/>

STATE OF: Alabama
COUNTY OF: Tuscaloosa

The undersigned hereby certifies that to the best of the undersigned's knowledge, information and belief, except as listed below, the Releases or Waivers of Lien attached hereto include the Contractor, all Subcontractors, all suppliers of materials and equipment, and all performers of Work, labor or services who have or may have liens or encumbrances or the right to assert liens or encumbrances against any property of the Owner arising in any manner out of the performance of the Contract referenced above.

EXCEPTIONS:

SUPPORTING DOCUMENTS ATTACHED HERETO:

1. Contractor's Release or Waiver of Liens, conditional upon receipt of final payment.
2. Separate Releases or Waivers of Liens from Subcontractors and material and equipment suppliers, to the extent required by the Owner, accompanied by a list thereof.

CONTRACTOR: (Name and address)
Hall-Taylor Construction Company, Inc.
5126 McFarland Blvd. East
Tuscaloosa, AL 35405

BY:


(Signature of authorized representative)

Clay Smalley - Project Manager
(Printed name and title)

Subscribed and sworn to before me on this date: 2/12/2020

Notary Public
My Commission Expires



EX-3-8

February 3, 2020

Tuscaloosa County Commission
c/o
Mr. Farrington Snipes
Tuscaloosa County Commission
Department of Planning and Community Development
2501 7th Street, Suite 300
Tuscaloosa, AL 35401

APPROVED BY
COUNTY COMMISSION
DATE 03-04-2020



Attn: Mr. Farrington Snipes

Subject: Proposal to Provide Subsurface Exploration and
Geotechnical Consultation Services
North Tuscaloosa County Water Main
Tuscaloosa County, AL
Building & Earth Proposal No. BH22052

Dear Mr. Snipes:

Building & Earth Sciences, Inc. is pleased to submit this proposal to provide subsurface exploration and geotechnical consultation services for the subject project. This proposal documents our understanding of the proposed construction, outlines our approach to the work, and presents a budget for our services.

PROJECT INFORMATION

We understand that the proposed construction will consist of a new 6-inch water main along Sid Davis Road, Utley Loop Road, and Evanstown Road, in Tuscaloosa County, AL. Based on our conversation with Paul Burkhalter with McGiffert and Associates, LLC., the purpose of the exploration will be to determine if hard rock is present in the upper 6 feet along the proposed water line. As requested, the auger borings will be spaced approximately 500 feet apart and no soil sampling will be conducted. An image overlay is provided below.

Birmingham, AL • Auburn, AL • Huntsville, AL • Montgomery, AL • Mobile, AL
Tuscaloosa, AL • Columbus, GA • Louisville, KY • Raleigh, NC • Dunn, NC
Jacksonville, NC • Springdale, AR • Little Rock, AR • Tulsa, OK • Oklahoma City, OK • Durant, OK
•Metroplex, TX • Virginia Beach, VA

Exp 3-9



Figure 1 – Approximate Project Location

GEOTECHNICAL SCOPE OF SERVICES

The purpose of this subsurface exploration and geotechnical evaluation will be to determine if hard rock is encountered above the planned depth of the proposed water main. The work will include auger borings advanced to a pre-determined depth as requested by McGiffert and Associates, LLC.

The proposed program for field exploration and report consist of the following:

Field Exploration

A subsurface exploration consisting of 53 auger borings spaced approximately 500 feet apart, near the proposed water main. The auger borings will be advanced to 6 feet below existing grade or auger refusal, whichever occurs first. No rock coring, laboratory analysis or soil sampling is included in this proposal. Notes will be made on the difficulty required to advance the auger, as necessary.

Report

The results of the subsurface exploration will be documented in a report that will address the following items:

- Summary of auger refusal depths, if encountered above 6 feet.

UTILITIES / SITE ACCESS

Based on Google Earth photographs, the subject site appears to be accessible to our truck mounted drill rig without the need for clearing. No re-grading or re-vegetation of the site following the completion of our field exploration is included in our scope of work. The borings will be backfilled with auger cuttings along soil roadways and cold patch asphalt along asphalt roadways.

~~We understand traffic control is not required for this project and is not included in our budget.~~

We will contact the Alabama One-Call Center to locate underground utilities at the site. We request the current owner provide us with any available information regarding underground utilities. Building & Earth Sciences, Inc. will not be held liable for damage to unmarked utility lines or lines marked erroneously by others.

BUDGET

The cost of our services will be based on the amount of work necessary to evaluate the geotechnical conditions for planning and design purposes. Based on the scope of work described in this proposal, the budget for subsurface exploration and geotechnical evaluation is **\$7,900**.

If conditions are encountered that require additional analysis, then we will discuss a modified work scope with your office. We will not exceed the indicated budget without your prior authorization.