

TUSCALOOSA COUNTY COMMISSION
MEETING
MAY 20, 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 Mark C. Nelson moved, seconded by Commissioner Reginald Murray, the County Commission voted unanimously to approve the minutes of May 6, 2020.

Commissioner Jerry Tingle moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to adopt a resolution to exempt certain "covered items" from the county sales and use tax during the third full weekend of July 2020, (July 17-19, 2020), as authorized by Act 2017-120, generally referred to as the State Sales Tax Holiday Legislation.

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 changing meeting dates in June and July 2020.

Commissioner Stan Acker moved, seconded by Commissioner Reginald Murray, the County Commission voted unanimously to change the regularly scheduled County Commission Meeting dates for June and July as follows:

- June 3, 2020 (no change)
- June 17, 2020 to be June 24, 2020
- July 1, 2020 to be July 8, 2020
- July 15, 2020 to be July 22, 2020

Commissioner Reginald Murray moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to adopt a resolution approving and accepting the preliminary plat submission for Trademart Investments Coker Site, District IV.

Exhibit 5-2, Page

Commissioner Jerry Tingle moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to adopt a resolution approving and accepting the preliminary plat submission for Woodland Lake Estates, resurvey of lots 1-3 and 30-31, District II.

Exhibit 5-3, Page

Commissioner Stan Acker moved, seconded by Commissioner Jerry Tingle, the County Commission voted unanimously to approve a waiver request for Watercolor, District I, in the City of Tuscaloosa PJ.

Exhibit 5-4, Page

Commissioner Mark C. Nelson moved, seconded by Commissioner Jerry Tingle, the County Commission voted unanimously to declare 3 mobile home units, 2 at the Bridge yard and 1 at Cedar Cove Road Camp, in the Engineering Department as surplus and to be sent to auction.

Commissioner Jerry Tingle moved, seconded by Commissioner Mark C. Nelson, the County Commission voted unanimously to approve the warrants issued to cover Tuscaloosa County's expenditures for April 2020.

Exhibit 5-5, Page

Upon request by County Attorney Robert Spence, Commissioner Jerry Tingle moved, seconded by Commissioner Stan Acker, the County Commission voted unanimously to vacate right-of-way of an unnamed road and unopened alleyway in Holten Heights, Holt, District II.

Exhibit 6-6, Page 5

Upon request by County Attorney Robert Spence, Commissioner Reginald Murray moved, seconded by Commissioner Mark C. Nelson, the County Commission voted unanimously to go into executive session at the conclusion of the regular meeting for a briefing on the opioid lawsuits by Josh Hayes with Prince, Glover and Hayes. The Commission did not reconvene following the executive session.

Commissioner Reginald Murray's motion to allow PARA to purchase land in Fosters in the amount of \$230,000.00 to be used for an activity center was seconded by Commissioner Jerry Tingle. The motion failed on a three-to-two vote with Commissioner Stan Acker, Commissioner Mark C. Nelson, and Chairman Rob Robertson casting the NAY votes.

There being no further business to come before the Tuscaloosa County Commission, the meeting adjourned to Wednesday, June 3, 2020.



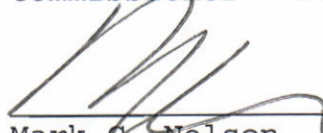
Rob Robertson
Judge of Probate
Chairman Tuscaloosa County Commission



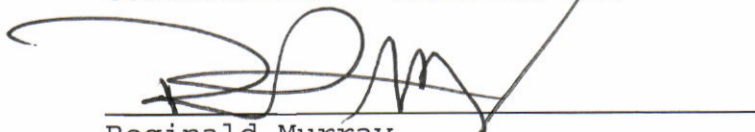
Stan Acker
Commissioner - District I



Jerry Tingle
Commissioner - District II



Mark C. Nelson
Commissioner - District III



Reginald Murray
Commissioner - District IV

RESOLUTION TO EXEMPT CERTAIN "COVERED ITEMS" FROM THE COUNTY SALES AND USE TAX DURING THE THIRD FULL WEEKEND OF JULY, 2020, AS AUTHORIZED BY ACT 2017-120, GENERALLY REFERRED TO AS THE STATE SALES TAX HOLIDAY LEGISLATION.

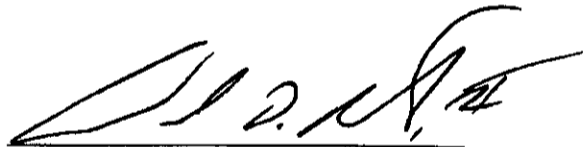
WHEREAS, Act 2017-120 enacted by the Alabama Legislature during the 2017 Regular Session, provides for a State Sales Tax Holiday, and provides that counties and municipalities may join with the state in exempting certain items from sales and use taxes; and

WHEREAS, the Tuscaloosa County Commission has determined that it is in the best interest of the citizens of Tuscaloosa County to exempt school supplies from sales and use taxes as provided for by law.

NOW, THEREFORE, BE IT RESOLVED by the Tuscaloosa County Commission that all "covered items" shall be exempt from any county sales and use tax during the same period, beginning at 12:01 a.m. on the third Friday in July 2020 (July 17, 2020) and ending at twelve midnight the following Sunday (July 19, 2020), subject to all terms, conditions, definitions, time periods, and rules as provided by Act 2017-120, except that the time period shall only be as specified above and not for all years thereafter.

BE IT FURTHER RESOLVED that a certified copy of this resolution be immediately forwarded to the Alabama Department of Revenue to be recorded and posted on the Department website.

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 20th day of May, 2020.



Rob Robertson, Chairman
Tuscaloosa County Commission

ATTEST:


Melvin Vines, County Administrator

EX 5-1

STATE OF ALABAMA §

TUSCALOOSA COUNTY §

RESOLUTION ACCEPTING PRELIMINARY PLAT

**Trademart Investments
Coker Site**

WHEREAS, the County Engineer has reported to the Tuscaloosa County Commission that the developer has complied with all Tuscaloosa County Subdivision related to the preparation and presentation of a preliminary plat for a new development or the extension of an existing development; and

WHEREAS, the Tuscaloosa County Commission has been presented with the preliminary plat and accompanying information, and determines that there is no just reason to withhold approval of the preliminary plat.

NOW, THEREFORE, IT BE RESOLVED BY THE TUSCALOOSA COUNTY COMMISSION that the preliminary plat recommended for approval by the Tuscaloosa County Engineer is approved and accepted

Approved and accepted at our regularly scheduled meeting on this the 20th day of May, 2020.



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



Melvin L. Vines
County Administrator

EXS-2

STATE OF ALABAMA §

TUSCALOOSA COUNTY §

RESOLUTION ACCEPTING PRELIMINARY PLAT

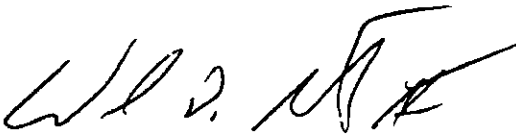
**Woodland Lake Estates
Resurvey of Lots 1-3, and 30-31**

WHEREAS, the County Engineer has reported to the Tuscaloosa County Commission that the developer has complied with all Tuscaloosa County Subdivision related to the preparation and presentation of a preliminary plat for a new development or the extension of an existing development; and

WHEREAS, the Tuscaloosa County Commission has been presented with the preliminary plat and accompanying information, and determines that there is no just reason to withhold approval of the preliminary plat.

NOW, THEREFORE, IT BE RESOLVED BY THE TUSCALOOSA COUNTY COMMISSION that the preliminary plat recommended for approval by the Tuscaloosa County Engineer is approved and accepted

Approved and accepted at our regularly scheduled meeting on this the 20th day of May, 2020.



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



Melvin L. Vines
County Administrator

Ex 5-3



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

**Watercolor
 Subdivision Wavier Request
 Tuscaloosa County Commission
 May 20, 2020**

Commission District: 1
 Owner: Watercolor, LLC
 Engineer / Surveyor: Michael McGuire. PLS
 Wavier Requested: Maximum length of a cul-de-sac.

Comments:

The developer is proposing a thirty-four (34) lots and one open space lot on approximately 112 acres. This development is proposing a cul-de-sac that is approximately 3100 foot in length. The County subdivision regulations state that cul-de-sac streets shall not exceed more than 600 feet in length.

The 2013 Subdivision Regulations state the following:

5-4-12 CUL-DE-SACS AND DEAD END STREETS

Dead end streets shall be provided with a turnaround having a right-of-way radius shall not be less than sixty (60) feet and a right-of-way diameter of one hundred twenty (120) feet. Cul-de-sac streets shall not exceed more than 600 feet in length.

The length of the cul-de-sac is approximately 3100 feet in length.

EX 5-4

MONTH OF: APRIL , 2020

FUND	CHECK NUMBERS	AMOUNT
001 GENERAL FUND	45698-46156	\$4,222,672.59
112 ROAD & BRIDGE	14490-14676	\$1,810,492.70
116 CAPITAL IMPROVEMENT		
117 RRR GAS TAX		
120 REAPPRAISAL	3788-3801	\$169,509.10
160 COMMUNITY DEVELOP	1866-1874	\$191,435.74
710 PAYROLL-CHECKS	97027-97065	\$1,697,896.29
	65696-65729	\$36,537.40
	28392-29309	\$1,262,425.60
720 EXCESS LAND SALES		
730 FIDUCIARY		
750 PISTOL PERMIT	11655-11713	\$33,836.76
780 E911		
781 GAS TAX BONDING		
783 GENERAL LIABILITY		
783 WORKMEN'S COMP	199, 7076-7090	\$32,599.04
783 HEALTH INSURANCE		
784 TAX COLL SPECIAL		
785 TAX ASSR SPECIAL		
786 MFG HOMES		
787 MOTOR VEH TRAINING		

\$9,457,405.22

CHECKED BY: W M Lamb

WILLIAM M. LAMB, CHIEF FINANCIAL OFFICER

APPROVED BY TUSCALOOSA COUNTY COMMISSION:

CHAIRMAN, ROB ROBERTSON

Rob Robertson

COMMISSIONER, STAN ACKER

Stan Acker

COMMISSIONER, JERRY TINGLE

Jerry Tingle

COMMISSIONER, MARK C. NELSON

Mark C. Nelson

COMMISSIONER, REGINALD MURRAY

Reginald Murray

Ex 5-5

THIS INSTRUMENT PREPARED BY:

Robert M. Spence
SMITH & STAGGS, LLP
701 22nd Avenue, Suite 1
Tuscaloosa, Alabama 35401
Phone: (205) 409-3140

Reference: Deed Book 2019, Page 21588

**RESOLUTION AUTHORIZING
THE VACATION OF RIGHT-OF-WAY
OF AN UNNAMED ROAD**

WHEREAS, the owner of the land abutting that certain right-of-way more particularly described and depicted on Exhibit "A," attached hereto and incorporated herein by reference, **Royal Investment Group, LLC** (hereinafter referred to as the "Owner"), alleges it owns all of the land abutting said right-of-way 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 Owners; 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 described and depicted on Exhibit "A" hereto, be vacated.

EXS-6

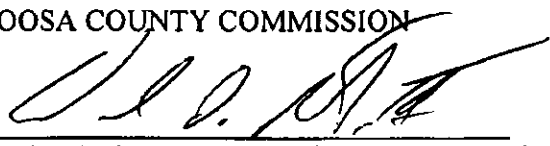
2. That the assent of the Tuscaloosa County Commission is hereby given to the vacation of said right-of-way located in Tuscaloosa County, Alabama, as described and depicted on Exhibit "A" hereto. Pursuant to Alabama Code (1975) §23-4-2 and §23-4-20.

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 Owners in order that the same may be recorded in the Office of the Judge of Probate.

RESOLVED AND DONE this 20th day of May, 2020.

TUSCALOOSA COUNTY COMMISSION

By:


Ward D. Robertson, III, Chairman

ATTEST:


Melvin Vines, County Administrator

APPROVED THIS THE 20th DAY OF May, 2020.

ers-6

EXHIBIT A

Legal Descriptions

VACATION OF A RIGHT-OF-WAY

STATE OF ALABAMA)
TUSCALOOSA COUNTY)

A parcel of land located in the Northeast Quarter of Section 9, Township 21 South, Range 9 West, Tuscaloosa County, Alabama and being designated as a public alley in Block 4 Holten Heights as recorded in Plat Book 1 at Page 160 in the Probate Office of Tuscaloosa County, Alabama, containing zero and three hundredths (0.03) acres, more or less and being more particularly described as follows:

BEGIN at the Southwest corner of Lot 8, Block 4 Holten Heights as recorded in Plat Book 1 at Page 160 in the Probate Office of Tuscaloosa County, Alabama, said point being the Southeast corner of the designated alley; thence run in a Northerly direction and along the East margin of said alley for a distance of 136.8 feet to the South Right of Way margin of Jack Warner Parkway, said point being the Northeast corner of the designated alley; thence run in a Southwesterly direction and along said South margin for a distance of 10.1 feet to a point of intersection with the East boundary line of Lot 11, Block 4 of said Holten Heights, said point being the Northwest corner of the designated alley; thence run in a Southerly direction and along said east boundary line and an extension thereof for a distance of 135.6 feet to the Southeast corner of Lot 9, Block 4 of said Holten Heights, said point being the Southwest corner of the designated alley; thence run in an easterly direction and along the south margin of the designated alley for a distance of 10.0 feet to the POINT OF BEGINNING.

Ex 5-6

THIS INSTRUMENT PREPARED BY:
Robert M. Spence
SMITH & STAGGS, LLP
701 22nd Avenue, Suite 1
Tuscaloosa, Alabama 35401

THIS INSTRUMENT WAS PREPARED
WITHOUT THE BENEFIT OF TITLE
EXAMINATION, SURVEY, OR ON-SITE
INSPECTION.

Sources of Title: Deed Book 2019, Page 21588

STATE OF ALABAMA)
)
TUSCALOOSA COUNTY)

**DECLARATION OF VACATION OF RIGHT-OF-WAY
OF UNNAMED ROAD**

KNOW ALL MEN BY THESE PRESENTS, that **Royal Investment Group, LLC** is the owner of all the land abutting a right-of-way, which is hereinafter more particularly described, and which right-of-way said owner desires to vacate as provided in Section 23-4-20 of the Code of Alabama, 1975. The vacation of said right-of-way as hereinafter described will not deprive other property owners of reasonable means of ingress and egress to and from their property nor will it adversely affect the interest of the general public in any way.

NOW, THEREFORE, pursuant to the provisions of Section 23-4-20 of the Code of Alabama, 1975, the undersigned does hereby declare a portion of the following described right-of-way located in Tuscaloosa County, Alabama, to be vacated:

A parcel of land located in the Northeast Quarter of Section 9, Township 21 South, Range 9 West, Tuscaloosa County, Alabama and being designated as a public alley in Block 4 Holten Heights as recorded in Plat Book1 at Page 160 in the Probate Office of Tuscaloosa County, Alabama, containing zero and three hundredths (0.03) acres, more or less and being more particularly described as follows:

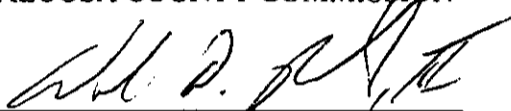
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Ex 5-6

The said right-of-way to be vacated is not within the corporate limits of any municipality, but located in Tuscaloosa County and assent to the vacation of said right-of-way has been obtained from the Tuscaloosa County Commission by resolution, a copy of which, certified by the County Clerk, is attached hereto, filed and recorded with this written Declaration of Vacation, and made a part hereof.

IN WITNESS WHEREOF, Ward D. Robertson, III, Chairman of the Tuscaloosa County Commission has executed this Declaration of Vacation of Public Right-of-Way this the 20th day of May, 2020.

TUSCALOOSA COUNTY COMMISSION

By: 
Ward D. Robertson, III, Chairman

ATTEST:


Melvin Vines, Administrator

EX 5-6