

TUSCALOOSA COUNTY COMMISSION
MEETING
February 2, 2005

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:

Don Wallace
Gary Youngblood
Bobby Miller
Reginald Murray

Mr. Don Presley, a member of the Tuscaloosa County Board of Education, presented the County Commission the Tuscaloosa County School System's Strategic Plan for 2003 through 2008 via a slide presentation and documents explaining proposed facility projects and critical needs of the Tuscaloosa County School System. The total projected cost to construct new schools, classroom additions, athletic facilities, and to provide maintenance of all buildings, systems, grounds, and equipment is \$80,050,000.

Dr. Joyce Levey, Superintendent of the City of Tuscaloosa Board of Education, presented the Tuscaloosa City School System's Maintenance and Construction Projects Five Year Plan. The city school's cost of proposed construction of new schools, additions, and renovation projects is \$38,965,000, which will be funded by any new revenues that may become available.

Mr. Don Presley asked the County Commission to reimpose a temporary one-cent sales tax to pay for the facility projects and critical needs of the school systems. The County Commission

previously enacted the temporary one-cent sales tax for a three year period, which expired last summer.

Commissioner Gary Youngblood moved, seconded by Commissioner Bobby Miller, the County Commission voted unanimously to erect 4-WAY STOP signs at the intersection of Prudes Creek Road and Groundhog Road.

Commissioner Gary Youngblood moved, seconded by Commissioner Don Wallace, the County Commission voted unanimously to install "NO PARKING" signs on Dudley Road.

Commissioner Don Wallace moved, seconded by Commissioner Bobby Miller, the County Commission voted unanimously to waive the fifty-foot right-of-way requirement on Bailey Road and Frank Redd Road. This will permit improvement to the roads using a thirty-foot right-of-way.

Commissioner Don Wallace moved, seconded by Commissioner Bobby Miller, the County Commission voted unanimously to establish and post a 35 MPH speed limit on Hayes Road.

Commissioner Don Wallace moved, seconded by Commissioner Reginald Murray, the County Commission voted unanimously to grant Dr. Sang K. Pyun a waiver from Section 5-1 of Tuscaloosa County Subdivision Regulations for Eagle Cove Estates. Section 5-1 sets the design criteria for mailboxes.

Exhibit 1-1, Page 575

Commissioner Don Wallace moved, seconded by Commissioner Gary Youngblood, the County Commission voted unanimously to adopt a resolution accepting the streets, with the drainage structures in, and which are a part of said streets located in dedicated street rights-of-way, in Eagle Cove Estates for maintenance by the Tuscaloosa County Commission.

Exhibit 1-2, Page 576

Bids for one (1) Rough Terrain Crane were opened and referred to the County Engineer for appropriate action. Bidding firms were as follows:

Tractor & Equipment Company
Port City Tractor, Inc.

Exhibit 1-3, Pages 577-579

Commissioner Bobby Miller moved, seconded by Commissioner Reginald Murray, the County Commission voted unanimously to accept the low bid meeting specifications for reinforcing steel. Bidding firms were as follows:

O'Ferrell Rebar Inc.
Gerdau Ameristeel

Exhibit 1-4, Pages 580-582

Commissioner Reginald Murray moved, seconded by Commissioner Bobby Miller, the County Commission voted unanimously to proceed with the county's plan to install road signs at all intersections of county roads in Tuscaloosa County. The commission also authorized the Accounting Director to transfer any excess funds from the equipment account to the road sign account in the Road and Bridge Department budget to pay for this project.

Commissioner Bobby Miller moved, seconded by Commissioner Don Wallace, the County Commission voted unanimously to enter into a contract with Whatley Health Services, Inc. regarding medical services for inmates at the Tuscaloosa County Jail. This five hundred forty thousand dollar annual contract will be prorated through September 30, 2005, as we are already four months into the fiscal year and the contract.

Exhibit 1-5, Pages 583-585

Commissioner Don Wallace moved, seconded by Commissioner Gary Youngblood, the County Commission voted unanimously to resurface the Montgomery Volunteer Fire Department's parking lot at the Morman Road station. The cost estimate for this project is \$13,148.

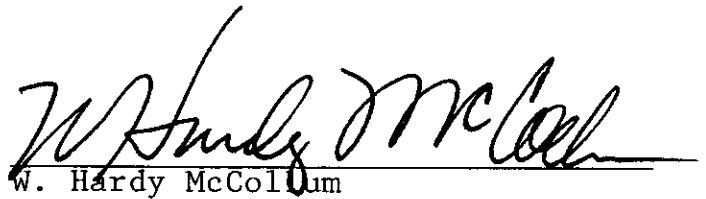
Commissioner Reginald Murray moved, seconded by Commissioner Bobby Miller, the County Commission voted unanimously to reappoint Dr. Lucy Culpepper and Ms. Margaret Graham to the Tuscaloosa County Board of Human Resources. Both of these new terms will expire September 1, 2010.

Commissioner Reginald Murray asked County Attorney Robert Spence to update the County Commission at each commission meeting on the status of pending issues on which the commission has requested his assistance.

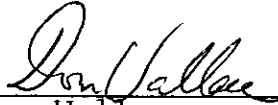
Commissioner Gary Youngblood moved, seconded by Commissioner Bobby Miller, the County Commission voted unanimously to grant Dream Lake Development, LLC a waiver of Rule 5-3-11 in Tuscaloosa County's Subdivision Regulations for Dream Lakes Estates. Rule 5-3-11 sets the maximum length for cul-de-sac length at less than six hundred feet. This proposed cul-de-sac will be approximately five thousand and one hundred feet long.

Exhibit 1-6, Page 586

There being no further business to come before the Tuscaloosa County Commission, the meeting adjourned to Wednesday, February 16, 2005.



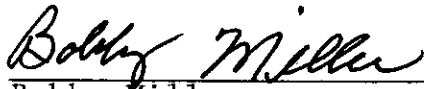
W. Hardy McCollum
Judge of Probate and Chairman
Tuscaloosa County Commission



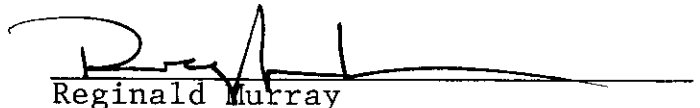
Don Wallace
Commissioner - District I



Gary Youngblood
Commissioner - District II



Bobby Miller
Commissioner - District III



Reginald Murray
Commissioner - District IV

TUSCALOOSA COUNTY PUBLIC WORKS DEPARTMENT

2810 35th Street
Tuscaloosa, Alabama 35401
(205) 345-6600
FAX (205) 345-6600



Bobby C. Hagler
County Engineer



Allan D. Springer, Sr.
Assistant County Engineer

February 2, 2005

Tuscaloosa County Commission
714 Greensboro Avenue
Tuscaloosa, AL 35401

Re: Waiver Request – Eagle Cove Estates Subdivision

Dear Mr. Chairman and Members of the Commission:

Mr. James D. (Don) Turner, an attorney representing the interests of the developer (Dr. Sang K. Pyun), is requesting that you please consider a waiver request from the current Tuscaloosa County Subdivision Regulations in regards to the installation of an unapproved mailbox within the subdivision.

Specifically, there is a mailbox within this subdivision that has been constructed of concrete materials and does not meet the design criteria as set forth by the United Postal Service and adopted by this Commission in the current Tuscaloosa County Subdivision Regulations.

Section 5-1 states in that all developed subdivisions within Tuscaloosa County must also meet the minimum design standards as set forth by other agencies, in this case, the United Postal Service.

The mailbox in question, as depicted in the attached photograph, is larger than is currently allowed by the Postal Service and will not break-away at the point of impact should a vehicle leave the confines of the road surface. A regulation mailbox will break-away easier, thus causing less damage to the vehicle.

Should you have any questions, please contact Mr. Robert (Bob) McEachern at this office, and he will be available to assist you in this matter.

Sincerely yours,

Bobby C. Hagler, P.E.
County Engineer

cc: Mr. Farrington Snipes, County Planner
Robert Spence, County Attorney
Bobby Johnston, Commission Clerk
File

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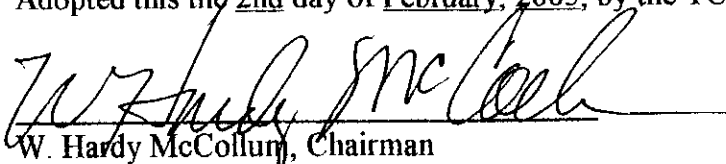
**RESOLUTION ACCEPTING STREETS IN
EAGLE COVE ESTATES**

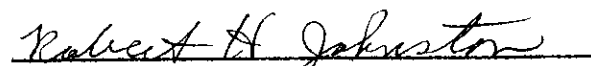
WHEREAS, the County Engineer has reported to the Tuscaloosa County Commission that the County Engineering Department has inspected and found that the streets, together with the drainage structures in the streets in Eagle Cove Estates are completed in accordance with the Subdivision Regulations of the Tuscaloosa County Commission, and that all of said construction has been done in accordance with the County specifications.

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

1. That the County accept the streets, together with the drainage structures in, and which are a part of, said streets which are located in dedicated street rights-of-way, for maintenance by the Tuscaloosa County Commission. The drainage structures described herein are those structures which are part of or are located in the streets (curb and gutter, catch basins, flumes and pipes) and does not include any natural waterway which drains surface water in the area.
2. This resolution shall be effective on the date of the adoption thereof.

Adopted this the 2nd day of February, 2005, by the TUSCALOOSA COUNTY COMMISSION.


W. Hardy McCollum, Chairman


Robert H. Johnston, Clerk

Seal

1 - 2

W. HARDY McCOLLUM
CHAIRMAN

ROBERT H. JOHNSTON
CLERK



MEMBERS
DON WALLACE
GARY YOUNGBLOOD
BOBBY MILLER
REGINALD MURRAY

COUNTY COMMISSION

TUSCALOOSA COUNTY ALABAMA
P.O. Box 20113 • 714 GREENSBORO AVENUE
TUSCALOOSA, ALABAMA 35402-0113
205-349-3870
January 14, 2005

Joe Money Machinery Co.
L.B. Smith Construction Co.
Cowan Equipment Co. Inc.
Thompson Tractor
Tractor & Equipment Co.
Brambles Equipment Services

Warrior Tractor
Brooks & Wallace Machinery
Owsley & Sons Inc.
Port City Tractor
Manitowoc Southeastern Co.

Coastal Equipment
Manitowoc Mid-Atlantic
M.D. Moody & Sons
Coastal Equipment

Gentlemen:

Tuscaloosa County will accept bids for one (1) rough terrain crane until 9:00 a.m., Wednesday, February 2, 2005. Attached are minimum specifications compiled by the Tuscaloosa County Engineering Department. Direct all inquiries in regard to this bid to County Engineer Bobby Hagler at telephone number (205)345-6600.

Bid shall include all freight, title, delivery, etc. charges. Bid should state condition of warranty.

Bids can be mailed to: Tuscaloosa County Commission, P.O. Box 20113, Tuscaloosa, AL 35402, or brought to the County Clerk's Office in the Tuscaloosa County Courthouse prior to 9:00 a.m., Wednesday, February 2, 2005.

Please return your bid in the "BID" envelope provided, or use the "BID" envelope to address your bid package to assure that your bid is delivered to the correct office.

A word to the wise - MAIL EARLY - overnight mail, including Airborne Express, Federal Express, etc. does not always arrive by 9:00 a.m. the next day.

Sincerely,

A handwritten signature in cursive script, appearing to read "Bobby", is written over the typed name.

Robert H. Johnston
Clerk

RHJ:lks

encl.

copy: Engineering Department
file

1-3

35 Ton Hydraulic Rough Terrain Crane

<u>One (1) Terex RT335 Rough Terrain Crane</u>	<u>\$199,800.00</u>
Bid Item	Base Bid

Base Bid, 35 Ton Hydraulic Rough Terrain Crane	<u>Terex RT335 Rough Terrain Crane</u>
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DELIVERY

Specify delivery date: 16 weeks from purchase order.

Name of Company: Tractor & Equipment Company

Mailing Address: 3820 Greensboro Avenue
Tuscaloosa, AL 35405

Telephone: 205-752-0621

Name: Jody Thomason

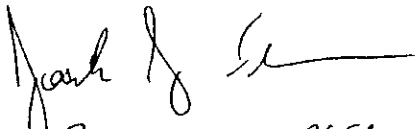
Title: Branch Manager

Date: February 2, 2005

File f:\users\bobby\winword\equipbid\35 ton rough terrain crane.doc

OPTIONS:

Heater - Propane (Less Tank) \$1,110.00


Branch MANAGER

5 of 5

35 Ton Hydraulic Rough Terrain Crane

<u>Link-Belt RTC-8040II 40 Ton Hydraulic Crane</u>	
Bid Item	Base Bid
Base Bid, 35 Ton Hydraulic Rough Terrain Crane	\$272,037.67

DELIVERY

Specify delivery date: March 05

Name of Company: Port City Tractor, Inc

Mailing Address: 8501 Airport Blvd, Mobile, AL 36608

Telephone: 251-633-4590

Name: Larry Whitehead

Title: President

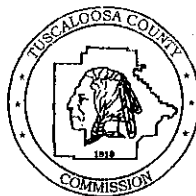
Date: 1/31/05

File f:\users\bobby\winword\equipbid\35 ton rough terrain crane.doc

5 of 5

W. HARDY McCOLLUM
CHAIRMAN

ROBERT H. JOHNSTON
CLERK



MEMBERS
DON WALLACE
GARY YOUNGBLOOD
BOBBY MILLER
REGINALD MURRAY

COUNTY COMMISSION

TUSCALOOSA COUNTY ALABAMA
P.O. BOX 20113 • 714 GREENSBORO AVENUE
TUSCALOOSA, ALABAMA 35402-0113
205-349-3870
January 19, 2005

Custom Steel
O'Ferrell Rebar Inc.
Sabel Steel
Cain Steel

Alabama Gate City Steel
Skyline Steel Corporation
Stewart-Dasco
Alabama Steel

Gentlemen:

Tuscaloosa County will accept bids for reinforcing steel until 9:00 a.m., Wednesday, February 2, 2005. Attached are minimum specifications compiled by the Engineering Department. Direct all inquiries in regard to this bid to County Engineer Bobby Hagler or Engineering Coordinator Mike Henderson at telephone number (205)345-6600.

Bids can be mailed to: Tuscaloosa County Commission, P.O. Box 20113, Tuscaloosa, AL 35402, or brought to the County Clerk's Office in the Tuscaloosa County Courthouse prior to 9:00 a.m., Wednesday, February 2, 2005.

Bids shall include all freight, delivery, etc. charges and state conditions of warranty.

A word to the wise - MAIL EARLY - overnight mail, including Airborne Express, Federal Express, etc. does not always arrive by 9:00 a.m. the next day.

Please return your bid in the "BID" envelope provided, or use the "BID" envelope to address your bid package to assure that your bid is delivered to the correct office.

Sincerely,

Bobby
Robert H. Johnston
Clerk

RHJ:lks

encl.

copy: Engineering Department
file

STEEL REINFORCING BID

BIDS TO BE OPENED FEBRUARY 2, 2005 AT 9:00 a.m.

Company: O'Ferrell Rebar, Inc.
By: Adam C. O'Ferrell
Address: 6362 U.S. Highway 80 East
Hope Hull, Al 36043
Phone: 334-288-1142

Bid Price: \$ 35.25 CWT

Delivery Date: Approx. 2 week from P.O.

File:/users/mike/bridge/bids2005/Cap and Rail rebar bid 02-02-05

STEEL REINFORCING BID

BIDS TO BE OPENED FEBRUARY 2, 2005 AT 9:00 a.m.

Company: GERDAU AMERISTEEL

By: Grant Johnson

Address: 3500 27TH AVE. NORTH
B'HAM, AL

Phone: 1-205-716-2304

Bid Price: \$ 35.32 CWT

Delivery Date: 1/2 TO 2 WEEKS OR SOONER

File:/users/mike/bridge/bids2005/Cap and Rail rebar bid 02-02-05

TOTAL WT = 83,664 #

CONTRACT REGARDING MEDICAL SERVICES FOR INMATES

This agreement is between Whatley Health Services, Inc. ("Whatley"), an Alabama non-profit corporation and community health center and Tuscaloosa County, Alabama ("County").

1. **SERVICES.** Whatley shall provide primary medical care for the inmates at the Tuscaloosa County Jail and shall also formulate any and all plans, policies or designs necessary to carry out its duties hereunder.

a. **HOURS.** Whatley will provide a physician or physicians for clinics not less than twice per week, two hours per session. A nurse practitioner will be provided for no less than 20 hours per week. A chronic care clinic will be held no less than once per week for 2 hours per clinic.

b. **STAFF.** The staff provided by Whatley will include all personnel necessary to operate the clinics set forth herein. The physicians will be licensed and board certified or eligible. The Nurse Practitioner will be a Certified Registered Nurse Practitioner. All nurses will be Registered or Licensed Practical Nurses.

c. **PAYMENT FOR SERVICES.** The County shall pay Whatley the sum of Five Hundred Forty Thousand and 00/100s (\$540,000.00) Dollars annually for the services set forth herein, in equal monthly installments.

d. **COLLECTION OF FUNDS FROM THIRD PARTY PAYORS.** Whatley shall use its best efforts to collect any reimbursement from any third party payors who may be obligated for the medical services provided to any inmates, and shall on a monthly basis credit the County for all such sums recovered and provide an accounting of same.

2. **FACILITIES, EQUIPMENT AND SECURITY.** The County shall reasonably accommodate all requests by Whatley for changes to the jail health clinic facility and provide all

equipment, materials and supplies reasonably required by Whatley to provide the services set forth herein, and shall reasonably accommodate all requests for security measures to insure the safety and security of Whatley's employees while on site, or otherwise.

3. **TERM.** This Agreement shall be effective for one (1) year from the date last signed by a party hereto.

4. **COOPERATION.** The County, the Sheriff, his deputies, their agents and employees shall provide Whatley full cooperation so that it may render the services made the subject hereof.

5. **DEFENSE OF CLAIMS.** The County shall defend Whatley and its employees, contractors and agents, from any and all claims made against it or its employees, contractors or agents by any inmate/patient, with the exception of any claims which are covered by the Federal Torts Claims Practices Act.

6. **SEVERABILITY.** Should a court of competent jurisdiction determine that any term, portion or part of this agreement is unenforceable, then such shall not affect the enforceability or efficacy of the remainder of this agreement.

7. **ENTIRE AGREEMENT.** This agreement contains the entire agreement between the parties with respect to the subject matter hereof, all previous negotiations, representations and agreements are merged herein or are otherwise of no effect.

8. **AMENDMENT.** This Agreement shall not be modified or amended except in writing signed by both parties.

9. **AUTHORITY.** The undersigned have full authority to enter this agreement on behalf of their respective represented parties.

10. **HIPAA REQUIREMENTS.** Both Whatley and the County recognize the confidential nature of medical services provided to the inmates at the Tuscaloosa County Jail. In order to facilitate the administration and maintenance of the safety, security and good order of the Tuscaloosa County Jail, Protected Health Information (as it is defined in 45 CFR Sec. 164.501) may be disclosed by either party to the other party to further the provision of health care to the inmates at the Tuscaloosa County Jail.

TUSCALOOSA COUNTY, ALABAMA

1-12-04
Date

By: W. Hardy McSollum
W. Hardy McSollum
Chairman, County Commission

ATTEST:

Robert Johnston
Robert Johnston *by lks*

WHATLEY HEALTH SERVICES, INC.

January 15, 2004
Date

By: Deborah Tucker
Deborah Tucker
As Its Chief Executive Officer

TUSCALOOSA COUNTY PUBLIC WORKS DEPARTMENT

2810 35th Street
Tuscaloosa, Alabama 35401
(205) 345-6600
FAX (205) 345-6600



Bobby C. Hagler
County Engineer



Allan D. Springer, Sr.
Assistant County Engineer

January 19, 2005

Tuscaloosa County Commission
714 Greensboro Avenue
Tuscaloosa, AL 35401

Re: Waiver Request – Dream Lake Estates

Dear Mr. Chairman and Members of the Commission:

Attached is a preliminary layout of a proposed subdivision by Dream Lake Development, L.L.C. as developer. Burnett Engineering Services, Inc. is the company handling the design and engineering for this project and is being represented by Mr. Mark Burnett. The proposed subdivision is located in District 2 and on the North side of Interstate 20/59 in the Caffee Junction area and will use Dream Lake Road as a means of access.

The proposed road has will have a length of approximately 5,100 feet. The lot sizes are mostly less than 1.0 acres in size and the right-of-way width proposed is 50 feet. The developer proposes to use valley-gutter along the edges of the street as part of the drainage system.

Dream Lakes Development is requesting the following waiver from the subdivision reqs:

- 1) **The requirement that any cul-de-sac to be constructed must be less than 600 feet in total length.**

Rule 5-3-11 states in regards to cul-de-sacs, "... shall not be more than 600 feet in length unless approved by the County Commission for specific reasons of topography or other practical difficulties."

Should you have any questions, please contact Mr. Robert (Bob) McEachern at this office, and he will be available to assist you in this matter.

Sincerely yours,

Bobby C. Hagler, P.E.
County Engineer

cc: Mr. Farrington Snipes, County Planner
Robert Spence, County Attorney
Bobby Johnston, Commission Clerk

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