

TUSCALOOSA COUNTY COMMISSION  
MEETING  
December 21, 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

Commissioner Bobby Miller moved, seconded by Commissioner Gary Youngblood, the County Commission voted unanimously to increase the amount of leave time that county employees can sell to the county; from eighty to one hundred and sixty hours annually. The effective date of this change is January 1, 2006.

Commissioner Bobby Miller moved, seconded by Commissioner Don Wallace, the County Commission voted unanimously to award the bid for the construction of a speed table on Crabtree Road to Mallory Burkhalter Paving, Inc., providing the measurements are correct or are corrected. The description on the bid sheet is 6'x10'x6' but the description should be 6'x10'x6".

Exhibit 12-1, Pages 183-184

Commissioner Bobby Miller moved, seconded by Commissioner Gary Youngblood, the County Commission voted unanimously to amend the minutes of August 17, 2005, to add a 1998 Crown Vic, VIN 2FAFP71W6WX115346, to the list of Sheriff's Office vehicles declared surplus on that date.

Commissioner Bobby Miller moved, seconded by Commissioner Gary Youngblood, the County Commission voted unanimously to confirm the Tuscaloosa City Council's appointments of Jimmy Sexton and Kathy Dixon to the Tuscaloosa County Parking and Transit Authority Board of Directors.

Exhibit 12-2, Page 185

Commissioner Gary Youngblood moved, seconded by Commissioner Don Wallace, the County Commission voted unanimously to depart from the order of business set forth in the official agenda to consider a request from the local chapter of the Military Order of the Purple Heart to name the new bridge over Hurricane Creek on County Road 59 the "Purple Heart Memorial Bridge".

Exhibit 12-3, Page 186

Commissioner Gary Youngblood moved, seconded by Commissioner Bobby Miller, the County Commission voted unanimously to name the new bridge over Hurricane Creek on County Road 59 (Old Covered Bridge Road) the "Purple Heart Memorial Bridge". The motion further stated that Tuscaloosa County will erect signs at each end of the bridge indicating the name of the bridge.

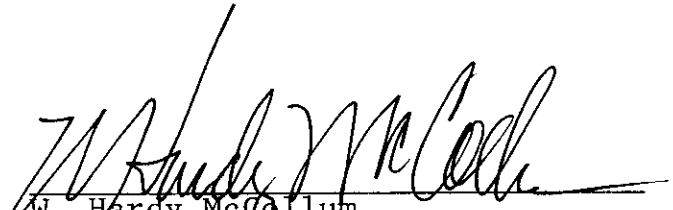
Probate Judge Hardy W. McCollum opened the meeting for a "Public Hearing on the Proposed Vacation of Barnes Farm Road" as was advertised. This gives interested citizens an opportunity to oppose or support the vacation. No one spoke in favor of or against the proposed vacation; the County Attorney had previously determined that all property owners adjacent to Barnes Farm Road supported Tuscaloosa County vacating said road.


Exhibit 12-4, Page 187

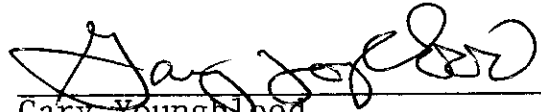
Commissioner Reginald Murray moved, seconded by Commissioner Bobby Miller, the County Commission voted unanimously to adopt a resolution assenting to the vacation of the "Barnes Farm Road Right-of-Way" as described in the attached exhibit.

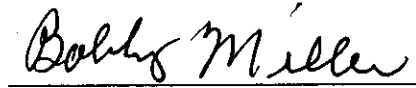
Exhibit 12-5, Pages 188-190

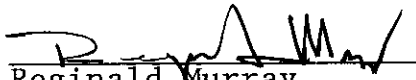
There being no further business to come before the Tuscaloosa County Commission, the meeting adjourned to Wednesday, January 4, 2006.

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

  
Don Wallace  
Commissioner - District I

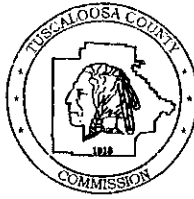
  
Gary Youngblood  
Commissioner - District II

  
Bobby Miller  
Commissioner - District III

  
Reginald Murray  
Commissioner - District IV

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

December 8, 2005

Mallory Burkhalter Paving Inc.  
Jeffco Concrete Contractors Inc.  
Rushing Concrete Co. Inc.

Shirley Concrete Co. Inc.  
Ballard Contractors Inc.  
Sobcon Concrete Co. Inc.

Gentlemen:

Tuscaloosa County will accept bids for the construction of a speed table on Crabtree Road until 9:00 a.m., Wednesday, December 21, 2005.

The enclosed specifications and bid form were compiled by the County Engineering Department. Direct all inquiries in regard to this bid to County Engineer Bobby Hagler 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, December 21, 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", with a checkmark-like flourish at the end.

Robert H. Johnston  
Clerk

RHJ:lks

encl.

copy: Bobby Hagler  
file

**SPEED TABLE CONSTRUCTION PROJECT  
PROJECT BID SHEET**

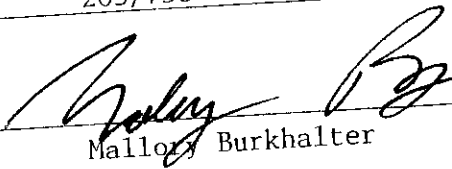
DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	BID AMOUNT
Speed Table (6'-10'-6')	1	Each	\$6,700.00	\$6,700.00
<b>TOTAL BID</b>				\$6,700.00

The Bidder understands that the county reserves the right to reject any and all bids and to waive any informalities involved in the bidding process.

Company Name: MALLORY BURKHALTER PAVING, INC.

Mailing Address: P. O. BOX 350 / NORTHPORT, AL 35476

Telephone: 205/758-2274

Name:   
Mallory Burkhalter

Title: President

Date: December 20, 2005

File: f:/users/Mike/Road Construction 2006/Speed Table Construction/ Crabtree

# City of Tuscaloosa

WALTER MADDOX  
Mayor



COUNCIL  
BOBBY HOWARD  
District 1  
HARRISON TAYLOR  
President Pro Tem  
District 2  
CYNTHIA LEE ALMOND  
District 3

COUNCIL  
LEE GARRISON  
District 4  
KIP TYNER  
District 5  
BOB LUNDELL  
District 6  
WILLIAM TINKER III  
District 7

## Tuscaloosa City Clerk's Office

Stan E. McCracken  
City Clerk

December 5, 2005

Honorable Hardy McCollum  
Probate Judge  
Tuscaloosa County Courthouse  
714 Greensboro Avenue  
Tuscaloosa, AL 35401

Dear Judge McCollum:

At its December 1 meeting, the Tuscaloosa City Council adopted Ordinance No. 6833 appointing Jimmy Sexton and Kathy Dixon to the Tuscaloosa County Parking and Transit Authority board of directors to replace Russell Lawrence and Paul Patterson who recently resigned from the board. A copy of the ordinance is enclosed.

As you know, three of the appointees must be residents of Tuscaloosa County but not of any municipality therein, and must be confirmed by the Tuscaloosa County Commission. The three members now meeting this criteria are **Linda McKinney**, a member of the board since 1997, **Jimmy Sexton**, and **Kathy Dixon**.

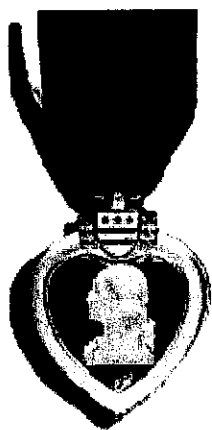
At your earliest convenience, please bring these two new appointees before the County Commission for confirmation.

Sincerely,

Stan E. McCracken  
City Clerk

Enclosure  
c: Robert Johnston, Clerk

12 2



# MILITARY ORDER OF THE PURPLE HEART

Chartered By Congress  
Chapter 2211  
3010 Freemont Drive  
Tuscaloosa, AL 35404

October 19, 2005

Dear Commissioner Gary Youngblood:

A good friend of mine, Grover House, has asked me to formally request of the County Commission that the new bridge over Hurricane Creek on County Road 59 be named the "Purple Heart Memorial Bridge". Grover is our Chapter # 2211 Commander here in West Alabama. Another friend of ours is Judge Hardy McCullum who took part in our dedication of the state of Alabama monument two years ago at the Veterans memorial in front of the University Mall. We were fortunate to have the monument placed here for the entire state. We deeply appreciate what you have done for veterans over the years. Earlier this month, Gov. Bob Riley dedicated the bulk of the Interstate highway system as the "Purple Heart Trail". We only have 45 members in our local chapter of the Military Order of the Purple Heart (MOPH) but our guys have given a good deal to our country. Within our small group we have one holder of the Distinguished Service Cross, 6 Silver Stars, 5 Distinguished Flying Crosses, 9 Bronze Stars for Valor, 11 Bronze Stars for Service, 68 Purple Hearts, 60 Air Medals, and 8 Vietnam Crosses of Gallantry. Our small group has 97 years of combat time. We have three former POW's (one notable who was in the Bataan Death March) and six members who took part in the Normandy invasion. You know many of our members personally. We are greatly humbled by your consideration to name this bridge for those who have been wounded or killed in action against an enemy force in the defense of our country.



Respectfully submitted, Bob Gray

National Aide de Camp  
Senior Vice Commander Department of Alabama  
Adjutant Chapter # 2211 Tuscaloosa, AL

12-3

039 187 EX 12-4

**NOTICE OF INTENT TO VACATE PUBLIC STREET**

**\*\*\* TO WHOM IT MAY CONCERN \*\*\***

**FROM: TUSCALOOSA COUNTY COMMISSION**

**RE: PUBLIC HEARING ON PROPOSED VACATION OF BARNES FARM ROAD**

**DATE: November 16, 2005**

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TAKE NOTICE that, pursuant to The Code of Alabama § 23-4-1 et seq., the Tuscaloosa County Commission proposes to vacate a certain public street located in Tuscaloosa County generally known as the “**BARNES FARM ROAD**” and more particularly described as follows:

**BARNES FARM ROAD RIGHT-OF-WAY**

A strip of land, being located in Section 1, Township 24 North, Range 4 East, in Sections 25, 26, and 36 of Township 22 South, Range 11 West and in Section 31, Township 22 South, Range 10 West, all in Tuscaloosa County, Alabama, said strip being the prescribed right-of-way of Barnes Farm Road, and being more particularly described as follows:

BEGIN at the point of intersection of the centerline of Barnes Farm Road with the West right-of-way margin of Fosters Loop Road, said intersection being located in Section 1, Township 24 North, Range 4 East. Thence proceed in a northwesterly direction and along the meandering centerline of said Barnes Farm Road to a point of intersection of the centerline of said Barnes Farm Road with the south right-of-way margin of Fosters Loop Road, said intersection being located in Section 26 of Township 22 South, Range 11 West, being the Point of Ending of said strip of land.

It is the intent to vacate all of the current prescribed right-of-way on Barnes Farm Road being currently maintained by the Tuscaloosa County Commission.

TAKE FURTHER NOTICE that the Tuscaloosa County Commission will hold a public hearing on this proposed vacation at its regularly scheduled meeting on **DECEMBER 21, 2005** at **9:00 a.m.** in the Chambers of the Tuscaloosa County Commission located at the Tuscaloosa County Courthouse, 714 Greensboro Avenue, Tuscaloosa, Alabama 35401. In addition to the public hearing, a final decision on this proposed vacation will be made by the County Commission at this meeting.

**Any citizen alleging to be affected by this proposed vacation may submit a written objection to the Tuscaloosa County Commission or may request an opportunity to be heard at the public hearing by contacting the Clerk of the Commission at (205) 349-3870.**

EX 12-4



TUSCALOOSA COUNTY COMMISSION  
TUSCALOOSA COUNTY, ALABAMA

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

**WHEREAS**, the Tuscaloosa County Commission is desirous of vacating a public street located in Tuscaloosa County, Alabama generally known as "**Barnes Farm Road**" and more particularly described below.

**WHEREAS**, a duly advertised and noticed public hearing to address the proposed vacation of Barnes Farm Road, a public street in Tuscaloosa County, was held on December 21, 2005.

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

**WHEREAS**, it appears to the Tuscaloosa County Commission that it is in the interest of the public that the Barnes Farm Road be vacated.

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

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

**BARNES FARM ROAD RIGHT-OF-WAY**

A strip of land, being located in Section 1, Township 24 North, Range 4 East, in Sections 25, 26, and 36 of Township 22 South, Range 11 West and in Section 31, Township 22 South, Range 10 West, all in Tuscaloosa County, Alabama, said strip being the prescribed right-of-way of Barnes Farm Road, and being more particularly described as follows:

**BEGIN** at the point of intersection of the centerline of Barnes Farm Road with the West right-of-way margin of Fosters Loop Road, said intersection being located in Section 1, Township 24 North, Range 4 East. Thence proceed in a northwesterly direction and along the meandering centerline of said Barnes Farm Road to a point of intersection of the centerline of said Barnes Farm Road with the south right-of-way margin of Fosters Loop Road, said intersection being located in Section 26 of Township 22 South, Range 11 West, being the **POINT OF ENDING** of said strip of land.

12-5

It is in the intent of this document to vacate all of the current prescribed right-of-way on Barnes Farm Road being currently maintained by the Tuscaloosa County Commission.

**BE IT FURTHER RESOLVED** that the following persons or entities are owner(s) of the lots or parcels of land abutting the street being vacated by this resolution: Adrian Edward Braughton; Kenneth W. Lee; William Fletcher Barnes, Jr.; Brion Hardin; Dr. J. Stuart Patton, individually; as personal representative of the Estate of A.W. Patton, Jr., as Trustee of the A.W. Patton Marital Trust, as Trustee under the Leah Ann Patton Irrevocable Trust Agreement Dated October 24, 1988, and as Trustee under the Jefferson Stuart Trust Patton Irrevocable Trust Agreement Dated October 24, 1988; William Parker Patton, individually; as Trustee under the William Parker Patton Irrevocable Trust Agreement Dated October 24, 1988, as Trustee under the David Armstrong Irrevocable Trust Agreement Dated October 24, 1988, and as Trustee under the Louise Vereen Patton Irrevocable Trust Agreement Dated October 24, 1988; Patricia A. Patton; Abner Wilson Patton III; Ann V. Patton, individually, and as Trustee under the Ford Patton Baxter Irrevocable Trust Agreement Dated December 13, 1988; Ford Patton Vox; David Armstrong Patton

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

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

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

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

This the 21<sup>st</sup> day of December, 2005.

  
W. Hardy McCollum, Chairman  
Tuscaloosa County Commission

ATTEST:

  
Bobby Johnston, County Clerk

APPENDIX TO DECEMBER 21, 2005 RESOLUTION APPROVING THE VACATION  
OF A PUBLIC STREET IN TUSCALOOSA COUNTY, ALABAMA  
"BARNES FARM ROAD"

SOURCES OF TITLE

Deed Book 1026	Page 483
Deed Book 1997	Page 35185
Deed Book 2000	Page 15553
Deed Book 2003	Page 6190
Deed Book 2005	Page 26091
Deed Book 470	Page 314
Deed Book 995	Page 530
Deed Book 1048	Page 14
Deed Book 1026	Page 473
Deed Book 1026	Page 466
Deed Book 1167	Page 586
Deed Book 1172	Page 459
Deed Book 1167	Page 586
Deed Book 2002	Page 1827
Deed Book 1125	Page 746
Deed Book 883	Page 216
Deed Book 2002	Page 20818
Deed Book 2003	Page 98
Deed Book 1125	Page 754
Deed Book 1125	Page 734

EX 12-5

BOOK 039 PAGE 190

EX 12-5

