

## MORGAN COUNTY COMMISSION REGULAR MEETING

The Morgan County Commission of Morgan County, Alabama, convened in a regular meeting on Tuesday, July 28, 2015, at 9:00 a.m. in the Conference Room of the Morgan County Commission Office, County Courthouse, Decatur, Alabama. The following members were present: Mr. Ray Long, Chairman; Mr. Jeff Clark and Mr. Don Stisher, members. Absent: Mr. Randy Vest and Mr. Greg Abercrombie, members. Mrs. Belinda Ealey, Mrs. Julie Reeves and Mrs. Robbie Alexander acted as the clerks of the Meeting. The Chairman stated that a quorum was present and declared the Meeting open for the transaction of business.

### VISITORS

Bill Shinn, County Attorney	Greg Bodley, County Engineer
Keith Clines, Decatur Daily	Randy Garrison, Hartselle Enquirer
Derrick Shull, WYAM TV 51	John Cole, Citizen
Linda Garrison, Good Hope Contracting	Ray Henry, Citizen
Betty Heatherly, Citizen	Clark Jones, Citizen
Bobby Henson, Citizen	William Gleason, Citizen
Robby Cantrell, NARCOG	

### AGENDA

The Agenda for the meeting of Tuesday, July 28, 2015, had been presented to the Commission for review. The Agenda was amended as follows:

#### **Item #1 (New Business) Changed To Include Underlined Phrase:**

Adopt resolution approving the vacation of portions of State Crusher Road and E State Crusher Road and any other road right-of-ways lying within the E1/2 of the NW1/4 and the NE1/4 of Section 19, Township 8 South, Range 4 West in District 3, subject to submittal of deed for new road.

After due consideration it is therefore ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Jeff Clark, and unanimously carried that the Agenda be, and are hereby approved for Tuesday, July 28, 2015.

### MINUTES

The Minutes of the meeting held on Thursday, July 16, 2015 had been presented to the Commission by email for their review.

After due consideration it is therefore ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that there being no further additions or corrections to the above listed minutes, they are hereby approved.

#### **OLD BUSINESS:**

#### **PUBLIC HEARING TO RECEIVE WRITTEN AND ORAL COMMENTS CONCERNING A REQUEST FROM ABUTTING LANDOWNERS TO VACATE PORTIONS OF STATE CRUSHER ROAD AND E STATE CRUSHER ROAD AND ANY OTHER ROAD RIGHT-OF-WAYS LYING WITHIN THE E1/2 OF THE NW1/4 AND THE NE1/4 OF SECTION 19, TOWNSHIP 8 SOUTH, RANGE 4 WEST IN DISTRICT 3.**

The Chairman brought to the attention of the Commission that this was the date and time advertised to hold a "Public Hearing" for the purpose of receiving public comment concerning a request from abutting landowners to vacate portions of State Crusher Road and E State Crusher Road and any other road right-of-ways lying within the E1/2 of the NW1/4 and the NE1/4 of Section 19, Township 8 South, Range 4 West in District 3.

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There were no comments received regarding request from abutting landowners for vacating portions of State Crusher Road and E State Crusher Road and any other road right-of-ways lying within the E1/2 of the NW1/4 and the NE1/4 of Section 19, Township 8 South, Range 4 West in District 3.

The Chairman declared the "Public Hearing" closed.

**PUBLIC HEARING TO RECEIVE WRITTEN AND ORAL COMMENTS CONCERNING A REQUEST FROM WILLIAM AND FRANCES GLEASON TO VACATE AN UNIMPROVED PUBLIC RIGHT-OF-WAY LOCATED TO THE WEST OF THE EXISTING BERT STINSON ROAD RIGHT-OF-WAY IN THE SE1/4 OF SECTION 3, TOWNSHIP 8 SOUTH, RANGE 3 WEST IN DISTRICT 3.**

The Chairman brought to the attention of the Commission that this was the date and time advertised to hold a "Public Hearing" for the purpose of receiving public comment concerning a request from William and Frances Gleason to vacate an unimproved public right-of-way located to the west of the existing Bert Stinson Road right-of-way in the SE1/4 of Section 3, Township 8 South, Range 3 West in District 3.

There were no comments received regarding request from William and Frances Gleason to vacate an unimproved public right-of-way located to the west of the existing Bert Stinson Road right-of-way in the SE1/4 of Section 3, Township 8 South, Range 3 West in District 3.

The Chairman declared the "Public Hearing" closed.

**PUBLIC HEARING TO RECEIVE WRITTEN OR ORAL COMMENTS IN REGARDS TO THE MORGAN COUNTY AREA TRANSPORTATION SYSTEM APPLYING TO THE ALABAMA DEPARTMENT OF TRANSPORTATION FOR AN ADMINISTRATIVE, OPERATING AND CAPITAL ASSISTANCE GRANT UNDER 49 U.S.C. SECTION 5311 AND 5307 OF THE FEDERAL TRANSIT LAWS, AS CODIFIED.**

The Chairman brought to the attention of the Commission that this was the date and time advertised to hold a "Public Hearing" for the purpose of receiving public comment in regards to the Morgan County Area Transportation System applying to the Alabama Department of Transportation for an administrative, operating and capital assistance grant under 49 U.S.C. Section 5311 and 5307 of the Federal Transit Laws, as codified.

There were no comments received in regards to the Morgan County Area Transportation System applying to the Alabama Department of Transportation for an administrative, operating and capital assistance grant under 49 U.S.C. Section 5311 and 5307 of the Federal Transit Laws, as codified.

The Chairman declared the "Public Hearing" closed.

**ADOPT RESOLUTION FOR THE ACCEPTANCE OF BID FROM THE LOWEST RESPONSIBLE BIDDER MEETING SPECIFICATIONS FOR ONE (1) NEW VEHICLE TO BE USED FOR THE PARKS AND RECREATION DEPARTMENT, WITH ONLY ONE BID BEING RECEIVED FROM LYNN LAYTON CHEVROLET IN THE AMOUNT OF \$22,695.35.**

Mr. Don Stisher, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Jeff Clark, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-354**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby approve the acceptance of bid from the lowest responsible bidder meeting specifications for one (1) new vehicle to be used for the Parks and Recreation Department, with only one bid being received from Lynn Layton Chevrolet in the amount of \$22,695.35, this the 28<sup>th</sup> day of July, 2015.

**NEW BUSINESS:**

**ADOPT RESOLUTION APPROVING THE VACATION OF PORTIONS OF STATE CRUSHER ROAD AND E STATE CRUSHER ROAD AND ANY OTHER ROAD RIGHT-OF-WAYS LYING WITHIN THE E1/2 OF THE NW1/4 AND THE NE1/4 OF SECTION 19, TOWNSHIP 8 SOUTH, RANGE 4 WEST IN DISTRICT 3, SUBJECT TO SUBMITTAL OF DEED FOR NEW ROAD.**

Mr. Don Stisher, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Jeff Clark, it was put to a vote and unanimously adopted to wit:

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RESOLUTION 15-355

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby approve the vacation of portions of State Crusher Road and E State Crusher Road and any other road right-of-ways lying within the E1/2 of the NW1/4 and the NE1/4 of Section 19, Township 8 South, Range 4 West in District 3, subject to submittal of deed for new road, this the 28<sup>th</sup> day of July, 2015.

STATE OF ALABAMA  
COUNTY OF MORGAN

PETITION TO VACATE

KNOW ALL MEN BE THESE PRESENTS, that Blount Springs Sand And Gravel Co., Inc., Betty Heatherly, James Curtis Brown and Wife, Diane M. Brown, Christy M. Miller-Carr and Donald Carr, Roy L. Watts and wife Judy A. Watts and Teresa Y. Miller and spouse George Miller being the owners of all lands abutting that portion of the easement/right-of-way/roadway hereinafter described, do hereby petition the Morgan County Commission, the governing body of Morgan County, being a subdivision of the State of Alabama, to declare vacated and divested out of the public that portion of said easement/right-of-way/roadway described as follows:

The Public Roads and Public Road Right-of-Ways, including but not limited to portions of E State Crusher Road and State Crusher Road, lying within the E1/2 of the NW1/4 and the NE1/4 of Section 19, Township 8 South, Range 4 West in Morgan County Alabama.

IN WITNESS WHEREOF, the said undersigned have hereunto set their hands and seals

Blount Springs Sand & Gravel Co., Inc.

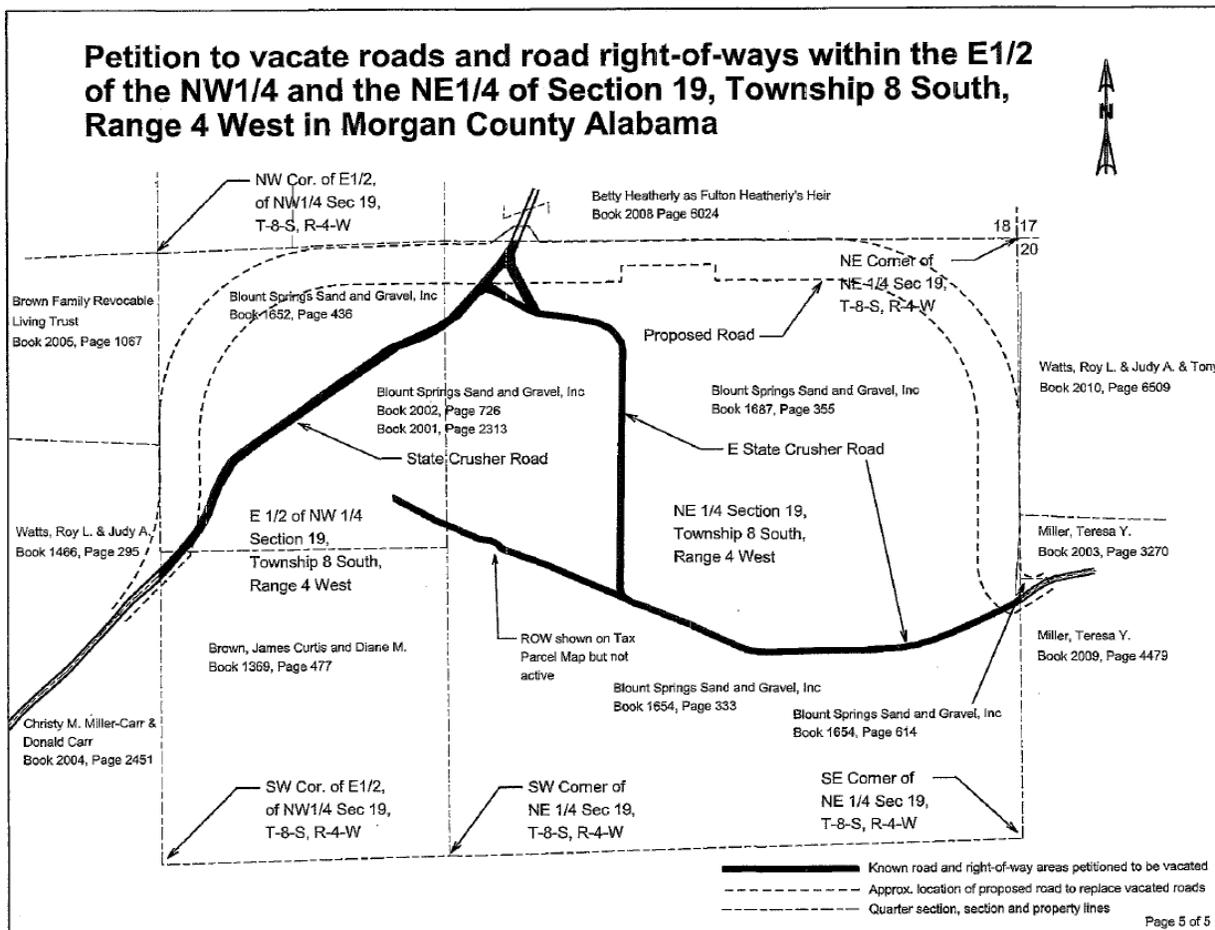
X: Betty Heatherly Date: 05-28-15  
in their official capacity as  
ADDRESS: 3280 County Road 437  
Cullman, AL 35057

STATE OF ALABAMA  
COUNTY OF MORGAN

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that Betty Heatherly whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this date that, being informed of the contents of said instrument, they executed the same voluntarily on the day same bears date.

GIVEN under my hand and seal on this the 28<sup>th</sup> day of May, 2015.

Clark Jones  
NOTARY PUBLIC  
My commission expires: 05-07-16



**ADOPT A RESOLUTION APPROVING THE VACATION OF AN UNIMPROVED PUBLIC RIGHT-OF-WAY LOCATED TO THE WEST OF THE EXISTING BERT STINSON ROAD RIGHT-OF-WAY IN THE SE1/4 OF SECTION 3, TOWNSHIP 8 SOUTH, RANGE 3 WEST IN DISTRICT 3.**

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Don Stisher, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-356**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby approve the vacation of an unimproved public right-of-way located to the west of the existing Bert Stinson Road right-of-way in the SE1/4 of Section 3, Township 8 South, Range 3 West in District 3, this the 28<sup>th</sup> day of July, 2015.

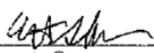
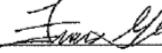
**PETITION TO VACATE**

STATE OF ALABAMA  
MORGAN COUNTY

KNOWN ALL MEN BE THESE PRESENTS, that the undersigned, being the owners of all lands abutting that portion of the easement/right-of-way/roadway hereinafter described, do hereby petition the Morgan County Commission the governing body of Morgan County, being a subdivision of the State of Alabama, to declare vacated and divested out of the public that portion of said easement/right-of-way/roadway described as follows:

(SEE ATTACHED)

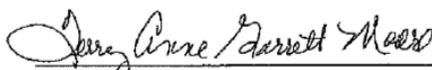
IN WITNESS WHEREOF, said undersigned have hereunto set their hands and seals, on the date as shown.

<u>William H. Gleason</u>		<u>Frances Nix Gleason</u>	
	<u>4-29-2015</u>		<u>4-29-2015</u>
Property Owner	Date	spouse	Date

STATE OF ALABAMA  
COUNTY OF MORGAN

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that William H. Gleason and Frances Nix Gleason, whose name is signed to the forgoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

GIVEN under my hand and official seal, this the 29<sup>th</sup> day of April 2015.

  
Notary Public  
My Commission Expires 05-11-2015

STATE OF ALABAMA  
MORGAN COUNTY

An old abandoned roadway located in the northeast quarter of the southeast quarter of Section 3, Township 8 South, Range 3 West, the centerline of which is more particularly described as follows:

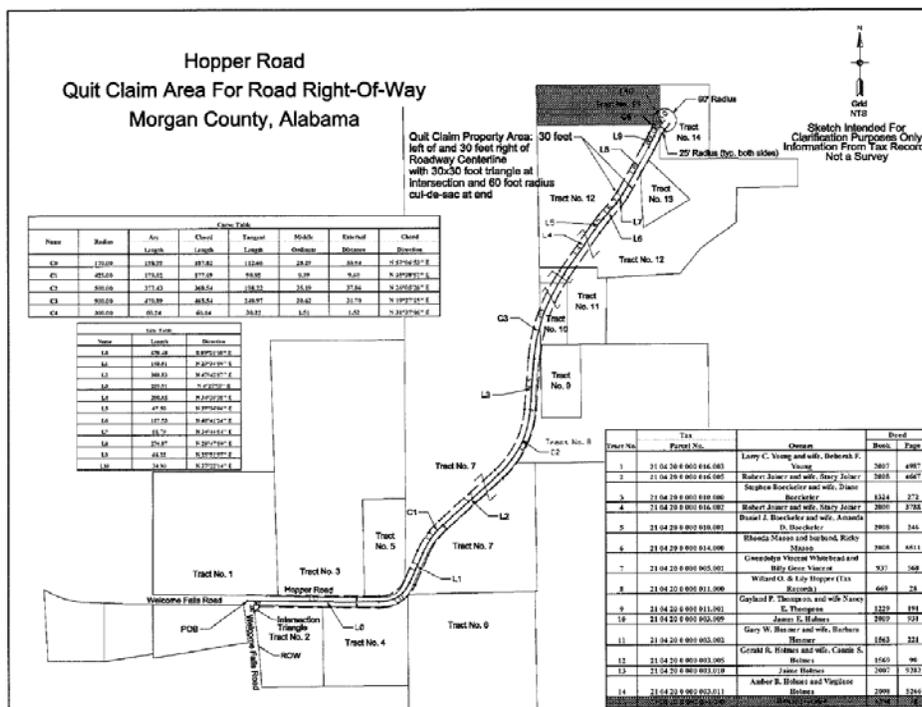
COMMENCE at the northeast corner of said northeast quarter of the southeast quarter of Section 3; thence run South 89 degrees, 24 minutes, 57 seconds West along the north boundary of said quarter-quarter 218.05 feet; thence run South 00 degrees, 35 minutes, 03 seconds East 592.98 feet to a point on the west right-of-way of Ben Stinson Road (a 50 foot wide right-of-way) and in the centerline of said abandoned roadway, said point being the POINT OF BEGINNING; thence run the following courses along said centerline: South 55 degrees, 14 minutes, 44 seconds West 33.79 feet; South 34 degrees, 59 minutes, 29 seconds West 55.14 feet; South 38 degrees, 25 minutes, 11 seconds West 39.37 feet; South 43 degrees, 49 minutes, 00 seconds West 39.55 feet; South 25 degrees, 16 minutes, 25 seconds West 45.25 feet; South 17 degrees, 20 minutes, 39 seconds West 56.34 feet; South 28 degrees, 21 minutes, 43 seconds East 40.32 feet; South 28 degrees, 55 minutes, 08 seconds East 81.03 feet; South 33 degrees, 10 minutes, 27 seconds East 44.94 feet; South 43 degrees, 32 minutes, 29 seconds East 73.20 feet to a point on the west right-of-way of Ben Stinson Road and the end of said centerline;

**ACCEPT RIGHT-OF-WAY FOR HOPPER ROAD WHICH IS LOCATED OFF WELCOME FALLS ROAD IN SECTION 20, TOWNSHIP 8 SOUTH, RANGE 1 WEST, DISTRICT 3.**

Mr. Don Stisher, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Jeff Clark, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-357**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby approve the acceptance of a right-of-way for Hopper Road which is located off Welcome Falls Road in Section 20, Township 8 South, Range 1 West, District 3, this the 28<sup>th</sup> day of July, 2015.



**ADOPT RESOLUTION APPROVING CERTIFICATE TO SUBDIVIDE AND CONSOLIDATE PROPERTIES LOCATED WITHIN MORGAN COUNTY.**

Mr. Jeff Clark, member of the Commission, offered the motion to approve the following certificates to subdivide and consolidate properties located within Morgan County for:

- Anthony R. Nappier, Terry L. Hamilton and Jeffery T. Hamilton  
U.S. Hwy. 231, District 4
- Thomas P. Lane & Lynn T. Lane and Eugene N. Ball  
Mountain Oak Trail, District 1

After being duly seconded by Mr. Don Stisher, member of the Commission, it was put to a vote and carried that the certificates be approved as presented:

**RESOLUTION 15-358**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby approve certificate to subdivide and consolidate property located within Morgan County for Anthony R. Nappier, Terry L. Hamilton and Jeffery T. Hamilton – U.S. Hwy. 231, District 4, this the 28<sup>th</sup> day of July, 2015.

**RESOLUTION 15-359**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby approve certificate to subdivide and consolidate property located within Morgan County for Thomas P. Lane & Lynn T. Lane and Eugene N. Ball – Mountain Oak Trail, District 1, this the 28<sup>th</sup> day of July, 2015.

**ADOPT RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE THE FY 2015/2016 SECTION 5307 RURAL TRANSPORTATION GRANT APPLICATION TO ASSIST IN THE OPERATION OF MORGAN COUNTY AREA TRANSPORTATION SYSTEM PUBLIC TRANSIT SERVICES FOR THE PERIOD COVERING OCTOBER 1, 2015 THROUGH**

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**SEPTEMBER 30, 2016, IN THE AMOUNT OF \$468,339.00 FEDERAL OPERATING ASSISTANCE AND \$190,824.00 FEDERAL CAPITAL ASSISTANCE, WITH LOCAL ASSISTANCE IN THE AMOUNT OF \$516,044.00 TO BE USED AS NON-FEDERAL MATCH.**

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Don Stisher, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-360**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby authorize the Chairman to execute the FY 2015/2016 Section 5307 Rural Transportation Grant Application to assist in the operation of Morgan County Area Transportation System public transit services for the period covering October 1, 2015 through September 30, 2016, in the amount of \$468,339.00 Federal operating assistance and \$190,824.00 Federal capital assistance, with Local assistance in the amount of \$516,044.00 to be used as non-federal match, this the 28<sup>th</sup> day of July, 2015.

**ADOPT RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE THE FY 2015/2016 SECTION 5311 RURAL TRANSPORTATION GRANT APPLICATION TO ASSIST IN THE OPERATION OF MORGAN COUNTY AREA TRANSPORTATION SYSTEM PUBLIC TRANSIT SERVICES FOR THE PERIOD COVERING OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2016, IN THE AMOUNT OF \$37,563.00 FEDERAL ADMINISTRATIVE ASSISTANCE, \$200,923.00 FEDERAL OPERATING ASSISTANCE AND \$144,000.00 FEDERAL CAPITAL ASSISTANCE, WITH LOCAL ASSISTANCE IN THE AMOUNT OF \$290,963.00 TO BE USED AS NON-FEDERAL MATCH.**

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Don Stisher, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-361**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby authorize the Chairman to execute the FY 2015/2016 Section 5311 Rural Transportation Grant Application to assist in the operation of Morgan County Area Transportation System public transit services for the period covering October 1, 2015 through September 30, 2016, in the amount of \$37,563.00 Federal administrative assistance, \$200,923.00 Federal operating assistance and \$144,000.00 Federal capital assistance, with Local assistance in the amount of \$290,963.00 to be used as non-federal match, this the 28<sup>th</sup> day of July, 2015.

**ADOPT RESOLUTION AUTHORIZING THE CHAIRMAN TO ADVERTISE THE FOLLOWING FOR BIDS FOR FY 2015/16:**

- **Cleaning of the Morgan County Courthouse**
- **Janitorial Supplies for all Morgan County Departments**

Mr. Don Stisher, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Jeff Clark, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-362**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby authorize the Chairman to advertise the following for bids for FY 2015/16:

- **Cleaning of the Morgan County Courthouse**
- **Janitorial Supplies for all Morgan County Departments**

THIS the 28<sup>th</sup> day of July, 2015.

**ADOPT RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE THE COMPUTER SOFTWARE SUPPORT AGREEMENT WITH DELTA COMPUTER SYSTEMS, INC. IN THE AMOUNT OF \$1,030.00 MONTHLY, REPRESENTING THE MAINTENANCE/SUPPORT/WEB HOSTING SERVICES FOR MORGAN COUNTY COMMISSIONER OF LICENSES OFFICE, EFFECTIVE OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2016.**

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Don Stisher, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-363**

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BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby authorize the Chairman to execute the Computer Software Support Agreement with Delta Computer Systems, Inc. in the amount of \$1,030.00 monthly, representing the Maintenance/Support/WEB Hosting services for Morgan County Commissioner of Licenses office, effective October 1, 2015 through September 30, 2016, this the 28<sup>th</sup> day of July, 2015.

**REVIEW AND APPROVE INVOICE IN THE AMOUNT OF \$3,000.00 FROM ALABAMA MOUNTAINS, RIVERS AND VALLEYS RESOURCE CONSERVATION AND DEVELOPMENT (RC&D) COUNCIL REPRESENTING MEMBERSHIP DUES FOR THE MORGAN COUNTY COMMISSION, PAYABLE OUT OF THE GENERAL FUND, COMMISSION OFFICE BUDGET.**

The Chairman brought to the attention of the Commission that he was in receipt of an invoice in the amount of \$3,000.00 from Alabama Mountains, Rivers and Valleys Resource Conservation and Development (RC&D) Council representing membership dues for the Morgan County Commission, payable out of the General Fund, Commission office budget.

After due consideration it is therefore ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that the invoice be approved as presented.

It is further ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$3,000.00 to Alabama Mountains, Rivers and Valleys Resource Conservation and Development (RC&D) Council representing membership dues for the Morgan County Commission, payable out of the General Fund, Commission office budget.

**REVIEW AND APPROVE INVOICE IN THE AMOUNT OF \$25,982.50 FROM ADAMS BUILDING COMPANY REPRESENTING INVOICE NUMBER 2 FOR THE LACEY'S SPRING SENIOR CENTER PROJECT, D4.**

The Chairman brought to the attention of the Commission that he was in receipt of an invoice in the amount of \$25,982.50 from Adams Building Company representing invoice number 2 for the Lacey's Spring Senior Center Project, D4.

After due consideration it is therefore ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Jeff Clark, and unanimously carried that the invoice be approved as presented.

It is further ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Jeff Clark, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$25,982.50 to Adams Building Company representing invoice number 2 for the Lacey's Spring Senior Center Project, D4.

**REVIEW AND APPROVE INVOICE IN THE AMOUNT OF \$2,000.00 FROM NELSON ENGINEERING ASSOCIATES, INC. REPRESENTING PROFESSIONAL SERVICES ON THE LACEY'S SPRING SENIOR CENTER PROJECT, D4.**

The Chairman brought to the attention of the Commission that he was in receipt of an invoice in the amount of \$2,000.00 from Nelson Engineering Associates, Inc. representing professional services on the Lacey's Spring Senior Center Project, D4.

After due consideration it is therefore ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that the invoice be approved as presented.

It is further ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$2,000.00 to Nelson Engineering Associates, Inc. representing professional services on the Lacey's Spring Senior Center Project, D4.

**REVIEW AND APPROVE INVOICE IN THE AMOUNT OF \$4,020.00 FROM TTL, INC. REPRESENTING PROFESSIONAL SERVICES PERFORMED ON THE MORGAN COUNTY JAIL ANNEX, JUNE 8, 2015 TO JULY 5, 2015.**

The Chairman brought to the attention of the Commission that he was in receipt of an invoice in the amount of \$4,020.00 from TTL, Inc. representing professional services performed on the Morgan County Jail Annex, June 8, 2015 to July 5, 2015.

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After due consideration it is therefore ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that the invoice be approved as presented.

It is further ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$4,020.00 to TTL, Inc. representing professional services performed on the Morgan County Jail Annex, June 8, 2015 to July 5, 2015.

**REVIEW AND APPROVE INVOICES TOTALING \$209.00 FROM MEADOWBROOK INSURANCE REPRESENTING INSURANCE COVERAGE FOR VARIOUS DEPARTMENTS.**

The Chairman brought to the attention of the Commission that he was in receipt of invoices totaling \$209.00 from Meadowbrook Insurance representing insurance coverage for various departments.

After due consideration it is therefore ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Jeff Clark, and unanimously carried that the invoices be approved as presented.

It is further ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Jeff Clark, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$209.00 to Meadowbrook Insurance representing insurance coverage for various departments.

**REVIEW AND APPROVE INVOICE IN THE AMOUNT OF \$5,000.00 FROM COMMUNITY CONSULTANTS, INC. REPRESENTING PROFESSIONAL SERVICES FOR BRINDLEE MOUNTAIN PARK GRANT.**

The Chairman brought to the attention of the Commission that he was in receipt of an invoice in the amount of \$5,000.00 from Community Consultants, Inc. representing professional services for Brindlee Mountain Park Grant.

After due consideration it is therefore ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that the invoice be approved as presented.

It is further ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$5,000.00 to Community Consultants, Inc. representing professional services for Brindlee Mountain Park Grant.

**REVIEW AND APPROVE INVOICE IN THE AMOUNT OF \$50.00 FROM S.S. NESBITT REPRESENTING NOTARY BOND FOR STAR LOYD, PAYROLL/BENEFITS OFFICER.**

The Chairman brought to the attention of the Commission that he was in receipt of an invoice in the amount of \$50.00 from S.S. Nesbitt representing Notary Bond for Star Loyd, Payroll/Benefits Officer.

After due consideration it is therefore ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Jeff Clark, and unanimously carried that the invoice be approved as presented.

It is further ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Jeff Clark, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$50.00 to S.S. Nesbitt representing Notary Bond for Star Loyd, Payroll/Benefits Officer.

**ADOPT RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE CONTRACT WITH THE FOLLOWING FOR THE PROMOTION OF MORGAN COUNTY, PAYABLE OUT OF THE TOURISM, RECREATION AND CONVENTION FUND:**

- **Priceville High School (Fall Program) ----- \$150.00**

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Don Stisher, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-364**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby authorize the Chairman to execute contract with the following for the promotion of Morgan County, payable out of the Tourism, Recreation and Convention Fund:

- **Priceville High School (Fall Program) ----- \$150.00**

THIS the 28<sup>th</sup> day of July, 2015.

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**REVIEW AND APPROVE INVOICE IN THE AMOUNT OF \$3,688.38 FROM TYLER TECHNOLOGIES REPRESENTING IMPLEMENTATION SERVICES ON NEW SOFTWARE.**

The Chairman brought to the attention of the Commission that he was in receipt of an invoice in the amount of \$3,688.38 from Tyler Technologies representing implementation services on new software.

After due consideration it is therefore ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that the invoice be approved as presented.

It is further ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Don Stisher, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$3,688.38 to Tyler Technologies representing implementation services on new software.

**ADOPT RESOLUTION AUTHORIZING REVENUE COMMISSIONER, AMANDA SCOTT, TO FILL THE POSITION OF ASSESSMENT CLERK (9907), GRADE 2 (\$10.17 - \$13.27).**

Mr. Don Stisher, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Jeff Clark, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-365**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby authorize Revenue Commissioner, Amanda Scott, to fill the position of Assessment Clerk (9907), Grade 2 (\$10.17 - \$13.27), this the 28<sup>th</sup> day of July, 2015.

**ADOPT RESOLUTION DESIGNATING FOR FISCAL YEAR 2015/2016 ALL MORGAN COUNTY BANKS AS DEPOSITORIES FOR AMANDA G. SCOTT, REVENUE COMMISSIONER.**

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Don Stisher, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-366**

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission does hereby designate for fiscal year 2015/2016 all Morgan County banks as depositories for Amanda G. Scott, Revenue Commissioner, this the 28<sup>th</sup> day of July, 2015.

**ADOPT RESOLUTION AUTHORIZING THE CHAIRMAN TO PROCEED WITH \$3,000,000.00 BOND ISSUE FOR JAIL ANNEX.**

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved for its adoption. Upon the same being duly seconded by Mr. Don Stisher, it was put to a vote and unanimously adopted to wit:

**RESOLUTION 15-367**

**A RESOLUTION AND ORDER AUTHORIZING CERTAIN ACTION WITH RESPECT TO GENERAL OBLIGATION WARRANTS, SERIES 2015, OF MORGAN COUNTY, ALABAMA.**

BE IT RESOLVED AND ORDERED BY THE COUNTY COMMISSION OF MORGAN COUNTY, ALABAMA (the "Commission"), as follows:

**Section 1.** The Commission has found and determined, and does hereby find, determine and declare, as follows:

(a) The Commission has determined it is in the best interests of Morgan County, Alabama (the "County") to acquire, construct and install capital improvements and facilities (collectively the "Series 2015 Improvements") to jail and prison facilities;

(b) It is necessary and desirable for the Commission to authorize the structure and offering to the public market of general obligation warrants of the County, on a tax-exempt basis, of Series 2015 (the "Series 2015 Warrants") for the foregoing purposes.

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**Section 2.** Subject to Section 3 and Section 4 hereof, the Commission does hereby approve, adopt, authorize, direct, ratify and confirm:

- (a) the determination of the proposed structure and sources of payment and uses of proceeds of the Series 2015 Warrants by Merchant Capital, L.L.C., as underwriter (the “Underwriter”);
- (b) the preparation of the financing documents for the Series 2015 Warrants by Maynard, Cooper & Gale, P.C., as bond counsel;
- (c) the terms, and distribution by the Underwriter, of a preliminary official statement with respect to the Series 2015 Warrants, on behalf of the Commission, in substantially the form and content attached hereto as Exhibit A, upon completion by the County;
- (d) the terms and provisions of a warrant purchase agreement (the “Warrant Purchase Agreement”) with respect to the Series 2015 Warrants, by the County and the Underwriter.

**Section 3.** Subject to Section 4 hereof, the Chairman of the Commission is hereby authorized and directed to execute and deliver the Warrant Purchase Agreement with respect to the Series 2015 Warrants, upon the terms for such warrants as approved by the Commission pursuant to Section 4 hereof, for and in the name of the County.

**Section 4.** The issuance and sale of the Series 2015 Warrants by the County shall be subject to:

- (a) the final approval and authorization thereof by the Commission, including without limitation the purposes, use of proceeds, principal amounts, terms of maturity and payment dates, interest rates, offering prices and redemption prices and terms, and costs of issuance and credit enhancement, if any; and
- (b) the approving legal opinion of Maynard, Cooper & Gale, P.C., as bond counsel.

**Section 5.**

(a) If it becomes necessary for the County to expend any funds for the Series 2015 Improvements prior to the issuance of the Series 2015 Warrants, as described above, the Commission hereby declares its official intent that (i) proceeds of such Warrants be used to reimburse the County for capital expenditures made by the County from the funds thereof in the General Fund of the County in amounts not exceeding the lesser of the amounts spent therefor which are eligible for reimbursement under Treas. Reg. 1.150-2 or the total cost of the Series 2015 Improvements, and (ii) any such reimbursement be made in accordance with Treas. Reg. 1.150-2.

(b) The Commission hereby approves the engagement of Merchant Capital, L.L.C. to provide all financial advice, investment banking services, and underwriting services with respect to the offering, sale and issuance of the Series 2015 Warrants and Maynard, Cooper & Gale, P.C., to act as Bond Counsel to the County in connection with the issuance of the Series 2015 Warrants.

**Section 6.** All actions heretofore taken, and all agreements, documents, instruments and notices heretofore executed, delivered or made, by any of the officers of the County with respect to any matters referenced herein are hereby ratified and confirmed.

**Section 7.** All resolutions, or parts thereof, of the Commission in conflict or inconsistent with any provision of this resolution hereby are, to the extent of such conflict or inconsistency, repealed.

**Section 8.** General

- (a) This Resolution and Order shall take effect immediately.
- (b) All ordinances, resolutions, orders, or parts thereof, in conflict or inconsistent with this Resolution and Order hereby are, to the extent of such conflict or inconsistency, repealed.

THIS the 28<sup>th</sup> day of July, 2015.

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**DISCUSSED FY2015/16 PRELIMINARY BUDGET.**

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BE IT FURTHER RESOLVED by the Morgan County Commission of Morgan County, Alabama, that there being no further business to come before the Commission, the same on motion of Mr. Don Stisher, seconded by Mr. Jeff Clark, and unanimously carried that the Morgan County Commission duly adjourned.

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These Minutes were approved  
this the 11<sup>th</sup> day of August, 2015.

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RAY LONG, CHAIRMAN

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JEFF CLARK, MEMBER

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RANDY VEST, MEMBER

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DON STISHER, MEMBER

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GREG ABERCROMBIE, MEMBER

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