

July 23, 2013

MOBILE COUNTY COMMISSION

The Mobile County Commission met in regular session in the Government Plaza Auditorium, in the City of Mobile, Alabama, on Tuesday, July 23, 2013, at 9:30 A. M. The following members of the Commission were present: Merceria Ludgood, President, Connie Hudson and Jerry L. Carl, Members. Also present were John F. Pafenbach, County Administrator/Clerk of the Commission, Jay Ross, County Attorney, and W. Bryan Kegley II, Assistant County Engineer. President Ludgood chaired the meeting.

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INVOCATION

The invocation was given by Commissioner Jerry L. Carl, District 3.

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ADOPT RESOLUTION APPROVING POLICY FOR  
OIL PIPELINE PROJECTS/AUTHORIZE LETTER TO  
ALABAMA'S CONGRESSIONAL DELEGATION, ALABAMA'S  
GOVERNOR ROBERT BENTLEY, ALABAMA STATE HOUSE AND  
SENATE LEADERSHIP, U. S. STATE DEPARTMENT, U. S.  
PRESIDENT BARACK OBAMA, MANAGING PARTNER OF PLAINS  
ALL AMERICAN PIPELINE, LP, MANAGING PARTNER OF ARC  
TERMINALS LP, MANAGING PARTNER OF ARC TERMINALS  
GP, LLC, MANAGING PARTNER OF LIGHTFOOT CAPITAL  
PARTNERS LP AND CANADIAN CONSULATE IN BOSTON

**The following is a synopsis of the comments made:**

President Ludgood said the County Commission does not assign speakers to a time limit, but they have to move out of the auditorium to allow the Mobile City Council to have their meeting. She urged speakers to expedite their comments.

Larry Godfrey, 15551 Moffett Road, Wilmer, Alabama, addressed the Commission and said he owned property adjacent to an existing Plains Southcap LLC pipeline that runs through the watershed at Big Creek Lake which has been there for several years and it was a possibility that tar sands were carried through that pipeline. Mr. Godfrey said he was concerned about a new pipeline running through the watershed of Mobile's drinking water supply at the Big Creek Lake area. He said he has a four (4) page resolution and asked the Commissioners if they had a copy of it?

President Ludgood said yes.

Mr. Godfrey asked the Commission's permission to read the resolution and said it would only take five (5) minutes.

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Commissioner Hudson said yes.

**Mr. Godfrey read the following resolution:**

Mobile County Commission resolves to protect the health, safety and economic well-being of local citizens and Mobile's drinking water supply and natural resources from the potential impact of diluted bitumen derived from the tar sands in Alberta, Canada.

WHEREAS, the Mobile County Commission is committed to the protection of its citizens and the natural resources on which the City depends, including but not limited to: its land resources; its source of drinking water at Big Creek Lake; and its marine and aquatic resources including Mobile Harbor, Mobile River, Mobile Bay, the Mobile-Tensaw Delta and the other rivers and tributaries passing through and adjacent to Mobile; and

WHEREAS, the tar sands in Alberta, Canada are a combination of clay, sand, water and bitumen that are an open pit mined in the boreal forests of Alberta, Canada and processed to extract the oil-rich bitumen diluted with lighter crude oils, naphtha or natural gas condensate for transportation and transported via pipeline, truck or rail to refineries where it is refined into an extra heavy crude oil; and

WHEREAS, nationwide, in the last three (3) years, there have been two (2) major pipeline ruptures and an unreported number of minor ruptures of pipelines carrying tar sands diluted bitumen; and

WHEREAS, the July, 2010, pipeline rupture in Marshall, Michigan resulted in a spill estimated to be more than 819,000 gallons of tar sands diluted bitumen that contaminated 35 miles of the Kalamazoo River and Morrow Lake. As of March 14, 2013, the spill has not been fully cleaned-up. The Environmental Protection Agency (EPA) has ordered dredging in sections of the river and in Morrow Lake Delta. The total cleanup cost reached \$809 million in 2012 and is increasing, more than any non-ocean spill on record; and

WHEREAS, the March, 2013, pipeline rupture in Mayflower, Arkansas spilled more than an estimated 280,000 gallons of tar sands diluted bitumen and has resulted in the evacuation of approximately twenty-two (22) homes; and

WHEREAS, July 6, 2013, a train carrying crude oil derailed in Lac Megantic, Quebec killing over forty (40) people, destroying thirty (30) buildings and requiring the evacuation of over one thousand (1,000) people; and

WHEREAS, the spills occurred on pipelines that had carried non-tar sands diluted bitumen for years, but had not been specifically designed, designated or permitted to carry tar sands diluted bitumen; and

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WHEREAS, tar sands diluted bitumen is heavier than water and is diluted with solvents to decrease the viscosity allowing it to flow through a pipeline;

WHEREAS, the diluting agent may separate from tar sands diluted bitumen in the event of a spill, in which case the bitumen will sink quickly to the bottom causing more long term damage and making it very difficult and more expensive to clean up than other lighter crude oils; and

WHEREAS, techniques for cleaning-up tar sands diluted bitumen in marine and aquatic environments are still not fully developed and are experimental and difficult; and

WHEREAS, the proposed Ten Mile Pascagoula pipeline runs through four (4) miles of the Big Creek Lake watershed (source of drinking water for Mobile, Mobile County, Prichard, Semmes and Spanish Fort), is within three thousand (3,000) feet of Big Creek Lake and crosses one hundred twenty-eight (128) streams and wetlands along the route, terminating at the Chevron Refinery in Pascagoula, Mississippi; and

WHEREAS, tar sands diluted bitumen are currently being shipped into Mobile via the Canadian National Railroad loaded on trucks in Saraland at the Arc Saraland facility, transported across the Africa Town Cochran Bridge to the Arc Blakely terminal where it is transferred into storage tanks and transferred for the third time into inland and ocean-going barges; the numerous transfers greatly increasing the chances of a spill; and

WHEREAS, there are plans published by Arc Terminals, LP to expand their storage facilities on the east bank of the Mobile River, build a railcar trans-loading and storage facility directly behind the GM&O building and build two (2) pipelines under the Mobile River connecting the facilities on the east bank with the facilities in downtown Mobile. It is anticipated that this infrastructure will connect to either the existing pipeline owned by Plains All American that runs from Chickasaw to the nexus of the pipeline being built to Pascagoula at the Ten Mile storage facility or a new pipeline built through Prichard, Chickasaw and the Eight Mile community, thereby creating a more economic method to transport material mined from the tar sands in Alberta, Canada from Mobile to the Chevron Refinery and ensuing that the health and safety of the citizens and natural resources of the Mobile area must shoulder the unacceptable long term risk of an explosion or catastrophic spill;

NOW THEREFORE BE IT RESOLVED, that the Mobile County Commission whose pledge is to protect the health, safety and welfare of its citizens, strongly opposes the transporting by pipeline of any substance within the watershed of Big Creek Lake that may represent a risk to the public drinking water supply; and to the transporting and storage of tar sands diluted bitumen, in proximity to Mobile's natural resources,

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specifically Big Creek Lake, Mobile River, Mobile-Tensaw Delta and Mobile Bay upon which the city depends; and

BE IT FURTHER RESOLVED, the Mobile County Commission supports the creation of clear Federal and State guidelines for tracking the chemical composition of pipeline transported fuels so that local governments, citizens and first responders can better understand and plan for, the risks associated with the specific type of fuel flowing through or to their communities; and

BE IT FURTHER RESOLVED, that the Mobile County Commission transmit a copy of this resolution to Alabama's Congressional delegation, Alabama Governor Robert Bentley, Alabama State House and Senate leadership, the U. S. State Department, U. S. President Barrack Obama, Managing Partner of Plains All America Pipeline, LP, Managing Member of Plains Southcap, L.L.C., Managing Partner of Arc Terminals, LP, Managing Partner of Arc Terminals GP, LLC, Managing Partner of Lightfoot Capital Partners LP and the Canadian Consulate in Boston.

**(End of reading resolution)**

Mr. Godfrey said the events he read in the resolution were all true and it was a fact that an oil spill would occur, he said it was just a matter of time. He asked the Commission if he could have a few minutes to expound on a personal situation?

President Ludgood said no, his time was up, he has spoken over five (5) minutes. She said he has spoken for exactly seven (7) minutes.

Mr. Godfrey asked the Commission if he could speak for ten (10) minutes?

President Ludgood said no. She said there were several people waiting to give their comments.

Commissioner Hudson recommended the Commission to adopt the following sections of the resolution read by Mr. Godfrey:

NOW THEREFORE BE IT RESOLVED, the Mobile County Commission pledges to protect the health, safety and welfare of its citizens through keeping the public drinking water supply safe; and

BE IT FURTHER RESOLVED, the Mobile County Commission supports the creation of clear Federal and State guidelines for tracking the chemical composition of pipeline transported fuels so that local governments, citizens and first responders can better understand and plan for, the risks associated with the specific type of fuel flowing through or to their communities;

Commissioner Hudson recommended the Commission to approve adding additional language to the resolution, as follows:

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BE IT FURTHER RESOLVED, the Mobile County Commission supports a requirement by Federal and/or State environmental agencies that public hearings are to be held in local communities directly impacted by oil pipeline projects when sensitive natural resources are potentially at risk.

Commissioner Hudson recommended the Commission to adopt the shorter version of the resolution as a policy because the entire resolution Mr. Godfrey read was very lengthy and they were not familiar with all of the facts it stated. She requested the Commission to authorize a letter supporting the adopted resolution as a policy and send it to the Alabama's Congressional delegation, Alabama's Governor Robert Bentley, Alabama State House and Senate leadership, the U. S. State Department, U. S. President Barack Obama, Managing Partner of Plains All American Pipeline, LP, Managing Member of Plains Southcap, L.L.C., Managing Partner of Arc Terminals, LP, Managing Partner of Arc Terminals GP, LLC, Managing Partner of Lightfoot Capital Partners LP and the Canadian Consulate in Boston.

**(End of synopsis)**

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board adopt the following resolution:

**WHEREAS**, the health safety and economic well-being of the local citizenry is of intimate concern to the Mobile County Commission; and

**WHEREAS**, there are areas within the County that are sensitive to toxic chemicals and pollutants including but not limited to the source of a great deal of drinking water within the County; and

**WHEREAS**, oil pipelines carry chemicals that are toxic to natural resources located within the County; and

**NOW THEREFORE, BE IT RESOLVED:**

1. The Mobile County Commission supports a requirement by Federal and/or State environmental agencies that public hearings are to be held in local communities directly impacted by oil pipeline projects when sensitive natural resources are potentially at risk.

Motion carried unanimously.

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**The following is a synopsis of the comments made:**

Mr. Godfrey asked if the present situation occurred because of a lack of information at the local level?

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Commissioner Hudson said part of the problem was a lack of statutory authority. She said it was all done at the federal level through nationwide permits. Commissioner Hudson said there was no requirement for state agencies to notify local government. She said at the very least there should be a requirement to hold local public hearings.

Mr. Godfrey asked if Mobile County financially supports the Mobile County Health Department?

President Ludgood said yes.

Commissioner Carl said he was outraged at whoever authorized the permit. He said protecting the watershed was extremely important.

Mr. Godfrey said the condemnation factor was practiced arbitrarily on property owners as an intimidation tool. He said it was better for property owners in that situation to cave in rather than fight a company that has an option to acquire property by eminent domain. Mr. Godfrey asked how far had the pipeline work progressed before anything was known about it?

Commissioner Carl said he has not heard any information concerning tar sands from the pipeline companies and he asked where did the information come from that tar sands would pass through the pipeline?

Mr. Godfrey said tar sands were already being shipped to Mobile.

President Ludgood said the Commission was waiting for a comprehensive safety study that was being conducted by Kellogg, Brown & Root, Services, Inc. which would provide them with the answers they currently do not have. She said she was using the prerogative of the chair to change the normal order of the meeting. She said the remaining speakers would be allowed to express their comments after the Commission had concluded their business on the agenda.

Commissioner Hudson said it would be prudent for the Commission to authorize sending a letter stating their policy to all the parties mentioned concerning pipeline projects in Mobile, Alabama.

President Ludgood said the Commission has already authorized that action.

**(End of synopsis)**

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AGENDA #1

APPROVE MINUTES

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve the minutes of the regular meeting of June 24, 2013 and July 8, 2013.

Motion carried unanimously.

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AGENDA #2

APPROVE CLAIMS

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve payment of the following claims and payrolls, and the signing of warrants by the President of the Commission:

CHECK DATE	CHECK #	VENDOR	AMOUNT
7/2/2013	00282235	ABS BUSINESS SYSTEMS	525.00
7/2/2013	00282236	AIDS ALABAMA SOUTH LLC	1,262.25
7/2/2013	00282237	ALABAMA ASSN OF ASSESSING OFFI	705.00
7/2/2013	00282238	ALABAMA COOPERATIVE EXTENSION	20,415.00
7/2/2013	00282239	ALABAMA DEPT OF TRANSPORTATION	2,224.69
7/2/2013	00282240	ALABAMA FORESTRY COMMISSION	1,945.75
7/2/2013	00282241	ALABAMA MEDIA GROUP	808.71
7/2/2013	00282242	ALABAMA POWER CO	3,508.13
7/2/2013	00282243	AMERICAN PLUS INC	193.49
7/2/2013	00282244	AMERICAN RENTAL AND POWER EQUI	300.90
7/2/2013	00282245	AMERICAS JUNIOR MISS INC	20,000.00
7/2/2013	00282246	ANDREWS HARDWARE CO INC	5.76
7/2/2013	00282247	ARTCRAFT PRESS INC	82.00
7/2/2013	00282248	AT AND T LONG DISTANCE SERVICE	1,275.31
7/2/2013	00282249	AUDIO UNLIMITED INC	30.00
7/2/2013	00282250	AUTOZONE AUTO PARTS	144.77
7/2/2013	00282251	B AND B MACHINE AND SUPPLY	1,089.94
7/2/2013	00282252	BASKERVILLE DONOVAN INC	2,424.00
7/2/2013	00282253	BEARD EQUIPMENT CO	6,435.58
7/2/2013	00282254	BLACKLIDGE EMULSIONS INC	4,158.74
7/2/2013	00282255	BOB CAT OF MOBILE	158.94
7/2/2013	00282256	BOYS AND GIRLS CLUBS OF SOUTH	31,749.47
7/2/2013	00282257	BUSINESS INNOVATION CENTER	3,679.00
7/2/2013	00282258	CAMPBELL DUKE AND PRINE	750.00
7/2/2013	00282259	CARDIAC SCIENCE CORPORATION	1,494.22
7/2/2013	00282260	CARQUEST AUTO PARTS	945.63
7/2/2013	00282261	CENTRE FOR THE LIVING ARTS	1,625.00
7/2/2013	00282262	CENTURYLINK	224.83
7/2/2013	00282263	CINTAS DOCUMENT MANAGEMENT	84.00
7/2/2013	00282264	CIRCUIT COURT OF MOBILE COUNTY	60,000.00
7/2/2013	00282265	CITRONELLE MEMORIAL LIBRARY	2,025.00
7/2/2013	00282266	CITY OF BAYOU LA BATRE PUBLIC	1,381.50
7/2/2013	00282267	COAST SAFE AND LOCK	158.50
7/2/2013	00282268	CORIZON INC	404,644.46

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CHECK DATE	CHECK #	VENDOR	AMOUNT
7/2/2013	00282269	CORNERSTONE DETENTION PRODUCTS	2,750.00
7/2/2013	00282270	DADE PAPER AND BAG CO	2,242.63
7/2/2013	00282271	DAUPHIN ISLAND SEA LAB	4,472.00
7/2/2013	00282272	DAVIS MOTOR SUPPLY CO INC	239.29
7/2/2013	00282273	DEES PAPER CO INC	1,443.24
7/2/2013	00282274	DEPT OF HUMAN RESOURCES	6,810.50
7/2/2013	00282275	DEPT OF MENTAL HEALTH AND MENT	11,276.75
7/2/2013	00282276	DIAMOND, ROXANNE I	130.50
7/2/2013	00282277	DISH	97.92
7/2/2013	00282278	DUKE ANIMAL CLINIC LLC	300.00
7/2/2013	00282279	EAGLE POINT	1,950.00
7/2/2013	00282280	ELITE 911 UNIFORMS INC	558.70
7/2/2013	00282281	EMPIRE TRUCK SALES INC	457.80
7/2/2013	00282282	EVANS	290.00
7/2/2013	00282283	EXPLORE CENTER INC, THE	4,062.50
7/2/2013	00282284	FADALLAS AUTO AIR AND DETAIL	350.00
7/2/2013	00282285	FASTENAL CO INDUSTRIAL AND CON	2,609.23
7/2/2013	00282286	FAUSAKS TIRE SERVICE	59.95
7/2/2013	00282287	FERGUSON ENTERPRISES INC	2,134.36
7/2/2013	00282288	FIELDS, JOSEPH ALAN	203.00
7/2/2013	00282289	FILTERS FOR INDUSTRY INC	464.28
7/2/2013	00282290	FOLEY PRODUCTS CO	2,910.24
7/2/2013	00282291	HOUSING FIRST INC	1,621.50
7/2/2013	00282292	INA PULLEN SMALLWOOD MEMORIAL	3,737.50
7/2/2013	00282293	IRBY OVERTON VETERINARY HOSPIT	369.75
7/2/2013	00282294	JOHN M WARREN INC	1,116.00
7/2/2013	00282295	JOYCES PRODUCE	542.00
7/2/2013	00282296	K AND W SECURITY SERVICES LLC	735.00
7/2/2013	00282297	KEEP MOBILE BEAUTIFUL	972.75
7/2/2013	00282298	LOWES	56.99
7/2/2013	00282299	MARSTON, CHANDLER	101.50
7/2/2013	00282300	MATRANGA, RAIN	17.40
7/2/2013	00282301	MCCOVERY, STEFFON D	206.70
7/2/2013	00282302	MCCRORY AND WILLIAMS	38,095.61
7/2/2013	00282303	MCGRIFF TIRE CO	22,794.35
7/2/2013	00282304	MOBILE AREA CHAMBER OF COMMERC	51,998.00
7/2/2013	00282305	MOBILE AREA EDUCATION FOUNDATI	10,241.25
7/2/2013	00282306	MOBILE ARTS AND SPORTS ASSN	41,250.00
7/2/2013	00282307	MOBILE BAY SPORTS AUTHORITY IN	33,333.33
7/2/2013	00282308	MOBILE BAY SPORTS AUTHORITY IN	45,000.00
7/2/2013	00282309	MOBILE CO EMERGENCY MEDICAL SE	356,250.00
7/2/2013	00282310	MOBILE CO EMERGENCY MGT AGENCY	108,219.15
7/2/2013	00282311	MOBILE CO FOSTER GRANDPARENT P	5,799.15
7/2/2013	00282312	MOBILE CO REVENUE COMMISSIONER	5,574.69
7/2/2013	00282313	MOBILE CO SOIL WATER CONSERV D	2,042.75
7/2/2013	00282314	MOBILE MUSEUM BOARD INC	2,750.00
7/2/2013	00282315	MOBILE MUSEUM OF ART INC	3,062.50
7/2/2013	00282316	MOBILE PUBLIC LIBRARY	322,335.50
7/2/2013	00282317	MOBILE UNITED	1,621.50
7/2/2013	00282318	MOODYS ELECTRIC INC	271.62
7/2/2013	00282319	MT VERNON LIBRARY	507.50
7/2/2013	00282320	NATIONAL MARITIME MUSEUM OF TH	25,000.00
7/2/2013	00282321	NETWORK ARCHITECT INC	2,040.00
7/2/2013	00282322	OFFICE DEPOT	5,436.41



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CHECK DATE	CHECK #	VENDOR	AMOUNT
7/2/2013	00282323	PAYNE, DAVID	355.25
7/2/2013	00282324	PENELOPE HOUSE FAMILY VIOLENCE	6,005.75
7/2/2013	00282325	POLYSURVEYING OF MOBILE	8,931.36
7/2/2013	00282326	PRICHARD PUBLIC LIBRARY	19,300.00
7/2/2013	00282327	RICH, ASHLEY	388,800.75
7/2/2013	00282328	ROBERT TRENT JONES GOLF TRAIL	27,500.00
7/2/2013	00282329	ROSTEN AND ASSOCIATES	2,692.30
7/2/2013	00282330	ROWE SURVEYING CO	2,295.73
7/2/2013	00282331	SALVATION ARMY	3,122.00
7/2/2013	00282332	SATSUMA PUBLIC LIBRARY	2,921.50
7/2/2013	00282333	SENIOR CITIZENS SERVICES INC	2,478.25
7/2/2013	00282334	SHERIFFS REQUISITION FUND	2,137.50
7/2/2013	00282335	SICKLE CELL DISEASE ASSN OF AM	2,279.50
7/2/2013	00282336	SOUTH ALABAMA BOTANICAL	1,000.00
7/2/2013	00282337	SOUTH ALABAMA REGIONAL PLANNIN	15,328.50
7/2/2013	00282338	SOUTH ALABAMA UTILITIES	900.00
7/2/2013	00282339	SOUTHWEST ALABAMA WORKFORCE DE	9,366.50
7/2/2013	00282340	T S WALL AND SONS	858.40
7/2/2013	00282341	TAITE, KRYSTAL S	522.00
7/2/2013	00282342	TERRACON	6,409.46
7/2/2013	00282343	THOMSON	40.50
7/2/2013	00282344	THREADED FASTENER INC	7.50
7/2/2013	00282345	TRACTOR AND EQUIPMENT CO	1,863.38
7/2/2013	00282346	TRANE USA INC	949.83
7/2/2013	00282347	TRAX TIRES INC	64.80
7/2/2013	00282348	TREADWELL FORD	417.26
7/2/2013	00282349	TRUCK PRO INC	65.70
7/2/2013	00282350	TRUCKIN UP	196.00
7/2/2013	00282351	UNITED CEREBRAL PALSY OF MOBIL	1,405.00
7/2/2013	00282352	VERMEER SOUTHEAST SALES AND SE	107.66
7/2/2013	00282353	WARD INTERNATIONAL TRUCKS OF A	928.07
7/2/2013	00282354	WILSON DISMUKES INC	2,239.98
7/2/2013	00282355	WITTICHEN SUPPLY CO INC	469.62
7/2/2013	00282356	WOMACK MACHINE SUPPLY CO	194.45
7/2/2013	00282357	WOMENS BUSINESS CENTER INC	720.50
7/2/2013	00282358	ZEP SALES AND SERVICE	104.77
7/5/2013	00282359	ABL MANAGEMENT INC	30,374.97
7/5/2013	00282360	ADAMS AND REESE LLP	17,898.19
7/5/2013	00282361	ALABAMA DEPT OF LABOR	24,675.95
7/5/2013	00282362	ALABAMA DEPT OF REVENUE	24.25
7/5/2013	00282363	ALABAMA MEDIA GROUP	196.46
7/5/2013	00282364	ALABAMA POWER CO	165,000.91
7/5/2013	00282365	ALABAMA POWER CO	3,112.33
7/5/2013	00282366	ARTCRAFT PRESS INC	1,555.00
7/5/2013	00282367	AS AND G CLAIMS ADMINISTRATION	5,175.00
7/5/2013	00282368	AUBURN UNIVERSITY	625.00
7/5/2013	00282369	B AND B AUTO WRECKER SERVICE	60.00
7/5/2013	00282370	BANCROFT ENTERPRISES	12.00
7/5/2013	00282371	BRIDGE INC, THE	246,753.00
7/5/2013	00282372	BRIDGE TRANSLATIONS LLC	126.20
7/5/2013	00282373	BURK KLEINPETER INC	7,895.07
7/5/2013	00282374	CALAGAZ PHOTO SUPPLY INC	1,354.94
7/5/2013	00282375	CITY ELECTRIC SUPPLY	145.00
7/5/2013	00282376	CLAIMS CONSULT SERVICE	49,930.39

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7/5/2013	00282377	CLAIMS CONSULT SERVICES	12,791.40
7/5/2013	00282378	CLOWER ELECTRIC SUPPLY	34.80
7/5/2013	00282379	COMCAST CABLE	156.17
7/5/2013	00282380	CONSTRUCTION MATERIALS INC	789.00
7/5/2013	00282381	CREOLA ACE HARDWARE	2.98
7/5/2013	00282382	CRYSTAL ICE CO	125.00
7/5/2013	00282383	DIXIE BUILDING SUPPLY CO INC	109.98
7/5/2013	00282384	DRIVEN ENGINEERING INC	18,237.78
7/5/2013	00282385	ERVIN, LORETTA	40.85
7/5/2013	00282386	EVERYDAY IT INC	17,712.17
7/5/2013	00282387	FEDERAL EXPRESS CORP	251.35
7/5/2013	00282388	FIREHOUSE SALES AND SERVICE	785.70
7/5/2013	00282389	FRANKLINS STARTER AND ALTERNAT	284.18
7/5/2013	00282390	GAUGE DOCTOR	200.00
7/5/2013	00282391	GENERAL FUND	11,782.45
7/5/2013	00282392	GIBBS, TWANNA DIAMOND	29.64
7/5/2013	00282393	GORAM AIR CONDITIONING CO INC	1,152.00
7/5/2013	00282394	GRAINGER INDUSTRIAL SUPPLY	255.75
7/5/2013	00282395	GULF COAST OFFICE PRODUCTS INC	1,531.61
7/5/2013	00282396	GULF EQUIPMENT CORP	15,889.00
7/5/2013	00282397	GULF STATES DISTRIBUTORS INC	477.00
7/5/2013	00282398	GWINS STATIONERY	427.54
7/5/2013	00282399	H G MAYBECK CO INC	1,836.00
7/5/2013	00282400	HALL MANUFACTURING INC	185.28
7/5/2013	00282401	HARBOR FREIGHT TOOLS	14.20
7/5/2013	00282402	HARBOR FREIGHT TOOLS USA INC	7.98
7/5/2013	00282403	HAVEN HILL EGG CO INC	109.20
7/5/2013	00282404	HD SUPPLY FACILITIES MAINTENAN	138.15
7/5/2013	00282405	HEALTH INSURANCE ACCOUNT	1,144,654.00
7/5/2013	00282406	HI LINE ELECTRIC CO	273.80
7/5/2013	00282407	HILLMAN OIL INC	2,216.04
7/5/2013	00282408	HOME DEPOT, THE	423.73
7/5/2013	00282409	HOWARD, NEAL	22.94
7/5/2013	00282410	HURRICANE ELECTRONICS INC	624.28
7/5/2013	00282411	HUTCHINSON MOORE AND RAUCH LLC	5,448.00
7/5/2013	00282412	IDEAL TRUCK SERVICE INC	2,114.85
7/5/2013	00282413	JAMES R PAYNE INC	3,818.57
7/5/2013	00282414	JOHNSTONE SUPPLY	1,070.59
7/5/2013	00282415	JOYCES PRODUCE	377.00
7/5/2013	00282416	K AND W SECURITY SERVICES LLC	805.00
7/5/2013	00282417	KERN, CHRISTOPHER	8,707.50
7/5/2013	00282418	KNOX PEST CONTROL	377.00
7/5/2013	00282419	L A RESEARCH AND ENGINEERING I	21,734.00
7/5/2013	00282420	L AND L SAW LAWN AND EQUIPMENT	29.95
7/5/2013	00282421	LADD SUPPLY CO INC	1,468.50
7/5/2013	00282422	LEMOYNE WATER SYSTEM INC	578.80
7/5/2013	00282423	LEOS UNIFORMS	114.60
7/5/2013	00282424	LIFELINES FAMILY COUNSELING	720.00
7/5/2013	00282425	LOWES	504.21
7/5/2013	00282426	MADER BEARING SUPPLY CO	147.98
7/5/2013	00282427	MARINE AND INDUSTRIAL SUPPLY	47.58
7/5/2013	00282428	MARTIN, TYLER	143.78
7/5/2013	00282429	MCMASTER CARR SUPPLY CO	527.78
7/5/2013	00282430	MEDICAL SUPPLIES DEPOT INC	2,995.00

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7/5/2013	00282431	MERCHANDISE DISTRIBUTORS	231.33
7/5/2013	00282432	MEREDITH, WILLIAM	1,200.00
7/5/2013	00282433	MIGHTY AUTO PARTS	364.32
7/5/2013	00282434	MIKE HOFFMANS EQUIPMENT SERVIC	50.00
7/5/2013	00282435	MIRANDA, CARMELO	259.08
7/5/2013	00282436	MITCHELL, RICHARD A	34.78
7/5/2013	00282437	MOBILE AREA WATER AND SEWER SY	1,733.05
7/5/2013	00282438	MOORE MEDICAL LLC	316.26
7/5/2013	00282439	MORGAN ENTERPRISES INC	604.80
7/5/2013	00282440	MOUNT VERNON YOUTH SPORTS LEAG	2,000.00
7/5/2013	00282441	NATIONAL ASSN OF COUNTY ENGINE	300.00
7/5/2013	00282442	NOVA SECURITY GROUP INC	75.00
7/5/2013	00282443	OEC BUSINESS SUPPLIES	600.15
7/5/2013	00282444	OFFICE DEPOT	4,081.06
7/5/2013	00282445	OFFICE SOLUTIONS AND INNOVATIO	39.00
7/5/2013	00282446	OLENSKY BROTHERS OFFICE PRODUC	1,018.00
7/5/2013	00282447	ORACLE AMERICA INC	4,410.93
7/5/2013	00282448	PITMAN CO	292.77
7/5/2013	00282449	POPE TESTING SERVICES LLC	418.00
7/5/2013	00282450	PORT SUPPLY	84.06
7/5/2013	00282451	PRESSURE PRODUCTS INC	10.00
7/5/2013	00282452	SENIOR COMPANION PROGRAM OF MO	1,332.30
7/5/2013	00282453	SEQUEL ELECTRICAL SUPPLY CO LL	571.78
7/5/2013	00282454	SEXAUER, J A	302.18
7/5/2013	00282455	SOUTHERN EARTH SCIENCES INC	1,784.13
7/5/2013	00282456	SOUTHERN GAS AND SUPPLY	1,226.90
7/5/2013	00282457	SOUTHERN LINC	109.40
7/5/2013	00282458	SOUTHERN REPRO GRAPHICS	1,499.11
7/5/2013	00282459	SPAFFORD, TIMOTHY	15.82
7/5/2013	00282460	SPROT PRINTER RIBBONS LLC	1,129.46
7/5/2013	00282461	STANDARD EQUIPMENT CO INC	1,868.60
7/5/2013	00282462	STAPLES BUSINESS ADVANTAGE	314.97
7/5/2013	00282463	THOMSON	13.50
7/5/2013	00282464	TOOMEY EQUIPMENT CO INC	309.36
7/5/2013	00282465	TREADWELL FORD	1,968.23
7/5/2013	00282466	UNIFORM MANUFACTURING INC	957.60
7/5/2013	00282467	UNITED PARCEL SERVICE	97.06
7/5/2013	00282468	UNIVERSAL SUPPLY CO GLASS WEST	9.57
7/5/2013	00282469	VERIZON WIRELESS	1,742.18
7/5/2013	00282470	VIRGIL, CATRINA	28.25
7/5/2013	00282471	WALTERS CONTROL INC	797.12
7/5/2013	00282472	WASTE MANAGEMENT INC	261.66
7/5/2013	00282473	WILSON DISMUKES INC	39.72
7/5/2013	00282474	WITTICHEN SUPPLY CO INC	1,206.66
7/5/2013	00282475	YEAGER, RAMONA	42.14
7/12/2013	00282476	A AND M PORTABLES INC	315.00
7/12/2013	00282477	A T AND T MOBILITY	1,857.69
7/12/2013	00282478	AAA LOCKSMITH SERVICE	12.00
7/12/2013	00282479	ABS BUSINESS SYSTEMS	40.00
7/12/2013	00282480	ADAMS AND REESE LLP	292.22
7/12/2013	00282481	ADVANCED DISPOSAL SERVICES	797.74
7/12/2013	00282482	AIR TEC INC	1,380.00
7/12/2013	00282483	AL DEPT OF ENVIRONMENTAL MANAG	770.00
7/12/2013	00282484	ALABAMA FLAG AND BANNER INC	472.36

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7/12/2013	00282485	ALABAMA GMIS	870.00
7/12/2013	00282486	ALABAMA INTERACTIVE LLC	374.00
7/12/2013	00282487	ALABAMA MEDIA GROUP	185.71
7/12/2013	00282488	ALABAMA MEDIA GROUP	121.48
7/12/2013	00282489	ALABAMA PIPE AND SUPPLY CO INC	1,631.64
7/12/2013	00282490	ALABAMA POWER CO	6,173.14
7/12/2013	00282491	ALACOURT COM	231.50
7/12/2013	00282492	AMERICAN BANKRUPTCY INSTITUTE	95.00
7/12/2013	00282493	AMERICAN RENTAL AND POWER EQUI	17.95
7/12/2013	00282494	ANDREWS HARDWARE CO INC	98.73
7/12/2013	00282495	APCO INTERNATIONAL	425.00
7/12/2013	00282496	ARATA, JUSTIN RYAN	397.50
7/12/2013	00282497	ASPHALT SERVICES INC	4,812.95
7/12/2013	00282498	ATCHISON FIRM PC	1,275.00
7/12/2013	00282499	ATLANTIC VIDEO CORP	1,015.00
7/12/2013	00282500	AUDIO UNLIMITED INC	260.00
7/12/2013	00282501	AUTO AIR OF ALABAMA INC	92.42
7/12/2013	00282502	AUTOZONE AUTO PARTS	137.03
7/12/2013	00282503	AZALEA CITY FLOORING	2,895.00
7/12/2013	00282504	B AND B APPLIANCE PARTS	639.00
7/12/2013	00282505	B B AND T FINANCIAL FSB	4,554.98
7/12/2013	00282506	BAGBY AND RUSSELL ELECTRIC CO	4,275.00
7/12/2013	00282507	BAYOU CONCRETE LLC	1,102.80
7/12/2013	00282508	BAYOU FASTENERS AND SUPPLY INC	12.00
7/12/2013	00282509	BAYSHORE FLUID POWER	78.84
7/12/2013	00282510	BAYSIDE RUBBER AND PRODUCTS IN	137.31
7/12/2013	00282511	BBS TECHNOLOGIES INC	929.25
7/12/2013	00282512	BEARD EQUIPMENT CO	9,422.93
7/12/2013	00282513	BELL AND CO	552.42
7/12/2013	00282515	BERNEY OFFICE SOLUTIONS	10,890.17
7/12/2013	00282516	BIRMINGHAM NEWS, THE	187.00
7/12/2013	00282517	BLACK BOX CORP GOVERNMENT SOLU	516.75
7/12/2013	00282518	BLOSSMAN GAS INC	197.69
7/12/2013	00282519	BOB BARKER CO INC	775.54
7/12/2013	00282520	BORDEN	963.82
7/12/2013	00282521	BUTLER AND CO	184.00
7/12/2013	00282522	BWI COMPANIES INC	796.92
7/12/2013	00282523	CALLIS COMMUNICATIONS	238.36
7/12/2013	00282524	CAMPER CITY	1,185.00
7/12/2013	00282525	CARQUEST AUTO PARTS	12,389.07
7/12/2013	00282526	CASH AND CARRY	321.65
7/12/2013	00282527	CASH AND CARRY WAREHOUSE GROCE	370.28
7/12/2013	00282528	CASPER, GARY W	1,160.00
7/12/2013	00282529	CENTRAL PARKING SYSTEM	2,970.00
7/12/2013	00282530	CENTURYLINK	323.08
7/12/2013	00282531	CHADS LANDSCAPE MANAGEMENT INC	235.00
7/12/2013	00282532	CHAPMAN MASONRY	180.00
7/12/2013	00282533	CHAPMAN TRACTOR CO INC	146.40
7/12/2013	00282534	CHARLES WEEMS GENERAL CONTRACT	595.50
7/12/2013	00282535	CHILDREN'S AID SOCIETY	45.00
7/12/2013	00282536	CITY ELECTRIC SUPPLY	169.55
7/12/2013	00282537	CLASSIC PAINT AND BODY INC	6,559.04
7/12/2013	00282538	CLOWER ELECTRIC SUPPLY	97.71
7/12/2013	00282539	CLUTCH AND POWERTRAIN	1,216.07

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7/12/2013	00282540	COAST SAFE AND LOCK	272.00
7/12/2013	00282541	COCA COLA BOTTLING CO CONSOLID	210.25
7/12/2013	00282542	COMCAST CABLE	432.77
7/12/2013	00282543	COMMERCIAL AND COIN LAUNDRY EQ	1,254.33
7/12/2013	00282544	COOKS PEST CONTROL	410.00
7/12/2013	00282545	COVINGTON AND SONS LLC	443.25
7/12/2013	00282546	CROLEY CONTRACTING LLC	30,300.00
7/12/2013	00282547	CRYSTAL ICE CO	330.75
7/12/2013	00282548	DADE PAPER AND BAG CO	777.74
7/12/2013	00282549	DANIELS SHEET METAL CO INC	130.41
7/12/2013	00282550	DAUPHIN ISLAND WATER SEWER AND	21.22
7/12/2013	00282551	DAVIS PHD, JOHN W	320.00
7/12/2013	00282552	DEES PAPER CO INC	755.36
7/12/2013	00282553	DELL INC	2,892.85
7/12/2013	00282554	DEPENDABLE SHEET METAL CO INC	406.00
7/12/2013	00282555	DEX IMAGING OF ALABAMA LLC	73.90
7/12/2013	00282556	DISH	98.83
7/12/2013	00282557	DISTRICT ATTORNEYS FUND	29,759.23
7/12/2013	00282558	DIXIE BUILDING SUPPLY CO INC	257.66
7/12/2013	00282559	DMS MAIL MANAGEMENT INC	1,392.18
7/12/2013	00282560	DRIVEN ENGINEERING INC	30,120.00
7/12/2013	00282561	DUEITTS BATTERY PLUS	89.90
7/12/2013	00282562	EMPLOYMENT SCREENING SERVICES	148.00
7/12/2013	00282563	ENVIROCHEM INC	192.25
7/12/2013	00282564	FEIRMAN, CYNTHIA	279.68
7/12/2013	00282565	FERGUSON ENTERPRISES INC	9,950.11
7/12/2013	00282566	FOSTER, JAMES	130.89
7/12/2013	00282567	FRANK TURNER CONSTRUCTION CO I	744.24
7/12/2013	00282568	FRANKLINS STARTER AND ALTERNAT	265.00
7/12/2013	00282569	G G PORTABLES INC	65.00
7/12/2013	00282570	GENERAL FUND	11,193.83
7/12/2013	00282571	GENERAL FUND	17,781.39
7/12/2013	00282572	GILMERS FUNERAL SERVICE	4,500.00
7/12/2013	00282573	GIVENS, CYNTHIA	28.25
7/12/2013	00282574	GLOBAL GOVT EDUCATION SOLUTION	783.46
7/12/2013	00282575	GLOBALSTAR USA	174.37
7/12/2013	00282576	GMPCS PERSONAL COMMUNICATIONS	164.80
7/12/2013	00282577	GOLDEN FLAKE SNACK FOODS INC	103.18
7/12/2013	00282578	GOVDEALS COM	11.63
7/12/2013	00282579	GRAINGER INDUSTRIAL SUPPLY	1,311.46
7/12/2013	00282580	GRAINGER PARTS OPERATIONS	134.19
7/12/2013	00282581	GRAYBAR ELECTRIC CO INC	206.83
7/12/2013	00282582	GREEN ACRES OF SEMMES	100.00
7/12/2013	00282583	GULF CITY BODY AND TRAILER WOR	2,237.70
7/12/2013	00282584	GULF COAST CONTAINERS	150.00
7/12/2013	00282585	GULF COAST OFFICE PRODUCTS INC	646.43
7/12/2013	00282586	GULF COAST RIGHT OF WAY SERVIC	3,141.70
7/12/2013	00282587	GULF STATES CONSULTANTS AND AD	2,990.00
7/12/2013	00282588	GULF STATES ENGINEERING INC	698.50
7/12/2013	00282589	GULF SUPPLY CO INC	45.00
7/12/2013	00282590	H G MAYBECK CO INC	3,372.00
7/12/2013	00282591	HANSON PIPE AND PRECAST INC	461.76
7/12/2013	00282592	HARRIS CORPORATION PSPC	1,087.50
7/12/2013	00282593	HATTEN, GERALD S	140.50

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7/12/2013	00282594	HAVEN HILL EGG CO INC	39.90
7/12/2013	00282595	HD SUPPLY FACILITIES MAINTENAN	141.18
7/12/2013	00282596	HILLER SYSTEMS INC	2,593.00
7/12/2013	00282597	HILLMAN OIL INC	6,739.49
7/12/2013	00282598	HLP INC	5,520.00
7/12/2013	00282599	HOBART SERVICE	146.90
7/12/2013	00282600	HOME DEPOT, THE	1,235.90
7/12/2013	00282601	HORN TRUCK REBUILDERS LLC	1,360.19
7/12/2013	00282602	HUB CITY PBE INC	197.99
7/12/2013	00282603	HUDSON, CONNIE	125.77
7/12/2013	00282604	HUNTSVILLE TIMES, THE	261.80
7/12/2013	00282605	HURRICANE ELECTRONICS INC	1,776.00
7/12/2013	00282606	ICS COMMUNICATIONS	5,546.00
7/12/2013	00282607	INTEGRA WATER LLC	685.63
7/12/2013	00282608	INTERNATIONAL FIRE PROTECTION	340.00
7/12/2013	00282609	J AND O AUTO PARTS AND SUPPLY	492.39
7/12/2013	00282610	JACO INDUSTRIAL SUPPLY INC	1,115.69
7/12/2013	00282611	JLS INTERNATIONAL INC	149,202.25
7/12/2013	00282612	JOHNSTONE SUPPLY	335.32
7/12/2013	00282613	JOYCES PRODUCE	466.45
7/12/2013	00282614	K AND W SECURITY SERVICES LLC	1,452.50
7/12/2013	00282615	KITTRELL AUTO GLASS	646.74
7/12/2013	00282616	KNOX PEST CONTROL	30.00
7/12/2013	00282617	LEMOYNE WATER SYSTEM INC	101.00
7/12/2013	00282618	LINSLEY, ERIC	907.36
7/12/2013	00282619	LOWES	239.92
7/12/2013	00282620	MAILLET ENTERPRISES INC	338.00
7/12/2013	00282621	MAIZE, VALRIE	792.98
7/12/2013	00282622	MARTIN MARIETTA MATERIALS	8,634.24
7/12/2013	00282623	MARTIN, DARREN	156.01
7/12/2013	00282624	MARTIN, JOHN	8.06
7/12/2013	00282625	MAWSS PRICHARD DIVISION	4,228.37
7/12/2013	00282626	MCCONNELL AUTOMOTIVE GROUP	480.51
7/12/2013	00282627	MCDOLE, CLIFFORD	58.46
7/12/2013	00282628	MCEWEN LUMBER CO	108.03
7/12/2013	00282629	MCGRIFF TIRE CO	9,899.04
7/12/2013	00282630	MEMORIAL FUNERAL HOME INC	900.00
7/12/2013	00282631	MINGLEDORFFS INC	896.26
7/12/2013	00282632	MOBILE CO FOSTER GRANDPARENT P	4,276.61
7/12/2013	00282633	MOBILE CO WATER SEWER AND FIRE	444.63
7/12/2013	00282634	MOBILE GAS SERVICE CORP	5,307.46
7/12/2013	00282635	MOBILE GLASS CO	510.00
7/12/2013	00282636	MOBILE MECHANICAL	217.13
7/12/2013	00282637	MOBILE PRINTING CO	3,080.00
7/12/2013	00282638	MONTGOMERY CYB GOVT	62,961.39
7/12/2013	00282639	MONTGOMERY PUBLIC SCHOOLS	135.00
7/12/2013	00282640	MSC INDUSTRIAL SUPPLY CO	352.38
7/12/2013	00282641	NEWMANS MEDICAL SERVICES INC	3,750.00
7/12/2013	00282642	O REILLY AUTOMOTIVE STORES INC	447.42
7/12/2013	00282643	O REILLY AUTOMOTIVE STORES INC	186.89
7/12/2013	00282644	OEC BUSINESS SUPPLIES	7.80
7/12/2013	00282645	OFFICE DEPOT	1,407.31
7/12/2013	00282646	OLENSKY BROTHERS OFFICE PRODUC	304.94
7/12/2013	00282647	P AND G MACHINE SUPPLY	213.78

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7/12/2013	00282648	PACIFIC CONCEPTS INC	1,314.70
7/12/2013	00282649	PINNACLE DATA SYSTEMS LLC	100.00
7/12/2013	00282650	PITNEY BOWES CREDIT CORP	1,977.00
7/12/2013	00282651	PMT PUBLISHING INC	825.00
7/12/2013	00282652	POLLARD, DENA	30.51
7/12/2013	00282653	QUICK INTERNET SOFTWARE SOLUTI	759.00
7/12/2013	00282654	RADIO SHACK	89.99
7/12/2013	00282655	REGIONS BANK	7,813,611.31
7/12/2013	00282656	REGIONS BANK	7,525.00
7/12/2013	00282657	RICOH USA INC	174.90
7/12/2013	00282658	RIDGWAYS LTD	76.00
7/12/2013	00282659	RIVER SAND AND GRAVEL LLC	10,494.85
7/12/2013	00282660	ROBINSON, DAVID	281.37
7/12/2013	00282661	ROSSLER LAW FIRM LLC	4,812.25
7/12/2013	00282662	ROUNDTREE MOBILE LLC	182.72
7/12/2013	00282663	RUFFER, JOE W	140.78
7/12/2013	00282664	S J AND L INC	8,792.60
7/12/2013	00282665	SAFE ARCHIVES LLC	315.00
7/12/2013	00282666	SAFETY SOURCE INC	94.06
7/12/2013	00282667	SAMUEL L JACKSONS MORTUARY	600.00
7/12/2013	00282668	SEMMES WOMANS CLUB	3,988.98
7/12/2013	00282669	SENIOR COMPANION PROGRAM OF MO	9,433.20
7/12/2013	00282670	SERENITY GROUP	900.00
7/12/2013	00282671	SEXAUER, J A	474.99
7/12/2013	00282672	SHERIFFS FUND	3,195.65
7/12/2013	00282673	SHERWIN WILLIAMS CO	333.79
7/12/2013	00282674	SIMPLEXGRINNELL LP	330.00
7/12/2013	00282675	SOCIETY FOR HUMAN RESOURCE MAN	180.00
7/12/2013	00282676	SOUTH ALABAMA UTILITIES	232.51
7/12/2013	00282677	SOUTHERN FIRE AND SAFETY INC	487.65
7/12/2013	00282678	SOUTHERN GAS AND SUPPLY	2,206.25
7/12/2013	00282679	SPROT PRINTER RIBBONS LLC	4,734.20
7/12/2013	00282680	STAPLES BUSINESS ADVANTAGE	362.12
7/12/2013	00282681	SURGE SUPPRESSION INC	2,582.00
7/12/2013	00282682	SYSCO FOOD SERVICES GULF COAST	1,805.95
7/12/2013	00282683	T S WALL AND SONS	273.00
7/12/2013	00282684	TAX TRUST ACCOUNT	897.84
7/12/2013	00282685	TENACITY MANUFACTURING CO	782.51
7/12/2013	00282686	THOMSON	472.00
7/12/2013	00282687	THYSSENKRUPP ELEVATOR CORP	90.00
7/12/2013	00282688	TIECO	174.44
7/12/2013	00282689	TOOMEY EQUIPMENT CO INC	538.61
7/12/2013	00282690	TRACTOR AND EQUIPMENT CO	4,307.03
7/12/2013	00282691	TRANE USA INC	4,543.44
7/12/2013	00282692	TREADWELL FORD	1,778.74
7/12/2013	00282693	TRUCK PRO INC	1,229.64
7/12/2013	00282694	TURNER SUPPLY CO	722.25
7/12/2013	00282695	U J CHEVROLET CO INC	115.06
7/12/2013	00282696	UNITED PARCEL SERVICE	22.00
7/12/2013	00282697	VULCAN MATERIALS CO	38,072.96
7/12/2013	00282698	WARD INTERNATIONAL TRUCKS OF A	2,491.96
7/12/2013	00282699	WASTE MANAGEMENT INC	157.76
7/12/2013	00282700	WILHELM, DAWN WILSON	496.22
7/12/2013	00282701	WILSON DISMUKES INC	672.39

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7/12/2013	00282702	WOOD, MARILYN E	195.00
7/16/2013	00282703	A AND M PORTABLES INC	75.00
7/16/2013	00282704	AIRGAS USA LLC	339.08
7/16/2013	00282705	ALABAMA LAUNDRY SALES AND SERV	3,878.45
7/16/2013	00282706	ALABAMA MEDIA GROUP	802.18
7/16/2013	00282707	ALABAMA MEDIA GROUP	636.66
7/16/2013	00282708	ALABAMA MEDIA GROUP	21.36
7/16/2013	00282709	ALABAMA PIPE AND SUPPLY CO INC	552.50
7/16/2013	00282710	ALABAMA POWER CO	12,811.11
7/16/2013	00282711	ALABAMA POWER CO	709.57
7/16/2013	00282713	ALABAMA POWER CO	5,576.41
7/16/2013	00282714	AMERICAN FOODS INC	1,010.09
7/16/2013	00282715	ARTCRAFT PRESS INC	874.00
7/16/2013	00282716	AT AND T	41,770.95
7/16/2013	00282717	ATCHISON FIRM PC	101.69
7/16/2013	00282718	AUBURN UNIVERSITY	500.00
7/16/2013	00282719	AUTOPART INTERNATIONAL INC	199.40
7/16/2013	00282720	AUTOZONE AUTO PARTS	204.30
7/16/2013	00282721	B AND B MACHINE AND SUPPLY	1,088.02
7/16/2013	00282722	B B AND T FINANCIAL FSB	17,135.26
7/16/2013	00282723	BAY CITY MEATS INC	826.58
7/16/2013	00282724	BAYOU FASTENERS AND SUPPLY INC	148.50
7/16/2013	00282725	BEARD EQUIPMENT CO	3,485.47
7/16/2013	00282726	BERNEY OFFICE SOLUTIONS	50.10
7/16/2013	00282727	BEST BUY BUSINESS ADVANTAGE AC	2,449.97
7/16/2013	00282728	BLOSSMAN GAS INC	56.88
7/16/2013	00282729	BUTLER AND CO	141.30
7/16/2013	00282730	CARQUEST AUTO PARTS	1,211.81
7/16/2013	00282731	CASH AND CARRY	224.61
7/16/2013	00282732	CERTEX USA	77.56
7/16/2013	00282733	CLUTCH AND POWERTRAIN	742.84
7/16/2013	00282734	COWIN EQUIPMENT CO INC	790.84
7/16/2013	00282735	CUSTOM DESIGNS	825.00
7/16/2013	00282736	DEES PAPER CO INC	10,240.41
7/16/2013	00282737	DIXIE BUILDING SUPPLY CO INC	93.98
7/16/2013	00282738	ELECTRONIC SUPPLY CO	299.90
7/16/2013	00282739	EQUIPMENT SALES CO	81.07
7/16/2013	00282740	EVANS	1,634.60
7/16/2013	00282741	FAMILY COUNSELING CENTER OF MO	6,997.82
7/16/2013	00282742	FASTENAL CO INDUSTRIAL AND CON	3,041.06
7/16/2013	00282743	FAUSAKS TIRE SERVICE	64.90
7/16/2013	00282744	FEDERAL EXPRESS CORP	134.35
7/16/2013	00282745	FERGUSON ENTERPRISES INC	47.10
7/16/2013	00282746	FILTERS FOR INDUSTRY INC	203.04
7/16/2013	00282747	FIREHOUSE SALES AND SERVICE	304.80
7/16/2013	00282748	FLEETPRIDE INC	43.29
7/16/2013	00282749	FORESTRY SUPPLIERS INC	708.56
7/16/2013	00282750	FRANKLIN PRIMARY HEALTH	2,500.00
7/16/2013	00282751	GALLS AN ARAMARK CO	36.00
7/16/2013	00282752	GAUGE DOCTOR	175.00
7/16/2013	00282753	GOLDEN TOUCH COMMERCIAL CLEANI	4,400.00
7/16/2013	00282754	GOODWYN MILLS AND CAWOOD INC	19,821.22
7/16/2013	00282755	GULF CITY BODY AND TRAILER WOR	4,244.86
7/16/2013	00282756	GULF COAST LANDSCAPING INC	200.00



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CHECK DATE	CHECK #	VENDOR	AMOUNT
7/16/2013	00282757	GULF COAST OFFICE PRODUCTS INC	555.44
7/16/2013	00282758	GULF STATES DISTRIBUTORS INC	1,071.00
7/16/2013	00282759	HAND ARENDALL LLC	6,033.50
7/16/2013	00282760	HARBOR FREIGHT TOOLS USA INC	139.93
7/16/2013	00282761	HARRIS CORPORATION PSPC	835.83
7/16/2013	00282762	HASTIE, KIM	38.31
7/16/2013	00282763	HEALTH INSURANCE ACCOUNT	19,983.74
7/16/2013	00282764	HEROMAN SERVICES PLANT CO LLC	735.00
7/16/2013	00282765	HILLMAN OIL INC	1,117.83
7/16/2013	00282766	HOME DEPOT, THE	6.94
7/16/2013	00282767	HON COMPANY, THE	2,121.60
7/16/2013	00282768	HURRICANE ELECTRONICS INC	9,480.70
7/16/2013	00282769	HUTTON COMMUNICATIONS INC	567.00
7/16/2013	00282770	INTERGRAPH CORP	1,038.00
7/16/2013	00282771	JOHNSTON DRUHAN LLP	5,696.50
7/16/2013	00282772	K AND W SECURITY SERVICES LLC	630.00
7/16/2013	00282773	KNOX PEST CONTROL	48.00
7/16/2013	00282774	KOBY IMPORT AUTO INC	145.00
7/16/2013	00282775	LEVEL 3 COMMUNICATIONS LLC	861.76
7/16/2013	00282776	LOVE, CHARLES E	110.00
7/16/2013	00282777	LYONS LAW FIRM	2,083.94
7/16/2013	00282778	MAYFIELD DAIRY FARMS INC	177.09
7/16/2013	00282779	MCCONNELL AUTOMOTIVE GROUP	523.27
7/16/2013	00282780	MCGRIFF TIRE CO	2,109.80
7/16/2013	00282781	MOBILE AREA WATER AND SEWER SY	971.17
7/16/2013	00282782	MOBILE BAY SPORTS AUTHORITY IN	20,000.00
7/16/2013	00282783	PHELPS, MIRANDA G	125.00
7/16/2013	00282784	PITNEY BOWES BANK INC, THE	16,200.00
7/16/2013	00282785	PRESSURE WASHERS OF ALABAMA	324.09
7/16/2013	00282786	PRINTER CONNECTION INC	895.00
7/16/2013	00282787	PROBATE COURT	183.50
7/16/2013	00282788	QUAKEWRAP INC	6,000.00
7/16/2013	00282789	ROSTEN AND ASSOCIATES	2,692.30
7/16/2013	00282790	SHARP ELECTRONICS CORP	1,025.85
7/16/2013	00282791	SITE ONE ON THE INTERNET INC	275.00
7/16/2013	00282792	SOUTH ALABAMA UTILITIES	418.96
7/16/2013	00282793	SOUTHDATA	961.26
7/16/2013	00282794	SPEAKS AND ASSOC CONSULTING EN	35,116.96
7/16/2013	00282795	TDA CONSULTING INC	8,000.00
7/16/2013	00282796	THAMES BATRE MATTEI BEVILLE AN	9,905.00
7/16/2013	00282797	THAMES BATRE MATTEI BEVILLE AN	89,494.74
7/16/2013	00282798	TORNADO FENCE CO	14,500.00
7/16/2013	00282799	UNITED PARCEL SERVICE	22.00
7/16/2013	00282800	USA MOBILITY WIRELESS INC	42.35
7/16/2013	00282801	WASTE SERVICES LLC	575.00
		Total Claims Paid for General Invoices	13,011,475.75
7/9/2013	00002113	MOBILE CO EMPLOYEES RETIREMENT	2,261.22
7/9/2013	00004042	MOBILE CO EMPLOYEES RETIREMENT	70,659.86
7/11/2013	00004044	MOBILE CO PAYROLL ACCOUNT	429,942.16
7/12/2013	00004045	MOBILE CO FEDERAL TAX ACCOUNT	30,912.93
7/12/2013	00004046	MOBILE CO PAYROLL ACCOUNT	110.30
7/15/2013	00004047	MOBILE CO FEDERAL TAX ACCOUNT	8.43

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CHECK DATE	CHECK #	VENDOR	AMOUNT
7/9/2013	00004177	MOBILE CO EMPLOYEES RETIREMENT	483.08
7/11/2013	00004179	MOBILE CO PAYROLL ACCOUNT	2,735.60
7/12/2013	00004180	MOBILE CO FEDERAL TAX ACCOUNT	188.73
7/9/2013	00005617	MOBILE CO EMPLOYEES RETIREMENT	17,151.27
7/11/2013	00005619	MOBILE CO PAYROLL ACCOUNT	91,040.80
7/12/2013	00005620	MOBILE CO FEDERAL TAX ACCOUNT	6,608.94
7/2/2013	00081337	MOBILE CO PAYROLL ACCOUNT	433.20
7/3/2013	00081339	MOBILE CO FEDERAL TAX ACCOUNT	33.14
7/9/2013	00081340	MOBILE CO EMPLOYEES RETIREMENT	310,101.41
7/11/2013	00081342	MOBILE CO PAYROLL ACCOUNT	1,700,019.60
7/12/2013	00081343	MOBILE CO FEDERAL TAX ACCOUNT	122,887.74
Total Claims Paid for Treasury Division			\$ 2,785,578.41
Total Claims Paid			\$ 15,797,054.16

Motion carried unanimously.

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AGENDA #3

HOLD PUBLIC HEARING/FUND  
BALANCE REPORT-06/30/2013

President Ludgood asked if any citizen of the County wanted an opportunity to be heard, for or against any item related to the Statement of Revenues, Expenditures and Changes in Fund Balance Report, for the period ending June 30, 2013. (Act No. 86-414)

There was no response.

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AGENDA #4

HOLD PUBLIC HEARING/PETITION FOR  
DESIGNATION/INDUSTRIAL PARK LOCATION/  
NORTH AMERICAN GULF TERMINALS (NAGTI)

President Ludgood asked if any citizen of the County wanted an opportunity to provide comments regarding the Petition for Designation of the Industrial Park location, legal description as follows:

Lots 2, 3 and 4 of North American Gulf Terminals (NAGTI) Final Subdivision Plat as recorded in the Office of the Judge of Probate in Mobile County, Alabama in Map Book 126, Pages 19-23.

This information was available to the public July 3, 2013.

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**The following is a synopsis of the comments made:**

Maury Friedlander, Attorney, Marr & Friedlander, P.C., 740 Museum Drive, Mobile, Alabama, addressed the Commission and said he represents the applicants and he has discussed this matter with Commissioner Carl, District 3, Joe Ruffer, County Engineer, Jay Ross, County Attorney and John Pafenbach, County Administrator. Mr. Freidlander requested the Commission to adopt a resolution after the public hearing approving the Industrial Park location, if there were no objections. Commissioner Carl said he met with several members of the homeowners' association and briefed them on this matter. He said he also physically went to the project site and walked through it. Commissioner Carl said everyone was comfortable with the location.

**(End of synopsis)**

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AGENDA #5

HOLD PUBLIC HEARING/APPROVING PROPOSAL TO EXPEND PUBLIC FUNDS/ENTERING INTO PROJECT DEVELOPMENT AGREEMENT/MCGOWIN PARK, LLC/ TO ESTABLISH RETAIL AND SERVICE FACILITY/ SACHEL PAIGE DRIVE BETWEEN GOVERNMENT BOULEVARD AND BOLLING BROTHERS BOULEVARD

President Ludgood asked if any citizen of the County wanted an opportunity to provide comments regarding approving a proposal to expend public funds by entering into a project development agreement with McGowin Park, LLC, an Alabama limited liability company for the purpose of inducing McGowin Park, LLC to establish a retail and service facility constructed on either side of Satchel Paige Drive between Government Boulevard and Bolling Brothers Boulevard and located within the municipal limits of the County. This information was available to the public July 14, 2013.

**The following is a synopsis of the comments made:**

Marion Baker, 1511 Dunlop Street, Mobile, Alabama, addressed the Commission and said the street he lives on was south of the Mobile BayBears Stadium near Halls Mill Road at Interstate 65 (I-65). Mr. Baker said he was not opposed to the project, but he asked if there was a location of where the project water overflow would drain? He said there were only fifteen (15) houses on his street and the road was so narrow that drivers have a hard time passing each other. Mr. Baker said recently their road was overflowed with water and they do not want to experience that again. He said they have two (2) ditches on both sides of his street and he asked if there was a location of where the project water overflow would drain?

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Commissioner Carl said it was part of his concern which was reported online at aol.com. He said the environmental groups have looked at the plans and they were impressed with the water drainage plan.

Stephen Tingle, Developer, McGowin Park, LLC, addressed the Commission and said he was responding to Mr. Baker's specific concern. Mr. Tingle said he has worked for several months very closely with the environmental engineers, civil engineers and the U. S. Army Corps of Engineers to develop a plan that would handle their project site water drainage and the water flowing through their project site. He said the water from the interstate and the water from the project site were both flowing downstream directly into a large ditch. Mr. Tingle said they would stop the project site water from flowing directly into the ditch and only allow the water flowing from offsite into the ditch. He said a series of wet detention basins has been designed to collect the water from the project site and some of the water from offsite, for example, they had a water problem at McVay Drive and Government Boulevard; so they redesigned a retention pond on the project site to retain the water and it has trash catchers to strain the water before releasing it. Mr. Tingle said the water would be released no faster post-construction than it was preconstruction. He said public hearings would be held where detailed information would be provided.

Commissioner Hudson said the Commission has received a letter from Deena R. Tyler, Vice President, Team Share the Road. She said the letter requested the Commission to ask the project developer to include separate pathways for pedestrians and bicycles.

Mr. Tingle said they would take it into consideration.

President Ludgood asked if there were any other speakers who wanted an opportunity to give their comments?

Tim Nolan, General Manager, Bel Air Mall, addressed the Commission and said he has been with the Bel Air Mall for thirteen (13) years. Mr. Nolan said he was not opposed to the McGowin Park, LLC constructing a retail and service facility. He said it was a great opportunity to bring some exciting new retailers to the market. Mr. Nolan said the Bel Air Mall was forty-five (45) years old and for forty-five (45) years they have contributed sales tax to the community and they have employed over fifteen hundred (1,500) people year after year for forty-five (45) years. He said during forty-five (45) years the retail landscape has changed, retailers have an option to choose between an outdoor format and an original mall format. Mr. Nolan said the proposal presented to the Commission has incentives for the project developer to attract retailers and those retailers could come from other properties in the market and they would receive an incentive from Mobile County and the City of Mobile, and the existing developer who has that newly created vacancy would not receive any incentives. He said he

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would like equal treatment for the existing developers who were working just as hard to attract retailers into the community. Mr. Nolan said sales generated from the new project development would not all be from new businesses, a large portion would be generated from existing retailers, so there would not be a positive net of \$200 million in sales. He said there was only so much retail a community could support, Spanish Fort Town Center in Baldwin County was mostly vacant. Mr. Nolan said the communities were growing and they were excited about the opportunities that would come with Airbus. He said the other developers including Bel Air Mall want to have the same incentives afforded to them as the new project developer.

Commissioner Carl asked Mr. Nolan if new projects similar to McGowin Park, LLC Project would encourage new businesses to move into the Bel Air Mall?

Mr. Nolan said a prospective tenant could look for space at the McGowin Park, LLC Project and decide to choose the Bel Air Mall or look at the Bel Air Mall and then choose McGowin Park, LLC Project, it would be a trade off. He said he was happy to have the project a mile and a half from the Bel Air Mall rather than over the bay in Baldwin County. Mr. Nolan said a retail hub was positive for the community, but it should not be considered a positive for the Bel Air Mall. He said space vacancies would be created at the Bel Air Mall because of the new development. Mr. Nolan said the existing developers should receive the same incentives as the new developer who took their tenant.

Commissioner Hudson said local businesses and retailers were a large part of their discussion. She said to attract large developers they had to set a threshold of the square footage they would consider for offering a rebate and they decided 150,000 square feet as a bare minimum. Commissioner Hudson said the project would be over 600,000 square feet and that was their driving decision. She said the project would generate a net increase in sales tax revenue and they hoped it would not cause many lateral moves. Commissioner Hudson said they want to work with all of the local businesses and retailers and not exclude anyone. She said they want to attract businesses into the community to stimulate the market and the economy.

Mr. Nolan said he has received tremendous support from the City of Mobile and Mobile County. He said they have a great partnership and the Bel Air Mall has survived forty-five (45) years because of the community support. Mr. Nolan said the Commission should extend the same incentives to the existing developers or exclude any lateral moves.

Commissioner Carl asked Mr. Nolan if he had any plans to build a new mall in West Mobile, Alabama?

Mr. Nolan said no.

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President Ludgood asked if there were any other speakers who wanted an opportunity to give their comments?

Mr. Tingle thanked the Commission for the possibility of entering into a partnership with them. He introduced his partners: Karen Hutton, Founder and Chief Executive Officer, The Hutton Company; Jeff Smith, President; Matt Phillips, Real Estate Director and Project Manager, McGowin Park LLC. Mr. Tingle said his partners and he walked through the project site and it looked great. He said the small retailers were averaging approximately three hundred seventy-five dollars (\$375.00) per square foot, which was very healthy for the market. Mr. Tingle said they would not take retailers from the Bel Air Mall, there was room for all of them. He said a rising tide lifts all boats.

**(End of synopsis)**

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ADOPT RESOLUTION AUTHORIZING DESIGNATION  
OF INDUSTRIAL PARK LOCATION/LOTS 2, 3  
AND 4/NORTH AMERICAN GULF TERMINALS)  
(NAGTI) FINAL SUBDIVISION PLAT

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board adopt the following resolution:

A public hearing of the establishment of the Industrial Park located within Mobile County, Alabama, and outside the corporate boundary of any municipality of Mobile County, Alabama, having been presented to the Mobile County Commission and notice of a public hearing of the same given by publication in the Mobile Press Register, a newspaper of general circulation throughout the County, said notice having been published on the 5<sup>th</sup> day of July, 2013, and;

The Mobile County Commissioner determining that the Petition should be granted;

The Mobile County Commission hereby adopts the following Resolution:

**BE IT RESOLVED**, the following described lands, wholly in the boundaries of Mobile County and outside the boundaries of any municipality therein, and being more particularly described on \*Exhibit "A" attached hereto and made a part hereof as if fully set out herein.

The Mobile County Commission does hereby grant the Petition for said lands and designated as an Industrial Park and the map or maps and description and other material related to the Industrial Park shall be recorded on the map or maps a description after first being identified by the signatures of

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the presiding officer of the County Commission. The President of the Mobile County Commission shall certify such map or maps and the description and the same shall be filed in the office of the County Commission, and with the Probate Court of Mobile County, Alabama.

The undersigned President of the Mobile County Commission, MERCERIA LUDGOOD does hereby certify that the foregoing Resolution and maps were duly adopted on the 23<sup>rd</sup> day of July, 2013, by the Mobile County Commission.

**\*Exhibit "A" on file in the County Administrator's Office**

Motion carried unanimously.

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AGENDA #6

APPROVE GRANT APPLICATION/CORPORATION  
FOR NATIONAL & COMMUNITY SERVICES  
(CNCS)/SENIOR COMPANION PROGRAM/  
VOLUNTEER SERVICE YEARS PROGRAM

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve a grant application to the Corporation for National & Community Service (CNCS) in the amount of \$9,801.00 for a supplemental grant to the Senior Companion Program titled Volunteer Service Years Program for the period September 30, 2013 through June 29, 2014, with a cash match of \$706.00 to be paid by the Senior Companion Program (SCP) and an in-kind match of \$360.00, also to be provided by the Senior Companion Program (SCP).

Motion carried unanimously.

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AGENDA #7

APPROVE REQUEST OF PROBATE  
COURT/PURCHASE BALLOT SCANNERS/  
SECRETARY OF STATE'S HAVA FUNDS

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve the request of Probate Court to purchase two (2) ES&S Model DS850 high speed digital central ballot scanners in the amount of \$207,500.00, net of trade-in of old units; units qualify for the Secretary of State's HAVA funds.

Motion carried unanimously.

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AGENDA #8

AUTHORIZE ADVERTISEMENT OF PUBLIC HEARING/  
2012 CONSOLIDATED ANNUAL PERFORMANCE AND  
EVALUATION REPORT (CAPER)/UNITED STATES  
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board authorize advertisement of public hearing and comment period for the 2012 Consolidated Annual Performance and Evaluation Report (CAPER) for the United States Department of Housing and Urban Development.

Motion carried unanimously.

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AGENDA #9

APPROVE GRANT APPLICATION/ALABAMA  
DEPARTMENT OF ECONOMIC AND COMMUNITY  
AFFAIRS (ADECA)/CHILD ADVOCACY CENTER PROJECT

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve the grant application to the Alabama Department of Economic and Community Affairs (ADECA) for the continuation of the Child Advocacy Center Project in the amount of \$335,727.00 for the period October 1, 2013 through September 30, 2014, with a local match of \$83,932.00.

Motion carried unanimously.

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AGENDA #10

APPROVE EXTENSION OF LEASE AGREEMENT/  
CAPITAL INSURANCE & FINANCIAL SERVICES,  
LLC/SPACE AT EIGHT MILE SHOPPING CENTER

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve an extension of the lease agreement with Capital Insurance & Financial Services, LLC for the period May 1, 2013 through April 30, 2015, for space at the Eight Mile Shopping Center, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

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AGENDA #11

ACCEPT SUBGRANT AWARD/ALABAMA DEPARTMENT OF  
ECONOMIC AND COMMUNITY AFFAIRS (ADECA)/REGIONAL  
HIGHWAY TRAFFIC OFFICE/LABOR DAY WEEKEND  
DRIVE SOBER OR GET PULLED OVER CAMPAIGN

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board accept a subgrant award from the Alabama Department of Economic and Community Affairs (ADECA), on behalf of the Regional Highway Traffic Office, for the Labor Day Weekend Drive Sober or Get Pulled Over Campaign in the amount of \$35,440.00 for the period August 16, 2013 through September 2, 2013, with no local match.

Motion carried unanimously.

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AGENDA #12

ACCEPT SUBGRANT AWARD/ALABAMA DEPARTMENT  
OF ECONOMIC AND COMMUNITY AFFAIRS (ADECA)/  
REGIONAL HIGHWAY TRAFFIC OFFICE/LABOR DAY  
WEEKEND DRIVE SOBER OR GET PULLED OVER CAMPAIGN

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board accept a subgrant award from the Alabama Department of Economic and Community Affairs (ADECA), on behalf of the Regional Highway Traffic Office, for the Labor Day Weekend Drive Sober or Get Pulled Over Campaign in the amount of \$24,084.00 for the period August 15, 2014 through September 1, 2014, with no local match.

Motion carried unanimously.

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AGENDA #13

APPROVE APPLICATION FOR  
LIQUOR LICENSE/FLASHBACK INC.

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve the application of Flashback Inc., for lounge retail liquor license - class I, Flashback, 10071 Airport Boulevard, Mobile, Alabama 36608. (District 2)

Motion carried unanimously.

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AGENDA #14

APPROVE REQUEST OF FEDERAL DEFENDERS/  
WAIVE ALL FEES/USE OF GOVERNMENT PLAZA  
AUDITORIUM/CRIMINAL JUSTICE ACT (CJA)

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve the request of the Federal Defenders to waive all fees for use of the Government Plaza Auditorium October 17, 2013, from 8:00 A. M. to 5:00 P. M., for the Criminal Justice Act (CJA) one (1) day seminar.

Motion carried unanimously.

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AGENDA #15

ACCEPT SUBGRANT AWARD/ALABAMA DEPARTMENT  
OF ECONOMIC AND COMMUNITY AFFAIRS (ADECA)/  
COMMUNITY TRAFFIC SAFETY PROGRAM (C.T.S.P.) GRANT

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board accept a subgrant award from the Alabama Department of Economic and Community Affairs (ADECA) for the Community Traffic Safety Program (C.T.S.P.) Grant in the amount of \$137,549.00 for the period October 1, 2013 through September 30, 2014, with an in-kind match of \$6,000.00.

Motion carried unanimously.

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AGENDA #16

APPROVE AMENDMENT TO AGREEMENT/  
TDA CONSULTING, INC./HOME PROGRAM/  
ALABAMA HOUSING FINANCE AUTHORITY  
2013 TAX CREDIT AWARD/HOME FUNDS

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve an amendment to the agreement with TDA Consulting, Inc., to provide technical and administrative services for the HOME Program in conjunction with the Alabama Housing Finance Authority 2013 Tax credit award. The fee for such services is not to exceed \$35,000.00, and authorize the President of the Commission to execute the amendment to the agreement on behalf of Mobile County. (HOME funds)

Motion carried unanimously.

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AGENDA #17

APPROVE INVESTMENT PURCHASES/  
COUNTY FUNDS/TREASURER

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve the investment purchases with County funds by the Treasurer for the month of June, 2013.

Motion carried unanimously.

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AGENDA #18

ACCEPT PARTIAL GRANT AWARD/CORPORATION  
FOR NATIONAL & COMMUNITY SERVICE (CNCS)/  
RETIRED SENIOR VOLUNTEER PROGRAM (RSVP)

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board accept a partial grant award from the Corporation for National & Community Service (CNCS) on behalf of the Retired Senior Volunteer Program (RSVP) in the amount of \$39,833.00 for the project period August 1, 2013 through March 31, 2014, bringing the total award to \$59,000.00 for the budget year April 1, 2013 through March 31, 2014.

Motion carried unanimously.

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AGENDA #19

APPROVE AMENDING  
CONFERENCE/MEETING SCHEDULE

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve amending the Conference/Meeting Schedule, as follows:

cancel the Monday, July 22, 2013 Meeting and reschedule for Tuesday, July 23, 2013 at 9:30 A. M.

cancel the conference Thursday, August 22, 2013 and hold a combined Conference/Meeting Monday, August 26, 2013.

cancel the conference Thursday, December 5, 2013 and hold a combined Conference/Meeting Monday, December 9, 2013.

Motion carried unanimously.

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AGENDA #20

APPROVE REQUEST OF SHERIFF  
DEPARTMENT'S MOUNTED UNIT/  
AMEND APPROPRIATION CONTRACT

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve the request of the Sheriff Department's Mounted Unit to amend the appropriation contract to use the remaining funds to rent equipment and purchase materials to construct an arena for their training purposes, and authorize the President of the Commission to execute the amendment to the contract on behalf of Mobile County.

Motion carried unanimously.

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AGENDA #21

APPROVE CDP-314-13/CONTRACT/WESTSIDE  
ATHLETIC ASSOCIATION/DISTRICT 3 FUNDS

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve CDP-314-13, contract with Westside Athletic Association in the amount of \$10,000.00, from District 3 funds, for installing lights on Challenger field, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried unanimously.

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AGENDA #22

APPROVE CDP-115-13/  
NAACP/DISTRICT 1 FUNDS

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve CDP-115-13, NAACP in the amount of \$500.00, from District 1 funds, for its Annual Freedom Banquet.

Motion carried unanimously.

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AGENDA #23

APPROVE CDP-116-13/EMMA'S HARVEST  
HOME (EHH)/DISTRICT 1 FUNDS

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve CDP-116-13, Emma's Harvest Home (EHH) in the amount of \$1,000.00, from District 1 funds, for its annual Grill Feast.

Motion carried unanimously.

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AGENDA #24

AWARD BIDS/REJECT BID/  
APPROVE RENEWAL/APPROVE PURCHASE

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board take the following action on bids:

award Bid #25-13, precast bridge components for the Public Works Department, to Conecuh Bridge & Engineering, Inc., for their bid in the amount of \$118,910.00.

award Bid #26-13, annual seeding for the Public Works Department, to Pennington Seed Inc. and Agrium Advanced Technologies (U. S.) Inc.

award Bid #28-13, three-month OEM printer and fax supplies for the County Commission, to Sprot Printer Ribbon, LLC and Olensky Brothers.

award Bid #29-13, three-month copy and computer paper for the County Commission, to Gulf Coast Office Products.

award Bid #30-13, three-month latex gloves for the County Commission, to Supreme Medical Fulfillment Systems.

award Bid #50-13, annual crushed aggregate for the Public Works Department, to Martin Marietta Materials, Inc., for their bid in the amount of \$20.74 per ton.

award Bid #52-13, annual asphalt plant mix for the Public Works Department, to John G. Walton Construction Company, Inc., Mobile Asphalt Company, LLC and Hosea O. Weaver & Sons, Inc.

award Bid #62-13, annual poly (vinyl chloride) (P.V.C.) pipe for the Public Works Department, to Ferguson Enterprises, Inc.

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award Bid #67-13, annual class III reinforced concrete arch pipe for the Public Works Department, to Hanson Pipe & Precast and Design Precast & Pipe, Inc.

award Bid #68-13, annual class III reinforced circular concrete pipe for the Public Works Department, to Hanson Pipe & Precast and Design Precast & Pipe, Inc.

award Bid #69-13, annual polyethylene (P.E.) storm drain pipe for the Public Works Department, to Ferguson Enterprises, Inc.

award Bid #74-13, annual prepackaged concrete sacked riprap for the Public Works Department.

award Bid #91-13, annual coarse aggregate for the Public Works Department, to Martin Marietta Materials, Inc., for their bid in the amount of \$25.70 per ton for Item No. 4 and \$25.70 per ton for Item No. 57.

award Bid #92-13, annual riprap materials for the Public Works Department, to Martin Marietta Materials, Inc., for their bid in the amount of \$36.50 per ton for Class 1 and \$36.50 per ton for Class 2.

reject Bid #27-13, centipede and St. Augustine solid sod for the Public Works Department.

approve renewal of subscription for the County Commission for GFI LANguard patch management software with Abacus IT Solutions in the amount of \$1,152.00.

approve purchase of one (1) pickup truck from the current Alabama State Contract for the Environmental Enforcement Department.

Motion carried unanimously.

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AGENDA #25

ADOPT RESOLUTION AUTHORIZING REQUEST/  
PUBLIC WORKS DEPARTMENT/DISPOSE OF CERTAIN  
ITEMS FROM FIXED ASSETS INVENTORY LIST,  
DECLARE AS SURPLUS PROPERTY, AND AUTHORIZE  
ITEMS TO BE DISPOSED OF BY LAWFUL MEANS

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board adopt the following resolution:

**WHEREAS**, the Mobile County Commission has control of all property belonging to the County and is authorized by state law to dispose of the same by order entered upon its minutes; and

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**WHEREAS**, the County presently owns certain vehicles and equipment shown on the \*attached list, which are no longer usable and therefore no longer needed;

**NOW, THEREFORE**, be it resolved by the Mobile County Commission that the vehicles and equipment shown on the \*attached list be, and they are hereby declared SURPLUS and, where applicable, removed from the fixed asset list, to be disposed of by lawful means.

It is further **DIRECTED** that a copy of this resolution be entered upon the minutes of the regular meeting of the Mobile County Commission convened on this 23<sup>rd</sup> day of July, 2013.

**\*List on file in County Administrator's Office**

Motion carried unanimously.

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AGENDA #26

ACCEPT SUBGRANT AWARD/ALABAMA DEPARTMENT  
OF ECONOMIC AND COMMUNITY AFFAIRS (ADECA)/  
2014 CLICK IT OR TICKET CAMPAIGN GRANT

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board accept a subgrant award from the Alabama Department of Economic and Community Affairs (ADECA) for the 2014 Click It or Ticket Campaign Grant in the amount of \$23,260.00 for the period May 19, 2014 through June 1, 2014, with no local match.

Motion carried unanimously.

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AGENDA #27

ADOPT RESOLUTION APPROVING PROJECT  
DEVELOPMENT AGREEMENT/MCGOWIN PARK, LLC

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board adopt the following resolution:

**BE IT RESOLVED BY THE COUNTY COMMISSION** (the "Commission") OF MOBILE COUNTY, ALABAMA (the "County"), as follows:

Section 1. The Commission, upon evidence duly presented to and considered by it, has found and determined, and does hereby find, determine and declare as follows:

(a) Pursuant to the applicable laws of the State of Alabama, the County and McGowin Park, LLC (the "Developer") have

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prepared that certain Project Development Agreement to be dated the date of delivery (the "Agreement"), for, among other purposes specified therein, facilitating the Developer's construction and development of certain retail and service facilities in the City of Mobile, Mobile County to be known as "McGowin Park Shopping Center" and more particularly described therein (the "Project").

(b) The County is authorized under Amendment No. 772 of the Constitution of Alabama of 1901, as amended ("Amendment No. 772") to become indebted, and to issue obligations as referenced therein, upon the full faith and credit of the County or limited as to the source of their payment, to a principal amount not exceeding 50% of the assessed value of taxable property in the County, as determined for state taxation, in furtherance of the powers and authorities granted in Amendment No. 772, including, without limitation, the promotion of the economic and industrial development of the County.

(c) The County is without absolute authority or power under any local constitutional amendment to do any of the actions or undertakings referenced in Amendment No. 772.

(d) Pursuant to, and for the purposes of, Amendment No. 772, it is necessary, desirable and in the public interest for the County to grant public funds in aid of the Project and the Developer, and for such purposes to issue its Limited Obligation Project Revenue Warrant, Series 2013 (the "Warrant"), pursuant to the terms of the Agreement.

(e) The public benefits to be realized through the development of the Project are expected to include the creation of a substantial number of construction jobs and permanent retail and service jobs, millions of dollars annually in tax and license revenues to various governmental entities and the public school system, and the location of a new retail and service center in the County which will be a regional destination, thus drawing new consumer spending to the local economy.

(f) The County's issuance of the Warrant and granting of public funds in aid of the Project and the Developer, as described in this resolution and the Agreement, will promote the local economic and industrial development of the County, as well as the prosperity and welfare of its citizens, by enabling the development of the Project and the realization of the expected public benefits to be derived therefrom, thereby increasing the County's tax base, revenues and level of employment.

(g) The issuance of the Warrant and the expenditure of public funds for the purposes specified in the Agreement will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities.



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(h) On July 14, 2013, the County caused to be published in *The Mobile Press Register*, which newspaper has the largest circulation in the County, the notice required by Amendment No. 772, a true and correct copy of which is attached hereto as Exhibit A.

(1) The information set forth in said notice is true and correct.

(2) Publication of said notice is hereby ratified and confirmed.

Section 2. The Commission does hereby approve, adopt, authorize, direct, ratify and confirm:

(a) The agreements, covenants, and undertakings of the County set forth in the Agreement, and

(b) The terms and provisions of the Agreement, in substantially the form and of substantially the content as presented to the Commission at this meeting, with such changes thereto (by addition or deletion) as the Commission shall approve, which approval shall be conclusively evidenced by execution and delivery of the Agreement as hereinafter provided.

Section 3.

(a) The President of the Commission is hereby authorized and directed to execute and deliver the Agreement and the Warrant for and on behalf of and in the name of the County. The County Administrator is hereby authorized and directed to affix the official seal of the County to the Agreement and the Warrant and to attest the same.

(b) The President of the Commission is hereby authorized and directed to take all such actions, and execute, deliver and perform all such agreements, documents, instruments, notices, and petitions and proceedings, with respect to the Agreement and the Warrant, as the President shall determine to be necessary or desirable to carry out the provisions of this resolution or the Agreement or duly and punctually observe and perform all agreements and obligations of the County under the Agreement.

Section 4. The County desires, before the issuance of the Warrant referenced in the Agreement, to validate the legality of all proceedings had or taken in connection therewith, the validity of the means provided for the payment of the Warrant, and the validity of all covenants and provisions contained in this resolution and the Agreement and the Warrant, by filing a petition against the taxpayers and citizens of the County in the Circuit Court of Mobile County, Alabama. A complaint to validate such Warrant, proceedings, and covenants shall be filed and validation proceedings shall be instituted in the name of the County and the members of the governing body of the County. Hand Arendall LLC and County Attorney Jay Ross

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are hereby designated and appointed as the attorneys of the County to file such complaint, institute such proceedings, and to take all steps necessary to complete such validation proceedings in accordance with the provisions of Article 17 of Chapter 6 of Title 6 of the CODE OF ALABAMA 1975. Any actions heretofore taken by such attorneys in connection with the filing of such petition or such validation proceedings are hereby ratified and confirmed.

Section 5. All prior actions taken, and agreements, documents or notices executed and delivered, by the Chair or any officer or member of the Commission or other representative of the County, in connection with the agreements, covenants, and undertakings of the County hereby approved, or in connection with the preparation of the Agreement and the terms and provisions thereof, are hereby approved, ratified and confirmed.

Section 6. All resolutions, orders, or parts of any 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 7. This resolution shall take effect immediately.

Motion carried unanimously.

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AGENDA #28

APPROVE PROFESSIONAL ENGINEERING  
SERVICES CONTRACT/HARGROVE ENGINEERS &  
CONSTRUCTORS/CIP-2013-040/INTERSTATE 10 (I-10)/  
INTERSTATE 65 (I-65)/SOCCER COMPLEX SITE EVALUATION

**The following is a synopsis of the comments made:**

Commissioner Carl requested the Commission to hold this item over until the August 12, 2013 Meeting.

Commissioner Hudson recommended the Commission vote on the item today. She said the matter has already been discussed in two (2) executive sessions.

Commissioner Carl said he has not had an opportunity to present his project.

Commissioner Hudson said the projects were mutually exclusive and if the Commission decides to look at both projects, Commissioner Carl's project should be after her project.

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Commissioner Carl said with all due respect, there was no way the County could afford both projects. He said Commissioner Hudson's project could be done at one-third (1/3) of the cost somewhere else.

President Ludgood said to decide which of the two (2) project sites were the better one she would need the engineers' comprehensive study for evaluation. She said it does not preclude any projects Commissioner Carl recommends to the Commission, but there were several questions that needed to be answered regarding Commissioner Hudson's project site. President Ludgood said twenty-two thousand dollars (\$22,000.00) was a good investment.

Commissioner Carl said each site evaluation was twenty-two thousand dollars (\$22,000.00) and for both of the locations to have evaluations was forty-four thousand dollars (\$44,000.00). He said Commissioner Hudson's project has environmental issues, a dollar and sense issue and a moral issue on the account of County employees. He said the Commission would spend between ten and a half million dollars (\$10,500,000.00) to twelve million dollars (\$12,000,000.00) on a project, but would not give County employees a pay raise.

Commissioner Hudson said it was money for Capital Improvement Projects.

Commissioner Carl said it does not matter, it sets a precedent for the people the Commission were to serve.

Commissioner Hudson said since the normal order of the meeting was changed, a number of people were waiting to give their comments on her project site.

Commissioner Carl said he was sure Commissioner Hudson had a number of people at the meeting to speak on her project site, he said it was a stacked house.

Commissioner Hudson said she respects Commissioner Carl's opinion, but she vehemently disagrees with his point of view about her project site.

Commissioner Carl said they would play it out and see where it goes.

**(End of synopsis)**

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Commissioner Hudson moved, seconded by President Ludgood, that the Board approve a professional engineering services contract with Hargrove Engineers & Constructors, for CIP-2013-040/Interstate 10 (I-10)/Interstate 65 (I-65) Soccer Complex Site Evaluation for an amount not to exceed \$22,000.00, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried.

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AGENDA #29

APPROVE TEMPORARY ACCESS AGREEMENT/  
VARIOUS TITLED OWNERS OF RECORD/  
REAL PROPERTY RELATED TO PROPOSED  
SOCCER COMPLEX/SOUTHWEST QUADRANT OF  
INTERSTATE 10 (I-65)/INTERSTATE 10  
(I-10) AT HALLS MILL ROAD

Commissioner Hudson moved, seconded by President Ludgood, that the Board approve a temporary access agreement with various titled owners of record for parcel(s) of real property related to the proposed soccer complex located at the southwest quadrant of Interstate 65 (I-65)/Interstate 10 (I-10) at Halls Mills Road, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried.

Commissioner Carl voted no.

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AGENDA #30

AUTHORIZE LETTER TO DEPARTMENT OF  
TRANSPORTATION/SUPPORTING SMALL COMMUNITY  
AIR SERVICE DEVELOPMENT GRANT APPLICATION/  
SPONSORED BY MOBILE AREA CHAMBER OF  
COMMERCE AIR SERVICE DEVELOPMENT TASK FORCE

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board authorize a letter to the Department of Transportation supporting the Small Community Air Service Development Grant Application sponsored by the Mobile Area Chamber of Commerce Air Service Development Task Force.

Motion carried unanimously.

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AGENDA #31

ADOPT RESOLUTION SUPPORTING NATIONAL  
PARK SERVICE REVIEW/1979 STUDY OF  
MOBILE-TENSAW RIVER DELTA

Commissioner Hudson moved, seconded by Commissioner Carl,  
that the Board adopt the following resolution:

**WHEREAS**, the preservation and protection of the Mobile  
Tensaw River Delta is important to the area and to the people  
of Mobile County; and

**WHEREAS**, access and better opportunities for recreation  
including the historic right to hunt and fish would benefit the  
health and wellbeing of our citizens; and

**WHEREAS**, an increase of tourism would bring greater  
prosperity to Mobile County; and

**WHEREAS**, a center for scientific, archaeological, and  
historical research and discovery would be of benefit to the  
nation; and

**WHEREAS**, the Mobile Tensaw Delta is a National Treasure;  
and

**WHEREAS**, this Commission seeks the best and greatest use  
for all our natural resources;

**NOW, THEREFORE**, be it resolved that the Mobile County  
Commission supports a review and update by the National Park  
Service of the study done in 1979 to examine the feasibility  
of designating the Mobile-Tensaw Delta as the first major  
National Park and Preserve on the Gulf Coast.

Motion carried unanimously.

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AGENDA #32

AMEND FUNCTIONAL CLASSIFICATION/  
GRAND BAY WILMER ROAD SOUTH (COUNTY  
ROAD #13)/FROM RURAL MINOR COLLECTOR  
TO RURAL MAJOR COLLECTOR/ALABAMA  
DEPARTMENT OF TRANSPORTATION

Commissioner Carl moved, seconded by Commissioner Hudson,  
that the Board amend the functional classification of Grand Bay

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Wilmer Road South (County Road #13) from Rural Minor Collector to Rural Major Collector to correspond with the Alabama Department of Transportation's classification of this road.

Motion carried unanimously.

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AGENDA #33

AWARD BID/MCP-305-13/LEROY  
STEVENS ROAD BRIDGE PILE CAP  
CONSTRUCTION/C. THORNTON, INC.

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board award the bid for MCP-305-13, Leroy Stevens Road Bridge Pile Cap Construction, to the low bidder, C. Thornton, Inc., for their low bid (per cubic yard price), in the amount of \$29,877.50.

Motion carried unanimously.

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AGENDA #34

ADOPT RESOLUTION AUTHORIZING ACQUISITION  
OF CERTAIN REAL PROPERTY/EMINENT DOMAIN/  
PROJECT MCR-2010-007/MCFARLAND ROAD, TRACT 18,  
BETTY JEAN SMITH, WILLIAM H. SMITH, JEANETTE SMITH,  
JANICE SMITH, CHARLES E. SMITH, CONNIE MAE SMITH,  
MINNIE B. STEVENS AND ANNIE LOUISE CLEMENTS

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board adopt the following resolution:

A RESOLUTION DECLARING THAT THE ACQUISITION OF CERTAIN REAL PROPERTY FOR PERMANENT ROADWAYS AND DRAINAGE IMPROVEMENTS HEREIN DESCRIBED IS IN THE PUBLIC INTEREST AND NECESSARY FOR THE PUBLIC USE; AUTHORIZING THE ACQUISITION THEREOF BY EMINENT DOMAIN; AUTHORIZING THE PRESIDENT OF THE MOBILE COUNTY COMMISSION TO INSTRUCT ITS ASSISTANT COUNTY ATTORNEY, K. PAUL CARBO, JR., OF THE ATCHISON FIRM, P.C., TO PROCEED WITH THE ACQUISITION THEREOF BY EMINENT DOMAIN, AND AUTHORIZING THE COUNTY ENGINEER TO DO ALL ACTS AND THINGS NECESSARY, PROPER OR CONVENIENT TO THAT END.

**WHEREAS**, Section 23-1-82 of the Code of Alabama grants the Mobile County Commission the right of eminent domain for a permanent fee simple right-of-way for roadway and drainage improvements; and

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**WHEREAS**, the Mobile County Commission deems it necessary to acquire by eminent domain that certain real property hereafter described, in order to establish permanent roadways and drainage improvements;

**NOW THEREFORE, BE IT RESOLVED**, by the Mobile County Commission as follows:

Section (1): That the Mobile County Commission deems it necessary in order to establish permanent roadways and drainage improvements located in the County of Mobile, State of Alabama, and more particularly described as follows:

TRACT NO. 18 ROW 1, PROJECT NO. MCR-2010-007 MCFARLAND ROAD

COMMENCING AT THE NORTHEAST CORNER OF SECTION 22, TOWNSHIP 5 SOUTH RANGE 3 WEST, MOBILE COUNTY, AL THENCE S 0°24'18" W A DISTANCE OF 451.06 FEET TO A POINT, THENCE N 89°35'42" W A DISTANCE OF 194.91 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE S 5°13'14" E A DISTANCE OF 16.46 FEET TO A POINT; THENCE S 64°01'46" W A DISTANCE OF 43.19 FEET TO A POINT; THENCE ALONG AN ARC 51.38 FEET TO THE LEFT, HAVING A RADIUS OF 2990.87 FEET, THE CHORD OF WHICH IS N 46°36'03" E FOR A DISTANCE OF 51.38 FEET TO THE POINT OF BEGINNING, CONTAINING 0.0075 ACRES (329 sq. ft.), MORE OR LESS.

Parties of Interest in said Property:

BETTY JEAN SMITH, WILLIAM H. SMITH,  
JEANETTE SMITH, JANICE SMITH,  
CHARLES EDWARD SMITH, CONNIE MAE SMITH,  
MINNIE B. STEVENS and ANNIE LOUISE CLEMENTS

MARILYN WOOD as Revenue Commissioner

Section (2): That the Mobile County Commission hereby declares that the acquisition of fee simple interest in said property for permanent roadways and drainage improvements in connection with the above-referenced Mobile County project is in the public interest and necessary for public use.

Section (3): That the Mobile County Commission hereby fully authorizes and empowers The Atchison Firm, P.C., to proceed with the acquisition of said property by eminent domain, pursuant to Title 18, Chapter 1A of the Code of Alabama, 1975, as supplemented.

Section (4): That the County Engineer is fully authorized, empowered and instructed for, on behalf of, or in the name of the Mobile County Commission, to sign and execute all affidavits, bonds and other documents, and to do all other acts and things necessary, proper or convenient for the purpose of making effective and conclusive said condemnation proceedings.

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Section (5): That this resolution shall take effect immediately.

Motion carried unanimously.

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AGENDA #35

APPROVE WAIVING SECTION 4.4/MOBILE  
COUNTY SUBDIVISION REGULATIONS/  
PRELIMINARY AND FINAL PLAT/  
HYDE PARK RESUB LOTS 7 AND 8

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve waiving Section 4.4 of the Mobile County Subdivision Regulations and preliminary and final plat of Hyde Park Resub Lots 7 and 8. There will be no new lots and no new construction; the subdivision is only moving lot lines. (2 lots, Windsor Road, District 3)

Motion carried unanimously.

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AGENDA #36

APPROVE AMENDMENT #4/FREQUENCY  
RECONFIGURATION AGREEMENT (FRA)/  
SOUTHERN COMMUNICATIONS SERVICES,  
INC. D/B/A SOUTHERNLINC WIRELESS  
AND NEXTEL SOUTH CORP.

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve Amendment #4 to the Frequency Reconfiguration Agreement (FRA) between the County, Southern Communications Services, Inc. d/b/a SouthernLINC Wireless and Nextel South Corp., and authorize the President of the Commission to execute the amendment to the agreement on behalf of Mobile County. The Frequency Reconfiguration Agreement (FRA) was approved in the June 15, 2011 Minutes, Agenda Item #49.

Motion carried unanimously.

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AGENDA #37

APPROVE APPLICATION FOR FEDERAL  
ASSISTANCE/DAUPHIN ISLAND AIRPORT/FISCAL  
YEAR 2013/TRACT 3, CCP-131-09, PHASE 3

**The following is a synopsis of the comments made:**

Commissioner Carl said the item adds nothing to the airport and it does not make any change. He asked if the application was only for a request of money that was due to the County.

John Pafenbach, County Administrator, said yes.

**(End of synopsis)**

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve the application for Federal Assistance for the Dauphin Island Airport (Fiscal Year 2013), in the amount of \$337,152.00. This application is a request for Federal reimbursement of construction for the perimeter fence and the acquisition of Tract 3, CCP-131-09, Phase 3.

Motion carried unanimously.

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AGENDA #38

ASSIGN PROFESSIONAL ENGINEERING  
SERVICES CONTRACT/SPEAKS &  
ASSOCIATES CONSULTING ENGINEERS, INC./  
CDP-315-13/EFP-316-13/TRAFFIC CAPACITY  
IMPROVEMENTS/HUTCHINS ELEMENTARY SCHOOL

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board assign a professional engineering services contract to Speaks & Associates Consulting Engineers, Inc. for CDP-315-13/EFP-316-13, Traffic Capacity Improvements at Hutchins Elementary School, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried unanimously.

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AGENDA #39

AWARD BID/PROJECT MCR-2004-307/GRAND  
BAY WILMER ROAD SOUTH/JOHN G. WALTON  
CONSTRUCTION COMPANY, INC.

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board award the bid for Project MCR-2004-307, Grand Bay Wilmer Road South; grade, drain, base and pave, to the low bidder, John G. Walton Construction Company, Inc., for their bid in the amount of \$1,185,180.62.

Motion carried unanimously.

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AGENDA #40

AWARD BID/MCP-310-13/CAMP I  
ADMINISTRATION SANITARY SEWER/FRANK  
TURNER CONSTRUCTION COMPANY, INC.

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board award the bid for MCP-310-13, Camp I Administration Sanitary Sewer, to the low bidder, Frank Turner Construction Company, Inc., for their bid in the amount of \$32,248.32.

Motion carried unanimously.

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AGENDA #41

AUTHORIZE ACQUISITION OF PROPERTY AND  
ACCEPTANCE OF RIGHT-OF-WAY DEEDS AND EASEMENTS

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board authorize acquisition of property and acceptance of right-of-way deeds and easements from the following property owners, for the following projects:

Evans Road, Project MCR-2010-109/202

Linda Gail Moore, Co-Trustee for Estate of  
Joseph Bancroft Jones deed

Wayne Alembert Baldwin, Co-Trustee for Estate  
of Joseph Bancroft Jones deed

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Boothtown Road, Project MCR-2010-204

Terri Jordan & Larry Jordan	deed
Terri Jordan & Larry Jordan	temporary easement
Terri Jordan & Larry Jordan	deed
Bryan K. Oditt & Maria L. Oditt	deed
Chad Allen Byrd	deed
Chad Allen Byrd	temporary easement

Motion carried unanimously.

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AGENDA #42

COMMISSION ANNOUNCEMENTS  
AND/OR COMMENTS

**The following is a synopsis of the comments made:**

Ron Brill, Coastal Alabama Soccer Authority, addressed the Commission and said he was representing the soccer community concerning the proposed soccer complex, Agenda Item #28. Mr. Brill said the soccer complex was exciting news for Mobile County, the City of Mobile and the soccer community. He said the project site plans showed the soccer complex in the City of Mobile at the junction of Interstate 65 (I-65) and Interstate 10 (I-10). Mr. Brill said it was an ideal location for a facility to attract major events that would bring economic activity and a huge revenue boost for both Mobile County and the City of Mobile. He said the local soccer community would use the facility week-in and week-out and host local league games on the weekends. Mr. Brill said the soccer community has grown by leaps and bounds and the interest in the sport was exploding, but the present facilities were in horrible conditions. He said he uses the soccer facility at the YMCA and last week he bumped heads with players in his own soccer club who were trying to use the same field. Mr. Brill said both locations for the soccer complex sounded nice, but the location in the City of Mobile was a real crown jewel. He said Mobile County has committed to do improvements at Herndon Park on Sage Avenue which could become a satellite location for soccer tournaments held at a crown jewel facility. Mr. Brill said the soccer community could solicit private and corporate businesses to help with the financing of developing McDonald Road property into a satellite location. He said the location in the City of Mobile was a crown jewel and an ideal location for people coming from the northern part of Mobile County. Mr. Brill said the location would attract people to soccer tournaments from the Florida and Mississippi areas. He said several soccer

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communities have migrated to Baldwin County because they have soccer facilities located in the cities of Daphne and Fairhope. Mr. Brill said the soccer community in Mobile County has grown so large the soccer players have to squeeze themselves onto church fields and the fields at the YMCA. He said they would love to have a soccer complex at this location in the City of Mobile, but also would like to see something developed at the McDonald Road property and Herndon Park on Sage Avenue.

Commissioner Carl asked Mr. Brill what part of Mobile does he live in?

Mr. Brill said he lives near Cottage Hill Park.

Commissioner Carl said the growth of the city was headed in the direction of McDonald Road property and his proposed location for a soccer facility would bring traffic from U. S. Highway 98 straight to the soccer complex. He said the soccer complex needed to be situated outside of the property in the City of Mobile, if not, they would be bound up because there was only so much land they could actually use. Commissioner Carl said they were wasting time, money and resources in spending twenty-two thousand dollars (\$22,000.00). He said he personally spent eighty thousand dollars (\$80,000.00) to become elected and seventy-two (72) percent of the people have told him they like the way he conducts business, so he would always question every dollar. Commissioner Carl said he started on his project before he was elected and he saw that the soccer fields were nothing but rocks and bare dirt.

Commissioner Hudson said she has worked on her proposed soccer complex project for the majority of the year along with a team of people. She said over thirty (30) properties have been evaluated based on location, proximity, commercial corridors, wetlands and pricing. Commissioner Hudson said a comprehensive evaluation of property sites was conducted and the McDonald Road property was included on the list. She said they decided on the property at the junction of Interstate 65 (I-65) and Interstate 10 (I-10) because it met all of the qualifications. Commissioner Hudson said from her experience in real estate she has learned that location was a very important factor and the location they have selected was in a commercial corridor with easy access to restaurants, hotels and shopping centers. She said the location in West Mobile lacked existing development and the hoteliers in Mississippi would use their casinos to attract families to their resorts which they advertise as family friendly. Commissioner Hudson said people would stay at a Mississippi resort and drive across to Mobile which defeats the entire objective. She said it was an economic project through and through and they would mitigate the problems with wetlands. Commissioner Hudson said the location was a great development, the soccer community was excited and in the future the development of Phase 2, the aquatic community would be excited to have a natatorium. She said they have a conceptual design of the proposed soccer complex location, but the property has not been purchased yet. Commissioner Hudson

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said they have a temporary easement to allow civil engineers to conduct extensive studies of the area. She said she has assurances from the City of Mobile's Mayor Samuel Jones' office that they would work with the County on the project. Commissioner Hudson said to have a partnership with the City of Mobile on the project was a win-win.

Commissioner Carl said the City of Mobile was doing a fine job in their upkeep of parks and he could not imagine the upkeep they would do with the proposed park.

Kent Blackinton, President, Mobile Area Lodging Association, addressed the Commission and said he was representing the lodging and hotel community. Mr. Blackinton said the location of the proposed soccer complex site would increase room nights for local hoteliers. He said their hotel clocks were being cleaned by flanking cities, especially Biloxi, Mississippi and Gulf Shores, Alabama, which have nicer facilities for youth sports. Mr. Blackinton said the soccer sport was a business that continued during recession because it was the last thing parents cut out of their budgets. He said soccer was an all year around sport and it helps local hoteliers fill their rooms on weekends. Mr. Blackinton said the proposed location of the soccer complex was in the lions' share of hotels. He said Mobile County has twelve thousand three hundred (12,300) hotel rooms available to fill every night and only sixteen hundred (1,600) hotel rooms were in downtown Mobile. Mr. Blackinton said the lions' share of hotels were in the entire corridor of Interstate 65 (I-65) and Tillman's Corner and a soccer facility should be in the hub of hotels. He said a previous comment about Mississippi capitalizing an opportunity to draw people to their resorts was a great insight, he had not thought about it.

Commissioner Carl said Mississippi has their own soccer complex. He said the casinos were only mentioned as a deterrent, so do not pay attention to that comment.

Mr. Blackinton said the hoteliers of Biloxi, Mississippi, were advertising their hotel rooms as amenities which they offer at dirt-cheap prices to attract people to the casinos. He said he supports the location of the project site in the City of Mobile because it would be a hub surrounded by hotels.

Commissioner Carl asked Mr. Blackinton if he opposed new development of hotels and restaurants? He said his location site was approximately six (6) miles from the Interstate 10 (I-10) Tillman's Corner exit.

Mr. Blackinton said he does not support development of new hotels when existing hotel rooms were not at an overall occupancy level. He said to add more hotel rooms would dilute the market.

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Dr. Barry A. Vittor, President, Biological and Environmental Scientist, Barry A. Vittor & Associates, Inc, addressed the Commission and presented a display of a conceptual design of a proposed soccer complex project in the City of Mobile at the junction of Interstate 65 (I-65) and Interstate 10 (I-10). Dr. Vittor said they plan to preserve approximately ninety (90) percent of wetlands turning them into amenities. He said they plan to develop walking paths and nature trails to enhance wetland areas for public access. Dr. Vittor said the property location was an old dairy site and the property had been modified extensively during the 40s and 50s era, but has since grown into a heavily wooded area. He said after the property was cleaned up it would become an amenity and not a hazardous area with homeless camps. Dr. Vittor said the project site would be fully vetted through the permitting process of the U. S. Army Corps of Engineers and the Alabama Department of Environmental Management (ADEM).

Commissioner Carl asked if the permitting process was for mitigation?

Dr. Vittor said mitigation was part of the regulatory agencies' deliberation process. He said the project site would require individual permits because it impacts over one-half acre of wetlands and public notice was required to allow citizens' comments.

Commissioner Carl asked if it would affect the stream that was running through the property?

Dr. Vittor said it could affect the elements of the perennial stream that runs through the middle of the property.

Commissioner Carl requested Mr. Vittor to show him the area on the conceptual design of the future proposed aquatic center.

Dr. Vittor said he does not know.

Commissioner Carl asked if the project site was landlocked?

Dr. Vittor said he was not familiar with the surrounding area of the project site.

Commissioner Hudson said the conceptual design showed eleven (11) soccer fields on the project site which could change in the redesigned phase because of the streams. She said the conceptual design also showed the proposed development affecting eight (8) acres of medium quality wetlands that could change in the final design. Commissioner Hudson said they have avoided development in major high quality wetlands, but plan to develop a natural habitat with walking trails. She said a great extent of major wetlands would be used for mitigation purposes because of the proposed development in the areas of smaller wetlands.

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Commissioner Carl asked how many parking spaces were allotted?

Dr. Vittor said he does not know.

President Ludgood asked Dr. Vittor if his was only presenting the environmental permitting process?

Dr. Vittor said yes.

President Ludgood said the process was very extensive and public notices of public hearings were required to allow public input. She said anyone who has issues with the environmental aspect of the proposed location would have ample opportunity to give their input.

Dr. Vittor said their internal deliberation process of the conceptual design may require them to do further modifications before they progress to the U. S. Corps of Engineers for the environmental permitting phase.

Commissioner Hudson asked Dr. Vittor if the proposed project site was conceptually permissible?

Dr. Vittor said yes.

Commissioner Carl said they could mitigate the property, but they could never replace it. He said it was one of the main feeders into Dog River and they were already dumping enough water into Dog River.

Dr. Vittor said he was not aware of it as the main feeder for Dog River. He said the basin was very small.

Commissioner Carl said it was one of the main feeders into Dog River which he said he has pointed that out several times.

Commissioner Hudson said grass soccer fields were the majority of the proposed development. She said they were not discussing impermeable surfaces throughout wetland areas.

Dr. Vittor said ninety (90) percent of wetlands would be preserved on the proposed project site.

Commissioner Carl said there was no growth potential for a proposed aquatic center on the project site.

President Ludgood said it was a conceptual plan and the final design would look similar, but probably not exactly as the display.

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Commissioner Hudson said the conceptual design was presented to provide her proposed plan on mitigating wetlands.

**(End of synopsis)**

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MOTION CALLING FOR EXECUTIVE SESSION

President Ludgood said a recommendation has been made requesting the Commission to make a motion to move into an executive session to discuss matters related to a pending litigation and potential purchase, sale and lease of real property by the County. She asked Jay Ross, County Attorney, if the rationale for calling an executive session was in compliance with the Alabama Open Meetings Act?

Mr. Ross said the basis of the Commission calling for an executive session was appropriate under the Alabama Open Meetings Act, and he asked the Commission to convene for approximately twenty minutes in an executive session to discuss the matters.

President Ludgood made a motion that the Commission convene in an executive session for the purpose of discussing matters related to a pending litigation and potential purchase, sale and lease of real property by the County, which motion was seconded by Commissioner Hudson, and on roll call the following vote was registered:

YEAS

NAYS

Merceria Ludgood

None

Connie Hudson

Jerry L. Carl

The Chairman thereupon announced that the motion had been carried by majority vote of the Commission present.

President Ludgood advised that the Commission would not reconvene at the conclusion of the Executive Session.

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AGENDA #43

ADJOURN

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve a request for motion to adjourn until August 12, 2013.

Motion carried unanimously.

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Merceria Ludgood, President

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Connie Hudson, Member

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Jerry L. Carl, Member

ATTEST:

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John Pafenbach, County Administrator