MOBILE COUNTY COMMISSION

The Mobile County Commission met in regular session in the Government Plaza Auditorium, in the City of Mobile, Alabama, on Monday, December 12, 2016, at 10:00 A. M. The following members of the Commission were present: Merceria Ludgood, President, Connie Hudson and Jerry L. Carl, Members. Also present were Glenn L. Hodge, Deputy Administrator, Jay Ross, County Attorney, and W. Bryan Kegley II, Assistant County Engineer. President Ludgood chaired the meeting.

INVOCATION

The invocation was given by Reverend Christopher Williams, Pastor of Yorktown Missionary Baptist Church, 851 East Street, Mobile, Alabama, 36610.

Chad Watson, Southern Uniforms, 855 Hunt Club Run, Charleston, South Carolina 29414: I come before you as a representative and business partner of Southern Uniforms. On Agenda Item #26, we pre-filed a Protest against that item which is Bid #110-16 to the Commission prior to this morning’s meeting. We ask the Commission to take a look at the Protest before taking any further action on awarding the Bid #110-16. Thank you.

Commissioner Jerry L. Carl: Are the uniforms for the Sheriff’s Office?

Mr. Watson: Yes.

AGENDA #1

APPROVE MINUTES

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve the minutes of the regular meeting of August 22, 2016.

Motion carried unanimously.
December 12, 2016

AGENDA #2

APPROVE CLAIMS

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

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Total Claims Paid for General Invoices $ 1,458,451.63
### Total Claims Paid for Treasury Division

$7,824,245.87

### Total Claims Paid

$9,282,697.50

**Motion carried unanimously.**

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#### AGENDA #3

**APPROVE RENEWAL OF AGREEMENT/TDA/TECHNICAL ASSISTANCE/HOME PROGRAM**

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve renewal of an agreement with TDA for technical assistance concerning the HOME Program, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

**Motion carried unanimously.**
AGENDA #4

AUTHORIZE EXTENDING TERM OF SUB-RECIPIENT AGREEMENT/CITY OF SATSUMA/ROAD PAVING IMPROVEMENTS/WILLIAMS AVENUE/COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)/PROJECT NO. SAT-PW-15-001

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board authorize extending the term of the sub-recipient agreement with the City of Satsuma, regarding Road Paving Improvements on Williams Avenue, Community Development Block Grant (CDBG), Project No. SAT-PW-15-001, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

AGENDA #5

APPROVE CONTRACT/SOUTHERN ACTUARIAL SERVICES, INC./PERFORM ACTUARIAL VALUATION OF COUNTY’S CURRENT POSTRETIREMENT MEDICAL AND LIFE INSURANCE PLANS/GASB STATEMENT NO. 45

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve a contract with Southern Actuarial Services, Inc. to perform an actuarial valuation of the County’s current postretirement medical and life insurance plans consistent with the current interpretation of GASB Statement No. 45; subject to Legal review and approval, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried unanimously.

AGENDA #6

APPROVE MAINTENANCE AGREEMENT/ELECTION SYSTEMS & SOFTWARE, LLC/VOTER TABULATION EQUIPMENT/PROBATE COURT

Commission President Merceria Ludgood: Have we gotten all our issues worked out with them? I know we do not have a lot of choices, but before we enter into a brand new contract, I want to make sure our little snafus are corrected.
Deputy Chief Clerk C. Mark Erwin, Probate Court: The issues occurred were from a technical standpoint related to the programming done in Birmingham, Alabama. Everything to be corrected to help with the recount was done, and our machines had performed correctly. This item relates to general maintenance of our equipment.

Commission President Ludgood: Thank you.

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve a maintenance agreement with Election Systems & Software, LLC, for voter tabulation equipment in the amount of $123,025.00, for the period January 1, 2017 through September 30, 2018, for Probate Court, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

AGENDA #7

ADOPT SOLE SOURCE RESOLUTION AUTHORIZING ANNUAL MAINTENANCE AGREEMENT/E-RING, INC./REVENUE COMMISSIONER’S OFFICE

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

WHEREAS, the Revenue Commissioner of Mobile County has need of online maintenance services for the Personal Property, Mapping, and Appraisal Online Software licensed and in use in her office pursuant to a Software Licensing Agreement with E-Ring.com, Inc., d/b/a E-Ring, Inc.; and

WHEREAS, upon investigation and review it has been determined that only E-Ring, Inc., can provide the necessary upgrades and maintenance services; that the software and services are unique; and that their uniqueness is substantially related to their intended purpose, use and performance of the software;
NOW, THEREFORE, the premises considered, Mobile County, Alabama, acting by and through the Mobile County Commission, authorizes extension of the maintenance term of the Software Licensing Agreement for a period beginning October 1, 2016 and ending September 30, 2017, at a cost of $96,980.00 for Personal Property, $58,188.00 for Mapping, and $174,564.00 for Appraisal (total cost of $329,732.00), to be paid from the Reappraisal Budget.

Motion carried unanimously.

AGENDA #8
ADOPT SOLE SOURCE RESOLUTION AUTHORIZING ANNUAL MAINTENANCE AGREEMENT/E-RING, INC./REVENUE COMMISSIONER’S OFFICE

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

WHEREAS, the Revenue Commissioner of Mobile County has need of online maintenance services for the Collection and Assessment Online Software licensed and in use in her office pursuant to a Software Licensing Agreement with E-Ring.com, Inc., d/b/a E-Ring, Inc.; and

WHEREAS, upon investigation and review it has been determined that only E-Ring, Inc., can provide the necessary upgrades and maintenance services; that the software and services are unique; and that their uniqueness is substantially related to their intended purpose, use and performance of the software;

NOW, THEREFORE, the premises considered, Mobile County, Alabama, acting by and through the Mobile County Commission, authorizes extension of the maintenance term of the Software Licensing Agreement for a period beginning October 1, 2016 and ending September 30, 2017, at a cost of $29,094.00 for Collection, and $29,094.00 for Assessment (total cost of $58,188.00), to be paid from the General Fund.

Motion carried unanimously.
December 12, 2016

AGENDA #9

APPROVE REAPPOINTMENT/MOBILE COUNTY HOUSING AUTHORITY

Commissioner Jerry L. Carl: Do we have one (1) appointee on this Board or is it one (1) from each District?

Commission President Merceria Ludgood: This is a five (5) member Board, and for the most part we only have been doing reappointments. The appointments are not by Districts.

Commissioner Connie Hudson: Was this a recommendation of the Board?

Deputy Administrator Glenn L. Hodge: Yes, it was Commissioner.

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve the appointment of John Manuel as a Commissioner of the Mobile County Housing Authority for a five (5) year term, expiring October 12, 2021.

Motion carried unanimously.

AGENDA #10

ADOPT RESOLUTION REPLACING SAFETY COORDINATOR

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

WHEREAS, Mobile County heretofore joined the Alabama Workers’ Compensation Pool Safety Incentive Discount Program sponsored by the Association of County Commissions of Alabama; and

WHEREAS, by resolution duly adopted on the 13th day of April, 2015, the County established the position of Safety Coordinator, to institute and oversee a safety program in furtherance of the County’s loss prevention efforts; set out the duties of such Safety Coordinator; and appointed a Safety Coordinator; and

WHEREAS, the County thereafter appointed a replacement Safety Coordinator, and now wishes to appoint a second replacement;
NOW, THEREFORE, the premises considered, the Mobile County Commission does hereby appoint Timothy J. Smith as Safety Coordinator for Mobile County, having all the duties heretofore set out on April 13, 2015.

Motion carried unanimously.

AGENDA #11

APPROVE RENEWAL OF PROFESSIONAL SERVICES AGREEMENT/ALTAPointe HEALTH SYSTEMS, INC./ INTENSIVE IN-HOME INTERVENTION SERVICES/TRUANCY AND STOP THE OFFENDER PROGRAM (S.T.O.P.)/ JAMES T. STRICKLAND YOUTH CENTER

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve renewal of a professional services agreement with AltaPointe Health Systems, Inc. for Intensive In-Home Intervention Services for Truancy and Stop the Offender Program (S.T.O.P.) for the period January 1, 2017 through December 31, 2017, at the James T. Strickland Youth Center; to be paid from Detention Subsidy Funds, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

AGENDA #12

APPROVE FORENSIC FINANCIAL SERVICES GROUP, LLC’S SCOPE OF WORK AND FEE PROPOSAL/AUDIT OF FINANCIAL TRANSACTIONS AND OPERATIONS/MOBILE COUNTY PARKING GARAGE

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve Forensic Financial Services Group, LLC’s scope of work and fee proposal for the audit of financial transactions and operations of the Mobile County Parking Garage.

Motion carried unanimously.
December 12, 2016

AGENDA #13

APPROVE AMENDMENT TO PROJECT DEVELOPMENT AGREEMENT/MOBILE COUNTY, CITY OF MOBILE, STATE OF ALABAMA, MOBILE AREA CHAMBER OF COMMERCE, AND RURAL SOURCING, INC. (RSI)/ADDITIONAL MONTHS TO FILL REMAINING POSITIONS

County Attorney Jay Ross: The Mobile Area Chamber of Commerce supports this request. The State of Alabama is in accord, and from my understanding, the City of Mobile will be in accord. Rural Sourcing, Inc. (RSI) is suppose to meet certain job projections by a target date, and they are a little short, so they have asked for a little more time.

Commission President Merceria Ludgood: And so, we are giving them eighteen (18) months for twenty-five (25) hires?

County Attorney Ross: Yes, ma’am, and if I read it correctly, there are twenty-three (23) hires.

Commissioner Jerry L. Carl: That is better than three (3) years.

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve an amendment to the project development agreement between Mobile County, the City of Mobile, the State of Alabama, the Mobile Area Chamber of Commerce, and Rural Sourcing, Inc. (RSI) for an additional eighteen (18) months to fill remaining twenty-five (25) full-time positions as agreed to in the original project development agreement dated March 6, 2014, and to authorize the Commission President to execute all such documents as are necessary on behalf of the Commission.

Motion carried unanimously.

AGENDA #14

APPROVE CONTRIBUTION TO UNIVERSITY OF SOUTH ALABAMA/IMPROVEMENTS TO MOBILE STREET

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve contribution to the University of South Alabama in the amount of $300,000.00, for improvements to Mobile Street.

Motion carried unanimously.
December 12, 2016

AGENDA #15

APPROVE AMENDING APPROPRIATION CONTRACT/BOARD OF SCHOOL COMMISSIONERS/
BLOUNT HIGH SCHOOL KEY CLUB/EFP-129-16

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve amending the appropriation contract with the Board of School Commissioners for payment of registration fees for the Blount High School Key Club, EFP-129-16, to make provision for the use of remaining funds on hand, and authorize the President of the Commission to execute the amendment to the contract on behalf of Mobile County.

Motion carried unanimously.

AGENDA #16

APPROVE TREASURER’S BOND
ISSUED BY TRAVELERS CASUALTY
AND SURETY COMPANY OF AMERICA

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve the Treasurer’s bond issued by Travelers Casualty and Surety Company of America in the amount of $50,000.00.

Motion carried unanimously.

AGENDA #17

APPROVE EFP-112-17/CONTRACT/
BISHOP STATE COMMUNITY COLLEGE

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve EFP-112-17, contract with Bishop State Community College in the amount of $1,500.00, from District 1 funds, to support the Annual Martin Luther King, Jr. Commemoration Program, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried unanimously.
December 12, 2016

AGENDA #18

APPROVE EFP-113-17/CONTRACT/
BOARD OF SCHOOL COMMISSIONERS/
VIGOR HIGH SCHOOL

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve EFP-113-17, contract with the Board of School Commissioners in the amount of $5,000.00, from District 1 funds, to help reduce payoff on band uniforms for Vigor High School, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried unanimously.

AGENDA #19

APPROVE EFP-114-17/CONTRACT/
BOARD OF SCHOOL COMMISSIONERS/
LEFLORE HIGH SCHOOL

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve EFP-114-17, contract with the Board of School Commissioners in the amount of $5,000.00, from District 1 funds, to help reduce payoff on band uniforms for Leflore High School, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried unanimously.

AGENDA #20

APPROVE EFP-115-17/CONTRACT/
MOBILE SPORTS AUTHORITY

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve EFP-115-17, contract with Mobile Sports Authority in the amount of $2,500.00, from District 1 funds, to support the annual Turkey Day Classic, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried unanimously.
AGENDA #21

APPROVE WEB DEVELOPMENT, HOSTING, SUPPORT AND MAINTENANCE AGREEMENT/SITE ONE ON THE INTERNET, INC./PROBATE COURT

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve web development, hosting, support and maintenance agreement with Site One on the Internet, Inc., for website design and support for Probate Court, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

AGENDA #22

APPROVE EFF-116-17/ CONTRACT/CITY OF CHICKASAW

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve EFF-116-17, contract with the City of Chickasaw in the amount of $6,289.32, from District 1 funds, for improvements to John Dotson Park, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried unanimously.

AGENDA #23

APPROVE AMENDMENT TO COOPERATION AGREEMENT/ MOBILE HOUSING BOARD, CITY OF MOBILE, AND COUNTY OF MOBILE/CONVERT REAL PROPERTIES KNOWN AS RENAISSANCE PROPERTIES LOCATED AT SITE FORMERLY KNOWN AS ORANGE GROVE HOMES IN ACCORDANCE WITH RENTAL ASSISTANCE DEMONSTRATION (RAD) PROGRAM/UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve an amendment to the cooperation agreement between Mobile Housing Board, City of Mobile, and County of Mobile to convert certain real properties known as the Renaissance Properties located at the site formerly known as Orange Grove Homes in accordance with the Rental Assistance Demonstration (RAD) Program as prescribed by the United States Department of Housing and Urban Development (HUD), more particularly described as Downtown Renaissance – 88 units, Renaissance Gardens – 40
units and the Renaissance – 87 units bounded on the south by Hercules Street, on the east by Monday Street, on the north by Short Earle Street, and on the east by Fishers Alley and St. Madar Street for affordable housing units, and authorize the President of the Commission to execute the amendment to the agreement on behalf of Mobile County.

Motion carried unanimously.

AGENDA #24

APPROVE TRUST AGREEMENT
ESTABLISHING MOBILE COUNTY OTHER POST-EMPLOYMENT BENEFITS TRUST FUND FOR RETIREES

Commissioner Connie Hudson: We may be the only County in the State of Alabama doing this, if not, we are one of a very few at this time. I am very glad we are able to do it, and I think it will only improve our credit rating, as well as help, to provide funds for unforeseen expenses for retirees.

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve a trust agreement establishing Mobile County Other Post-Employment Benefits Trust Fund for the purpose of providing other post-employment benefits for retirees, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

AGENDA #25

ACCEPT SUBGRANT AWARD/ALABAMA LAW ENFORCEMENT AGENCY (ALEA)/ FY2016 HOMELAND SECURITY GRANT PROGRAM/OPERATION STONEGARDEN

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board accept a subgrant award from the Alabama Law Enforcement Agency (ALEA) under the FY2016 Homeland Security Grant Program for Operation Stonegarden, for the project period October 1, 2016 through August 31, 2019 in the amount of $150,000.00 with no local match.

Motion carried unanimously.
Commissioner Connie Hudson: On the issue that was brought to us in Protest, can we have a little more background information. I do not understand the nature exactly for the Protest.

Chief Staff Attorney Martha Durant: Commissioner, the Protest came in about 9:30 A.M. this morning and we have not had a chance to look at it. We think it is appropriate to hold this item over.

Commissioner Hudson: Can it wait?

Chief Staff Attorney Durant: Yes.

Commissioner Hudson: I am in favor that we hold this item over on the uniforms, Agenda Item #26, and move forward with the rest.

Commissioner Jerry L. Carl: I agree.

The Commission held this item over.

AGENDA #26

AWARD BIDS/EXTEND AWARDS/APPROVE PURCHASES

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

award Bid #166-16, minimum of one (1) new latest model screening plant and radial stacker bid for the Public Works Department, to Beard Equipment for their bid in the amount of $238,057.00.

award Bid #168-16, Wetland Mitigation Credits to satisfy wetland mitigation requirements of the Department of the Army Nationwide Permit Number SAM 2016-00191-AKG, for the drainage improvements to Lakeview Drive East, to the Alabama Port Mitigation Bank for their bid in the amount of $2,166.00.

award Bid #171-16, three (3) month copy paper bid for the County Commission, to Strickland Paper Companies, Inc., and Gulf Coast Office Products.
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extend award of Bid #4-15, operation of the south concession stand bid at West Mobile County Park, to West Mobile County Softball Association for their bid in the amount of $3.50 per game for one (1) year.

extend award of Bid #5-15, operation of the football concession stand bid at West Mobile County Park, to Bates Field for their bid in the amount of $5.00 per game for one (1) year.

extend award of Bid #26-16, scorekeeper services bid for adult league softball games at West Mobile County Park, to Carl Horton for his bid in the amount of $10.00 per game for one (1) year.

approve purchase of one (1) new Kobra Cyclone C-500 shredder from the current GSA Contract 02F-0166V in the amount of $21,800.00, for the Voting Warehouse.

approve purchase of one (1) new crew cab truck from the current State of Alabama Contract T191A, for the Sheriff’s Office.

Motion carried unanimously.

AGENDA #27

APPROVE MAINTENANCE AND SUPPORT AGREEMENT/DATA WORKS PLUS/SHERIFF’S OFFICE AND METRO JAIL

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve a maintenance and support agreement with Data Works Plus for digital fingerprint scanners for the period January 1, 2017 through December 31, 2017 in the amount of $2,612.50, for the Sheriff’s Office and the Metro Jail, and authorize the President of the Commission to execute agreement on behalf of Mobile County.

Motion carried unanimously.
AGENDA #28

AUTHORIZE TO ADVERTISE FOR BIDS/
MFP-007-16/HVAC REPLACEMENT/
METRO JAIL KITCHEN

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board authorize to advertise for bids, MFP-007-16, HVAC Replacement for the Metro Jail Kitchen.

Motion carried unanimously.

AGENDA #29

APPROVE GRANTING UTILITY EASEMENT/
ALABAMA POWER COMPANY/OLD TANNER WILLIAMS PARK/PROJECT CIP-2015-006(B)/
OLD TANNER WILLIAMS PARK PHASE II

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve granting a utility easement to Alabama Power Company at the Older Tanner Williams Park relative to Project CIP-2015-006(B), Old Tanner Williams Park Phase II and in accordance with the proposed easement agreement, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

AGENDA #30

APPROVE MFP-021-16/PURCHASE STANDBY MOBILE GENERATOR SET/JAMES T. STRICKLAND YOUTH CENTER/
NATIONAL JOINT PURCHASING ALLIANCE (NJPA)

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve MFP-021-16, purchase of a 375 kilowatts standby mobile generator set for the James T. Strickland Youth Center from the National Joint Purchasing Alliance (NJPA), for a total amount of $186,045.00.

Motion carried unanimously.
AGENDA #31
APPROVE SUPPLEMENTAL AGREEMENT
NO. 2/FRANK TURNER CONSTRUCTION CO., INC./PROJECT MCR-2012-203/COLLIER AVENUE

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve Supplemental Agreement No. 2 with Frank Turner Construction Co., Inc., for Project MCR-2012-203, Collier Avenue, for the addition of three (3) items, increasing the contract by $2,181.00, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

AGENDA #32
APPROVE EXECUTION OF FULL AND FINAL RELEASE/
WESTERN SURETY/COTTAGE HILL ROAD/PROJECT
MCR-2004-007/BOULET DRIVE, MARGUERITE DRIVE, RIVERVIEW DRIVE, RAYNELL AVENUE AND OLD CEDAR POINT ROAD/PROJECT MCR-2004-315/FERNLAND ROAD AND NELSON ROAD/PROJECT MCR-2008-407

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve execution of a Full and Final Release for Western Surety for Cottage Hill Road, Project MCR-2004-007; Boulet Drive, Marguerite Drive, Riverview Drive, Raynell Avenue and Old Cedar Point Road, Project MCR-2004-315; and Fernland Road and Nelson Road, Project MCR-2008-407. The net credit due to the County is $195,903.80.

Motion carried unanimously.
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AGENDA #33

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

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

Bohannon Road, Project MCR-2014-206
Tract 22
Gilbert Bohannon, Jr. deed

Christian Acres Road/Crepe Myrtle Road, Project MCR-2014-304
Tracts 19 and 29
Hershel A. Cook & America Gerard deed

Julius V. Wainwright, Jr. & Julius V. Wainwright, Jr.
(as attorney-in-fact for Genevieve Wainwright) deed

Motion carried unanimously.

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AGENDA #34

APPROVE ASSUMPTION AGREEMENT/MOBILE COUNTY
AND MOTT MACDONALD ALABAMA, LLC (“MM”)/INTERSECTION
IMPROVEMENTS/IRVINGTON-BAYOU LA BATRE HIGHWAY AND
HALF MILE ROAD/PROJECT MCR-2010-011/ALDOT PROJECT
MCP-049-077-12 AND ALDOT PROJECT ACAA59530-ATRP (002)

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve an Assumption Agreement between Mobile County and Mott MacDonald Alabama, LLC (“MM”), for intersection improvements at Irvington-Bayou La Batre Highway and Half Mile Road, Project MCR-2010-011, ALDOT Project MCP-049-077-12 and ALDOT Project ACAA59530-ATRP (002), and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

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AGENDA #35

ADOPT RESOLUTION APPROVING RENAMING A SEGMENT OF UNPAVED PORTION OF COUNTY FARM ROAD TO CLEMENT POIROUX LANE

Commissioner Connie Hudson: Is this a recommendation of the Engineering staff because of a realignment?

Assistant County Engineer W. Bryan Kegley II: Yes, Commissioner, we are proposing to build a parallel section of County Farm Road as part of the project to provide access to the new Walmart distribution center. This is a small unpaved section of County Farm Road located west of McDonald Road that we desire to rename, so we will not have a name duplication of roads parallel to one another.

Commissioner Hudson: Okay.

Commission President Merceria Ludgood: Who is Clement Poiroux?

Commissioner Jerry L. Carl: He is a great-great-grandfather who settled on that property and all his family live on that road, so I let them pick a name.

Commission President Ludgood: Okay.

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

WHEREAS, County Farm Road and McDonald Roads are roads located in Mobile County, Alabama, and which intersect at one location; and,

WHEREAS, the Mobile County Commission ("County") plans to realign County Farm Road west of McDonald Road; and

WHEREAS, the County desires to rename that portion of McDonald Road from the intersection of County Farm Road to Interstate 10 to Archer Court; and,

WHEREAS, the County has received no objection to renaming the portion of McDonald Road from the intersection of County Farm Road to Interstate 10 from those individuals or entities who possess an interest along the subject portion of McDonald Road to be renamed;

NOW, THEREFORE, BE IT RESOLVED that the MOBILE COUNTY COMMISSION hereby renames that portion of McDonald Road from the intersection of County Farm Road to Interstate 10 in Mobile County, Alabama, to ARCHER COURT.

Motion carried unanimously.
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AGENDA #36

APPROVE RIGHT-OF-WAY AND/OR EASEMENT AGREEMENTS/PURCHASE TRACT 3, TRACT 4, TRACT 5 AND TRACT 9/PROJECT MCR-2014-206/HUBERT MORRIS ROAD

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve the right-of-way and/or easement agreements to purchase Tract 3 in the amount of $1,867.45, Tract 4 in the amount of $517.14, Tract 5 in the amount of $1,682.33, and Tract 9 in the amount of $398.78, for Project MCR-2014-206, Hubert Morris Road, and authorize the President of the Commission to execute the agreements on behalf of Mobile County.

Motion carried unanimously.

AGENDA #37

AUTHORIZE TO ADVERTISE AND RECEIVE BIDS/PROJECT CCP-158-16/CIP-2015-007B/COUNTY FARM ROAD AND MCDONALD ROAD/PROJECT BEVERLY/STATE PROJECT NO. IAR-049-000-004

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board authorize to advertise and receive bids for Project CCP-158-16/CIP-2015-007B, County Farm Road and McDonald Road associated with Project Beverly. State Project No. IAR-049-000-004.

Motion carried unanimously.

AGENDA #38

ADOPT RESOLUTION AUTHORIZING ACQUISITION OF CERTAIN REAL PROPERTY/EMINENT DOMAIN/PROJECT MCR-2010-305/WRIGHT ROAD/TRACT 12

Commissioner Carl moved, seconded by Commissioner Hudson, 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
ATECHISON 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

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.12 ROW1 PROJECT NO. MCR-2010-305 (WRIGHT ROAD)

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 7 SOUTH, RANGE 3 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN ALONG THE NORTH LINE OF SAID QUARTER AS FOLLOWS: S 89º 55’ 23” E 400.03 FEET TO A POINT; THENCE RUN S 89º22'49” E 91.97 FEET TO A POINT; THENCE RUN N 88º 57’ 32” E 15.34’ FEET TO THE INTERSECTION OF SAID NORTH LINE AND THE PROPOSED CENTERLINE OF WRIGHT ROAD; SAID POINT LYING AT STATION 16+44.97; THENCE RUN ALONG SAID CENTERLINE AS FOLLOWS: S 28º 43’ 41” E 79.76 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 55º 54’ 29”, HAVING A RADIUS OF 78.00 FEET, AND WHOSE LONG CHORD BEARS S 55º 34’ 57” E 71.92 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 74.75 FEET TO A POINT OF INTERSECTION OF A NON-TANGENTIAL LINE; THENCE RUN S 83º 40’ 16” E 180.54 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 59º 42’ 27”, HAVING A RADIUS OF 59.00 FEET, AND WHOSE LONG CHORD BEARS S 52º 22’ 12” E 58.74 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 61.48 FEET TO A POINT OF INTERSECTION WITH A NON-TANGENTIAL LINE; THENCE RUN S 20º 22’ 40” E 162.46 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 11º 34’ 36”, HAVING A RADIUS OF 200.00 FEET, AND WHOSE LONG CHORD BEARS S 17º 28’ 56” E 40.34 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 40.41 FEET TO A POINT LYING AT STATION 22+44.38; THENCE LEAVING SAID CENTERLINE, RUN S 78º 18’ 22” W 19.29 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED;
THENCE RUN S 22° 10' 31" E 33.48 FEET TO A POINT; THENCE RUN S 09° 01' 16" E 67.99 FEET TO A POINT; THENCE RUN S 79° 16' 44" W 7.38 FEET TO A POINT; THENCE RUN N 09° 29' 12" W 93.30 FEET TO A POINT; THENCE RUN N 05° 07' 43" W 7.54 FEET TO THE POINT OF BEGINNING; CONTAINING 657 SQUARE FEET OR 0.0151 ACRES, MORE OR LESS.

Together with:

TRACT NO. 12 ROW 2 PROJECT NO. MCR-2010-305 (Wright Road)

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 7 SOUTH, RANGE 3 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN ALONG THE NORTH LINE OF SAID QUARTER AS FOLLOWS: S 89° 55' 22" E 400.03 FEET TO A POINT; THENCE RUN S 89°22'49" E 91.97 FEET TO A POINT; THENCE RUN N 09° 57' 32" E 15.34' FEET TO THE INTERSECTION OF SAID NORTH LINE AND THE PROPOSED CENTERLINE OF WRIGHT ROAD; SAID POINT LYING AT STATION 16+44.97; THENCE RUN ALONG SAID CENTERLINE AS FOLLOWS: S 28° 43' 41" E 79.76 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 54° 54' 29", HAVING A RADIUS OF 78.00 FEET, AND WHOSE LONG CHORD BEARS S 55° 34' 57" W 71.92 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 74.75 FEET TO A POINT OF INTERSECTION OF A NON-TANGENTIAL LINE; THENCE RUN S 83° 40' 16" E 180.54 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 59° 42' 27", HAVING A RADIUS OF 59.00 FEET, AND WHOSE LONG CHORD BEARS S 52° 22' 12" E 58.74 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 61.48 FEET TO A POINT OF INTERSECTION WITH A NON-TANGENTIAL LINE; THENCE RUN S 20° 22' 40" E 162.46 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 11° 34' 36"., HAVING A RADIUS OF 200.00 FEET, AND WHOSE LONG CHORD BEARS S 17º28' 56" E 40.34 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 40.41 FEET TO A POINT LYING AT STATION 22+44.38; THENCE LEAVING SAID CENTERLINE, RUN S 78° 18' 22" W 19.29 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE RUN S 05° 7' 43" E 7.54 FEET TO A POINT; THENCE RUN S 09° 29' 12" E 22.36 FEET TO A POINT; THENCE RUN S 80° 30' 54" W 5.00 FEET; THENCE RUN N 09° 29' 12" W 29.48 FEET TO A POINT; THENCE RUN N 76° 27' 44" E 5.59 FEET TO THE POINT OF BEGINNING; CONTAINING 150 SQUARE FEET OR 0.0034 ACRES, MORE OR LESS.

Together with:

TRACT NO. 12 ROW 3 PROJECT NO. MCR-2010-305 (Wright Road)

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 7 SOUTH, RANGE 3 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN ALONG THE NORTH LINE OF SAID QUARTER AS FOLLOWS: S 89° 55' 23" E 400.03 FEET TO A POINT; THENCE RUN S 89°22'49" E 91.97 FEET TO A POINT; THENCE RUN N 88° 57' 32" E 15.34' FEET TO THE
INTERSECTION OF SAID NORTH LINE AND THE PROPOSED CENTERLINE OF WRIGHT ROAD; SAID POINT LYING AT STATION 16+44.97; THENCE RUN ALONG SAID CENTERLINE AS FOLLOWS: S 28° 43' 41" E 79.76 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 54° 54' 29", HAVING A RADIUS OF 78.00 FEET, AND WHOSE LONG CHORD BEARS S 55° 34' 57" E 71.92 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 74.75 FEET TO A POINT OF INTERSECTION OF A NON-TANGENTIAL LINE; THENCE RUN S 83° 40' 16" E 180.54 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 59° 42' 27", HAVING A RADIUS OF 59.00 FEET, AND WHOSE LONG CHORD BEARS S 52° 22' 12" E 58.74 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 61.48 FEET TO A POINT OF INTERSECTION WITH A NON-TANGENTIAL LINE; THENCE RUN S 20° 22' 40" E 162.46 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 11° 34' 36", HAVING A RADIUS OF 200.00 FEET, AND WHOSE LONG CHORD BEARS S 17° 28' 56" E 40.34 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 40.41 FEET TO A POINT LYING AT STATION 22+44.38; THENCE LEAVING SAID CENTERLINE, RUN S 78° 18' 22" W 19.29 FEET TO A POINT; THENCE RUN S 05° 07' 43" E 7.54 FEET TO A POINT; THENCE RUN S 09° 29' 12" W 71.05 FEET TO A POINT; THENCE RUN N 09° 29' 12" W 71.05 FEET TO A POINT; THENCE RUN N 80° 30' 54" E 5.00 FEET TO THE POINT OF BEGINNING; CONTAINING 355 SQUARE FEET OR 0.0081 ACRES, MORE OR LESS.

Parties of Interest in said Property:

Heirs at Law & Next of Kin of Randolph Dixon (Deceased)
Post Office Box 1513
Fontana, CA 92334

Marilyn Wood as Revenue Commissioner
3925 Michael Boulevard
Mobile, Alabama 36609

Section (2): That the Mobile County Commission hereby declares that the acquisition of fee simple interest in said Tracts No. 12 Row 1, 12 ROW 2, and 12 ROW 3 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.
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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.

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

Motion carried unanimously.

AGENDA #39
ADOPT RESOLUTION AUTHORIZING ACQUISITION OF CERTAIN REAL PROPERTY/EMINENT DOMAIN/PROJECT MCR-2010-305/WRIGHT ROAD/TRACT 13

Commissioner Carl moved, seconded by Commissioner Hudson, 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

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.13 ROW 1 PROJECT NO. MCR-2010-305( WRIGHT ROAD)
COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 7 SOUTH, RANGE 3 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN ALONG THE NORTH LINE OF SAID QUARTER AS FOLLOWS: S 89° 55’
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23° E 400.03 FEET TO A POINT; THENCE RUN S 89°22’49” E 91.97 FEET TO A POINT; THENCE RUN N 88° 57’ 32” E 15.34’ FEET TO THE INTERSECTION OF SAID NORTH LINE AND THE PROPOSED CENTERLINE OF WRIGHT ROAD; SAID POINT LYING AT STATION 16+44.97; THENCE RUN ALONG SAID CENTERLINE AS FOLLOWS: S 28° 43’ 41” E 79.76 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 54° 54’ 29”, HAVING A RADIUS OF 78.00 FEET, AND WHOSE LONG CHORD BEARS S 55° 34’ 57” E 71.92 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 74.75 FEET TO A POINT OF INTERSECTION OF A NON-TANGENTIAL LINE; THENCE RUN S 83° 40’ 16” E 180.54 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 59° 42’ 27”, HAVING A RADIUS OF 59.00 FEET, AND WHOSE LONG CHORD BEARS S 52° 22’ 12” E 58.74 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 61.48 FEET TO A POINT OF INTERSECTION WITH A NON-TANGENTIAL LINE; THENCE RUN S 20° 22’ 40” E 162.46 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 13° 57’ 05”, HAVING A RADIUS OF 200.00 FEET, AND WHOSE LONG CHORD BEARS S 16° 17’ 42” E 48.58 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 48.70 FEET TO A POINT OF INTERSECTION WITH A NON-TANGENTIAL LINE; THENCE RUN S 09° 29’ 12” E 108.11 FEET TO A POINT LYING AT STATION 23+60.78; THENCE LEAVING SAID CENTERLINE, RUN S 80° 30’ 48” W 12.75 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE RUN S 79° 16’ 44” W 7.25 FEET TO A POINT; THENCE RUN N 09° 29’ 12” W 15.00 FEET TO A POINT; THENCE RUN N 79° 16’ 44” E 7.38 FEET TO A POINT; THENCE RUN S 09° 01’ 16” E 15.01 FEET TO THE POINT OF BEGINNING; CONTAINING 110 SQUARE FEET OR 0.0025 ACRES, MORE OR LESS.

Together with:

TRACT NO. 13 ROW 2  PROJECT NO. MCR-2010-305  (Wright Road)

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 7 SOUTH, RANGE 3 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN ALONG THE NORTH LINE OF SAID QUARTER AS FOLLOWS: S 89° 55’ 23” E 400.03 FEET TO A POINT; THENCE RUN S 89°22’49” E 91.97 FEET TO A POINT; THENCE RUN N 88° 57’ 32” E 15.34’ FEET TO THE INTERSECTION OF SAID NORTH LINE AND THE PROPOSED CENTERLINE OF WRIGHT ROAD; SAID POINT LYING AT STATION 16+44.97; THENCE RUN ALONG SAID CENTERLINE AS FOLLOWS: S 28° 43’ 41” E 79.76 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 54° 54’ 29”, HAVING A RADIUS OF 78.00 FEET, AND WHOSE LONG
CHORD BEARS S 55° 34’ 57” E 71.92 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 74.75 FEET TO A POINT OF INTERSECTION OF A NON-TANGENTIAL LINE; THENCE RUN S 83° 40’ 16” E 180.54 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 59° 42’ 27”; HAVING A RADIUS OF 59.00 FEET, AND WHOSE LONG CHORD BEARS S 52° 22’ 12” E 58.74 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 61.48 FEET TO A POINT OF INTERSECTION WITH A NON-TANGENTIAL LINE; THENCE RUN S 20° 22’ 40” E 162.46 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE RIGHT THROUGH AN ANGLE OF 13° 57’ 05”; HAVING A RADIUS OF 200.00 FEET, AND WHOSE LONG CHORD BEARS S 16° 17’ 42” E 48.58 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 48.70 FEET TO A POINT OF INTERSECTION WITH A NON-TANGENTIAL LINE; THENCE RUN S 09° 29’ 12” E 108.11 FEET TO A POINT LYING AT STATION 23+60.78; THENCE LEAVING SAID CENTERLINE, RUN S 80° 30’ 48” W 12.75 FEET TO A POINT; THENCE RUN S 79° 16’ 44” W 5.00 FEET TO A POINT; THENCE RUN N 09° 29’ 12” E 15.00 FEET BACK TO THE POINT OF BEGINNING; CONTAINING 75.00 SQUARE FEET OR 0.0017 ACRES, MORE OR LESS.

Also:

TRACT NO. 13 ROW 3  PROJECT NO. MCR-2010-305 (Wright Road)

COMMENCING AT THE NORTHWEST CORNER OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 7 SOUTH, RANGE 3 WEST, MOBILE COUNTY, ALABAMA; THENCE RUN ALONG THE NORTH LINE OF SAID QUARTER AS FOLLOWS: S 89° 55’ 23” E 400.03 FEET TO A POINT; THENCE RUN S 89° 22’ 49” E 91.97 FEET TO A POINT; THENCE RUN N 88° 57’ 32” E 15.34’ FEET TO THE INTERSECTION OF SAID NORTH LINE AND THE PROPOSED CENTERLINE OF WRIGHT ROAD; SAID POINT LYING AT STATION 16+44.97; THENCE RUN ALONG SAID CENTERLINE AS FOLLOWS: S 28° 43’ 41” E 79.76 FEET TO THE BEGINNING OF A NON-TANGENTIAL CURVE; SAID CURVE TURNING TO THE LEFT THROUGH AN ANGLE OF 54° 54’ 29”, HAVING A RADIUS OF 78.00 FEET, AND WHOSE LONG CHORD BEARS S 55° 34’ 57” E 71.92 FEET; THENCE RUN SOUTHEASTWARDLY ALONG THE ARC OF SAID CURVE 74.75 FEET TO A POINT OF INTERSECTION OF A NON-TANGENTIAL LINE; THENCE RUN S 83° 40’ 16” E 33.26 FEET TO A POINT LYING AT STATION 18+32.74; THENCE LEAVING SAID CENTERLINE, RUN S 06° 19’ 44” W 13.78 FEET TO THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE RUN S 16° 37’ 39” E 6.75 FEET TO A POINT;
THENCE RUN N 83° 40' 16" W 2.01 FEET TO A POINT; THENCE RUN N 00° 34' 51" E 6.25 FEET TO THE POINT OF BEGINNING; CONTAINING 6 SQUARE FEET OR 0.0001 ACRES, MORE OR LESS.

Parties of Interest in said Property:
Heirs at Law & Next of Kin of Clarence Dixon (Deceased)
Post Office Box 1513
Fontana, CA 92334

Marilyn Wood as Revenue Commissioner
3925 Michael Boulevard
Mobile, Alabama 36609

Section (2): That the Mobile County Commission hereby declares that the acquisition of fee simple interest in said Tracts No. 13 Row 1, 13 ROW 2, and 13 ROW 3 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.

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

Motion carried unanimously.

AGENDA #40

AWARD BID/MCP-307-15/LAKEVIEW DRIVe EAST DRAINAGE IMPROVEMENTS/ FRANK TURNER CONSTRUCTION COMPANY, INC.

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board award the bid for MCP-307-15, Lakeview Drive East Drainage Improvements, to Frank Turner Construction Company, Inc. in the amount of $216,490.38.

Motion carried unanimously.
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AGENDA #41

AUTHORIZE ADVERTISEMENT OF REQUEST FOR PROPOSALS/PROFESSIONAL FORESTRY SERVICES/CONSERVATION LAND MANAGEMENT PROJECT (GOMESA-2017-0002)

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board authorize advertisement of a Request for Proposals for professional forestry services within the Conservation Land Management Project (GOMESA-2017-0002).

Motion carried unanimously.

AGENDA #42

ASSIGN CONTRACT/PROFESSIONAL ENGINEERING SERVICES/NEEL-SCHAFFER, INC./PFP-2017-701/CITY OF CREOLA – DUCEY ROAD IMPROVEMENTS

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board assign a contract for professional engineering services to Neel-Schaffer, Inc., for professional engineering design, construction engineering & inspection and geotechnical testing services for PFP-2017-701, City of Creola – Ducey Road Improvements, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried unanimously.

AGENDA #43

ASSIGN CONTRACT/CCP-161-17/ VARIOUS SMALL PROJECTS/GOVERNMENT PLAZA/INTERIOR CONCEPTS

Commissioner Jerry L. Carl: I know this lady has done a lot of work and every time I look up she is working on the Tenth Floor. We want to make sure she is paid, but are we paying for things after the fact?

County Engineer III Tyler Martin, Facilities Design and Construction: Commissioner, I believe some of this might be in progress already, so yes, sir.

Commissioner Carl: Some of this stuff listed was also in the original bid that we approved.
County Engineer III Martin: A lot of it is similar work, that is true, yes, sir, Commissioner, but we are not duplicating any work. These are items that were removed from the project by a change order to be done later, or they are new items. A lot of it is very similar work like; selecting furniture for different offices, lobby, and additional work for the conference room.

Commissioner Carl: I see a $3,000.00 charge for inventorying furniture.

County Engineer III Martin: That is for furniture purchased during the project or furniture that will be purchased as part of this scope of work. It is a line item to inventory all the furniture and to provide a list of the furniture.

Commissioner Carl: We do not have people who can do that?

County Engineer III Martin: We could do that in-house, yes, sir.

Commissioner Carl: Okay. The artwork listed for framing, do you have a breakdown?

County Engineer III Martin: I do not have a breakdown, but I can get one.

Commissioner Carl: We have a dollar figure of $2,000.00 for framing, and then, there is another artwork charge. I want to make sure she is paid, but I feel some of this stuff is a duplication.

County Engineer III Martin: Those line items are very general and have been approved by the Commission. We will have a more detailed breakdown on the invoice. This is a not to exceed contract, so the line items are the maximum.

Commissioner Carl: A not to exceed contract means you get to go to that point and it stops, and then, they come back to us again. This work was in the original bid.

County Engineer III Martin: Yes, sir, but these are different items, a lot of them are similar, but these were not addressed in the original scope of work.

Commissioner Connie Hudson: These are additional design features. The shade sails included in this proposal deals with the west windows off of Joachim Street. They discovered it was very sunny, and it was causing a lot of problems since we have moved the security information area
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over to that door right after you enter, but it stays very sunny. The idea came up after the fact to add some of those shade sails to help block out the sun. Some of these are additional design features that were not included, but as it went along, we determined that it would be a benefit.

Commissioner Carl: But it is statements like removal of existing furniture and equipment that were in the first bid. Now, we are trying to approve the removal of all existing furniture and equipment.

County Engineer III Martin: Which line item is that Commissioner?

Commissioner Carl: It is in her breakdown on Page 1 under Scope of Work.

County Engineer III Martin: Is that under the General Scope of Work?

Commissioner Carl: Yes, and again I want her to be paid. I have enjoyed her being on the 10th Floor and the work she has done, but I feel like some of this stuff is repetitious. It makes me a little uncomfortable, so I will leave it at that, I am not an interior decorator.

Commissioner Hudson: Everything that has been done so far has made a tremendous difference in Government Plaza. It has been twenty-two (22) years since anything at all has been done. It has certainly updated it, and for a little bit of additional money for work that was cut out of the original contract because we were trying to get that completed. It was decided to wait until later to finish some of these design elements. This picks up where it was left off, and it is well worth it.

Commission President Merceria Ludgood: Tyler, do we have a date when the work will be finished, done, all the way finished, I mean like the end?

County Engineer III Martin: Do you mean with these items?

Commission President Ludgood: The whole project.

County Engineer III Martin: No, ma’am, there is no timeline, but based on our other project around Spring or Summer.

Commissioner Hudson: A lot of it has to do with furniture coming in because when things are on back order, it could take six (6) to eight (8) weeks. I know that has been a big part of the problem with trying to get things completed.
County Engineer III Martin: That is right. I would not expect these items to be as disruptive as our original project. The Commission probably will not know that it is going on for the most part.

Commission President Ludgood: Okay, thank you.

Commissioner Hudson moved, seconded by President Ludgood, that the Board assign the contract for CCP-161-17, Various Small Projects for Government Plaza, to Interior Concepts. The total fee is not to exceed $33,950.00, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Commissioner Carl voted no.

Motion carried.

AGENDA #44

AWARD BID/MELVIN PIERCE
PAINTING, INC./CDP-208-16/
STRIP AND REFINISH FLOOR/
SEMMES COMMUNITY CENTER

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board award the bid to Melvin Pierce Painting, Inc. for CDP-208-16, Strip and Refinish Floor at Semmes Community Center, for their total bid in the amount of $26,000.00.

Motion carried unanimously.

AGENDA #45

authorize to advertise and receive bids/
PROJECT MCR-2012-302B/LITTLE RIVER ROAD

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board authorize to advertise and receive bids for Project MCR-2012-302B, Little River Road.

Motion carried unanimously.
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AGENDA #46

AUTHORIZE PROJECT NO. GOMESA-2017-0003/
MOBILE COUNTY RECYCLABLES DISPOSAL/
PROVIDE SUPPORT FOR CONTINUED RECYCLING OF
CERTAIN MATERIALS DURING PERIODS OF LOW DEMAND

Commissioner Jerry L. Carl: Is this money from the Gulf of Mexico Energy Security Act (GOMESA) funds one-time money or recurring?

Commissioner Connie Hudson: At this point in time it is one-time money, is that correct?

County Attorney Jay Ross: This $50,000.00 is one-time money. There could be other funds in future years.

Commissioner Hudson: It is all based on commodity prices. The volume is great with the amount of recyclables being collected, but the commodity prices are up and down right now. The Goodwill Easter Seals group that manages the center anticipated that during the first three (3) years there would be a loss, but over time they would break even. The commodity prices have dipped to a point where it has been very difficult for them during these last couple of years with losing more money than they anticipated in their business model. We hope it will change, but we do not know for sure it will. The benefits far outweigh the cost. It is not coming out of the County General Fund Budget; it is coming out of the Gulf of Mexico Energy Security Act (GOMESA) money which is Federal grant money earmarked for conservation purposes. If it does not go to one conservation project, it will have to go to another. This is a worthy project.

Commissioner Hudson moved, seconded by President Ludgood, that the Board authorize Project No. GOMESA-2017-0003, Mobile County Recyclables Disposal, to provide support for continued recycling of certain materials during periods of low demand in Mobile County in an amount not to exceed $50,000.00.

Commissioner Carl voted no.

Motion carried.
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AGENDA #47
APPROVE REIMBURSABLE AGREEMENT/MOBILE AREA WATER & SEWER SYSTEM/MCP-301-15/LEROY STEVENS ROAD/SLOPE AND CROSS DRAIN REPAIRS

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve a reimbursable agreement with Mobile Area Water & Sewer System for relocation of water and sewer facilities in conflict with MCP-301-15, Leroy Stevens Road, Slope and Cross Drain Repairs, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

AGENDA #48
APPROVE REIMBURSABLE AGREEMENT/MOBILE AREA WATER & SEWER SYSTEM/PROJECT MCR-2008-002/SCHILLINGER ROAD

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve a reimbursement agreement with Mobile Area Water & Sewer System for relocation of waterline facilities in conflict with Project MCR-2008-002, Schillinger Road, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.

AGENDA #49
APPROVE REIMBURSABLE AGREEMENT/MOBILE AREA WATER & SEWER SYSTEM/PROJECT MCR-2008-002/SCHILLINGER ROAD

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve a reimbursable agreement with Mobile Area Water & Sewer System for relocation of sanitary sewer facilities in conflict with Project MCR-2008-002, Schillinger Road, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.
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AGENDA #50

APPROVE PRELIMINARY AND FINAL PLAT/ODOM BROTHERS SUBDIVISION

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve preliminary and final plat of Odom Brothers Subdivision. (3 lots, Odom Road, District 1)

Motion carried unanimously.

AGENDA #51

ASSIGN CONTRACT/THE ARCHITECTS GROUP, INC. (T.A.G.)/PROFESSIONAL SERVICES/MFP-008-15/ADA EVALUATION AND TRANSITION PLAN/MOBILE COUNTY FACILITIES

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board assign the contract to the Architects Group, Inc. (T.A.G.), to provide professional services for MFP-008-15, ADA Evaluation and Transition Plan for Mobile County Facilities, for a total of $107,100.00, and authorize the President of the Commission to execute the contract on behalf of Mobile County.

Motion carried unanimously.

AGENDA #52

APPROVE NON-REIMBURSABLE AGREEMENT/MOBILE GAS SERVICE CORPORATION/PROJECT CCP-158-16/CIP-2015-007B, ALDOT PROJECT NO. IAR-049-000-004/PROJECT BEVERLY

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve a non-reimbursable agreement with Mobile gas line facilities in conflict with Project CCP-158-16/CIP-2015-007B, ALDOT Project No. IAR-049-000-004, for Project Beverly, and authorize the President of the Commission to execute the agreement on behalf of Mobile County.

Motion carried unanimously.
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REJECT BID #167-16/NEW 12-PASSENGER VAN/SARPC-WILMER SENIOR CENTER

Commissioner Jerry L. Carl: Why are we rejecting the bid?

Chief Staff Attorney Martha Durant: The bid did not have a bid bond.

Commissioner Carl: Do we require a bid bond on every car we purchase?

Chief Staff Attorney Durant: I cannot answer that Commissioner, but this bid invitation required a bond. We had only one (1) bid to come in, and they did not submit a bond. We called and asked them to submit a bond, but they declined. It is Federal money; so we had to follow the procurement policies very closely. We are going to resubmit, but not ask for the bid bond this time.

Commissioner Connie Hudson: Is it optional to ask for a bid bond?

Chief Staff Attorney Durant: Yes.

Commission President Merceria Ludgood: Because we asked for it, we had to require it.

Chief Staff Attorney Durant: Yes, we had to have a bid that complied with the invitation.

Commissioner Carl: Thank you.

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board reject Bid #167-16, minimum of one (1) new 12-passenger van for SARPC-Wilmer Senior Center, and authorize rebid.

Motion carried unanimously.
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APPROVE APPLICATION FOR LIQUOR LICENSE/TULSI ENTERPRISES LLC

Commissioner Hudson moved, seconded by Commissioner Carl, that the Board approve the application of Tulsi Enterprises LLC for off premises retail beer and table wine license, Midway Truck Stop, 11775 Highway 43 North, Axis, Alabama 36505. (District 1)

Motion carried unanimously.

APPROVE EFP-307-17/BOARD OF SCHOOL COMMISSIONERS/ALBA MIDDLE SCHOOL

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve EFP-307-17, to repair an area of asphalt in the Alba Middle School parking lot for the Board of School Commissioners.

Motion carried unanimously.

AGENDA #53

COMMISSION ANNOUNCEMENTS AND/OR COMMENTS

Commissioner Connie Hudson: Merry Christmas everybody, I hope you and your families have a very safe and happy holiday.
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AGENDA #54

ADJOURN

Commissioner Carl moved, seconded by Commissioner Hudson, that the Board approve a request for motion to adjourn until December 28, 2016.

Motion carried unanimously.

Merceria Ludgood, President

Connie Hudson, Member

Jerry L. Carl, Member

ATTEST:

Glenn L. Hodge, Deputy Administrator