SHELBY COUNTY COMMISSION
MARCH 28, 2011
MINUTES

STATE OF ALABAMA
COUNTY OF SHELBY

The Shelby County Commission of Shelby County, Alabama, met at the County Administration Building in the City of Columbiana, Alabama, at 6:00 P. M., Monday, March 28, 2011. The meeting was called to order by Commissioner Corley Ellis. The invocation was given followed by the Pledge of Allegiance. Roll was called and the following members were present:

PRESENT

Commissioner Dan Acker
Commissioner Corley Ellis
Commissioner Lindsey Allison
Commissioner Joel Bearden
Commissioner Larry Dillard
Commissioner Tommy Edwards
Commissioner Robbie Hayes
Commissioner Rick Shepherd

ABSENT

Commissioner Jon Parker

APPROVAL OF MINUTES FROM MARCH 14, 2011
RESOLUTION 11-03-28-01

MOTION: Commissioner Edwards - Motion to approve Minutes from March 14, 2011 as presented
SECOND: Commissioner Acker
VOTE ON MOTION: Unanimous **MOTION CARRIED**

APPROVAL OF BILLS, REQUISITIONS, CHECK REGISTER
GOVERNMENTAL FUNDS AND PROPRIETARY FUNDS
RESOLUTION 11-03-28-02

MOTION: Commissioner Hayes - Motion to approve the Bills, requisitions and check register for Government and Proprietary Funds as presented
SECOND: Commissioner Dillard
VOTE ON MOTION: Unanimous **MOTION CARRIED**

BUDGET, FINANCE & LEGAL
AWARD BID –LAUNDRY CHEMICALS/JAIL
RESOLUTION 11-03-28-03

MOTION: Commissioner Hayes – Motion to approve Resolution 11-03-28-03 as presented

SECOND: Commissioner Edwards
VOTE ON MOTION: Unanimous **MOTION CARRIED**

RESOLUTION 11-03-28-03

BE IT RESOLVED, that the Shelby County Commission hereby awards the bid for Laundry Chemicals to the lowest overall bidder, American Osment as follows:

	American Osment	Phenix Supply
Built Detergent		
55 gallon	$734.20	1,162.95
15 gallon	205.40	354.30
Color Safe Oxygen Bleach		
55 gallon	549.10	175.75
15 gallon	168.00	85.50
Sour Softener		
55 gallon	513.50	748.50
15 gallon	145.90	235.50

Said bid is located within the County Manager's Office.

AWARD BIDS

HYDRATED LIME	**RESOLUTION 11-03-28-04A**
COPPER TUBING-PVC PIPE	**RESOLUTION 11-03-28-04B**
MULCHING HEAD AND PIN GRABBER	**RESOLUTION 11-03-28-04C**
CHLORINE DIOXCIDE GENERATOR EQUIPMENT AND CHEMICALS	**RESOLUTION 11-03-28-04D**

MOTION: Commissioner Hayes – Motion to approve Resolution 11-03-28-04A-D as presented
SECOND: Commissioner Edwards
VOTE ON MOTION: Unanimous **MOTION CARRIED**

RESOLUTION 11-03-28-04A

BE IT RESOLVED, that the Shelby County Commission hereby awards the bid for Hydrated Lime (50 lb Bags) to the lowest responsive bidder, Service Chemical Industries as follows:

Service Chemical Industries	$260.00 Per Bag
Harcros Chemicals	$300.00

Said bid is located within the County Manager's Office.

RESOLUTION 11-03-28-04B

BE IT RESOLVED, that the Shelby County Commission hereby awards the bid for Copper Tubing and PVC Pipe to the lowest responsive bidder, Vellano Brothers, Inc. as follows:

Vellano Brothers, Inc.	$26,465.00
Consolidated Pipe & Supply	$31,698.00

Said bid is located within the County Manager's Office.

RESOLUTION 11-03-28-04C

BE IT RESOLVED, that the Shelby County Commission hereby awards the bid for a Mulching Head and Pin Grabber for a Cat 312CL Excavator to the only responsive bidder, Thompson Tractor Company in the amount of $$45,942.50.

Said bid is located within the County Manager's Office.

RESOLUTION 11-03-28-04D

BE IT RESOLVED, that the Shelby County Commission hereby awards the bid for a Chlorine Dioxide Generator Equipment and Chemicals to the lowest responsive bidder, Thornton, Musso and Bellemin, Inc. as follows:

Thorton, Musso & Bellemin, Inc.	$170,516.00
CDG Environmental	$232,000.00
Siemens Water Technologies Corporation	$223,636.23

Said bid is located within the County Manager's Office.

EMERGENCY SHELTER GRANT-GRANT ADMINISTRATION
RESOLUTION 11-03-28-05

MOTION: Commissioner Hayes – Motion to approve Resolution 11-03-28-05 as presented
SECOND: Commissioner Edwards
VOTE ON MOTION: Unanimous **MOTION CARRIED**

RESOLUTION 11-03-28-05

WHEREAS, there are FY 2011 Emergency Shelter Grant Program funds available as enacted under Title V of the U.S. Department of Housing and Urban Development, established by the Stewart B. McKinney Homeless Assistance Act of 1988, through the State of Alabama through the Alabama Department of Economic and Community Affairs; and

WHEREAS, SafeHouse, Inc., in conjunction with Family Connection, Inc., and Shelby Emergency Assistance, Inc., shall be directly involved with the submittal of a combined application for use of these funds;

WHEREAS, BE IT RESOLVED, that the County Manager and Manager, Community Services are hereby; authorized to submit application and administrate the program on behalf of Shelby County.

This signature shall denote that this is a certified copy of Resolution 11-03-28-05 passed at the Shelby County Commission meeting March 28, 2011

EMERGENCY SHELTER GRANT – GRANT MATCH
RESOLUTION 11-03-28-06

MOTION: Commissioner Hayes – Motion to approve Resolution 11-03-28-06 as presented
SECOND: Commissioner Allison
VOTE ON MOTION: Unanimous **MOTION CARRIED**

RESOLUTION 11-03-28-06

WHEREAS, there are FY 2011 Emergency Shelter Grant Program funds available through the State of Alabama Department of Economic and Community Affairs; and when awarded require matching funds; and

WHEREAS, the Shelby County Commission is the legal government entity responsible for receiving grant funds

WHEREAS, the Shelby County Commission takes responsibility for ensuring that the grant match will be provided for the drawdown of Emergency Shelter Grant funds.

This signature shall denote that this is a certified copy of Resolution 11-03-28-06 approved at the Shelby County Commission meeting on March 28, 2011.

ROAD AND TRANSPORTATION
VINCENT QUARRY TRUCK ROUTES-ACCESS PERMIT
RESOLUTION 11-03-28-07

MOTION: Commissioner Dillard – Motion to bring up item tabled at March 14, 2011 Commission Meeting
SECOND: Commissioner Acker
VOTE ON MOTION: 7 Yeas – Commissioner Acker, Commissioner Bearden, Commissioner Dillard, Commissioner Edwards, Commissioner Ellis, Commissioner Hayes, Commissioner Shepherd; 1 Abstained-Commissioner Allison **MOTION CARRIED**

MOTION TO AMEND
RESOLUTION 11-03-28-07

MOTION: Commissioner Ellis- Motion to add amendment to the resolution stating, "The approval of the truck route will become invalid in the event that the quarry at the Vincent location fails to open as the result of a court ruling or failure of the quarry to obtain necessary environmental permits."
SECOND: Commissioner Dillard
VOTE ON MOTION: 7 Yeas – Commissioner Acker, Commissioner Bearden, Commissioner Dillard, Commissioner Edwards, Commissioner Ellis, Commissioner Hayes, Commissioner Shepherd; 1 Abstained-Commissioner Allison **MOTION CARRIED**

VOTE ON ORIGINAL RESOLUTION
WITH AMENDMENT ADDED
RESOLUTION 11-03-28-07

MOTION: Commissioner Edwards – Motion to approve Resolution 11-03-28-07 with amendment included as presented
SECOND: Commissioner Hayes
VOTE ON MOTION: 7 Yeas – Commissioner Acker, Commissioner Bearden, Commissioner Dillard, Commissioner Edwards, Commissioner Ellis, Commissioner Hayes, Commissioner Shepherd; 1 Abstained-Commissioner Allison **MOTION CARRIED**

Resolution 11-03-28-07

WHEREAS, White Rock Quarries desires to open and operate a limestone quarry in the Town of Vincent,

Alabama, and

WHEREAS, all vehicles, including heavy trucks, must use County-maintained roads for ingress and egress to the quarry and to the adjacent White Rock Quarries properties, and

WHEREAS, it is requested that a truck route to be designated and established in order to accommodate heavy trucks which may carry a maximum of 80,000 pounds, both to and from the quarry, and

WHEREAS, an Access Permit, consistent with Shelby County Commission Access Permit Resolution 04-07-26-08, must be obtained by White Rock Quarries prior to commencing its operations:

THEREFORE, subject to White Rock Quarries complying with all conditions of the Access Permit Resolution, other conditions imposed and deemed necessary and advisable by the County Engineer, and the acceptance and execution of a written Agreement to be prepared and approved by the County Attorney:

IT IS HEREBY Resolved as follows:

(1) That the County Engineer, upon compliance by White Rock Quarries with all recommendations and requirements of the County Engineer , is authorized to approve and grant White Rock Quarries, its owners and operators, subject to the terms, conditions and limitations referenced herein, an Access Permit to that portion of the County public highway system described herein, and to designate a Non-Exclusive Truck Route as follows:

Commence at the intersection of County Road 62 and US 280; thence run in an easterly direction along County Road 62 to the intersection of County Road 463; thence turn left and run in a northerly direction along County Road 463 to the intersection of County Road 85; thence turn right and run in a southerly direction along County Road 85 to the main entrance of the quarry, which is the terminus of the truck route. Trucks will be permitted to traverse both directions along the prescribed route, providing they do not exceed a maximum total weight of 80,000 pounds and otherwise comply with other legally imposed weight and operational limitations.

(2) That at a minimum, White Rock Quarries, its owners and operators, must load and operate trucks in compliance with legally imposed limitations and must comply with the requirements outlined in a letter dated January, 11, 2011 from County Engineer Randy Cole to Jim Meads of Sain Associates, Inc., which said letter is incorporated by reference, as if it were written herein. These requirements may be amended or expanded in writing by the County Engineer.

IT IS FURTHER RESOLVED that the County Engineer and the County Attorney are hereby authorized and directed to prepare and execute the Access Permit and the herein referenced Agreement and other written conditions pertaining thereto, for and on behalf of the Shelby County Commission.

The approval of the truck route will become invalid in the event that the quarry at the Vincent location fails to open as the result of a court ruling or failure of the quarry to obtain necessary environmental permits.

ADJOURNMENT
RESOLUTION 11-03-28-08

MOTION: Commissioner Acker – There being no further business to come before the Commission, move to adjourn this 28th day of March, 2011 at 7:15 P.M.
SECOND: Commissioner Edwards
VOTE ON MOTION: Unanimous **MOTION CARRIED**

READ & APPROVED:

Daniel M. Acker

COMMISSIONER DAN ACKER

Lindsey Allison

COMMISSIONER LINDSEY ALLISON

Joel Bearden

COMMISSIONER JOEL BEARDEN

COMMISSIONER LARRY DILLARD

COMMISSIONER TOMMY EDWARDS

COMMISSIONER CORLEY ELLIS

Robbie Hayes

COMMISSIONER ROBBIE HAYES

COMMISSIONER JON PARKER

Rick Shepherd

COMMISSIONER RICK SHEPHERD

SHELBY COUNTY
HIGHWAY DEPARTMENT
COUNTY ENGINEER'S OFFICE
506 Highway 70
COLUMBIANA, ALABAMA 35051

KENNETH R. COLE, P.E.
COUNTY ENGINEER

TELEPHONE
205-669-3880
FAX
205-669-3882

January 11, 2011

Jim Meads, PE
Sain Associates, Inc.
244 W. Valley Ave. Suite 200
Birmingham, AL 35209

RE: Vincent Quarry Truck Routes- Access Permit
Case No. R10-05

Based on the discussions of the meeting on December 8, 2010 attended by Commissioner Corley Ellis, Butch Ellis, Alex Dudchock, John Slaughter, Jim Hurley, Scott Cothron, Alicia Bailey, you and me, we have considered your request to obtain an access permit that will designate certain segments of County Roads 62, 85, and 463 as truck routes. Specifically, the truck route will commence at the intersection of County Road 62 and US 280; thence run in an easterly direction along County Road 62 to the intersection of County Road 463; thence turn left and run in a northerly direction along County Road 463 to the intersection of County Road 85; thence turn right and run in a southerly direction along County Road 85 to the main entrance of the quarry, which is the terminus of the truck route. Trucks will be permitted to traverse both directions along the prescribed route, providing they do not exceed a maximum total weight of 80,000 pounds.

As we discussed, the operation of a quarry and the associated businesses that will establish operations on site will put a significant amount of truck traffic on these roads. Unfortunately, these roads were not constructed for heavy trucks to carry loads with State Road-legal weight limits. In order for your client to use these as haul routes, all of these road segments must be designated as truck routes and improved accordingly.

We were pleased with Mr. Hurley's assurance that the quarry would agree to limit all trucks that the quarry loaded to a maximum Gross Vehicle Weight (GVW) of 80,000 pounds, and that any other business partner that located on, or adjacent, to the quarry site would be contractually obligated to limit their trucks to 80,000 pounds maximum GVW, and to restrict their truck access and truck traffic to the designated truck route.

The aforementioned County roads will require significant improvements in order for the quarry to obtain an access permit. All costs associated with these improvements are the responsibility of the permittee.

The following comments and design parameters are based, in part, on information you provided to us. Future submittals must satisfactorily address the following:

1) Each proposed access to the County Road system must be permitted consistent with Shelby County's Access Management Resolution (#04-07-26-08). Provide detailed submittals for each proposed access location.

2) The overburden haul road which crosses County Road 473 will require stop sign control for the access roads. The crossing will have to be designed to accommodate the proposed heavy trucks. Provide plans and details as necessary.

3) There is a proposed at-grade railroad spur crossing County Road 62 north of the quarry site, and an existing at-grade railroad crossing immediately north of the proposed main entrance on County Road 85. Provide plans and details to upgrade these crossings as necessary. Upgrades must include arms, lights, bells, and concrete panels to current safety standards.

4) The plan calls for the transformation of segments of County Road 62, County Road 85, and County Road 463 into a truck route. The following design parameters are required for the proposed truck route:

   a) Relocate all utilities outside the proposed shoulders of County Roads 62, 85, and 463.

   b) Replace and upgrade the multi-barrel 120"x73" metal arch culvert on County Road 62 to accommodate the proposed truck traffic and proposed widening. The culvert is located approximately 1.7 miles from U.S. 280. The design must be approved by the County Engineer.

   c) Replace the 66" metal culvert on County Road 463 to accommodate the proposed truck traffic and proposed widening. The culvert is located approximately 0.1 mile south of County Road 85. The design must be approved by the County Engineer.

   d) Construct a left turn lane on County Road 85 to accommodate vehicles turning left into the main entrance of the quarry.

   e) Construct a left turn lane on County Road 85 to accommodate vehicles turning left onto County Road 463.

   f) Realign County Road 463 to intersect County Road 85 at 90 degrees. Provide a right turn lane on County Road 463 with an appropriate radius to accommodate vehicles turning right onto County Road 85.

   g) Realign both of the County Road 463 North and South approaches to the intersection with County Road 62 to eliminate the existing skew and provide a four-way intersection. Provide a left turn lane on County Road 62 to accommodate vehicles turning left onto County Road 463. Provide a right turn lane on County Road 463 with an appropriate radius to accommodate vehicles turning right onto County Road 62.

   h) Install all signage necessary to delineate the truck route.

   i) Relocate all driveway pipes, mailboxes, and other appurtenances as required to widen the roadway and construct shoulders. Driveways must be reconstructed to match existing conditions as closely as possible. .All mailboxes must be reset or replaced, however, no brick or otherwise non-breakaway mailboxes are to be rebuilt. These are to be replaced with a substitute that is suitable to the homeowner.

j) To accommodate the anticipated traffic from the Vincent Quarry, the proposed truck route segments of County Roads 62, 85, and 463 must be upgraded to accommodate the following design parameters:

- Minimum 28 feet of asphalt paving (14 feet each side of centerline. Striped as 12 foot lanes with two foot paved shoulders)
- Minimum eight feet of shoulder required (two feet paved and six earthen)
- Minimum eight feet clear zone
- Maximum 3:1 fill/cut slopes

k) All road widening less than four feet in width shall utilize a full depth asphalt buildup (minimum 6 ½" black base and 1 ½" wearing surface). The proposed base shall be: Mix 424C-351, Superpave Bituminous Concrete Base Layer, Widening, maximum aggregate size = 1½", minimum installation rate = 715 lbs/SY.

l) Overlay the proposed truck routes with an asphalt wearing surface. The proposed wearing surface shall be: Mix 424A-341, Superpave Bituminous Concrete Wearing Surface Layer, maximum aggregate size = ¾ inch, installation rate = 165 lbs/SY.

m) Improvements on County Road 62 where it intersects with US 280 must be coordinated with ALDOT.

The pavement thicknesses given above are based on the geotechnical information that you provided. We used the average thicknesses of the existing pavement to design this buildup.

As you know, an average is often not representative of the actual pavement thickness in any given area. Consequently, this design may not be sufficient for some areas of the roadway, and there may be areas of pavement that fail under traffic. The permittee will be responsible for any repairs that we deem necessary to any areas that fail, whether due to pavement failure, subgrade failure, inadequate drainage, or any other reason for a period of ten years from the date of acceptance of all improvements. The permittee will be required to enter into an agreement with this stipulation. Also, a bond must be posted for 125% of the estimated amount of all construction in the right-of-way.

The County Commission will have to officially approve my recommendations before you do any further work. In addition to the technical requirements, I will also recommend that you hold a Public Involvement Meeting early in the design phase of the project in order to inform the area residents and attempt to address any issues that they may have.

If you any questions or need any additional information, please do not hesitate to call.

Best regards,

Kenneth R. Cole, P.E.
County Engineer

cc: John Slaughter, Chief Engineer