



**SHELBY COUNTY COMMISSION
AUGUST 13, 2018
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 8:30 A.M., Monday, August 13, 2018. The meeting was called to order by Commissioner Parker. The invocation was given followed by the Pledge of Allegiance. Roll was called and the following members were present:

PRESENT

Commissioner Lindsey Allison
Commissioner Elwyn Bearden
Commissioner Tommy Edwards
Commissioner Robbie Hayes
Commissioner Jon Parker
Commissioner Rick Shepherd
Commissioner Ward Williams

ABSENT

Commissioner Kevin Morris
Commissioner Mike Vest

**APPROVAL OF MINUTES OF JULY 23, 2018
RESOLUTION 18-08-13-01**

MOTION: Commissioner Allison – Motion to approve the Minutes from July 23, 2018 as presented

SECOND: Commissioner Williams

VOTE ON MOTION: 6 Yeas – Commissioner Allison, Commissioner Bearden, Commissioner Hayes, Commissioner Parker, Commissioner Shepherd, Commissioner Williams; 1 Abstained – Commissioner Edwards

MOTION CARRIED

**APPROVAL OF BILLS, REQUISITIONS, AND CHECK REGISTER
GOVERNMENTAL FUNDS AND PROPRIETARY FUNDS
RESOLUTION 18-08-13-02**

MOTION: Commissioner Hayes – Motion to approve the Bills, Requisitions and Check Register for Government and Proprietary Funds

SECOND: Commissioner Edwards

VOTE ON MOTION: Unanimous

MOTION CARRIED

**PUBLIC SAFETY, COURTS & ELECTION
911 BOARD APPOINTMENT
RESOLUTION 18-08-13-03**

MOTION: Commissioner Bearden – Motion to approve Resolution 18-08-13-03 as presented

SECOND: Commissioner Edwards

VOTE ON MOTION: Unanimous

MOTION CARRIED

RESOLUTION 18-08-13-03

BE IT RESOLVED, the Shelby County Commission hereby appoints Mr. Curtis Rigney to the Shelby County 911 Board.

**BUDGET, FINANCE & LEGAL
RECORD BID AWARD – LIQUID SOAP
RESOLUTION 18-08-13-04**

MOTION: Commissioner Allison – Motion to approve Resolution 18-08-13-04 as presented

SECOND: Commissioner Hayes

VOTE ON MOTION: Unanimous

MOTION CARRIED

RESOLUTION 18-08-13-04

BE IT RESOLVED, that the Shelby County Commission hereby records the bid award for Liquid Soap made by the County Manager. The bid was awarded to the lowest responsive bidder as noted below:

Vendor	Pricing
Amercare	\$ 20.94
Bob Barker	\$ 17.05
Care Supplies	\$ 16.99
Charm-Tex	\$ 16.90
ICS Jail Supplies	\$ 28.30

Said eBid #2018-6-10969 is located within the County Manager's Office.

**AWARD BID – FLAIL CUTTER PARTS
RESOLUTION 18-08-13-05**

MOTION: Commissioner Allison – Motion to approve Resolution 18-08-13-05 as presented

SECOND: Commissioner Hayes

VOTE ON MOTION: Unanimous

MOTION CARRIED

RESOLUTION 18-08-13-05

BE IT RESOLVED, the Shelby County Commission hereby awards the bid for Flail Cutter Parts to the lowest responsive bidder, Montage Enterprises, Inc. and Ag Pro Snead for each item as attached.

Said eBid #2018-7-10970 is located within the County Manager's Office.

**AWARD BID – COURTHOUSE ADDITION AND RENOVATION
RESOLUTION 18-08-13-06**

MOTION: Commissioner Allison – Motion to approve Resolution 18-08-13-06 as presented

SECOND: Commissioner Hayes

VOTE ON MOTION: Unanimous

MOTION CARRIED

RESOLUTION 18-08-13-06

BE IT RESOLVED, that the Shelby County Commission hereby awards the bid for Courthouse Addition and Renovation to the lowest responsive bidder, Douglas Built, LLC in the amount of \$4,430,000. The bid tabulation is attached and hereby made part of this resolution.

	Base Bid	Alternate 3/Chiller	Total
Douglas Built, LLC	\$4,330,000	\$100,000	\$4,430,000
P & M Mechanical, Inc.	\$4,500,000	\$125,000	\$4,625,000

Said eBid #2018-5-10959 is located within the County Manager's Office.

**PLANNING AND ECONOMIC DEVELOPMENT
ALCOHOL BEVERAGE LICENSE – ROCKETT'S BUG JUICE GARDENS
RESOLUTION 18-08-13-07**

MOTION: Commissioner Shepherd – Motion to approve Resolution 18-08-13-07 as presented
SECOND: Commissioner Hayes
VOTE ON MOTION: Unanimous **MOTION CARRIED**

RESOLUTION 18-08-13-07

WHEREAS, Mr. Jimmy Rockett’s Bug Juice Gardens, Inc., has submitted the attached documentation in support of a new application request for a 040-Retail Beer (On and Off Premises Only) license and a 060-Retail Table Wine (On and Off Premises Only) license for the retail sale of alcoholic beverages at a wince, garden and gift shop, Rockett’s Bug Juice Gardens, located at 1402 Dunnavant Valley Road, Birmingham, AL 35242; and,

WHEREAS, the Rockett’s Bug Juice Gardens is situated in an unincorporated, zoned area of Shelby County and is subject to the *Zoning Ordinance of Shelby County*; and,

WHEREAS, the property is zoned SD Special District in which such operations are permitted uses; and,

NOW, THEREFORE, BE IT RESOLVED, that *Case No. A18-007*, a new application submitted by Mr. Jimmy Rockett representing Rockett’s Bug Juice Gardens, Inc., in support of a new application request for a 040-Retail Beer (On and Off Premises Only) license and a 060-Retail Table Wine (On and Off Premises Only) license and a 060-Retail Table Wine (On and Off Premises Only) license for the retail sale of alcoholic beverages at a wine, garden and gift shop is hereby approved.

**ALCOHOL BEVERAGE LICENSE – PHO 280
RESOLUTION 18-08-13-08**

MOTION: Commissioner Shepherd – Motion to approve Resolution 18-08-13-08 as presented
SECOND: Commissioner Edwards
VOTE ON MOTION: Unanimous **MOTION CARRIED**

RESOLUTION 18-08-13-08

WHEREAS, Mr. Hoa Tran, PHO 280, LLC, has submitted documentation in support of a transfer application request for a 020-Restaurant Retail Liquor license from Blowfish Sushi Bar, Inc. for PHO 280, located at 5479 Highway 280 South, Suite 102, Birmingham, 35242; and

WHEREAS, PHO 280 is located in a zoned area and is subject to the *Zoning Ordinance of Shelby County*; and,

NOW, THEREFORE BE IT RESOLVED, that Case No. A18-006, an application by Mr. Hoa Tran, PHO 280, LLC for a 020-Restaurant Retail Liquor license to permit the retail sale of alcohol at a restaurant is hereby approved.

**TAX LEIN AUCTION
RESOLUTION 18-08-13-09**

MOTION: Commissioner Allison – Motion to approve Resolution 18-08-13-09 as presented

SECOND: Commissioner Hayes

VOTE ON MOTION: Unanimous

MOTION CARRIED

RESOLUTION #18-08-13-09

WHEREAS, Act No. 2018-577 of the Alabama Legislature (the “Act”) provides counties with an alternative remedy for collecting delinquent property taxes by the sale of a tax lien to the person who pays all taxes, interest, penalties, fees, and costs due on the property and who, in addition, bids the lowest interest rate on the amount required to be paid to redeem the property from the sale; and

WHEREAS, the Act further provides that the tax collecting official for each county shall have the sole authority to decide whether his or her county shall utilize the sale of a tax lien under the Act or to continue to utilize the sale of property to collect delinquent property taxes, and the method decided by the tax collecting official shall apply to all property in that county for the year so decided; and

WHEREAS, the Act further provides that the tax collecting official’s decision to change the current remedy used for collecting delinquent property taxes shall be published on the tax collecting official’s website or by advertising once a week for three consecutive weeks in a newspaper with general circulation in the county, all of which shall occur not later than October 1 when the property taxes become due and payable; and

WHEREAS, Don Armstrong, Property Tax Commissioner of Shelby County, Alabama, has indicated to the Commission his decision to change from the sale of property to the new alternative method of the sale of a tax lien to collect delinquent property taxes in Shelby County which become due and payable October 1, 2018 and for subsequent years.

NOW, THEREFORE, Be It Resolved by the County Commission of Shelby County, Alabama, that the Commission supports the decision of Mr. Armstrong to utilize the sale of a tax lien to collect delinquent property taxes in Shelby County as provided by Act No. 2018-577, and that a copy of this Resolution be furnished to Mr. Armstrong.

**BUDGET, FINANCE & LEGAL
PROVISION OF FUNDS FROM SHERIFF – VEHICLE PURCHASE
RESOLUTION 18-08-13-10**

MOTION: Commissioner Allison – Motion to approve Resolution 18-08-13-10 as presented

SECOND: Commissioner Edwards

VOTE ON MOTION: Unanimous

MOTION CARRIED

RESOLUTION 18-08-13-10

BE IT RESOLVED THAT the Shelby County Commission hereby records the receipt of \$300,000 from Sheriff Samaniego from his discretionary funds to assist with the ordering of vehicles and related

equipment. The County Commission plans to provide \$600,000 in FY 2019 toward vehicles in the Sheriff's Office.

BE IT FURTHER RESOLVED, county personnel is authorized to proceed with the placement of the vehicle orders.

**WAIVE THE RULES
RESOLUTION 18-08-13-11**

MOTION: Commissioner Allison – Motion to waive the rules to bring up item not on the agenda
SECOND: Commissioner Bearden
VOTE ON MOTION: Unanimous **MOTION CARRIED**

**AWARD THE BID FOR TRAILS
RESOLUTION 18-08-13-11**

MOTION: Commissioner Allison – Motion to approve Resolution 18-08-13-11 as presented
SECOND: Commissioner Bearden
VOTE ON MOTION: Unanimous **MOTION CARRIED**

RESOLUTION 18-08-13-11

WHEREAS, Shelby County was selected by the Alabama Department of Economic and Community Affairs (ADECA) to participate in the Recreational Trails Program, Project 17-RT-54-12 Cahaba River Park Trail and Trailhead, to construct multi-use trails, serving trail runners, mountain bikers and hikers, along with a trailhead facility providing recreational opportunities along the Cahaba River; and,

WHEREAS, the Shelby County Commission requested bids for the Cahaba River Park Trail and Trailhead Project Shelter and received three responsive bids as follows:

BIDDER	BASE BID	TOTAL ALL ALTERNATES	TOTAL BASE BID & ALL ALTERNATES
C & C Construction, LLC	\$42,710.00	\$5,740.00	\$48,450.00
Wayne Davis Construction, LLC	\$71,490.00	\$6,600.00	\$78,090.00
David Action Building Corporation	\$65,250.00	\$8,400.00	\$73,650.00

BE IT RESOLVED, that the Shelby County Commission hereby awards the base bid and all alternates to the lowest responsive bidder, C&C Construction, LLC in the amount of \$48,450.00. The County Manager is hereby directed to take any actions applicable to this project.

Said eBid #2018-7-10972 is located within the County Manager's Office.

MOTION TO ADJOURN
RESOLUTION 18-08-13-12

MOTION: Commissioner Hayes – There being no further business to come before the Commission, move to adjourn this 13th day of August, 2018 at 10:10 A.M.

SECOND: Commissioner Edwards

VOTE ON MOTION: Unanimous

MOTION CARRIED