

COMMISSION MEETING
August 28, 2007

CALL TO ORDER AND WELCOME

A regular meeting of the Cullman County Commission was held Tuesday, August 28, 2007 at 10:00 a.m., in the County Commission Office Conference Room, Chairman Kitchens called the meeting to order and welcomed all visitors.

CALL OF ROLL TO ESTABLISH QUORUM, INVOCATION AND PLEDGE OF ALLEGIANCE

Present were Chairman Wiley Kitchens, Commissioner Doug Williams, Commissioner Wayne Willingham and Attorney Dan Willingham. Dan Willingham gave the invocation and Commissioner Williams lead the pledge of allegiance.

APPROVE MINUTES, APPROPRIATIONS, EXPENDITURES, REQUISITIONS, TRAVEL EXPENSE AND ALL JOURNAL ENTRIES TO BE POSTED

Commissioner Willingham made the motion to approve. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

PUBLIC COMMENTS

NEW BUSINESS

Consider the surplus of one 1998 Ford Crown Vic – Sheriff's Dept.

Commissioner Williams made the motion to surplus the 1998 Ford Crown Vic from the Sheriff's Dept. Commissioner Willingham seconded, and upon a voice vote, the motion carried unanimously.

Consider the surplus of Hewlett Packard Printer – Reappraisal

Commissioner Williams made the motion to surplus one Hewlett Packard Printer from Reappraisal. Commissioner Willingham seconded, and upon a voice vote, the motion carried unanimously.

Consider the surplus one Kubota Tractor – Park and Rec.

Commissioner Willingham made the motion to surplus one Kubota Tractor from Park and Rec. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

Consider the surplus on one Long 360 Tractor – Park and Rec.

Commissioner Williams made the motion to surplus one Long 360 Tractor from the Park and Rec. Commissioner Willingham seconded, and upon a voice vote, the motion carried unanimously.

Consider the surplus of seven Yamaha Golf Carts – Park and Rec.

Commissioner Willingham made the motion to surplus seven Yamaha Golf Carts from Park and Rec. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

Extension of Bid No. 815 – Emulsified Asphalt

Fred Penn, County Engineer stated Ergon has the Emulsified Asphalt Bid currently, they have agreed to extend the bid for one year. The price is based on the fuel index.

Commissioner Willingham made the motion to extend the bid for one year. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

Consider awarding Bid No. 903 – Pick Up for EMA

Phyllis Little, EMA Director stated this is for a F250 Pickup. Only one bid was received from Eckenrod Ford. The State Bid (\$36,051.00) and does not include several of the options that's included in the Eckenrod's bid (\$35,941.52). Bid price is good for 60 days.

Commissioner Williams made the motion to award the bid to Eckenrod Ford. Commissioner Willingham seconded, and upon a voice vote, the motion carried unanimously.

Consider awarding Bid No. 905 – Used Railroad Cars

Mr. Penn stated Diversified Railroad was the only bidder, I recommend awarding the bid to Diversified Railroad.

Commissioner Willingham made the motion to award the bid to Diversified Railroad. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

Consider awarding Bid No. 904 – Herbicide

Mr. Penn stated three (3) bids was received, the chemical the county uses the most Helena Chemical was the low bidder. I recommend award the bid to Helena Chemical.

Commissioner Williams made the motion to accept the bid. Commissioner Willingham seconded, and upon a voice vote, the motion carried unanimously.

Bid No. 906 – Motor Oil – No Bidders – Consider allowing the garage to get proposals before purchasing and to purchase from lowest vendor.

Commissioner Williams made the motion to allow the garage to continue to purchase at the lowest price. Commissioner Willingham seconded, and upon a voice vote, the motion carried unanimously.

Amended Tax Abatement for Advanced Rotors Inc.

Commissioner Willingham made the motion to amend the tax abatement for Advanced Rotors Inc.

Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

Consider variance for Lakeshore West, Phase VIII located in District 2 on County Road 175

Keith Creel, Engineering Assistant stated the developer has requested a variance of a 40' right of way between Lot 89 and 90 to serve a peninsula and a private drive.

Commissioner Willingham made the motion to allow the variance. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

Authorize chairman to sign financing agreement for DHR Building

Gary Teichmiller, County Administrator stated three (3) proposals from investment companies were received. Merchants Capital was the lowest issue cost. Also we received from Compass Bank a quote on a fixed rate of interest. This is a very complicated bond issue that has to be written to protect the county that the state will be liable for the payments related to the principle, interest and any cost related to the construction. Merchants Capital has done several projects for DHR in the past. I recommend going with Merchants Capital.

Commissioner Williams made the motion to go with Merchants Capital on the bond issue for the DHR Building and authorize the Chairman to sign. Commissioner Willingham seconded, and upon a voice vote, the motion carried unanimously.

Consider acceptance of County Road 1329 from the end of pavement to the John & Ramona Hopper property, located in District 3

Commissioner Williams made the motion to accept County Road 1329 into the maintenance system. Commissioner Willingham seconded, and upon a voice vote, the motion carried unanimously.

The S-MORT Trailer – EMA

Phyllis Little, EMA Director stated they had received a grant in June from the Department of Public Health. The original grant was for \$17,500.00. When we put it out for bids, no bids was received. So we started looking for proposals. We received two (2) proposals that are a lot higher than the grant we received. Public Health has amended our grant and added \$20,000.00, so our grant now stands at \$37,500.00 and expires August 31, 2007. I would like to recommend going with the 16' trailer from EMS Innovations, Inc.

Commissioner Williams made the motion to accept the proposal from EMS Innovations. Commissioner Willingham seconded, and upon a voice vote, the motion carried unanimously.

Consider awarding ORV Park Contract

Chairman Kitchens stated two (2) proposals were received on the ORV Park. ST. John and Associates was the lowest proposal. St. John and Associates will be awarded this contract contingent upon the contract/agreement the County Attorney has put together not to exceed the \$7500.00 the proposal states.

Commissioner Williams made the motion to present St. Johns & Assoc. with a contract to move forward. Commissioner Willingham seconded, and upon a voice vote, the motion carried unanimously.

OLD BUSINESS

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NEXT REGULAR COMMISSION MEETING TUESDAY, SEPTEMBER 11, 2007

Chairman Kitchens announced the next regular commission meeting will be Tuesday, September 11, 2007 at 10:00 am in the Commission Office Conference Room.

ADJOURN

Commissioner Willingham made the motion to adjourn. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

Wiley Kitchens, Chairman

J. Douglas Williams
Associate Commissioner

Wayne Willingham
Associate Commissioner