

**CULLMAN COUNTY COMMISSION MEETING**  
**September 14, 2010**

**CALL TO ORDER AND WELCOME**

Chairman James Graves called the Commission Meeting to order at 10:00 a.m. and welcomed the visitors.

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

Charlotte Slatton, County Clerk, called the roll; present were Chairman James Graves, Commissioner Doug Williams, Commissioner Wayne Willingham, and County Attorney Dan Willingham. The invocation was given by Mac Buttram. Jim Melton led the Pledge of Allegiance.

**APPROVE MINUTES OF THE AUGUST 19, 2010 MINUTES, APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS, TRAVEL EXPENSES; AND APPROVE ALL JOURNAL ENTRIES TO BE POSTED.**

Commissioner Willingham made the motion to approve the August 19, 2010 minutes, approve appropriations, expenditures, requisitions, travel expenses and approve all journal entries to be posted. Commissioner Williams seconded the motion, and upon a voice vote, the motion carried unanimously.

**PUBLIC COMMENTS**

**George Mann** thanked everyone that was involved in helping get him to the hospital last month. He asked the status of the \$50,000 request for the Veteran's Park from the tourism fund. Chairman Graves stated it will be considered with the other requests when the budget for fiscal year 2011 is prepared.

**Mayor Herman Nail** of Holly Pond presented a letter to the Commission requesting \$25,000 toward the building of a library and museum in honor of former Governor Guy Hunt.

**Edna Leeth** expressed concern for the housing situation in the Damascus area of the County. She requested the Commission address the need for public housing in the area.

**Fulton Mauter** asked the commissioners who is currently paying the water bills since the fate of the Water Department is tied up in several lawsuits. Chairman Graves stated the Water Department is self supporting, so all expenditures come out of their revenues.

**Paul Schwaiger** stated he "wanted to thank Wayne Willingham for his effort to get rid of your safety man." Chairman Graves stated the remark was not appropriate.

**Kenneth Kilgo**, Mayor of West Point, announced there will be a community centennial celebration held in West Point on October 2 from 9:00 – 5:00. This is a joint effort between the City of West Point, the West Point schools and 10 area churches. It will include a historical tour. He invited everyone to attend.

**NEW BUSINESS**

**Discussion of transfer of Charter Communications to CoBridge Telecom, LLC**

Attorney Willingham stated CoBridge Telecom LLC is purchasing the assets of Carter Communications which has a franchise agreement with Cullman County. He has reviewed the documents and recommends acceptance of the resolution for the transfer. Commissioner Willingham made a motion to approve the resolution for the assignment of the cable franchise to CoBridge Telecom, LLC. Commissioner Williams seconded the motion which passed on a unanimous voice vote.

**Consideration of a standardized franchise agreement for all cable companies**

Attorney Willingham stated there are several cable companies doing business in Cullman with non exclusive contracts. Every year agreements from each provider must be reviewed. By the County adopting a standardized agreement all companies will be working under the same guidelines with the same franchise fees which are currently 3%. A maximum fee of 5% can be charged; however all companies will charge the same fee. Commissioner Williams made a motion to authorize the Chairman to sign the standardized franchise agreements for the individual cable companies. Commissioner Willingham seconded. The motion passed on a unanimous voice vote.

**Consider surplus of metal cabinets from Probate Office**

Commissioner Willingham made a motion to surplus and scrap the two metal cabinets from the Probate Office. Commissioner Williams seconded the motion which passed on a unanimous voice vote.

**Consider surplus of 1050C Plotter from Reappraisal Department to be donated to Cullman Area Career Center**

Tammy Brown, Chief Clerk from the Revenue Department, stated the plotter is not being used and requested it be declared surplus and donated to the Cullman Area Career Center. Commissioner Williams made a motion to surplus and donate the plotter. Commissioner Willingham seconded. Upon a unanimous voice vote, the motion passed.

**Consider surplus from Revenue Department of 1999 Playbouy Boat, motor and trailer to be put on local bid**

Tammy Brown from the Revenue Department stated the boat is not being used. Commissioner Willingham made a motion to surplus the 1999 Playbouy boat, motor and trailer and offer it for sale on a sealed local bid. Commissioner Williams seconded the motion which passed on a unanimous voice vote.

**Consider bid for Stouts Mountain Waterline project**

David Bussman, Water Department manager, stated C.D. Roberts Contracting, Inc. from Jasper was the low bidder at \$659,925 for the Stouts Mountain waterline project. The County has used the company before. Chairman Graves stated the project will be paid by the April bond issue. Commissioner Williams made a motion to award the bid to C.D. Roberts Contracting, Inc. Commissioner Willingham seconded. The motion passed on a unanimous voice vote.

**Consider request from Hanceville Water Board for waterline crossing bridge on County Road 541 at Mulberry Creek**

County Engineer Fred Penn stated drawings have been received and sent to ALDOT. The bridge in question is structurally deficient. ALDOT was unable to rate the bridge based on how the pipe is to be attached to the bridge. It is the consensus that a structural engineer needs to evaluate what the attachment of a waterline weighing 42,500 pounds will do to the integrity of the bridge. Chairman Graves suggested referring the project back to Hanceville for a structural engineer to evaluate bridge's integrity with the attachment of a waterline. Commissioner Williams made a motion to table until the engineering report is available. Commissioner Willingham seconded. The item was tabled.

**Consider plat for Day Gap Subdivision located on Day Gap Road in District 1**

Keith Creel, Assistant Engineer, stated the Day Gap Subdivision is four lots that face Day Gap Road and it meets the County's requirements for a minor subdivision. Commissioner Willingham made a motion to accept the plat for the subdivision. Commissioner Williams seconded the motion which passed on a unanimous voice vote.

**Resolution 2010-64 – Health Insurance for Dependents**

Attorney Willingham stated new health care guidelines require the County to provide health insurance for family members to age 26. The resolution states employee family members (except spouses) over or under the age of 26 who are employed with access to insurance through that employment, or married with insurance available at the spouse's employment will not be eligible for coverage under the County's health care plan. This will help to limit the County's cost related to health care. Commissioner Willingham made a motion to approve the resolution regarding health care insurance. Commissioner Williams seconded. The motion passed on a unanimous voice vote.

The next NARCOG meeting will be September 22, 2010 at the Decatur office of NARCOG.

**NEXT REGULAR COMMISSION MEETING TUESDAY, SEPTEMBER 28, 2010**

Chairman Graves announced the next regular Commission Meeting will be Tuesday, September 28, 2010, at 10:00 a.m. in the Commission Office Conference Room.

**ADJOURN THE MEETING**

Commissioner Willingham made a motion to adjourn the meeting. Commissioner Williams seconded. Chairman Graves adjourned the meeting at 10:22 a.m.

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James D. Graves, Chairman

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J. Douglas Williams  
Associate Commissioner

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Wayne Willingham  
Associate Commissioner