

**CULLMAN COUNTY COMMISSION MEETING**  
**April 26, 2011**

**CALL TO ORDER AND WELCOME**

Chairman James Graves called the Commission Meeting to order at 10:04 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 Darrell Hicks, Commissioner Stanley Yarbrough, and County Attorney Rusty Turner. The invocation was given by Chairman Graves. Kenneth Kilgo, Mayor of West Point, led the Pledge of Allegiance.

**APPROVE MINUTES OF THE APRIL 14, 2011 MINUTES, APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS, TRAVEL EXPENSES; AND APPROVE ALL JOURNAL ENTRIES TO BE POSTED.**

Commissioner Yarbrough made the motion to approve the minutes from April 14, 2011 Commission Meeting, approve appropriations, expenditures, requisitions, travel expenses and approve all journal entries to be posted. Commissioner Hicks seconded the motion which passed on a unanimous voice vote.

**PUBLIC COMMENTS**

**Kenneth Kilgo**, Mayor of West Point, thanked the Cullman County Industrial Development Board for their support in the upgrading of the sewer system in West Point.

**Chairman Graves** announced that Judge Frank Brunner will be retiring the end of April and it was announced this morning Judge Greg Nicholas has been appointed to fill the circuit judge office.

**NEW BUSINESS**

**Authorize the signing of agreement with Cavanaugh Macdonald Consulting, LLC for post employment benefits study**

Gary Teichmiller, County Administrator, stated the General Accounting Standards Board (GASB) requires an actuarial study every two years concerning health benefits for retirees. Cavanaugh Macdonald Consulting did the previous study and Mr. Teichmiller recommended the signing of the agreement. Commissioner Hicks made a motion to authorize the signing of the agreement with Cavanaugh Macdonald Consulting, LLC for the post employment benefits study. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

**Consider surplus 2000 Ford Crown Vic Serial # 2FAFP73W8YX139651 from the Engineering Department**

Commissioner Yarbrough made a motion to surplus the 2000 Ford Crown Vic Serial # 2FAFP73W8YX139651, from the Engineering Department. Commissioner Hicks seconded. Upon a unanimous voice vote, the motion carried.

**Resolution 2011-35 – Grant abatement for Topre America Corp.**

Kevin Jackson from the City of Cullman Economic Development Office stated due to the earthquake which occurred in Japan, Topre America Corp. is moving part of their operations to Cullman. The \$8.5 million expansion of the Cullman facility will create approximately 20 jobs. Commissioner Yarbrough made a motion to grant the tax abatement for Topre America Corp. Commissioner Hicks seconded the motion which passed on a unanimous voice vote.

**Resolution 2011-36 – Cost of Insurance with City of Cullman for Hwy 157 Improvements**

Chairman Graves stated the widening project of Highway 157 has been delayed because CSX Railroad is requiring additional liability insurance for the widening of the road over the railroad tracks. The City of Cullman has agreed to pay half the cost with the County paying the other \$1,500 insurance premium. Commissioner Hicks made a motion to authorize the payment of the insurance premium. Commissioner Yarbrough seconded. The motion passed on a unanimous voice vote.

**Consider surplus of the following equipment from the Water Department**

1995 International Tractor Truck	Serial # 2HSFHAER3TCO11112
2004 Chevy 2500 4x4	Serial # 1GCHK24294E304845
2000 Ford F-350	Serial # 1FDWF3621YEC86088
312 Cat Trackhoe	Serial # 6LK05Z03
426 Cat Backhoe	Serial # 7BC05267
Chevy Tahoe	Serial # 3GNEK18RUXG235260

Commissioner Hicks made a motion to surplus the equipment from the Water Department. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

**Authorize the Commission to negotiate and sign employee contracts**

The Chairman stated the Commission wishes to have the ability to negotiate contracts with employees should the need arise. Commissioner Yarbrough made a motion to authorize the Commission to negotiate and sign employee contracts. Commissioner Hicks seconded. The motion carried on a unanimous voice vote.

**Approve the annual agreements with outside agencies**

Gary Teichmiller, County Administrator, stated these are agreements with non-profit outside agencies which receive County appropriated funds. These agreements must be renewed annually. Commissioner Yarbrough made a motion to approve the annual agreement with the outside agencies. Commissioner Hicks seconded. Upon a unanimous voice vote, the motion passed.

**Consider awarding the following bids:**

**Bid No. 1076 – Gas and Diesel**

John Easterwood, Road Department Administrative Coordinator, stated Edison Petroleum, Inc. was the low bidder for gas and diesel. Commissioner Yarbrough made a motion to award the bid to Edison Petroleum. Commissioner Hicks seconded the motion which passed on a unanimous voice vote.

**Bid No. 1077 – Off Road Fuel**

Mr. Easterwood stated Edison Petroleum, Inc. was the low bidder for the off road fuel. Commissioner Yarbrough made a motion to award the bid. Commissioner Hicks seconded the motion. Upon a unanimous voice vote, the motion passed.

**Consider approval of the following personnel actions**

Retired: Joyce Sedlymar Revenue Office  
Joyce Allen Road Department  
Horace Elmore Water Department

Resignations: James Doherty Road Department  
Carol Harris CARTS

Transfers: Whitney Tucker from Road Dept. to Water Dept.

Dismissals: John Davidson Sanitation Department

New Hires: Stephen Thomas Sheriff Department (full time)  
Dennis Miller Sportsman Lake (temporary)  
James Adams Sportsman Lake (temporary)

Pay Raises: Kenneth Cobb Sanitation (promotion)  
Wilson Clemons Sanitation (promotion)

Commissioner Hicks made a motion to approve all personnel actions. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

The Chairman asked for a motion to add to the agenda, “**Approve agreement with River Tree Systems, Inc. for services for the Sales Tax Office.**” Commissioner Hicks made a motion to add the item to the agenda. Commissioner Yarbrough seconded the motion which carried on a unanimous voice vote.

Commissioner Yarbrough made a motion to approve the agreement with River Tree Systems, Inc. for services for the Sales Tax Office. Commissioner Hicks seconded. The motion passed on a unanimous voice vote.

Chairman Graves stated all commissioners are scheduled to be out of town tomorrow, April 27th. Severe weather is predicted for the area; therefore Phyllis Little, EMA Director, is requesting she be authorized to declare a Local State of Emergency should the need arise. Commissioner Yarbrough made a motion to add to the agenda, “**Authorize Phyllis Little, EMA Director, to declare a Local State of Emergency, in the absence of the Commission, should the condition be warranted**”. Commissioner Hicks seconded the motion which passed on a unanimous voice vote.

Commissioner Hicks made a motion to authorize the EMA Director to declare a Local State of Emergency if needed. Commissioner Yarbrough seconded. Upon a unanimous voice vote, the motion carried.

The next NARCOG meeting will be April 27, 2011 at the Decatur office of NARCOG.

**NEXT REGULAR COMMISSION MEETING TUESDAY MAY 10, 2011**

Chairman Graves announced the next commission meeting will be Tuesday, May 10, 2011 at 10:00 a.m. in the Commission Meeting Room.

**ADJOURN THE MEETING**

Commissioner Hicks made a motion to adjourn the meeting. Commissioner Yarbrough seconded the motion. Chairman Graves adjourned the meeting at 10:29 a.m.

/s/  
James D. Graves, Chairman

/s/  
Darrell Hicks  
Associate Commissioner

/s/  
Stanley Yarbrough  
Associate Commissioner