

CULLMAN COUNTY COMMISSION MEETING
April 14, 2015

CALL TO ORDER AND WELCOME

Chairman Walker called the Commission Meeting to order at 10:00 a.m.

CALL OF ROLL TO ESTABLISH QUORUM

The County Clerk called the roll; present were Chairman Kenneth Walker, Commissioner Kerry Watson, Commissioner Garry Marchman and County Attorney Heath Meherg. The invocation was given by Commissioner Watson. Mayor Kenneth Kilgo led the Pledge of Allegiance.

APPROVE MINUTES OF THE MARCH 24, 2015 MEETING; APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS AND ALL JOURNAL ENTRIES TO BE POSTED.

Commissioner Marchman made the motion to approve the minutes from the March 24, 2015 Commission Meeting; approve appropriations, expenditures, payroll, requisitions and all journal entries to be posted. Commissioner Watson seconded the motion which passed on a unanimous voice vote.

PUBLIC COMMENTS

Kenneth Kilgo, Mayor of West Point, address the Commission concerning the observance of Confederate Memorial Day. He gave a brief history of its beginning in 1866. Although the County will not be closing for the day, the Sons of the Confederacy will have a ceremony at Sportsman Lake Park at 2:00 that afternoon with the laying of a wreath. The Confederate organization is in the process of locating and marking graves from the Civil War. They have located 352 Confederate graves and 52 Union graves.

Ron Stone asked the Commission to reconsider the reinstatement of Confederate Memorial Day as a holiday observed by the closing of the courthouse.

ANNOUNCEMENTS

Chairman Walker announced the annual PALS County/City Clean-up Day will be this Saturday, April 18th, from 8:00-12:00. Dumpsters will be located at various locations throughout the City and County. No tires, paint or chemicals accepted.

NEW BUSINESS

Authorize the Chairman and EMA Director to sign the 2015 EMPG State Cooperative Agreement –Grant amount \$2,009

Phyllis Little, EMA Director, stated this is the annual EMPG agreement for 2015. Commissioner Watson made a motion to authorize the signing of the grant for \$2,009. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Chairman Walker asked Ms. Little to comment on a conference call from yesterday with Art Faulkner, director of the Alabama Emergency Management Agency. Ms. Little explained if there are no tax increases for the state general fund budget for 2016, there will be drastic cuts to the EMA budget. The EMPG amounts will be cut in half and the supplemental appropriations will be cut entirely. Also the mitigation section of the State EMA will be eliminated.

Consider approval of the Federal Inmate Housing Agreement between the Cullman County Commission and the Cullman County Sheriff

Heath Meherg, County Attorney, stated the renewal agreement gives the Sheriff \$3.00 off the top for the feeding of inmates. The remainder of the fees will be split 60/40 with the County getting 60% and the Sheriff retaining 40%. Commissioner Marchman made a motion to approve the agreement between the County and Sheriff for the housing of federal inmates. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

Sheriff Gentry thanked the Commission and the County Attorney for their work on the agreement. He stated they met with the federal marshals yesterday for the jail inspection. They discussed the decline in federal inmates being housed in Cullman County. He is hopeful the number of inmates can be increased to provide additional revenue.

Consider surplus of the following equipment and authorizing the Chairman to sign a proposal with Iron Planet to auction the equipment:

- 2013 International Dump Truck, VIN # 1HTWGAAR7DJ161179
- 2013 International Dump Truck, VIN # 1HTWGAAR5DJ161178
- 2001 Caterpillar Hydraulic Excavator, Serial # 8AL02859
- 2004 Daewoo Wheel Mounted Excavator, Serial # 2409
- 1996 Ford F700, VIN # 1FDNF70J

John Lang, County Engineer, stated the equipment is part of the county's plan for equipment rotation. The sale of this equipment will cover the majority of the cost of new equipment to be purchased off the state bid list. Commissioner Watson made a motion to approve the surplus of the equipment and for the Chairman to sign the auction agreement with Iron Planet. Commissioner Marchman seconded. The motion carried on a unanimous voice vote.

Consider the sell 8.9 acres owned by the County located on County Road 386 adjacent to Smith Lake Park

Heath Meherg, County Attorney, stated the Commission has received a proposal from Mike Murphree and Mike Voss to purchase land adjacent to Smith Lake Park for \$40,000. The Commission feels the land may be need for park expansion in the future. Commissioner Marchman made a motion not to accept the offer to sale the property. Commissioner Watson seconded. The motion not to sell the 8.9 acres on County Road 386 passed on a unanimous voice vote.

Consider Easement and Maintenance Agreement for a culvert at Henderson Branch on County Road 1651

Mr. Meherg stated County Road 1651 is the area of the construction of the Duck River Reservoir and originally design plans were close a section of County Road 1651. Closing the road would have resulted in a major detour for residents on either end of the road. It has now been decided, instead of flooding the roadway, a 16' diameter culvert will be placed under the road. The City Utility Board will be responsible for the construction and replacement of County Road 1651. Following the construction, the County will resume the maintenance. Commissioner Watson made a motion to approve the easement and maintenance agreement with the Utilities Board of the City of Cullman for the culvert placement at Henderson Branch on County Road 1651. Commissioner Marchman seconded and the motion passed on a unanimous voice vote.

Consider payment of retiree health insurance premiums by bank draft mandatory effective October 1, 2015

Gary Teichmiller, County Administrator, stated the bank draft program was started last year and approximately 75% of the retirees are already using drafts. This will guarantee there will not be a lapse in payments and cuts down on administrative work. Commissioner Marchman made a motion to require mandatory bank drafts for retiree county health or C-Plus insurance effective October 1, 2015. Commissioner Watson seconded and the motion passed on a unanimous voice.

Consider a request from Alabama for Marriage to hold a rally on the front steps of the Courthouse on May 3, 2015 from 3:00-5:00 p.m.

Attorney Meherg stated the group will need to sign a hold harmless agreement with the County and obtain a permit from the City of Cullman for the sidewalk access. Commissioner Watson made a motion to approve the request from Alabama for Marriage to hold a rally on the front steps of the Courthouse on May 3, 2015 from 3:00-5:00 p.m. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

Commissioner Marchman to re-appoint Rita Nicholas to the Cullman Area Mental Health Authority for a six (6) year term to expire 4-1-2021

Commissioner Marchman made a motion re-appoint Rita Nicholas to the Cullman Area Mental Health Authority for a six (6) year term to expire 4-1-2021. Commissioner Watson seconded. Upon a unanimous voice vote, the motion carried.

Consider a \$300 request from the North Alabama Agriplex for the Touring Farms for Kids summer program

Cherrie Haney from Economic Development stated the summer program was started a number of years ago to educate and encourage Cullman County kids to continue farming in the county. Commissioner Watson made a motion to approve the request for \$300 from the North Alabama Agriplex for the Touring Farms for Kids summer program. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

Consider a \$3,000 request from the Festhalle Market Committee for seasonal operations for the 2015 market season

Commissioner Marchman made a motion to approve a request for \$3,000 from the Festhalle Market Committee for seasonal operations for the 2015 market season. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

Resolution 2015-21 – Set Speed Limit on County Road 717 at 35 MPH

John Lang, County Engineer, stated residents on County Road 717 requested a speed limit be posted. He recommended a 35 MPH limit. Commissioner Watson made a motion to set the speed limit on County Road 717 at 35 MPH. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Resolution 2015-22 – Set Speed Limit on County Road 576 at 30 MPH

Mr. Lang stated residents of County Road 576 requested a posted speed limit on the road. He recommended a limit of 30 MPH. Commissioner Marchman made a motion to set the speed limit on County Road 576 at 30 MPH. Commissioner Watson seconded the motion which passed on a unanimous voice vote.

Resolution 2015-23 – Reclassification County Road 1339

John Lang, County Engineer, stated the County wants ALDOT to consider reclassifying County Road 1339, Childhaven Road, as a major collector road. The traffic count showed over 1,700 cars daily. The reclassification by ALDOT would make the road available for federal aid. Commissioner Watson made a motion to approve the resolution requesting ALDOT to reclassify County Road 1339. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Resolution 2015-24 – ALDOT Agreement for Rail/Highway Grade Crossing on County Road 605

Heath Meherg, County Attorney, stated the agreement with ALDOT for the railroad crossing stipulates the State will do the initial markings of the crossings at no cost to the County. After all installations are completed, the County will maintain the markings. Commissioner Marchman made a motion to approve the agreement with ALDOT for the rail/highway grade crossing on County Road 605. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

Resolution 2015-25 - ALDOT Agreement for Rail/Highway Grade Crossing on County Road 607

Mr. Meherg stated the agreement for the railroad crossing on County Road 607 is the same as the previous resolution for the crossing on County Road 605. Commissioner Watson made a motion to approve the agreement with ALDOT for the rail/highway grade crossing on County Road 607. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Consider the surplus of a 1998 Ford Crown Victoria, VIN # 2FAFP72WXWX117499, from the Commission on Aging to be sold on GovDeals

Commissioner Marchman made a motion to surplus the 1998 Ford Crown Victoria, VIN # 2FAFP72WXWX117499, from the Commission on Aging to be sold on GovDeals. Commissioner Watson seconded and upon a unanimous voice vote, the motion passed.

Consider the surplus of a 2004 Chevrolet Cavalier, VIN # 1G1JC12F047276106, from Animal Control to be sold on GovDeals

Commissioner Watson made a motion to surplus the 2004 Chevrolet Cavalier, VIN # 1G1JC12F047276106, from Animal Control to be sold on GovDeals. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

Authorize the Chairman to sign a contract for the installation of eight (8) replacement windows for the courthouse from Eidson & Associates – cost \$18,232

Commissioner Marchman made a motion to authorize the Chairman to sign a contract for the installation of eight (8) replacement windows for the courthouse from Eidson & Associates at a cost of \$18,232. Commissioner Watson seconded. Upon a unanimous voice vote, the motion passed.

Consider the surplus of the following trucks from the Sanitation Department to be sold on GovDeals:

2009 International Garbage Truck, VIN # 1HTWGAATX9J178299

2009 International Garbage Truck, VIN # 1HTWGAAT29J178300

James Rollo, Director of Sanitation, stated replacement trucks have been delivered and the 2009 trucks are scheduled for fleet rotation. Commissioner Watson made a motion to surplus the garbage trucks and list them for sale on GovDeals. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Consider the purchase of two (2) Tandem Dump Chassis off the State Bid List from Southland International Trucks – cost \$78,424.31 each

John Lang, County Engineer, stated the two tandem truck chassis with dump bodies will be purchased from the State Bid List as part of the fleet replacement program. The cost of each chassis is \$78,424.31 from Southland International Trucks. Commissioner Marchman made a motion to approve the purchase of two (2) tandem dump chassis off the State Bid List from Southland International Trucks. Commissioner Watson seconded. With a unanimous voice vote, the motion passed.

Consider the purchase of two (2) Tandem Dump Bodies off the State Bid List from Warren Truck & Trailer, Inc. – cost \$18,762 each

Commissioner Watson made a motion to approve the purchase of two (2) tandem dump bodies off the State Bid List from Warren Truck & Trailer, Inc. at a cost of \$18,792 each. Commissioner Marchman seconded and the motion passed on a unanimous voice vote.

Bid No. 1190 – Placement of Bituminous Surface Treatment

John Lang, County Engineer, stated the county wants to have a bid in place to outsource chip seal, should the need arise. The municipalities will also be able to use the bid. The low bidder was Charles Watts, Inc. Commissioner Marchman made a motion to award the bid for placement of bituminous surface treatment to Charles Watts, Inc. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

Bid No. 1191 – Concrete

Mr. Lang stated two bids were received for concrete. DCA Concrete, who currently has the bid, was the low bidder and he recommended awarding the bid to them. Commissioner Watson made a motion to award the concrete bid to DCA Ready Mix, Inc. Commissioner Marchman seconded and the motion passed upon a unanimous voice vote.

Bid No. 1192 – Lease with Purchase Option one (1) or more new model Heavy Duty Rubber Tire Excavator

Mr. Lang stated the leasing of the equipment will be more affordable than a purchase. They will be replacing two excavators. Commissioner Marchman made a motion to approve the lease with option to purchase two new model heavy duty rubber tire excavators from Warrior Tractor & Equipment. Commissioner Watson seconded the motion which passed on a unanimous voice vote.

WORK SESSION

The Commission will hold a Work Session on Tuesday, April 28, 2015, at 8:30 a.m. in the commission conference room.

NEXT REGULAR COMMISSION MEETING APRIL 28, 2015

Chairman Walker announced the next commission meeting will be Tuesday, April 28, 2015 at 10:00 a.m. in the commission meeting room.

ADJOURN THE MEETING

Commissioner Watson made a motion to adjourn the meeting. Commissioner Marchman seconded the motion and the meeting was adjourned at 10:27 a.m.

/s/
Kenneth Walker,
Chairman

/s/
Kerry Watson,
Associate Commissioner

/s/
Garry Marchman,
Associate Commissioner