

**CULLMAN COUNTY COMMISSION MEETING**  
**January 13, 2011**

(This was the regular meeting of the Commission which was scheduled for January 11, 2011 but was postponed due to the weather)

**CALL TO ORDER AND WELCOME**

Chairman James Graves called the Commission Meeting to order at 10:03 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 Commissioner Hicks. Commissioner Yarbrough led the Pledge of Allegiance.

**APPROVE MINUTES OF THE DECEMBER 28, 2010 MINUTES, APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS, TRAVEL EXPENSES; AND APPROVE ALL JOURNAL ENTRIES TO BE POSTED.**

Commissioner Hicks made the motion to approve the minutes from December 28, 2010 Commission Meeting, approve appropriations, expenditures, requisitions, travel expenses and approve all journal entries to be posted. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

Chairman Graves began the meeting by thanking the EMA Office and the Road Department for the way the issues with the snow storm were handled.

**PUBLIC COMMENTS**

**Herman Nail**, mayor of Holly Pond, thanked the County Road Department for the excellent work in clearing the roads following the snow.

**NEW BUSINESS**

**Proclamation of Existence of Local Emergency effective January 8, 2011**

Phyllis Little, EMA Director, stated the County needs the paperwork for a declaration of the existence of a local emergency in place should a federal disaster be declared due to the snow. The threshold for the State will be \$6.2 million with Cullman County having losses in excess of \$267,414 to apply should federal money become available. She also recommended approving the termination of the local emergency effective at 5:00 p.m. on Saturday, January 15, 2011. Commissioner Hicks made a motion for the proclamation of the existence of a local emergency effective January 8 with the termination to occur January 15 at 5:00 p.m. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

**Chairman James Graves to re-appoint Scotty Seagroves to the Industrial Development Authority for a 6 year term expiring 1-19-17**

Commissioner Yarbrough made a motion to re-appoint Scotty Seagroves to the Industrial Development Authority for a six (6) year term to expire January 19, 2017. Commissioner Hicks seconded. The motion passed on a unanimous voice vote.

**Commissioner Darrell Hicks to appoint Arnice Weeks to the Industrial Development Authority for a 6 year term expiring 1-19-17**

Commissioner Hicks made a motion to appoint Arnice Weeks to the Industrial Development Authority for a six (6) year term to expire January 19, 2017. Commissioner Yarbrough seconded the motion. Upon a unanimous voice vote, the motion passed.

**Commissioner Stanley Yarbrough to appoint Jason Grimmett to the Industrial Development Authority for a 6 year term expiring 1-19-17**

Commissioner Yarbrough made a motion to appoint Jason Grimmett to the Industrial Development Authority for a six (6) term to expire January 19, 2017. Commissioner Hicks seconded the motion which carried on a unanimous voice vote.

**Resolution 2011-20 – Request of Attorney General Opinion**

Attorney Turner stated any time the Commission requests an opinion from the Attorney General a resolution must be passed. The opinion requested concerns the Personnel Board. Commissioner Yarbrough made a motion to approve the resolution. Commission Hicks seconded. Upon a unanimous voice vote, the motion passed.

**Resolution 2011-21 – Casual Use and Sales Tax**

Attorney Turner stated the resolution is to clarify the distribution of the 1989 tax which is collected on vehicles, boats etc. It is not a new tax. Commissioner Yarbrough made a motion to adopt the resolution. Commissioner Hicks seconded the motion which passed on a unanimous voice vote.

**Consider surplus of 6 Mack trucks and 1 Mack lowboy from the Road Department**

John Easterwood, Road Department Administrative Coordinator, stated it is the intent to surplus the following equipment and put one on govdeals to determine if there is a market to sell all the equipment. If the price is not adequate, the equipment will remain in service at the Road Department. Commissioner Yarbrough made a motion to surplus the equipment. Commissioner Hicks seconded. The motion passed on a unanimous voice vote.

2008 MACK CHU613 TRUCK	1M1AN07Y78N003459
2008 MACK GU713 DUMP TRUCK	1M2AX09C58M002825
2008 MACK GU713 DUMP TRUCK	1M2AX09V08M002828
2008 MACK GU713 DUMP TRUCK	1M2AX09C18M002823

2008 MACK GU713 DUMP TRUCK 1M2AX09C38M002824  
2008 MACK GU713 DUMP TRUCK 1M2AX09C98M002827

**Consider plat of resurvey of lots 12, 13, 11A, 12A, 13A and 15 in Four Waters Point Subdivision located off County Road 203 in District 2**

Keith Creel, Assistant Engineer, stated the subdivision was approved in 2007. Lots 12 and 13 are to be combined into one lot and lots 11A, 12A, 13A and 15 are to become one lot. He asked for approval contingent on delivery of the plat with all signatures. Commissioner Yarbrough made a motion to approve the plat with the contingency. Commissioner Hicks seconded the motion which passed on a unanimous voice vote.

**Consider acceptance of County Roads 2012 and 2013 in Four Waters Subdivision located in District 2**

Mr. Creel stated the roads are two years old and are in good condition. He recommended their acceptance. Commissioner Yarbrough made a motion to accept County Roads 2012 and 2013 into the County's maintenance system. Commissioner Hicks seconded. The motion carried on a unanimous voice vote.

**Approve Courthouse closing due to weather**

**Monday, January 10, 2011**

**Tuesday, January 11, 2011 – 4 hours**

**Wednesday, January 12, 2011 – 2 hours**

Chairman Graves stated due to the snow and icy conditions, it was necessary for the safety of employees and the public to close the courthouse during the above referenced times. Commissioner Hicks made a motion to approve the closing. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

The next NARCOG meeting will be January 19, 2011 at the Decatur office of NARCOG.

**NEXT REGULAR COMMISSION MEETING THURSDAY, JANUARY 27, 2011**

Chairman Graves announced the next commission meeting will be Thursday, January 27, 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 10:25 a.m.

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James D. Graves, Chairman

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Darrell Hicks  
Associate Commissioner

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Stanley Yarbrough  
Associate Commissioner