

**CULLMAN COUNTY COMMISSION MEETING
May 28, 2013**

CALL TO ORDER AND WELCOME

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

CALL OF ROLL TO ESTABLISH QUORUM

The County Clerk called the roll; present were Chairman Kenneth Walker, Commissioner Darrell Hicks, Commissioner Stanley Yarbrough and County Attorney Heath Meherg. The invocation was given by J.L. Parker. Buchanan Jackson led the Pledge of Allegiance.

APPROVE MINUTES OF THE MAY 14, 2013 MEETING; APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS AND ALL JOURNAL ENTRIES TO BE POSTED.

Commissioner Hicks made the motion to approve the minutes from the May 14, 2013 Commission Meeting; approve appropriations, expenditures, requisitions and all journal entries to be posted. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

PUBLIC COMMENTS

Katherine Gray, a resident on County Road 1094, expressed concern this road is not going to be maintained by the County although maintenance has been done, to her knowledge, for some forty years. Commissioner Yarbrough acknowledged the road is in the maintenance system; however, the Commission asked Jon Brunner, County Engineer, to go out and inspect the road.

Commissioner Yarbrough thanked Buchanan Jackson for the work he has done at the Economic Development Office over the past six years. Mr. Jackson will be leaving the County the end of the month.

NEW BUSINESS

Resolution 2013-37 - Authorize a request be sent to the Department of Justice (DOJ) for a change in voting location from the Baileyton Town Hall 20-1 located at 95 Fire Station Rd.; Baileyton, AL 35019 to Baileyton Senior Center located at 195 Fire Station Rd. Baileyton, AL 35019

Commissioner Hicks made a motion to authorize a request be sent to the DOJ for the change of voting location in Baileyton from the Town Hall located at 95 Fire Station Road to the Senior Center located at 195 Fire Station Road. Commissioner Yarbrough seconded. The motion passed on a unanimous voice vote.

Resolution 2013-38 - Authorize a request be sent to the Department of Justice (DOJ) for a change in voting location from the Steppville Fire Department 3-2 located at 1525 Commercial St, SE; Hanceville, AL 35077 to Hanceville Recreation and Wellness Center located at 902 Commercial St. NE; Hanceville, AL 35077

Commissioner Hicks made a motion to authorize a request be sent to the DOJ to move the voting location in Hanceville from the Steppville Fire Department, located at 1525 Commercial St., to the Hanceville Recreation and Wellness Center at 902 Commercial St. NE. Commissioner Yarbrough seconded. Upon a unanimous voice vote, the motion carried.

Authorize the Chairman to submit formal request letters and documents to the United States Department of Justice, required by the Voting Rights Act of 1956, to obtain "preclearance" as to the relocation and renaming of the voting place for Baileyton Precinct No. 20-1 and Steppville Precinct No. 3-2.

Commissioner Hicks made a motion to authorize the Chairman to sign all documents required by the Voting Rights Act of 1956 pertaining to the relocation of voting locations in Baileyton and Hanceville. Commissioner Yarbrough seconded. The motion passed on a unanimous voice vote.

Authorize the Chairman to sign the contract with AT&T for courthouse telephone service

Commissioner Yarbrough made a motion to authorize the signing of a 36 month contract with AT&T for telephone service at the courthouse. Commissioner Hicks seconded the motion which passed on a unanimous voice vote.

Authorize the Chairman to sign a license agreement with Soterra, LLC for the use of their property as part of the construction of the new section of County Road 950

Commissioner Yarbrough made a motion to authorize the Chairman to sign a license agreement with Soterra, LLC for the use of their property as part of the construction of the new section of County Road 950. Commissioner Hicks seconded. Upon a unanimous voice vote, the motion passed.

Authorize the Chairman to sign a Hold Harmless Agreement with Soterra, LLC

Heath Meherg, County Attorney, stated Soterra has requested a hold harmless agreement from the County in connection with the County using a portion of their property for the rerouting and rebuilding of a portion of County Road 950. After the exact location is determined and construction is completed, the County will receive a right-of-way deed. Commissioner Yarbrough made a motion to authorize the Chairman to sign a hold harmless agreement with Soterra, LLC. Commissioner Hicks seconded. The motion passed on a unanimous voice vote.

Commissioner Yarbrough thanked everyone who is helping to expedite the re-construction of the section of County Road 950 that has been closed.

Consider a request for \$300 appropriation to the North Alabama Agriplex for the Touring Farms for Kids event June 19-20

Commissioner Hicks made a motion to approve and appropriation of \$300 to the North Alabama Agriplex for the Touring Farms for Kids event June 19-20. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

Authorize the Chairman to sign the copier lease agreement with RJ Young Company for Commission of Aging copier service

Commissioner Yarbrough made a motion to authorize the signing of a lease with RJ Young Company for copier service for the Commission on Aging. Commissioner Hicks seconded. The motion carried on a unanimous voice vote.

Consider donation of a Chevy Blazer to the Town of Baileyton, previously surplusd for sale on Govdeals

Commissioner Yarbrough stated the Blazer had been previously surplusd (July 10, 2012) and was to be sold on Govdeals. The vehicle has not sold. Commissioner Yarbrough made a motion to donate the 1993 Chevy Blazer, serial # 1GNC13WXP2167145, to the Town of Baileyton. Commissioner Hicks seconded. Upon a unanimous voice vote, the motion passed.

Consider extension Bid No. 1111 – Unleaded Gas and Off-Road Diesel – McPherson Oil Co.

Commissioner Hicks made a motion to extend the bid, for one (1) year, with McPherson Oil Co. for unleaded gas and off-road diesel. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

Ratify the following personnel actions:

Brandi Parker	Sheriff's Dept
Junior Crawford	CARTS
Curtis Oswalt	CARTS
Brookelyn Cook	Smith Lake
Chloe Harbison	Smith Lake
Chaz Brouillette	Smith Lake
Marty Speegle	Smith Lake
Kyle Norris	Smith Lake
Laura Weaver	Smith Lake
Isom Carden	Smith Lake
Alexis Duncan	Smith Lake
Jesse Cummings	Juvenile Detention
Buchanan Jackson	Economic Development

Commissioner Hicks stated the employees at Smith Lake Park are seasonal hires for life guard positions and concession operations. Commissioner Hicks made a motion to approve all personnel actions. Commissioner Yarbrough seconded. The motion passed on a unanimous voice vote.

OLD BUSINESS

Resolution 2013-30 – Authorize the signing of the State Sub-grantee Agreement for the Pre-Fab Safe Room at Hanceville Community Center; HMPG DR(1971-671)

Attorney Meherg stated the deadline for submitting the grant for the safe room is today. If the commission approves the resolution we will then ask for a Memorandum of Understanding for the use of the property. Commissioner Yarbrough made a motion to authorize the signing of the State sub-grantee agreement for the pre-fab safe room at Hanceville Community Center. Commissioner Hicks seconded the motion which passed on a unanimous voice vote.

Authorize the Chairman to sign the Memorandum of Understanding (MOU) with the Hanceville Community Center

Mr. Meherg explained the County does not own the property where the safe room is to be placed. The MOU with the Community Center will authorize the County to place the safe room, which has been determined as a facility serving a public purpose. Commissioner Hicks made a motion to authorize the Chairman to sign the MOU with the Community Center. Commissioner Yarbrough seconded. Upon a unanimous voice vote, the motion passed.

NEXT REGUALR COMMISION MEETING JUNE 11, 2013

Chairman Walker announced the next commission meeting will be Tuesday, June 11, 2013, 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 Walker adjourned the meeting at 10:18 a.m.

/s/
Kenneth Walker,
Chairman

/s/
Darrell Hicks,
Associate Commissioner

/s/
Stanley Yarbrough,
Associate Commissioner