

**CULLMAN COUNTY COMMISSION MEETING**  
**June 23, 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 Dusty Baker. Ashley Graves led the Pledge of Allegiance.

**APPROVE MINUTES OF THE JUNE 9, 2015 MEETING; APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS AND ALL JOURNAL ENTRIES TO BE POSTED.**

Commissioner Watson made the motion to approve the minutes from the June 9, 2015 Commission Meeting; approve appropriations, expenditures, payroll, requisitions and all journal entries to be posted. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

**PUBLIC COMMENTS**

**Carolyn Calvert** apologized to Commissioner Marchman for the behavior of an individual at the town meeting at Beat 8 last week.

**Jackie Satterfield** requested the "Free Day @ the Dump" certificates be extended to cover one free trip to the landfill during the year rather than only the month of May.

**NEW BUSINESS**

**Announcement: 50<sup>th</sup> Anniversary Celebration of the Cullman County Courthouse, Tuesday, July 7<sup>th</sup> at 10:00 a.m.**

Chairman Walker announced there will be a celebration of the 50<sup>th</sup> Anniversary of the Cullman County Courthouse on Tuesday, July 7<sup>th</sup> at 10:00 on the front steps of the courthouse. The public is invited.

**Pursuant to Alabama Code Section 9-15-100, disclosure of purchase of property on Hwy 278 from Tim Compton and Kenny Culpepper**

Attorney Meherg explained the Alabama Code requires disclosure of land purchases by the County. Three properties have been bought for right-of-way for the Hwy 278 waterline upgrades. Each property was appraised by Timmerman Appraisal in February of this year and the purchase transactions were completed in June. The County purchased the properties for the appraised value with the exception of right-of-way from Mr. Culpepper. He asked that his fence be relocated off the right-of-way in lieu of payment. A separate 40' x 40' parcel was purchased from Kenny Culpepper for \$2,500. Right-of-way was also purchased from Tim Compton for \$4,000. The purchase transaction will be posted on the County's website. Commissioner Marchman made a motion to approve the disclosures for the purchase of property. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

**Consider authorizing the City of Cullman to enter County Road 1663 for the construction of cul-de-sacs**

Heath Meherg, County Attorney, explained the City of Cullman will be building several cul-de-sacs in the area of the Duck River Reservoir and they need access to County Road 1663. Commissioner Watson made a motion to authorize the City of Cullman to enter County Road 1663 for the construction of cul-de-sacs. Commissioner Marchman seconded. Upon a unanimous voice vote, the motion passed.

**Consider approval of MOA with Department of Human Resources and American Red Cross**

Mr. Meherg explained the MOA is part of a Mass Care Planning Group program that would be put in place during a disaster event. Some changes were made but have not been received back from the other agencies involved. He recommended approval contingent on his review of the final draft. Commissioner Marchman made a motion to approve the MOA with the Department of Human Resources and American Red Cross contingent to the attorney signing off on the final draft. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**Consider approving settlement authority to a member of the Commission that will attend appellate mediation regarding David Bussman**

Mr. Meherg stated Judge Williams had ruled in favor of the County; however Mr. Bussman has appealed the court's decision to an appellate court. The judge there has ordered both parties to mediation. The mediation will be July 14<sup>th</sup> with Glenn Tubbs as mediator. After some discussion it was decided Commissioner Marchman will attend the mediation on behalf of the County; however any final settlement proposal will come back to the Commission for approval. Commissioner Watson made a motion to give Commissioner Marchman settlement authority in the mediation with David Bussman, former manager of the Water Department. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

**Resolution 2015-32 – Authorize the Chairman to sign an agreement with ALDOT, project CCP-22-67-16, for the resurfacing and traffic striping of County Road 222 from the intersection of County Road 410 to Good Hope City Limits – 4.663 miles**

John Lang, County Engineer, explained this section of County Road 222 is the federal aid project for this year. Commissioner Marchman made a motion to authorize the Chairman to sign an agreement with ALDOT, project CCP-22-67-16, for the resurfacing and traffic striping of County Road 222 from the intersection of County Road 410 to Good Hope City limits. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**Resolution 2015-37 – Authorize the Chairman to sign an agreement with ALDOT, project ACNU61273-ATRP(010), for resurfacing on County Road 703 and County Road 781 – County match \$171,608**

John Lang, County Engineer, stated the resurfacing of County Road 703 and County Road 781 is part of the county's ATRIP projects. The bid will let this week and the County's estimated cost is approximately \$171,000 depending on the bid price. Commissioner Watson made a motion to authorize the Chairman to sign an agreement with ALDOT, project ACNU61273-ATRP(010), for resurfacing on County Road 703 and County Road 781. Commissioner Marchman seconded and the motion passed on a unanimous voice vote.

**Consider approve of the renewal of AVG Antivirus for 3 years for all County Departments - Cost \$7,371.69**

Joey Martin, Director of IT, stated the antivirus program will cover the county's 275 computers at a cost of \$11.50/computer/year. Commissioner Marchman made a motion to approve the renewal of the AVG Antivirus contract for three (3) years. Commissioner Watson seconded. Upon a unanimous voice vote, the motion carried.

**Consider authorizing the Chairman to sign the Push-to-Talk Agreement with AT&T – Cost \$5/mo/phone**

Joey Martin, IT Director, stated Push-to-Talk agreement is for Animal Control. This service is not on the State Bid List and the monthly cost is \$5.00 per phone. Commissioner Watson made a motion authorizing the Chairman to sign the agreement with AT&T. Commissioner Marchman seconded and the motion carried on a unanimous voice vote.

**Consider authorizing the Chairman to sign Maintenance Agreement with iTech for IBM AS400 – Cost \$350 monthly**

Mr. Martin stated the maintenance agreement with iTech is for the AS400 server to cover PDF and software release and backup. The cost is \$350 monthly. The agreement is for one year and three months. The additional three months will put the agreement renewal at the beginning of a fiscal year in October 2016. Commissioner Marchman made a motion to authorize the Chairman to sign the maintenance agreement with iTech. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**Consider authorizing renovation work for Sales Tax Office by Neil Foust – Cost \$10,400**

Commissioner Watson made a motion to authorize the renovation work for the Sales Tax Office to be done by Neil Foust at a cost of \$10,400. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

**Consider authorizing the purchase of flooring for the Sales Tax Office from Monk's Flooring – Cost \$11,881.88**

Commissioner Marchman made a motion to approve the purchase of flooring for the Sales Tax Office at a cost of \$11,881.88 from Monk's Flooring. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**Approve payment of charges for "Free Day @ the Dump" program for 691.89 tons - Cost \$25,162.64**

Commissioner Watson made a motion to approve the payment of \$25,162.64 for the cost of trash disposal for the annual "Free Day @ the Dump" program. Commissioner Marchman seconded the motion and it passed on a unanimous voice vote.

**Consider the termination of the lawn care maintenance agreement signed on or about May 14, 2014**

Attorney Meherg explained the maintenance of additional properties is to be added to the new bid. The current bid holder will be given 14 days notice of termination and the new bid will be effective at that time. Commissioner Marchman made a motion to terminate the existing lawn maintenance agreement. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**Bid No. 1198 – Jail Supplies**

Deputy Cash from the jail stated the bid will be split between North Alabama Chemical and Central Paper. The total cost for the supply for the combined bid is \$96,865.48. Commissioner Watson made a motion to award the jail supply bid as recommended by the Sheriff's Office. Commissioner Marchman seconded. Upon a unanimous voice vote, the motion passed.

**Bid No. 1202 – Lawn Maintenance**

The low bidder was Pro Lawn Service. The bid will be awarded to them following the 14 day notice of termination of the previous agreement for lawn maintenance. Commissioner Marchman made a motion to award the bid for lawn maintenance to Pro Lawn Service. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

**Bid No. 1203 – Traffic Striping**

John Lang, County Engineer, stated they want to reject the bid for traffic striping. He does not feel they will meet the threshold that would require a bid to be in place. Commissioner Watson made a motion to reject the bids for traffic striping. Commissioner Marchman seconded. On a unanimous voice vote, the bid was rejected.

**WORK SESSION**

The Commission will hold a Work Session on Tuesday, July 14, 2015, at 8:30 a.m. in the commission conference room.

**NEXT REGULAR COMMISSION MEETING JULY 14, 2015**

Chairman Walker announced the next commission meeting will be Tuesday, July 14, 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 10:21 a.m.

/s/ \_\_\_\_\_  
Kenneth Walker,  
Chairman

/s/ \_\_\_\_\_  
Kerry Watson,  
Associate Commissioner

\_\_\_\_\_  
Garry Marchman,  
Associate Commissioner