

**CULLMAN COUNTY COMMISSION MEETING**  
**September 13, 2016**

**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, County Administrator Gary Teichmiller and County Attorney Chad Floyd. The invocation was given by J.L. Parker. Chairman Walker led the Pledge of Allegiance.

**APPROVE MINUTES OF THE AUGUST 24, 2016 MEETING; APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS AND ALL JOURNAL ENTRIES TO BE POSTED**

Commissioner Watson made the motion to approve the minutes from the August 24, 2016 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**

There were no public comments.

**NEW BUSINESS**

**Proclamation – Child Hunger Action Season**

The proclamation was read aloud by the County Clerk and the Commission presented the proclamation to Melissa Betts and Ben South from the “Knapsacks for Kids” program. Commissioner Marchman made a motion to approve the proclamation for Child Hunger Action Season. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**Consider authorizing the Chairman to sign the Procurement Procedures for CARTS with the Federal Transit Administration**

Joyce Echols, CARTS Director, explained the procurement procedures are a new federal requirement ALDOT has been mandated to comply with. Since CARTS receives federal funding, the County must also adhere to the regulations. Commissioner Watson made a motion to authorize the Chairman to sign the Procurement Procedures for CARTS with the Federal Transit Administration. Commissioner Marchman seconded and the motion passed on a unanimous voice vote.

**Authorize the Chairman to sign a contract with the Alabama Department of Youth Services for Long Term Detention at Tennessee Valley Detention Youth Services for FY-2017**

Gary Teichmiller, County Administrator, stated this is an annual contract for one (1) bed for long term juvenile detention. The cost is \$25,185 quarterly. Commissioner Marchman made a motion to authorize Chairman to sign a contract with the Alabama Department of Youth Services for long term detention at Tennessee Valley Detention Youth Services for FY-2017. Commissioner Watson seconded the motion which passed on a unanimous voice vote.

**Consider a request from Probate Judge Tammy Brown to sign a resolution allowing the Cullman County Probate Office to participate in an Electronic Poll Book Pilot Program with the Alabama Secretary of State during the November 8, 2016 general election**

Attorney Floyd explained Cullman County has been selected by the Secretary of State, John Merrill, to participate in a pilot program which will test the use of an electronic poll book (iPad) instead of the traditional paper log of registered voter, which is currently used at polling location throughout the state. The County currently has \$1,967.29 in Help America Vote Act (HAVA) funds which must be depleted before the State will pick up the additional cost associated with the program. The proposal is for the purchase of three (3) iPads. Commissioner Watson made a motion to approve Judge Brown’s request to enter into an agreement for participation in an Electronic Poll Book Pilot Program with the Alabama Secretary of State during the November 8, 2016 general election. Commissioner Marchman seconded. Upon a unanimous voice vote, the motion passed.

**Consider granting Revenue Commissioner Barry Willingham the authority to terminate a Software License Agreement with Delta Computer Systems, Inc.**

Attorney Floyd explained the Revenue Commissioner has phased out the services with Delta Computer Systems over the past few months as new software has come online. This new software has allowed the department to consolidate services. The changeover is now complete and he desires to terminate his old agreements. Commissioner Marchman made a motion to grant Commissioner Willingham the authority to terminate a Software License Agreement with Delta Computer Systems, Inc. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**Consider granting Revenue Commissioner Barry Willingham the authority to terminate a Software License Agreement with Breeze Group, LLC/Ingenuity, Inc.**

Commissioner Watson made a motion to grant Barry Willingham, Revenue Commissioner, the authority to terminate a Software License Agreement with Breeze Group, LLC/Ingenuity, Inc. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

**Consider authorizing Commissioner Marchman and the County Attorney to attend a joint mediation session in the Ryan Creek Acquisitions, Inc. v. Cullman County Commission case on October 4<sup>th</sup>**

Attorney Floyd stated in 2014 a civil action was filed in Ryan Creek Acquisition v. Cullman County Commission concerning ROW of property on County Road 222 at Big Bridge. Later another suit was filed in Alabama Boating Center v. Fidelity Title Insurance Co. The County has been invited to join into a joint mediation between all parties involved in the law

suits. Bobby Segall from Montgomery will be the mediator. The cost of \$350 per hour will be shared equally between all parties involved. Any offer of settlement will be brought back to the full Commission for consideration. Commissioner Marchman made a motion to authorize Attorney Floyd and him to attend the joint mediation session on October 4<sup>th</sup>. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

**Authorize the Chairman to sign a Memorandum of Understanding (MOU), Partnership for the Blue Campaign, between the Cullman County Commission and the Department of Homeland Security**

District Judge Kim Chaney addressed the Commission concerning the Blue Campaign. A task force has been formed in Cullman County to address abuse of groups of individuals such as workers who are not paid especially in the agricultural industry and the problems of sexual abuse and sex trafficking. Kathy Wilson, who was also in attendance, is the local chairman. The two main corridors for sex trafficking in the State are I-20 and I-65. The local task force invited Homeland Security to come to Cullman for training on these issues. There were over 500 from throughout the state who attended the three day conference. Homeland Security were so impressed with the response and our county's commitment, they have asked to partner with the local task force. This will be their second partnership in Alabama, the first being Jefferson County. There will be no local cost involved but it will allow the local agency to have full access to all federal training. The county will also benefit from the county seal's placement on Homeland Security flyers. Commissioner Watson made a motion to authorize the Chairman to sign a Memorandum of Understanding (MOU), Partnership for the Blue Campaign, between the Cullman County Commission and the Department of Homeland Security. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

**Authorize the payment to the ACCA Workers' Compensation Fund on October 1, 2016 for workers' comp insurance for 10-1-16 to 10-1-17 at a cost of \$424,752.92**

Gary Teichmiller, County Administrator, reported the premium for workers' comp insurance is up about \$20,000 over last year. However, the County will receive a \$7,500 safety discount and approximately \$30,000 in dividends from the fund. Commissioner Marchman made a motion to authorize the payment of \$424,752.92 to the ACCA Workers' Compensation Fund for the FY- 2017 premiums. Commissioner Watson second and the motion carried on a unanimous voice vote.

**Approve the agreement with Alliance Insurance Group (HCC) for the annual Employee Health Stop Loss Insurance – premium \$294,831**

Gary Teichmiller, County Administrator, stated quotes were received from several companies for the stop loss insurance. This insurance covers employees or dependents whose health care cost exceeds \$100,000 in a year. HHC's quote was about \$10,000 lower than our current provider, Optum Stop Loss. Commissioner Watson made a motion to approve the agreement with Alliance Insurance Group (HCC) for the annual Employee Health Stop Loss Insurance at a premium cost of \$294,831. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

**Consider authorizing the Chairman to sign a Claim Form from the AT&T Repair Billing Litigation**

Attorney Floyd explained the County has received notification of a class action settlement that was filed in Florida concerning billing for AT&T repair charges. The County has four options: 1) submit for a refund under the current settlement offer; 2) do nothing; 3) opt out and pursue a case on our own; 4) object to the settlement and it will go back to the courts. Considering the small amount involved, \$89.70, he recommended Option 1. Commissioner Marchman made a motion to authorize the Chairman to sign the claim form for the \$89.70 refund from the AT&T repair billing litigation. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

**Commissioner Watson to appoint Dorothy Maddox to the E-911 Board of Commissioners for a four (4) year term to expire 9-1-2020, replacing James Graves**

Commissioner Watson made a motion to appoint Dorothy Maddox to the E-911 Board of Commissioners for a four (4) year term to expire 9-1-2020, replacing James Graves. Commissioner Marchman seconded and the motion passed on a unanimous voice vote.

**Commissioner Marchman to appoint Samuel Tucker to the E-911 Board of Commissioners for a four (4) year term to expire 9-1-2020, replacing Lori Beckhart**

Commissioner Marchman made a motion to appoint Samuel Tucker to the E-911 Board of Commissioners for a four (4) year term to expire 9-1-2020, replacing Lori Beckhart. Commissioner Watson seconded. Upon a unanimous voice vote, the motion carried.

**Commission to reappoint Dana Phillips to the E-911 Board of Commissioners for a four (4) year term to expire 9-1-2020, at the request of the City of Cullman**

Commissioner March made a motion to reappoint Dana Phillips to the E-911 Board of Commissioners for a four (4) year term to expire 9-1-2020, at the request of the City of Cullman. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**Consider awarding the bid for the construction of emergency exit stairs at the Sales Tax Office**

Chairman Walker stated there was only one bidder, C.H. Harris, Inc. with a bid of \$26,650. Commissioner Marchman made a motion to award the bid for the construction of emergency exit stairs at the Sales Tax Office. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

**Consider surplus of 2002 Chevrolet C1500 pickup, VIN # 1GCEC14W62A282905, from the Water Department to be sold at auction**

Commissioner Watson made a motion to surplus the 2002 Chevrolet C1500 pickup, VIN # 1GCEC14W62A282905, from the Water Department to be sold at auction. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

**Consider surplus of the following vehicles and equipment from the Road Department:**

1998 Chev C2500 pickup	VIN # 1GCGK24RDWZ102864	Auction
1995 Ford F150 pickup	VIN # 1FTDF15Y0SNA08173	Auction
2000 Dodge Dakota 4 wdr	VIN # 1B7GG22X8YS659136	GovDeals
1999 C-8500 GMC dump truck	VIN #1GDT7H7C5XJ505379	Iron Planet Auction
Dresser rubber tire loader	Serial # 8101	Iron Planet Auction
New Holland wheeled loader	Serial # 474251	Iron Planet Auction

Commissioner Marchman made a motion to surplus the vehicles and equipment from the Road Department and to dispose of them as listed. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**Bid No. 1214 – Extension – Corrugated Plastic Pipe – Bear Concrete**

John Lang, County Engineer, stated Bear Block and Concrete had agreed to extend the bid pricing for one (1) year. Commissioner Watson made a motion to extend the bid for corrugated plastic pipe with Bear Concrete. Commissioner Marchman seconded. Upon a unanimous voice vote, the motion passed.

**Bid No. 1247 – Cold Laid Plant Mix**

John Lang, County Engineer, stated two bids were received and one met the bid specs. He recommended awarding the bid to Good Hope Contracting. Commissioner Marchman made a motion to award the bid for cold laid plant mix to Good Hope Contracting. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

There will be a special work session on Wednesday, September 21<sup>st</sup> at 8:00 to discuss the FY-2017 Cullman County Budget.

**WORK SESSION**

The Commission will hold a Work Session on Tuesday, September 27, 2016, at 8:30 a.m. in the commission conference room.

**NEXT REGULAR COMMISSION MEETING SEPTEMBER 27, 2016**

Chairman Walker announced the next commission meeting will be Tuesday, September 27, 2016 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 and the meeting was adjourned at 10:25 a.m.

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

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

/s/ \_\_\_\_\_  
Garry Marchman,  
Associate Commission