

**Commission Meeting Minutes
July 18, 2023**

CALL TO ORDER AND WELCOME GUESTS

Chairman Clemons called the Meeting at 6:00 p.m.

CALL OF ROLL TO ESTABLISH QUORUM

Tiffany Merriman, County Clerk, called roll: present were Chairman Jeff Clemons, Commissioner Kerry Watson, Commissioner Garry Marchman, Commissioner Kelly Duke, Commissioner Corey Freeman, County Administrator John Bullard, County Attorney Emily Johnston, and Interim Engineer Philip Widner. Winford Haynes gave the invocation. Brodie Gilliland from West Point Middle School led the Pledge of Allegiance.

APPROVE THE MINUTES OF THE JUNE 22, 2023, MEETING, APPROPRIATIONS, EXPENDITURES, PERSONNEL ACTIONS, PAYROLL, AND REQUISITIONS, AND APPROVE ALL JOURNAL ENTRIES TO BE POSTED

Commissioner Watson made a motion to approve the minutes of the June 22, 2023, meeting, appropriations, expenditures, personnel actions, payroll, and requisitions, and approve all journal entries to be posted. Commissioner Marchman seconded, and the motion passed on a unanimous voice vote.

PUBLIC COMMENTS/UPDATES

Chairman Clemons announced that we did not receive a request for public comments by the agenda deadline.

NEW BUSINESS

Recognition: Troy Screws retiring after 27 years with the Sanitation Department

Commissioner Freeman made a motion to approve Recognition: Troy Screws retiring after 27 years with the Sanitation Department. Commissioner Duke seconded. The motion passed on a unanimous voice vote.

Resolution 2023-32: Authorize Chairman to execute and submit application for CDBG Grant to reconstruct and resurface County Road 1490

Economic Development Director Matt Kinsland addressed the Commission and stated this is the resolution authorizing the Chairman to sign the application and submit the application for County Road 1490. We went out and conducted a survey to determine that County Road 1490 qualifies for the CDBG program. It is my recommendation we submit this road for funding.

Commissioner Watson made a motion to approve Resolution 2023-32: Authorize Chairman to execute and submit application for CDBG Grant to reconstruct and resurface County Road 1490. Commissioner Marchman seconded, and the motion passed on a unanimous voice vote.

Resolution 2023-33: Authorize Chairman to enter into contract with Community Consultants, Inc to provide all project administrative services in the event the application is approved by the state funding agency

Economic Development Director Matt Kinsland stated that this is required by ADECA. We do this every 2 years. We requested the RFQ's and community consultants, Terry Acuff, was the only company that submitted a RFQ. I would recommend that we award the contract to community consultants.

Commissioner Duke made a motion to approve Resolution 2023-33: Authorize Chairman to enter into contract with Community Consultants, Inc to provide all project administrative services in the event the application is approved by the state funding agency. Commissioner Freeman seconded. The motion passed on a unanimous voice vote.

Resolution 2023-34: A Resolution and Order Approving a Memorandum of Understanding by the City of Cullman, Alabama, and Cullman County, Alabama, for the Formation of a Solid Waste Disposal Authority under Chapter 89A of Title 11 of the Code of Alabama 1975

County Administrator John Bullard stated that the next few items have to do with this Solid Waste Disposal Authority. We have with us Heyward Hosch and Ann Todd. Heyward can answer any questions that the Commission has. He will give us an overview of the process as well. Resolution 2023-34 is a Memorandum of Understanding between the County and City this is a non-binding agreement, it is not a contract, and it is not an obligation. It provides a general outline of the actions that can be taken by the City and the County to form a solid waste disposal authority under the Chapter 89A of Title 11 of the Code of Alabama 1975. It also includes a certificate of incorporation and the by-laws.

Commissioner Duke made a motion to approve Resolution 2023-34: A Resolution and Order Approving a Memorandum of Understanding by the City of Cullman, Alabama, and Cullman County, Alabama, for the Formation of a Solid Waste Disposal Authority under Chapter 89A of Title 11 of the Code of Alabama 1975.

Commissioner Marchman opposed it. He stated that he thinks we have a good plan going forward and appreciates all the hard work that has went into this but he did not agree with the representation. The County Commission represents the entire county. We should at least carry a majority on the board rather than splitting the board between the City and County.

Chairman Clemons asked if his only concern was the board?

Commissioner Marchman said that he has one other small concern on item G.

They agreed to wait until they get to item G to discuss further.

Commissioner Watson seconded prior to Commissioner Marchman voicing any opposition. The motion passed with a majority voice vote.

Resolution 2023-35: A Resolution and Order to approve an application for, and to Authorize, the Formation of The Solid Waste Disposal Authority of the City and County of Cullman, Alabama

County Administrator John Bullard stated this item would authorize the formation of the Solid Waste Disposal Authority. We have discussed in informational meetings, and it has been recommended that the Chairman and Commissioner Freeman serve on the Solid Waste Disposal Authority as board members.

Commissioner Duke made a motion to approve Resolution 2023-35: A Resolution and Order to approve an application for and to Authorize, the Formation of The Solid Waste Disposal Authority of the City and County of Cullman, Alabama. Commissioner Freeman seconded and Commissioner Marchman opposed. The motion passed on a majority voice vote.

Resolution 2023-36: A Resolution and Order to Approve the Reimbursement of Capital Costs of Solid Waste Disposal Facilities from the Proceeds of "Tax-Exempt Bonds" in accordance with 26 C. F. R. Section 1.150-2

County Administrator John Bullard addressed the Commission and stated this is just administrative so that we can reclaim funds that we spend during this process from the bond issue.

Commissioner Watson made a motion to approve Resolution 2023-36: A Resolution and Order to Approve the Reimbursement of Capital Costs of Solid Waste Disposal Facilities from the Proceeds of "Tax-Exempt Bonds" in accordance with 26 C. F. R. Section 1.150-2. Commissioner Marchman seconded, and the motion passed on a unanimous voice vote.

Consider payment of \$650,000 in earnest money to Cullman Environmental for Landfill purchase and authorize Chairman to sign purchase agreement and all related documents

County Administrator John Bullard stated this is earnest money to secure the expansion property. Once the purchase agreement is signed by the Chairman and any other related documents.

Commissioner Watson made a motion to approve payment of \$650,000 in earnest money to Cullman Environmental for Landfill purchase and authorize Chairman to sign purchase agreement and all related

documents. Commissioner Duke seconded and Commissioner Marchman opposed. The motion passed on a majority voice vote.

Commissioner Marchman stated there are several hundred acres that surround this property and is owned by different individuals. We are going to set the standard on price if we buy this property right now. I don't know if anyone has talked to any of the other property owners. The value that this property has to this landfill is the clay. You have to have clay in any portion of the landfill that you close off. They are talking about turning part of this into a landfill and I think that will be a huge mistake, so I do not agree with purchasing this property for that price. Is it valuable to the landfill of course it is because of the soil and clay can be used on the existing landfill.

Authorize Chairman to sign the System Safety Security and Emergency Preparedness Program for CARTS

Commissioner Watson made a motion to approve Chairman to sign the System Safety Security and Emergency Preparedness Program for CARTS. Commissioner Duke seconded, and the motion passed on a unanimous voice vote.

Authorize Chairman to sign FY 2023 Cullman County Rebuild Alabama Contractor Report

Interim Engineer Philip Widner addressed the Commission and stated this is a report that the ACCA requires and they have to have this report by the end of July.

Commissioner Freeman made a motion to approve Chairman to sign FY 2023 Cullman County Rebuild Alabama Contractor Report. Commissioner Duke seconded. The motion passed on a unanimous voice vote.

Approve FY 2024 SMORT Grant and authorize EMA Director Tim Sartin to sign all related paperwork

Commissioner Watson made a motion to approve FY 2024 SMORT Grant and authorize EMA Director Tim Sartin to sign all related paperwork. Commissioner Freeman seconded, and the motion passed on a unanimous voice vote.

Consider amended FY 2024 County Transportation Plan per requirements of the Rebuild Alabama Funds

Interim Engineer Philip Widner stated this is a version of what we passed last month. We have been notified that there is another road with the possibility of receiving additional rebuild money. Also, on County Road 1224 we have made a couple of changes which results in an increase. This is the reason for the amendment.

Commissioner Marchman made a motion to approve amended FY 2024 County Transportation Plan per requirements of the Rebuild Alabama Funds. Commissioner Duke seconded. The motion passed on a unanimous voice vote.

Consider allocation to Brushy Pond Community Center paid to Hagemore Heating and Air in the amount of \$3,000 for half of the replacement of an HVAC unit. The Legislative Delegation is also allocating \$3,000. This facility serves as a polling place for the area

Commissioner Freeman made a motion to approve allocation to Brushy Pond Community Center paid to Hagemore Heating and Air in the amount of \$3,000 for half of the replacement of an HVAC unit. The Legislative Delegation is also allocating \$3,000. This facility serves as a polling place for the area. Commissioner Watson seconded, and the motion passed on a unanimous voice vote.

Consider Allocation to White City Community Center of Cullman County in the amount of \$12,500 to assist them in completing their construction project. The Legislative Delegation is also allocating \$12,500. This facility will serve as a polling place once completed.

Commissioner Duke made a motion to approve Allocation to White City Community Center of Cullman County in the amount of \$12,500 to assist them in completing their construction project. The Legislative Delegation is also allocating \$12,500. This facility will serve as a polling place once completed. Commissioner Freeman seconded. The motion passed on a unanimous voice vote.

Consider procurement of Goodwin, Mills and Cawood for Parks and Recreation Master Planning, Architectural and Engineering Services based on Request for Qualifications

County Administrator John Bullard stated subject to a scoring sheet based on proposals we received all three independent scoring sheets, ranked Goodwin, Mills and Cawood as the highest. We would recommend approval of this.

Commissioner Marchman made a motion to approve procurement of Goodwin, Mills and Cawood for Parks and Recreation Master Planning, Architectural and Engineering Services based on Request for Qualifications. Commissioner Freeman seconded. The motion passed on a unanimous voice vote.

Consider ACCA Legislative Committee nomination Kerry Watson

Commissioner Duke made a motion to approve ACCA Legislative Committee nomination Kerry Watson. Commissioner Marchman seconded, and the motion passed on a unanimous voice vote.

Consider G17 Agreement with Walter Lewis at Piper Sandler

County Administrator John Bullard addressed the Commission and stated this would engage Walter Lewis and Piper Sandler services and moving forward with the items from the Solid Waste Authority.

Commissioner Duke made a motion to approve G17 Agreement with Walter Lewis at Piper Sandler. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

Consider plaque for time capsule at the Courthouse

Commissioner Watson made a motion to approve plaque for time capsule at the Courthouse. Commissioner Marchman seconded, and the motion passed on a unanimous voice vote.

Consider half price discount to Cullman County local nonprofit organizations to rent the AG Center

Commissioner Freeman made a motion to approve half price discount to Cullman County local nonprofit organizations to rent the AG Center. Commissioner Duke seconded. The motion passed on a unanimous voice vote.

Proposed plat Serenity Pointe Cabins Phase 1. A minor subdivision containing 2 Lots located off County Road 338

Commissioner Freeman made a motion to approve proposed plat Serenity Pointe Cabins Phase 1. A minor subdivision containing 2 Lots located off County Road 338. Commissioner Duke seconded, and the motion passed on a unanimous voice vote.

Proposed plat Wilson Hill Subdivision. A minor subdivision containing 2 Lots located at 12188 Hwy 278 East Holly Pond

Commissioner Watson made a motion to approve proposed plat Wilson Hill Subdivision. A minor subdivision containing 2 Lots located at 12188 Hwy 278 East Holly Pond. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Award Bid # 1441: for aggregate to Vulcan Materials Company, Whitaker Contracting Corp, C.A. Langford Co. Inc, and Wiregrass Construction Company, Inc based on vicinity and availability

Commissioner Duke made a motion to Award Bid # 1441: for aggregate to Vulcan Materials Company, Whitaker Contracting Corp, C.A. Langford Co. Inc, and Wiregrass Construction Company, Inc based on vicinity and availability. Commissioner Freeman seconded, and the motion passed on a unanimous voice vote.

Extend Bid #1404: for Gas & Diesel to B&B Petroleum Products, LLC

Commissioner Watson made a motion to Extend Bid #1404: for Gas & Diesel to B&B Petroleum Products, LLC. Commissioner Freeman seconded. The motion passed on a unanimous voice vote.

Extend Bid # 1357: for lawn care and maintenance to Pro Lawn

Commissioner Duke made a motion to Extend Bid # 1357: for lawn care and maintenance to Pro Lawn. Commissioner Freeman seconded, and the motion passed on a unanimous voice vote.

WORK SESSION WILL BE TUESDAY, AUGUST 15, 2023, AT 4:00 P.M. IN THE COMMISSION MEETING ROOM

Chairman Clemons announced that the next Commission Work Session will be Tuesday, August 15, 2023, at 4:00 p.m. in the Commission Meeting Room.

THE NEXT COMMISSION MEETING WILL BE TUESDAY, AUGUST 15, 2023, AT 6:00 P.M. IN THE COMMISSION MEETING ROOM

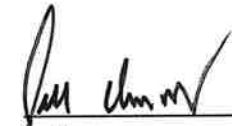
Chairman Clemons announced that the next Commission Meeting will be Tuesday, August 15, 2023, at 6:00 p.m. in the Commission Meeting Room.

ADJOURN THE MEETING

Commissioner Watson made a motion to Adjourn. Commissioner Duke seconded. Meeting was adjourned at 6:22 p.m.

Attest:


Tiffany Merriman,
County Clerk


Jeff Clemons,
Chairman


Kerry Watson,
Commissioner


Garry Marchman,
Commissioner


Kelly Duke,
Commissioner


Corey Freeman,
Commissioner