Commission Meeting Minutes
April 18, 2024

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 Clemons, Commissioner Watson, Commissioner Marchman, Commissioner Duke, Commissioner Freeman, County Administrator John Bullard, County Attorney Emily Johnston, and County Engineer Philip Widner. Josh Sellers gave the invocation. Kinley Chambers from Fairview Elementary School led the Pledge of Allegiance.

APPROVE THE MINUTES OF THE MARCH 19, 2024 MEETING, APPROPRIATIONS, EXPENDITURES, PERSONNEL ACTIONS, PAYROLL, AND REQUISITIONS, AND APPROVE ALL JOURNAL ENTRIES TO BE POSTED
Commissioner Duke made a motion to approve the minutes of the March 19, 2024 meeting, appropriations, expenditures, personnel actions, payroll, and requisitions, and approve all journal entries to be posted. Commissioner Watson seconded, and the motion passed on a unanimous voice vote.

PUBLIC COMMENTS/UPDATES
Chairman Clemons announced there were no public comments/updates

NEW BUSINESS

Recognition: Gary Campbell retiring after 12 years of service with CARTS
Commissioner Watson made a motion to approve Recognition: Gary Campbell retiring after 12 years of service with CARTS. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Recognition: Animal Control Officer, Johnny Jarrett, for completing Colorado State University (Code 3) Course and becoming a certified National Animal Cruelty Investigator
Commissioner Freeman made a motion to approve Recognition: Animal Control Officer, Johnny Jarrett, for completing Colorado State University (Code 3) Course and becoming a certified National Animal Cruelty Investigator. Commissioner Watson seconded, and the motion passed on a unanimous voice vote.

Resolution 2024-16: No thru trucks on County Road 730 from County Road 747 westerly to County Road 703
County Engineer Philip Widner stated this is the road in the welcome area. We are having a lot of larger trucks using this road to get from County Road 747 to County Road 703.
Commissioner Duke made a motion to approve Resolution 2024-16: No thru trucks on County Road 730 from County Road 747 westerly to County Road 703. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

Resolution 2024-17: Tax Abatement for AL Greenfield in the amount of $186,245
Cullman Economic Development Agency Project Manager Stanley Kennedy addressed the Commission and stated that this project will be located in Dodge City. This company focuses on taking out the industrial waste that ends up in our wastewater system and stopping it from getting jammed up. For example, watery oil, adhesives, etc., they take out before they get into our water facilities and then packaged to be disposed of in a non-hazardous way. They are going to hire 5 people with wages between $26 to $30 an hour.
Commissioner Freeman made a motion to approve Resolution 2024-17: Tax Abatement for AL Greenfield in the amount of $186,245. Commissioner Duke seconded, and the motion passed on a unanimous voice vote.

Resolution 2024-18: Authorize Chairman to sign Maintenance Agreement for Railroad upgrades to marking, striping, and signage on County Road 715

County Engineer Philip Widner stated ALDOT has a fund for specific projects like this one to upgrade railroad crossings, markings and signs. They furnish everything to do the upgrade and we sign an agreement that we will keep those markings maintained in the future.

Commissioner Watson made a motion to approve Resolution 2024-18: Authorize Chairman to sign Maintenance Agreement for Railroad upgrades to marking, striping, and signage on County Road 715. Commissioner Duke seconded. The motion passed on a unanimous voice vote.

Resolution 2024-19: Change speed limit to 20 mph on County Road 1283 (dirt road)

County Engineer Philip Widner stated that this is a dirt road in Vinemont. There have been some dust and speed issues, which are creating some major problems.

Commissioner Watson made a motion to approve Resolution 2024-19: Change speed limit to 20 mph on County Road 1283(dirt road). Commissioner Duke seconded, and the motion passed on a unanimous voice vote.

Resolution 2024-20-Change speed limit to 30 mph on County Road 1502

County Engineer Philip Widner, this is the road off Hwy 69. We had a request to look at the speed on this road and we request that we change it to 30 mph.

Commissioner Watson made a motion to approve Resolution 2024-20-Change speed limit to 30 mph on County Road 1502. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Resolution 2024-21: Change Speed limit to 55 mph on County Road 222

County Engineer Philip Widner stated this is an increase. This is not the entire road, we want to increase it beginning at County Road 424 to County Road 410 which is about 2.2 miles, it is a straight stretch of road with no curvature.

Commissioner Freeman made a motion to approve Resolution 2024-21: Change Speed limit to 55 mph on County Road 222. Commissioner Duke seconded, and the motion passed on a unanimous voice vote.

Authorize Chairman to sign Memorandum of Understanding for improvements to the Cullman County Public Health Facility in the amount of $128,250

Commissioner Freeman made a motion to Authorize Chairman to sign Memorandum of Understanding for improvements to the Cullman County Public Health Facility in the amount of $128,250. Commissioner Duke seconded. The motion passed on a unanimous voice vote.

Authorize Chairman to sign Memorandum of Understanding for improvements to the Cullman County Public Health Facility in the amount of $25,000

Commissioner Watson made a motion to Authorize Chairman to sign Memorandum of Understanding for improvements to the Cullman County Public Health Facility in the amount of $25,000. Commissioner Duke seconded, and the motion passed on a unanimous voice vote.

Consider update to County Organizational Chart to consolidate Buildings Maintenance and County Garage under Fleet and Facilities

Commissioner Watson made a motion to approve the update to the County Organizational Chart to consolidate Buildings Maintenance and County Garage under Fleet and Facilities. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Consider liability endorsement invoice form ACCA Liability Self-Insurance Program for addition of vehicles in the amount of $30,888.36

County Administrator John Bullard stated this is the addition because some of the vehicles were left off because of their software error. When their year rolled over the software did not carry over some of our CARTS vehicles and when they went back to do the review they found some that were left off and added those back on.

Commissioner Watson made a motion to approve liability endorsement invoice form ACCA Liability Self-Insurance Program for addition of vehicles in the amount of $30,888.36. Commissioner Duke seconded, and the motion passed on a unanimous voice vote.

Consider Spring Clean-Up for the month of May 2024

Commissioner Watson made a motion to approve Spring Clean-Up for the month of May 2024. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Approve updated rate sheet on Sanitation rates

Commissioner Watson made a motion to approve the updated rate sheet on Sanitation rates. Commissioner Duke seconded. The motion passed on a unanimous voice vote.

Consider increasing the cost to rent the Ag Center from $800 to $1,000

Commissioner Duke made a motion to approve increasing the cost to rent the Ag Center from $800 to $1,000. Commissioner Freeman seconded, and the motion passed on a unanimous voice vote.

Consider Leak Protection Proposal for the Water Department

Commissioner Watson made a motion to approve the Leak Protection Proposal for the Water Department. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Consider indigent burial application

Commissioner Watson made a motion to approve indigent burial application. Commissioner Marchman seconded, and the motion passed on a unanimous voice vote.

Consider contract for new County Attorney

Commissioner Watson made a motion to approve contract for new County Attorney. Commissioner Duke seconded. The motion passed on a unanimous voice vote. Chairman Clemons thanked Mr. Brad Wilson for coming by.

Consider authorization for the Cullman Civitan Club to use the south parking lot at the Courthouse for a fundraiser May 6, 2024-May 11, 2024, from 10:00 am-4:00 pm

Commissioner Freeman made a motion to approve authorization for the Cullman Civitan Club to use the south parking lot at the Courthouse for a fundraiser May 6, 2024-May 11, 2024, from 10:00 am-4:00 pm. Commissioner Duke seconded, and the motion passed on a unanimous voice vote.

Consider the authorization for Cullman County Parks to use the south parking lot at the Courthouse to host Food Trucks in April and May

Commissioner Watson made a motion to approve authorization for Cullman County Parks to use the south parking lot at the Courthouse to host Food Trucks in April and May. Commissioner Duke seconded. The motion passed on a unanimous voice vote.

Consider the surplus of a 2007 Ford Crown Victoria (Vin # 2FAFP73V67X121848) from the Sheriff's Office to be auctioned on GovDeals or by any means necessary

Commissioner Duke made a motion to approve the surplus of a 2007 Ford Crown Victoria (Vin # 2FAFP73V67X121848) from the Sheriff's Office to be auctioned on GovDeals or by any means necessary. Commissioner Freeman seconded, and the motion passed on a unanimous voice vote.

Consider the surplus of a 2010 Ford F150 4X4 (Vin # 1FTFX1EV3AFA434338) from the Garage to be auctioned on GovDeals or by any means necessary

Commissioner Freeman made a motion to approve the surplus of a 2010 Ford F150 4X4 (Vin # 1FTFX1EV3AFA434338) from the Garage to be auctioned on GovDeals or by any means necessary. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

Consider the surplus of the abandoned items from the Parks to be auctioned on GovDeals or by any mean necessary

- **1989 Chevrolet Truck (Vin # 1GCBS14EXK2244275)**
- **Coleman Pop-up Camper (Serial # 6137529)**
- **1978 Cavalier 24' Nomad Camper**

Commissioner Duke made a motion to approve the surplus of the abandoned items from the Parks to be auctioned on GovDeals or by any mean necessary, 1989 Chevrolet Truck (Vin # 1GCBS14EXK2244275), Coleman Pop-up Camper (Serial # 6137529), and 1978 Cavalier 24' Nomad Camper. Commissioner Marchman seconded, and the motion passed on a unanimous voice vote.

Consider the surplus of miscellaneous furniture to include twenty-five (25) file cabinets, thirty-nine (39) chairs, Forty-nine (49) cases of filters, six (6) desks, and two (2) storage cabinets to be auctioned on GovDeals or by any means necessary

Commissioner Freeman made a motion to approve the surplus of miscellaneous furniture to include twenty-five (25) file cabinets, thirty-nine (39) chairs, Forty-nine (49) cases of filters, six (6) desks, and two (2) storage cabinets to be auctioned on GovDeals or by any means necessary. Commissioner Duke seconded. The motion passed on a unanimous voice vote.

Consider the surplus of a 1999 International 4700 (Vin # 1HTSCAAN2XH682734) from the Road Department to be auctioned on GovDeals or by any means necessary

Commissioner Watson made a motion to approve the surplus of a 1999 International 4700 (Vin # 1HTSCAAN2XH682734) from the Road Department to be auctioned on GovDeals or by any means necessary. Commissioner Marchman seconded, and the motion passed on a unanimous voice vote.

Consider the surplus of seven 2013 Ford Cutaway Vans from CARTS to be auctioned on GovDeals or by any means necessary

- **Vin # 1FDFE4FS9DDA75639**
- **Vin # 1FDFE4FS2DDA75613**
- **Vin # 1FDFE4FS8DDA85675**
- **Vin # 1FDFE4FS9DDA85720**
- **Vin # 1FDFE4FSXDDA85676**
- **Vin # 1FDFE4FS5DDA85679**
- **Vin # 1FDFE4FS4DDA85673**

Commissioner Freeman made a motion to approve the surplus of seven 2013 Ford Cutaway Vans from CARTS to be auctioned on GovDeals or by any means necessary, Vin # 1FDFE4FS9DDA75639, Vin # 1FDFE4FS2DDA75613, Vin # 1FDFE4FS8DDA85675, Vin # 1FDFE4FS9DDA85720, Vin # 1FDFE4FSXDDA85676, Vin # 1FDFE4FS5DDA85679, and Vin # 1FDFE4FS4DDA85673. Commissioner Duke seconded. The motion passed on a unanimous voice vote.

Bid # 1462: Bookmobile for the Library to Eckenrod Ford

Commissioner Watson made a motion to approve Bid # 1462: Bookmobile for the Library to Eckenrod Ford. Commissioner Freeman seconded. The motion passed on a unanimous voice vote.

Bid # 1457: Structural Steel & Reinforcing Steel to Apel Machine & Supply Co, Inc

Commissioner Duke made a motion to approve Bid # 1457: Structural Steel & Reinforcing Steel to Apel Machine & Supply Co, Inc. Commissioner Watson seconded, and the motion passed on a unanimous voice vote.

Proposed plat Kirkland Estates Subdivision. A minor subdivision containing 3 Lots. Subdivision is located .6 miles West of Hwy 231 on County Road 1763

County Engineer Philip Widner stated this is in the New Cannan area, it is 3 lots.

Commissioner Watson made a motion to approve plat Kirkland Estates Subdivision. A minor subdivision containing 3 Lots. Subdivision is located .6 miles West of Hwy 231 on County Road 1763. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Proposed plat Simcoe Village Subdivision. A minor subdivision containing 8 Lots in Commission District 1. Subdivision is located 1 mile North of US Hwy 278 off County Road 747 at intersection of County Road 1629 and County Road 1630

Commissioner Watson made a motion to approve plat Simcoe Village Subdivision. A minor subdivision containing 8 Lots in Commission District 1. Subdivision is located 1 mile North of US Hwy 278 off County Road 747 at intersection of County Road 1629 and County Road 1630. Commissioner Marchman seconded, and the motion passed on a unanimous voice vote.

Proposed plat Alabama Pines Subdivision. A minor subdivision containing 3 Lots in Commission District 2. Subdivision is located at the end of County Road 31, one mile off County Road 30

Commissioner Freeman made a motion to approve plat Alabama Pines Subdivision. A minor subdivision containing 3 Lots in Commission District 2 (amending to District 4 instead of District 2). Subdivision is located at the end of County Road 31, one mile off County Road 30. Commissioner Watson seconded with amending to District 4 instead of District 2. The motion passed on a unanimous voice vote.

Proposed resurvey of Hart's Cove subdivision in Commission District 4. Subdivision is located 4.5 miles behind the Country Mall off County Road 201 on privately maintained County Road 2027. This resurvey combines lots 6A, 7A and 9 into 2 lots. Lot 9 will be removed and combined into Lot 6A-2 and 7A-2

County Engineer Philip Widner addressed the Commission and stated that this was a previously approved subdivision a couple of years ago. Someone wanted to be several lots and had the lots realigned. It is private and will remain private.

Commissioner Freeman made a motion to approve resurvey of Hart's Cove subdivision in Commission District 4. Subdivision is located 4.5 miles behind the Country Mall off County Road 201 on privately maintained County Road 2027. This resurvey combines lots 6A, 7A and 9 into 2 lots. Lot 9 will be removed and combined into Lot 6A-2 and 7A-2. Commissioner Duke seconded, and the motion passed on a unanimous voice vote.

Request from Attorney for Executive Session Under Section 7 of Act No. 2005-40

Chairman Clemons addressed the request and stated, at this time we have a request that a motion is considered for an executive session from the County Attorney regarding pending threatening legal matters.

County Attorney Emily Johnston stated Chairman, I have drafted a letter advising that an executive session is necessary and proper to protect confidential information. The Code Section applicable is found in Alabama Code 36-25A-7(a)(3) and Alabama Code 36-25A-7(a)(7). I am an attorney licensed to practice law in Alabama, and the executive session will be to discuss pending or threatened litigation and a commercial or trade matter. I estimate it will be approximately 1 hour and that we will reconvene around that time.

Commissioner Duke made a motion to approve request from Attorney for Executive Session under Section 7 of Act No. 2005-40. Commissioner Freeman seconded.

Tiffany Merriman, County Clerk, called roll to go into Executive Session.
Chairman Clemons "Yea"
Commissioner Watson "Yea"
Commissioner Marchman "Yea"
Commissioner Duke "Yea"
Commissioner Freeman "Yea"

Chairman Clemons stated any objections, motion passed. We will be in executive session for approximately 1 Hour and then we will reconvene.

Chairman Clemons stated I would like to call this meeting to order again. At this time, we have heard information from our county attorney. We will not take any action at this time and no formal action was taken during executive session.

Commissioner Watson made a motion to come out of executive session. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

WORK SESSION WILL BE TUESDAY, MAY 21, 2024, AT 4:00 P.M. IN THE COMMISSION MEETING ROOM

Chairman Clemons announced that the next Work Session will be Tuesday, May 21, 2024, at 4:00 p.m. in the Commission Meeting Room.

THE NEXT COMMISSION MEETING WILL BE TUESDAY, MAY 21, 2024, AT 6:00 P.M. IN THE COMMISSION MEETING ROOM

Chairman Clemons announced that the next Commission Meeting will be Tuesday, May 21, 2024, at 6:00 p.m. in the Commission Meeting Room.

ADJOURN THE MEETING

Commissioner Duke made a motion to Adjourn. Commissioner Marchman seconded. The meeting was adjourned at 8:08 p.m.

Attest:

Tiffany Merriman,
County Clerk

Jeff Clemons,
Chairman

Kerry Watson,
Commissioner

Garry Marchman,
Commissioner

Kelly Duke,
Commissioner

Corey Freeman,
Commissioner