

STATE OF ALABAMA §

LAUDERDALE COUNTY §

The Lauderdale County Commission convened at the Lauderdale County Courthouse in the City of Florence, Alabama at 9:00 a.m. on the 9th day of March, 2009. The meeting was called to order by the Judge of Probate who acted as Chairman. Upon roll call the following members answered present:

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| Dewey D. Mitchell | Judge of Probate, Ex-Officio Chairman Lauderdale County Commission |
| Rhea Tays Fulmer | Commissioner, District 1 |
| D.C. Thornton | Commissioner, District 1 |
| Fay Parker | Commissioner, District 2 |
| Larry Irons | Commissioner, District 2 |
| Christopher A. Smith | County Attorney |

Dewey D. Mitchell, Chairman, upon declaration of a quorum being present, opened the meeting for the transaction of business.

The invocation was delivered by Commissioner Larry Irons.

Commissioner Irons moved, seconded by Commissioner Parker that all items on the agenda be approved for immediate consideration. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Thornton moved, seconded by Commissioner Parker that the minutes of the last meeting be accepted and approved for recording. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Fulmer moved, seconded by Commissioner Thornton that a resolution be adopted authorizing participation in a 2009 ADEM Recycling Grant with the City of Florence. Lauderdale County will be responsible for providing a full time driver to pick up and deliver recycling trailers and bins, and providing fuel and maintenance for the grant provided pickup truck. The grant will expand the recycling program in the City and will be a start up program for the County. It was the general opinion of the Commission that the success of the grant will depend

upon citizen participation. The grant does include a major education campaign throughout the county. There being no further discussion and upon a vote taken, motion unanimously approved. The resolution is herein recorded and made a part of these minutes.

Commissioner Fulmer moved, seconded by Commissioner Thornton that a resolution be adopted requesting the Lauderdale County Legislative Delegation to work with the Legislative Reference Service to draft proposed legislation relating to the regulation of wastewater treatment facilities located in the unincorporated areas of Lauderdale County. The resolution calls for the draft legislation to be sent back to the Commission for their review and input prior to being introduced. Commissioner Fulmer read a prepared statement in support of the legislation for the protection of Lauderdale County citizens. Commissioner Irons stated that he had questions initially about the proposed legislation and would continue to have questions. He quoted from a Birmingham News article in which the \$3.2 billion Jefferson County sewer debt was discussed. Commissioner Thornton stated that Lauderdale County had an issue with Solid Waste at one time and it was dealt with; now the wastewater issues need to be dealt with. Commissioner Parker stated that he had questions regarding the legislation but always wanted what was best for the people. Chairman Mitchell stressed that the Commission will sit down and go over the legislation once it is drafted. There being no further discussion and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Parker that a resolution be adopted changing the Lauderdale County Road Department work schedule to four ten-hour days, Monday through Thursday effective March 16. The work schedule takes advantage of longer daylight hours during the heavy work session for the road department. There being no further discussion and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made a part of these minutes.

Commissioner Irons moved, seconded by Commissioner Thornton that a proposal for engineering/surveying services from White, Lynn, Collins & Associates be accepted and the agreement be approved for signature. The company will be assisting the Road Department in surveying various bridge projects to bring plans current. There being no further discussion and upon a vote taken, motion unanimously approved. Agreement is herein recorded and made a part of these minutes.

Commissioner Fulmer moved, seconded by Commissioner Thornton that a resolution be adopted commending the Volunteer Firefighters, Lauderdale EMS and Air Evac who responded to a recent blaze in Elgin and extending best wishes to three firefighters who were injured in the firefighting effort – Morris Lentz, Kenny Wright and Chad Menard. Following a brief discussion and upon a vote taken, motion unanimously approved. The resolution is herein recorded and made a part of these minutes.

Commissioner Irons moved, seconded by Commissioner Thornton that a leave without pay under the Family and Medical Leave Act be approved for Charles Wayne Davis, an employee of the Lauderdale County Road Department. Leave is to begin at the expiration of any paid leave and continue for a period not to exceed twelve weeks. Return to work is scheduled for May 18, 2009. There being no further discussion and upon a vote taken, motion unanimously approved.

In compliance with competitive bid laws of the State of Alabama, sealed bids were advertised for Bid No. LA-2009-1, “Various Printing Jobs”. Bids were received, publicly opened and read aloud on March 6. Bids were received from five vendors and bid tabulations were prepared and distributed to the Commissioners for review. One bidder, Bank and Business Solutions of Tupelo, Mississippi did not view the sample forms prior to the bid and was disqualified from bidding per the requirement of the bid specifications. Commissioner Thornton moved, seconded by Commissioner Parker to award the bid to lowest responsive bidders as shown on the bid tabulation. There being no further discussion and upon a vote taken, motion was approved. Tabulation sheet is herein recorded and made a part of these minutes.

Commissioner Irons moved, seconded by Commissioner Thornton that Dr. John Yeates be appointed to serve the unexpired term of long time board member Ms. Kathleen Bullard on the Department of Human Resources Board. Ms. Bullard recently submitted her resignation from the board. Dr. Yeates term shall begin immediately and expire on September 1, 2011 or whenever a replacement is named. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Parker moved, seconded by Commissioner Irons that Bobby McCormick be reappointed to an additional six year term on the West Lauderdale Water Authority Board to begin immediately and expire March 1, 2015. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Parker moved seconded by Commissioner Fulmer that three similar resolutions be adopted in which the Alabama Department of Transportation is requested to conduct a feasibility study for the following three projects:

Adding an acceleration lane on westbound traffic on US 72 at its intersection with Lauderdale County Road 71.

Replace the bridge on Lingerlost Road South of US 72 but within the right of way of said US 72.

Extending the cross drain on County Road 263 at its intersection with Alabama 157 to improve the turning radius of traffic traveling South on Alabama 157 and turning west on County Road 263.

There being no discussion and upon a vote taken, motion unanimously approved. The three resolutions are herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Fulmer that the 2009 EMPG Cooperative Agreement for State Funds be approved and authorized for signature. The agreement is in the amount of \$3,310.00 and will cover the period of October 1, 2008 through September 30, 2009. There being no further discussion and upon a vote taken, motion unanimously approved. Agreement is herein recorded and made a part of these minutes.

Commissioner Irons moved, seconded by Commissioner Parker that a new component of the License Commissioner's Delta System Software be purchased to comply with Alabama Department of Conservation rules regarding a statewide date base for boat registrations. Cost of the programming is \$500.00 and \$50.00 per month for a monthly maintenance fee. There being no further discussion and upon a vote taken, motion unanimously approved.

The invoiced bills were audited, allowed and ordered paid upon a motion made by Commissioner Thornton and seconded by Commissioner Parker. Following a brief discussion and upon a vote taken, motion unanimously approved.

Jim Akin of the ELECC group thanked the Commission for the vote to seek legislation regarding the wastewater treatment facility regulations.

Allen Wilson, also of ELECC, offered to share any information or assist the Commission in the drafting of the legislation.

There being no further business to come before the Commission, and upon a motion made by Commissioner Irons and seconded by Commissioner Thornton, it was adjourned until the next regular meeting subject to call.

CHECKS ISSUED FEBRUARY 23, 2009 THROUGH MARCH 8, 2009

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| GENERAL FUND CHECK # 38455-38524 VOID # 38523 | 536,701.13 |
| GASOLINE TAX FUND CHECK # 13139-13154 | 124,635.39 |
| SOLID WASTE FUND CHECK # 3828-3840 | 228,302.28 |
| ACCOUNTS PAYABLE FUND CHECK # 27112-27183 VOID # 27117, 27121-27125, 27137 | 159,740.17 |
| LEPA FUND CHECK # 6172-6178 | 3,094.02 |
| REAPPRAISAL FUND CHECK # 8609-8620 | 20,907.68 |
| RSVP FUND CHECK # 15220-15227 | 3,289.27 |
| AGRI-BUSINESS FUND CHECK # 2897-2899 | 390.09 |
| TOBACCO TAX FUND CHECK # 2739-2741 | 11,835.00 |
| GENERAL - SPECIAL CHECK # 676-688 VOID # 677 | 11,923,653.43 |
| AL. TRUST CAPITAL IMPROVEMENT FUND CHECK # 192 | 8,967.25 |
| TOURISM, REC. & CONV. FUND | 5,000.00 |

CHECK # 340

FIRE PROTECTION FEE FUND
CHECK # 3292-3305

8,089.20

RRR GASOLINE TAX FUND
CHECK # 486

19,834.33

TOTAL

13,054,439.24

Dewey D. Mitchell, Chairman
Lauderdale County Commission

D.C. Thornton, Commissioner
District 1

Rhea Tays Fulmer, Commissioner
District 1

Fay Parker, Commissioner
District 2

ATTEST:

Larry Irons, Commissioner
District 2

Administrator