

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 14th day of March, 2011. The meeting was called to order by the Judge of Probate who acted as Chairman. Upon roll call, the following members answered present:

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

Legal Counsel:

Christopher A. Smith	County Attorney
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Dewey D. Mitchell, Chairman, declared a quorum of the Commission to be present and the meeting open for the transaction of business.

The invocation was delivered by Commissioner Rhea Tays Fulmer.

Commissioner Irons moved, seconded by Commissioner Thornton that all items listed on the agenda be approved for immediate consideration. There being no discussion and upon a vote taken, motion unanimously approved. Agenda is herein recorded and made a part of these minutes.

The minutes of the last regular meeting were approved for recording upon a motion made by Commissioner Fulmer and seconded by Commissioner Irons. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Parker that a resolution be adopted authorizing the application for grant funding in the amount of \$177,580.00 from the Department of Justice Office of Violence Against Women "Safe Havens: Supervised Visitation and Safe Exchange Program". Through a Memorandum of Understanding with the Shoals Family Council, Families First Director, Melanie Holst will serve as the grant administrator and the

County will serve as the applicant and the fiscal agent. During a brief discussion with Melanie Holst, Commissioner Irons pointed out that this program would also involve Family Court Judge Billy Jackson and would possibly serve to eliminate a portion of the family violence in Lauderdale County. He stated that he would be glad to receive such a grant. There being no further discussion and upon a vote taken, motion unanimously approved. Resolution and MOU are herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Irons that out of state travel be approved as follows:

Two Sheriff's employees, Investigator Brad Potts and Deputy Reggie Gamble to travel to Miami, Florida on the dates of May 23-26 to attend a Property/Evidence room Technician Seminar. Cost for the two investigators estimated to be approximately \$2,000.00.

The EMA Deputy Director, Tim Greer, to travel to Orlando Florida to attend the National Radiological Emergency Preparedness Conference on the dates of April 17-25. Cost of the travel is estimated to be \$1,745.00.

During a brief discussion, Commissioner Fulmer questioned the length of the Radiological Conference. The actual conference dates are April 18-22, allowing two travel days. Mr. Greer stated that he intended to take two personal days as well which will not be compensated by the County. There being no 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-2011-1, "Various Printing Jobs". Of nine bid packets distributed, bid responses were received from three. Bids were publicly opened and read aloud on March 11 and bid tabulations were prepared for Commissioner's review. Commissioner Thornton moved, seconded by Commissioner Fulmer that the bids be awarded to the low bidders for each job as shown on the tabulation, Printers & Stationers, Florence and Southern Accounting Systems, Muscle Shoals. There being no further discussion and upon a vote taken, motion unanimously approved. Bid tabulation is herein recorded and made a part of these minutes.

In compliance with competitive bid laws of the State of Alabama, sealed bids were advertised for Bid No. LA-2011-8, "Inmates Telecommunication System". Bids were publicly opened and read aloud on February 24 and a bid tabulation was prepared for Commission review. Six bids were received from the eight bid packets distributed. The Jail Administrator submitted an evaluation of all the bids. Sheriff Willis also presented his evaluation of the bids and was present at

the meeting to recommend the award to Talton Communication, an Alabama Company. Talton did not provide the highest commission on the phones, in fact they were the second lowest; however, Sheriff Willis felt they would best serve the jail. Commissioner Irons moved, seconded by Commissioner Fulmer that the bid be awarded to Talton Communications. Commissioner Irons pointed out that Talton had been scrutinized by Homeland Security. Commissioner Fulmer stated that based on the letter of recommendation provided by Scott Walls, Sheriff of Marshall County, she felt they would be a good choice. There being no further discussion and upon a vote taken, motion unanimously approved. Bid tabulation is herein recorded and made a part of these minutes.

Commissioner Irons moved, seconded by Commissioner Thornton that a resolution be adopted authorizing the regular work schedule of the Lauderdale County Road Department to be changed to four ten-hour work days beginning March 21 until further notice. The change is made each year to take advantage of the extended daylight hours. 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 Fulmer that a resolution be adopted authorizing an agreement between GMS Testing, Inc., Muscle Shoals for various testing on county roadway projects. Commissioner Parker asked for an explanation of just what the agreement would encompass. During a brief discussion, the Engineer explained that asphalt and soil testing is required on all Federal projects. There being further discussion and upon a vote taken, motion unanimously approved. Resolution and amended fee schedule are recorded and made a part of these minutes.

Commissioner Parker moved, seconded by Commissioner Thornton that a resolution be adopted setting up two bridge projects and authorizing an agreement between the State of Alabama and the County for the replacement of a 51 foot bridge over Brush Creek on County Road 133 and the replacement of a 23 foot bridge over East Fork Anderson Creek on County Road 49. The two projects will use federal funding. Commissioners Parker and Irons stated the urgent need for these two bridges. 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 Fulmer that a resolution be adopted authorizing a revision to the county subdivision regulations eliminating “minor”

subdivisions. There being no 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 Irons that a resolution be adopted opposing any proposed legislation which would have a negative impact on local Emergency 911 funding. During discussion Commissioner Irons and Fulmer briefly stated their support of the resolution. 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 Fulmer that Robert Walker be reappointed to a three year term on the Civil Service Board of Appeals to begin immediately and expire February 25, 2014 or whenever a successor is appointed. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Parker that Russell Killen be reappointed to a six year term on the Chisholm Heights Water and Fire Protection Authority Board of Directors to begin immediately and expire March 1, 2017 or whenever a successor is appointed. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Parker moved, seconded by Commissioner Thornton that Thomas Howard be reappointed to a six year term on the East Lauderdale Water and Fire Protection Authority Board of Directors to begin immediately and expire March 1, 2017 or whenever a successor is appointed. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Fulmer moved, seconded by Commissioner Thornton that Larry Gist be reappointed to the Greenhill Water and Fire Protection Authority Board of Directors for a six year term to begin immediately and expire March 1, 2017 or whenever a successor is appointed. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Parker that Leonard Holcombe be reappointed to a six year term on the West Lauderdale Water and Fire Protection Authority Board of Directors to begin immediately and expire March 1, 2017 or whenever a successor is appointed. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Fulmer moved, seconded by Commissioner Thornton that Heath Haddock be reappointed to a six year term on the Riverbend Board of Directors effective April 1 and expiring April 1, 2017 or whenever a successor is appointed. There being no discussion and upon a vote taken, motion unanimously approved.

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

CHECKS ISSUED FEBRUARY 28, 2011 THROUGH MARCH 13, 2011

GENERAL FUND CHECK # 42108-42160	411,556.05
GASOLINE TAX FUND CHECK # 13976-13991	114,810.68
SOLID WASTE FUND CHECK # 4589-4601	85,495.51
REAPPRAISAL FUND CHECK # 9223-9234	19,573.06
RSVP FUND CHECK # 15686-15696 (#15686 WAS SKIPPED ON REORDER)	4,186.40
ACCOUNTS PAYABLE CHECK # 30195-30279 VOID # 30205, 30211-30214, 30232, 30277)	384,809.29
AGRI-BUSINESS FUND CHECK # 3030	53.70
AL. TRUST CAPITAL IMPROVEMENT FUND CHECK # 239	3,985.00
RRR GASOLINE TAX FUND CHECK # 529	21,719.48
LEPA FUND CHECK # 6576-6582	4,284.44
CHILD PROTECTION FUND CHECK # 1121 & 1122	2,128.18
INDUSTRIAL DEVELOPMENT TAX FUND	363,611.12

CHECK # 1043	
FIRE PROTECTION FEE FUND CHECK # 3547-3560	28,235.62
GENERAL – SPECIAL CHECK # 1032	500,000.00
REAPPRAISAL MONEY MARKET CHECK # 324	50,000.00
TOBACCO TAX FUND CHECK # 2801-2803	8,971.40
SERIES 2001 DEBT SERVICE FUND CHECK # 189	12,202.50
TOTAL	2,015,622.43

Mr. Hank Thomas, 1950 Paradise Drive, Waterloo, Alabama was recognized to address the Commission. Mr. Thomas asked when the agenda for the meeting was published or when does the public have access to the agenda. He said several people would like to attend the meetings; however they do not know what is on the agenda. The Chairman explained to Mr. Thomas that the agenda is mailed to the Commissioners on Thursday and is not formalized until the Monday meeting when the agenda is adopted. The agenda is not published on the website; however, Mr. Thomas may call the County Administrator on Thursday afternoon to request a copy. Mr. Thomas then asked if the Commission had thought about holding the meetings after 5:00 p.m. so more people can attend. The Chairman stated that the meeting schedule was adopted one year in advance. Mr. Thomas thanked Mrs. Bevis for providing the listing of plans; however, he still did not get his questions answered. He thanked Ken Allamel for providing information on the day it was requested. Mr. Thomas then asked that the study on Paradise Drive be put on an agenda to be voted on. He said that Commissioners Fulmer, Irons, and Parker were in favor during a recent worksession. Mr. Thomas again stated that he was not satisfied with the answers received from Mr. Grabryan. He presented a list of the questions in the form of several previously received emails to Commissioners again and asked the Chairman to respond to his questions. The Chair

responded that he would need to read the material supplied by Mr. Thomas before he responded. Mr. Thomas went on to read several questions and answers he had received from Mr. Grabryan.

Mr. Barry Rupp was recognized to address the Commission. Mr. Rupp stated that the Paradise Drive issue was discussed in the worksession and he thought it might be on the agenda but still nothing. He asked if there were three Commissioners who would say yes to putting it on the agenda. He stated that he would like an answer and that he was getting emotional about the subject.

Mr. Gilbert Parrish asked if each Commissioner had a copy of Rodney Walker's letter and distributed the same to the Commission. He asked the Commissioners to consider the letter and call the contractor named in the letter to see if Mr. Walker was not correct.

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

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