

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 11<sup>th</sup> day of April, 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<br>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 Larry Irons.

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 Thornton and seconded by Commissioner Fulmer. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Thornton that a resolution be adopted asking the Alabama Legislature to keep Colbert and Lauderdale Counties in the same congressional district. Commissioner Irons stated that it was very important to the two counties to stay together to work hand in hand on industrial recruitment and continue to move forward together as we have in the past. Commissioner Parker said that he did not want to see a division of

the two counties. Commissioner Fulmer added that we are now known as the Shoals area, not just Lauderdale and Colbert counties. She thanked Steve Holt, Chamber President for his work in keeping the Shoals unified. Commissioner Thornton said he hopes the resolution will have some influence on the decision, along with other resolutions passed by other local governments. Chairman Mitchell said the unity between the two counties has improved since the first step was taken in the mid nineties with Dr. Bronner and the Public Park Authority. The two counties have worked together on a number of projects. He said he would hate to see the area taken a step backwards, which splitting the two counties would do. "Hopefully, this can be accomplished", he said. 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 Fulmer moved, seconded by Commissioner Parker that a resolution be adopted authorizing an increase in fees for the transportation of bodies for autopsy purposes. Dale John Transport Services has increased fees from \$233.00 to \$253.00. 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 authorizing an agreement between the Lauderdale County Commission and the Alabama Department of Environmental Management for reimbursement to the County of certain costs for the collection, removal and disposal of scrap tires. Total amount to be reimbursed to the County shall not exceed \$100,000.00 for the annual contract. Commissioner Irons said this effort would be great if it works out. He said that illegal tire dumps are a larger problem than people realize. 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 Irons that a resolution be adopted authorizing two agreements with Lee Helms Associates, LLC for exercises and development of a field operations guide. The project will be accomplished with the 2011 DOT HMEP funds in the amount of \$19,875.00 per contract. Following a brief discussion regarding the description of services between Commissioner Fulmer and EMA Director, George Grabryan and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made a part of these minutes.

Commissioner Fulmer moved, seconded by Commissioner Parker that an ad be purchased in the Lawrence County Advocate Vacation Guide in Lawrenceburg, Tennessee to be published later in April. Cost is \$182.00 and may be paid from tourism funds. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Thornton that a one-half page four-color ad be purchased in the June issue of Business Alabama magazine at a cost of \$1,659.00. The Shoals area will be spotlighted. The cost of the ad may be paid from tourism funds. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Thornton moved, seconded by Commissioner Fulmer that a resolution be adopted rescheduling the April 25, 2011 meeting to 9:00 a.m. on Tuesday, April 26. 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 Parker that a resolution be adopted recognizing the month of April as Fair Housing Month. Governor Bentley had previously issued a proclamation in honor of Fair Housing Month in the State. There being no further discussion and upon a vote taken, motion unanimously approved. Resolution 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-2011-9, "Repair to a 2010 Mack Chassis GU813 & 2010 McNeilus 25 Yard Body 2513HP". Bids were received, publicly opened and read aloud on April 8, 2011 and a bid tabulation was prepared for Commission review. Commissioner Thornton moved, seconded by Commissioner Fulmer that the bid be awarded to the low bidder, Premier Truck Centers. Following a brief discussion of the bid 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-2011-1, "Various Printing Jobs". Bids were received, publicly opened and read aloud on April 8. Commissioner Thornton moved, seconded by Commissioner Parker that the bids be awarded to the lowest bidder for each job as shown on the tabulation sheet. There being no discussion and upon a vote taken, motion unanimously approved. Bid tabulation is herein recorded and made a part of these minutes.

The invoiced bills were audited, approved and ordered paid upon a motion made by Commissioner Irons and seconded by Commissioner Parker. Following a brief discussion of paving and bridge projects and vehicle purchases and upon a vote taken, motion unanimously approved.

CHECKS ISSUED MARCH 28, 2011 THROUGH APRIL 10, 2011

|                                                                             |            |
|-----------------------------------------------------------------------------|------------|
| GENERAL FUND<br>CHECK # 42206-42370<br>VOID # 42269                         | 501,612.86 |
| GASOLINE TAX FUND<br>CHECK # 14011-14024                                    | 189,828.19 |
| SOLID WASTE FUND<br>CHECK # 4617-4630                                       | 70,166.47  |
| REAPPRAISAL FUND<br>CHECK # 9247-9257                                       | 19,762.74  |
| RSVP FUND<br>CHECK # 15705-15716                                            | 4,100.44   |
| ACCOUNTS PAYABLE<br>CHECK # 30328-30407<br>VOID # 30337, 30341-30344, 30357 | 792,824.77 |
| AGRI-BUSINESS FUND<br>CHECK # 3033 & 3034                                   | 441.59     |
| RRR GASOLINE TAX FUND<br>CHECK # 531                                        | 12,575.33  |
| LEPA FUND<br>CHECK # 6591-6597                                              | 3,202.05   |
| GENERAL - SPECIAL<br>CHECK # 1034                                           | 500,000.00 |
| TOBACCO TAX FUND<br>CHECK # 2804-2806                                       | 14,805.00  |
| INDUSTRIAL DEVELOPMENT TAX FUND                                             | 463,256.12 |

|                                                |              |
|------------------------------------------------|--------------|
| CHECK # 1044                                   |              |
| FIRE PROTECTION FEE FUND<br>CHECK # 3561-3574  | 16,484.16    |
| REAPPRAISAL MONEY MARKET<br>CHECK # 325        | 50,000.00    |
| TOURISM, REC. & CONVENTION FUND<br>CHECK # 370 | 21,000.00    |
| SERIES 2001 DEBT SERVICE FUND<br>CHECK # 190   | 12,202.50    |
| TOTAL                                          | 2,672,262.22 |

Prior to entering into the public comment period of the meeting, Chairman Mitchell briefly discussed the guidelines for public comment. Mr. Hank Thomas, Paradise Drive was recognized to address the Commission. Mr. Thomas asked for three Commissioners to step forward and get a road study done on Paradise Drive. He then asked if anything had been done on Lamar Road for Ms. Davis who attended a previous meeting. Commissioner Fulmer responded that the Commissioners from District 1 and the County Attorney were working on it. Mr. Thomas then asked who authorized work on Parsonage Cemetery Road and County Road 139. The County Engineer responded that he authorized the work. Mr. Thomas then inquired about his previously asked questions. Commissioner Parker responded that he had been working with Mr. Grabryan on the questions. Mr. Thomas then asked if the County should put signs on roads notifying the public that roads do not meet standards. Attorney Chris Smith responded that the County does erect signage per the Engineer's direction for particular issues on the roads. Mr. Thomas then asked if every Commissioner had a copy of the agreement with Mr. King at the time they voted on it. Commissioner Fulmer stated that she did not have a copy of the agreement. Other Commissioners indicated that they did have copies. Following a brief discussion of the King contract, Mr. Thomas asked for the particulars of what is considered a professional service. The County Attorney will contact Mr. Thomas about this issue.

Mr. Gilbert Parrish, Paradise Drive referred to a statement made by a Commissioner in a newspaper article that several roads in the County are as bad as Paradise Drive. Mr. Parrish maintained that this is not the case because of the terrain and spoke of sliding backwards down the road recently. He said asphalt would have prevented the sliding. He said that the statement to the paper was not a true statement and the Commissioner who said that should retract his statement.

There being no further discussion 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.

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Dewey D. Mitchell, Chairman  
Lauderdale County Commission

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D.C. Thornton, Commissioner  
District 1

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Rhea Tays Fulmer, Commissioner  
District 1

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Fay Parker, Commissioner  
District 2

ATTEST:

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Larry Irons, Commissioner  
District 2

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Administrator