

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 November, 2009. 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
----------------------	-----------------

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 Fay Parker.

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

Commissioner Parker moved, seconded by Commissioner Fulmer that the minutes of the last regular meeting of the Commission be 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 recognizing the month of November as National Hospice Month in Lauderdale County. Following a brief discussion with Ana Pannell, Wiregrass Hospice, 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-2010-1, "Various Printing Jobs". Bids were received, publicly opened and read aloud on November 6, 2009. A bid tabulation was prepared for Commission review. Commissioner Thornton moved, seconded by Commissioner Fulmer that the bids be awarded to the lowest responsive bidder as shown on the tabulation. 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 the competitive bid laws of the State of Alabama, sealed bids were advertised, for Bid No. 2010-4, "Reinforced Concrete Bridge Culvert over County Road 114 over Threet Creek". The bids were evaluated by the Road Department staff and a tabulation was prepared for Commission review. Commissioner Irons moved, seconded by Commissioner Parker that the bid be awarded to S&M Equipment as the low bidder in the amount of \$76,904.61. Following a brief discussion pointing out the condition of this bridge and the necessity of replacement and upon a vote taken, motion unanimously approved. Bid tabulation is herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Fulmer that a resolution be adopted authorizing the purchase of furniture from the State Bid Contract through Printers and Stationers in the amount of \$8,911.74. Furniture will be place in the renovated Board of Registrars office on the first floor. 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 Mr. Jerry Felts, Florence and Mrs. Emma Sue Watkins, Rogersville, be appointed to the NACOLG Board of Directors as non elected members. Terms will begin immediately and expire September 30, 2010 or at a time a successor is appointed. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Fulmer moved, seconded by Commissioner Thornton that Mr. Heath Haddock be appointed to the Riverbend Board of Directors to serve the unexpired term of Melissa Beasley who recently resigned from the board. Term shall begin immediately and expire April 1, 2011 or at a time a successor is appointed. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Thornton that the Chairman be authorized to appoint two members to a joint committee with the City of Florence to discuss applications and make recommendations relevant to the pending joint tourism board appointment. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Parker moved, seconded by Commissioner Thornton that a resolution be adopted authorizing the purchase of a John Deere/6330 Tractor from the ACCA County Joint Bid Program in the amount of \$51,936.11. 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 an agreement with IBM for annual maintenance on IBM Hardware and Software be renewed for an additional term in the amount of \$9,591.59. 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 Irons and seconded by Commissioner Parker. Following a brief discussion of the invoices and upon a vote taken, motion unanimously approved.

A Public Hearing was held on the matter of the request to establish the Sharp Family Cemetery on County Road 129 on property owned by Louis Alton Sharp. Mr. Sharp and Mr. Ricky Sharp were in attendance. All documentation has been received and Health Department approval was submitted. Commissioners Irons and Parker, in whose district the cemetery would be located, stated their approval for the matter to proceed.

Commissioner Irons moved, seconded by Commissioner Parker that a resolution be adopted approving the application and authorizing the execution of a license for the cemetery which shall be recorded in the Probate Office. Following a brief discussion and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made a part of these minutes.

During the comment period the Commission briefly discussed the newly formed tourism committee and agreed that the committee members should work together in an objective manner to select an appropriate candidate for consideration by the City and County and get the matter resolved.

Commissioner Irons moved, seconded by Commissioner Thornton that the meeting be adjourned into executive session to discuss with their attorney pending litigation.

The County Attorney, Chris Smith, stated that the issue meets the requirements to go into executive session and is relevant to existing litigation wherein the attorneys will present their strategy and tactics to resolve the matter. He assured the Commission that a thorough review of the Open Meeting Act had been performed to determine whether or not this matter could be discussed in an Executive Session.

There being no further discussion and upon a roll call vote, the following votes were cast:

Commissioner Fulmer- aye	Commissioner Thornton - aye
Commissioner Parker - aye	Commissioner Irons – aye

Motion was unanimously approved. Chairman Mitchell stated that the Commission would not reconvene following the executive session.

CHECKS ISSUED OCTOBER 26, 2009 THROUGH NOVEMBER 8, 2009

GENERAL FUND CHECK # 39735-39793	364,075.79
GASOLINE TAX FUND CHECK # 13422-13436	106,262.00
SOLID WASTE FUND CHECK # 4085-4100	96,313.64
REAPPRAISAL FUND CHECK # 8815-8823	19,232.61
RSVP FUND CHECK # 15381-15388	3,331.14
AGRI-BUSINESS FUND CHECK # 2952-2954	257.30
RRR GASOLINE FUND CHECK # 504	13,008.43
TOBACCO TAX FUN CHECK # 2759-2761	15,484.65
FIRE PROTECTION FEE FUND CHECK # 3365-3378	74,481.82

LEPA FUND 3,191.57
CHECK # 6307-6313

ACCOUNTS PAYABLE 470,168.57
CHECK # 28616-28286
VOID # 28227-28231, 28235, 28243, 28261

TOURISM, REC. & CONVENTION FUND 2,000.00
CHECK # 349

TOTAL 1,167,807.52

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

