

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 10th day of February, 2010.

The meeting was rescheduled from February 8, 2010 due to a lack of quorum on the regular meeting day. Heavy snow and sleet fell quickly during the morning hours and made for extremely hazardous travel conditions. Only Commissioner Irons and Chairman Mitchell were present on February 8, 2010 causing the Chairman to cancel the meeting and reschedule until today.

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, upon declaration of a quorum being present, opened the meeting for the transaction of business.

Permission for audio recording of the proceedings was granted to Commissioner Fulmer.

The invocation was delivered by Commissioner Rhea Tays Fulmer.

Commissioner Parker moved, seconded by Commissioner Irons 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 Thornton 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 Irons moved, seconded by Commissioner Fulmer that a resolution be adopted amending the budget for the Lauderdale County Coroner to include \$5,600.00 to be used for the transportation of decedents for autopsy purposes. State Forensics is not providing the transportation again this year due to budget constraints. 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 Thornton that a resolution be adopted authorizing the 2001 Series Debt Service Fund to be moved from Suntrust Bank to First Metro Bank. 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 an agreement authorizing the payment of \$150.00 to Ken Rager for dive instructor fees be approved. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Parker moved, seconded by Commissioner Thornton that an agreement with Irons Electric be approved in the amount of \$4,800.00 for the installation of concrete work and electrical service for gates in the Seminary Street parking lot. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Thornton moved, seconded by Commissioner Fulmer that an agreement with MG Roofing, Inc. in the amount of \$14,800.00 for the replacement of a 36' by 34' portion of roof on the second floor over the southernmost part of the old jail. Water is leaking into the area which is now being used for storage. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Fulmer moved, seconded by Commissioner Thornton that a bill in the amount of \$450.00 be paid to Aquis Communications for nine pagers which are unaccounted for and cannot be returned to the Company. The Sheriff no longer uses this type pager and has terminated this contract. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Thornton moved, seconded by Commissioner Parker that a resolution be adopted authorizing the renewal of a contract with Southern Health Partners for provision of inmate medical services in the Detention Center. The renewal remains under the same terms and conditions as the original agreement. Annual cost for 2010 will be \$21,839.69 monthly. During a brief discussion, Commissioner Irons remarked that he considered this to be a good decision for the County since it has saved between \$400 and \$500 thousand dollars on inmate medical care. There being no

further discussion and upon a vote taken, motion unanimously approved. Resolution and renewal notice is herein recorded and made a part of these minutes.

Commissioner Parker moved, seconded by Commissioner Fulmer that a resolution be adopted authorizing the payment of a fuel surcharge which was levied by the Northwest Alabama Council of Local Governments for all senior centers with vans which deliver homebound meals. Surcharge will be \$250.00 per quarter for those quarters in which the fuel cost exceeds \$2.00 per gallon. The County Commission has one center in the county for whom they pay the costs; that being the Greenhill Senior Center. During the brief discussion, Commissioner Fulmer stated that this was a good service and she was glad to be able to provide the service. 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 in which an EMPG Cooperative Grant Agreement is authorized and accepted for signature. The agreement is increases the Federal Allocation for EMPG Funding in the amount of \$9,052.00 due to the completion of the EMA Director's certification. There being no further discussion and upon a vote taken, motion unanimously approved. Resolution and grant agreement are herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Parker that an ad in the Shoals Progress Edition of the Times Daily be purchased at a cost of \$688.00 and paid from the Tourism Fund. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Thornton moved, seconded by Commissioner Parker that Greg Hamner and Ross Palmer be reappointed to a three year term on the Civil Service Board of Appeals effective February 26, 2010 with term to expire February 26, 2013 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 Scott Haataja be reappointed to a six year term on the Florence Industrial Development Board effective immediately and expiring April 5, 2014 or whenever a successor is appointed. This term initially expired April 5, 2008; however, Mr. Haataja has continued to serve as the county appointee on the board. There was some uncertainty as to whether or not the County should have a representative on this board; however, after legal review, it was determined that the county representation is necessary to the board. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Parker moved, seconded by Commissioner Thornton that Scott Haataja be reappointed to serve an additional three year term on the NACOLG Revolving Loan Board of Directors to be effective immediately and expire November 8, 2011 or whenever a successor is appointed and that Robert Hughes be reappointed to the board to serve an additional term to begin immediately and expire November 8, 2012 or whenever a successor is appointed. There being no discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Thornton that Jerry Felts, Sr. be reappointed to serve an additional five year term on the Floodplain Review Board. Term will begin immediately and expire November 23, 2014 or whenever a successor is appointed. 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. 2010-18, "Cold Mix for Patching". Bids were received, publicly opened and read aloud on February 4. The engineering staff evaluated the bids and recommended the bid be awarded to APAC-Alabama as the low bidder in the amount of \$87.50 per ton. Commissioner Fulmer moved, seconded by Commissioner Thornton that the bid be awarded to APAC-Alabama, Inc. as recommended. Following a brief 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-2010-1, "Various Printing Jobs". Bids were received, publicly opened and read aloud on February 5, 2010. A bid tabulation was prepared for Commission review. Commissioner Thornton moved, seconded by Commissioner Parker that the bids be awarded to the low bidders as shown on the tabulation. There being no discussion and upon a vote taken, motion unanimously approved. Tabulation is herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Irons that the Tax Levy for the regular February Term 2009-2010 be approved and adopted as presented showing no change in the 28.5 millage for the collection year. There being no further discussion and upon a vote taken, motion unanimously approved. Tax Levy is herein recorded and made a part of these minutes. Copies will be provided to the Revenue and License Commissioners.

Commissioner Parker moved, seconded by Commissioner Thornton that a NAHSO grant in the amount of \$8,000.00 be approved and accepted for the Sheriff's Department to participate in the Highway Safety Projects as directed by the North Alabama Highway Safety Office. The County

Commission Office staff will act as the financial administrator for the grant. There being no discussion and upon a vote taken, motion unanimously approved. Grant agreement is herein recorded and made a part of these minutes.

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.

During the staff reports the County Engineer requested that the Commission consider an agreement with the State DOT for ARRA Funding for participation in the resurfacing of County Road 47 from Titan Drive to County Road 320 and County Road 47 from County Road 37 to County Road 63 and on J.C. Maudlin Highway from County Road 25 to Simpson Street. Total Federal ARRA MPO Funding is in the amount of \$617,690.00. Commissioner Fulmer moved, seconded by Commissioner Thornton that the issue be added to the agenda and taken up for immediate consideration. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Parker that a resolution be adopted authorizing an agreement with the State Department of Transportation for use of the ARRA/MPO funding in the amount of \$617,690.00 on the aforementioned roads-Project No. LCP 39-124-09. During a brief discussion Commissioner Irons spoke of the County's appreciation for the funding. There being no further discussion and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made a part of these minutes.

During the public comment period of the meeting, Tony McKelvey, 24300 County Road 14 in the Oakland Community spoke to the Commission regarding ISO rating currently held by the Oakland Volunteer Fire Department. He stated that the unacceptable rating was causing the residents of that fire district to pay increased costs in homeowner's insurance. He stated that he had tried to work with the fire department; however, he had been met with resistance while being told that the paperwork to cure the problem was in the mail or about to be in the mail. Mr. McKelvey went on to say that he was raised in Oakland and was not against the department but that the department needs to work for the people. Oakland apparently has a ISO rating of 9 while the adjoining Central Department has a rating of 6.

Commissioners Irons and Parker were aware of the problem and have been told by Chief Smith that the paperwork was being handled. Following a very lengthy discussion, Mr. McKelvey thanked the Commission for any solution they may offer to resolve the situation.

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

CHECKS ISSUED JANUARY 25, 2010 THROUGH FEBRUARY 7, 2010

GENERAL FUND CHECK # 40165-40223	431,566.95
GASOLINE TAX FUND CHECK # 13527-13542	155,384.71
SOLID WASTE FUND CHECK # 4178-4192	141,500.23
REAPPRAISAL FUND CHECK # 8878-8889	21,021.35
RSVP FUND CHECK # 15433-15439	3,344.78
AGRI-BUSINESS FUND CHECK # 2962	300.33
LEPA FUND CHECK # 6356-6362	3,192.71
ACCOUNTS PAYABLE FUND CHECK # 28560-28635	191,683.60
RRR GASOLINE TAX FUND CHECK # 508	20,050.58
FIRE PROTECTION FEE FUND CHECK # 3421-3434	70,298.76
GENERAL- SPECIAL CHECK # 1017	750,000.00

LLEBG #2 19.06
CHECK # 164

AL. TRUST CAPITAL IMPROVEMENT FUND 187.80
CHECK # 217

TOBACCO TAX FUND 7,145.60
CHECK # 2768-2770

TOTAL 1,795,696.46

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

