

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 26th day of September, 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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Chairman Mitchell 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 Fulmer that all items listed on the agenda be approved for consideration during this meeting. There being no discussion and upon a vote taken, motion unanimously approved. Agenda is herein recorded and made a part of these minutes.

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

Commissioner Parker moved, seconded by Commissioner Irons that a resolution be adopted designating the week of October 2-8, 2011 as Mental Illness Awareness Week. Commissioner Fulmer stated her appreciation for the strides being made in awareness and treatment of mental illness. Chairman Mitchell said he, as the Probate Judge, was grateful for the organization, NAMI, Shoals, who do a lot of things which are not well known for the mentally ill.

He commended the organization for being very involved. All commissioners extended their appreciation for those who work in the areas of mental illness. Mr. Roy Skipworth was present to receive the resolution on behalf of NAMI, Shoals and invited the Commission to the annual candlelight vigil on October 4. The 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 rescheduling of the next meeting of the Commission to 9:00 a.m., Tuesday, October 11 due to the Monday, Columbus Day Holiday. 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 the schedule for the road department to be changed to five eight-hour days effective October 1 and continuing until further notice. Resolution is herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Irons that an offer of employment be extended to Ms. Brenda Bryant to fill the position of county administrator due to the retirement of the current administrator, Jenoice Bevis. Commissioner Fulmer remarked that there were some extremely good candidates making this a tough decision. Commissioner Irons said that out of many good applicants he felt the Commission made a good choice with a well qualified individual who will enter into a ninety day probationary period. Chairman Mitchell said the probationary period was good for both the employee and the employer to conduct further assessment. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Thornton that a resolution be adopted authorizing the adoption and implementation of the FY 2012 Budget in the amount of \$27,853,164.00. Commissioner Irons stated that this is a very tight but balanced budget which does not provide what everyone wants. He said revenue is flat; however, all qualified employees will receive the step raise and will see a decrease of premium cost for health insurance. He cautioned all departments to do the best they could without spending all the budgeted funds. He stressed that overtime is a big item to watch this year with the aim being to keep the county solvent. Commissioner Fulmer stated that it may not always be popular, but the responsibility of the Commission is to be fiscally mature and have a responsible plan to keep the county in good shape.

She observed that the county values the employees and, as in the past years, the employees have been considered. Commission Thornton said this was a tight budget but he hopes that 2013 may be a better year. Commissioner Parker stated that any budget depends on the revenue in that if you don't have it, you cannot spend it. He felt the Commission did the best they could do with the flat revenue. Chairman Mitchell said that although this is a balanced budget, the Commission used reserves in the amount of \$2,145,849.00 and over the last two years have used \$4,961,000.00 in reserve funds to balance the budget. He stressed that the Commission must get a grasp on the spending and stretch the dollars because we cannot continue to use reserves. He pointed out that 57% of the budget was being spent on law enforcement and roads. Chairman Mitchell also reiterated what was previously said regarding the fact that overtime has been reduced and will be monitored closely. He agreed that this was a tough budget to prepare and stated that 50% of the road department budget was funded with Public Building, Road and Bridge Funds. There being no further discussion and upon a vote taken, motion unanimously approved. Resolution and budget are herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Parker that an appropriation of \$200.00 be made to the Lauderdale County Association of Volunteer Fire Departments in support of Fire and Life Safety Day on October 15, 2011. The funds are to be paid from the Lauderdale County General Fund. There being no further discussion and upon a vote taken, motion approved.

Commissioner Thornton moved, seconded by Commissioner Fulmer that a Family and Medical Leave request be approved for an employee of the License Commissioner for a period of six weeks as requested. All required documentation was received. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Fulmer moved, seconded by Commissioner Thornton that a resolution be adopted authorizing an agreement with Delta Computer Systems, Inc. for provision of computer software maintenance in the Revenue Commissioner's and the License Commissioner's Offices. Cost of the maintenance is \$890.00 for License Commissioner and \$1,300.00 for the Revenue Commissioner. Mr. Gilbert Parrish asked why he is receiving a warning about using the county web site. He felt the warning was a deterrent to users. It was explained to Mr. Parrish that the County has issued no warning on the county web site. 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 stating the County's compliance with GASB Statement 54. The statement deals with the use of fund balance and the order of use. Following a brief discussion and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made a part of these minutes.

In compliance with the competitive bid laws of the State of Alabama, sealed bids for LA-2012-2, "Chain Link Fencing at the Lauderdale County Landfill", were advertised, received and publicly read aloud on September 21. Bid tabulations were prepared for Commission review. Commissioner Irons moved, seconded by Commissioner Parker that the bid be awarded to A-1 Fence Company as the low bidder in the amount of \$53,075.00. 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 the competitive bid laws of the State of Alabama, sealed bids were advertised for the annual road department supplies, Bid 2012-1 through 2012-14. Bids were received, publicly opened and read aloud on September 21, 2011. Commissioner Irons asked that Bid 2012-13 be held for separate consideration. Upon the reading of all other bids and upon hearing the recommendation of the County Engineer, Commissioner Thornton moved, seconded by Commissioner Fulmer that the bids be awarded according to the recommendations made as follows:

2012-1 Circular Concrete Road Pipe	Harvey Culvert Co.
2012-2 Crushed Stone	Keenum Excavation & Rogers Group
2012-3 Corrugated Steel Pipe	Harvey Culvert Co.
2012-4 Sign Post	Traffic Signs, Inc.
2012-5 Batteries	Batteries Plus
2012-6 Lubricants	W.H. Thomas Oil Co.
2012-7 Ready Mix Concrete	Bama Concrete Products
2012-8 HDPE Pipe	Eagle Wholesale Co.
2012-9 Traffic Signs, Pavement Markers	Vulcan Signs & 3M Co.
2012-10 Motor Grader Blades	Thompson Tractor Co.
2012-11 Cold Mix for Patching	Wiregrass Construction Co.

2012-12 Liquid Bituminous Material	Hunt Refining Co.
2012-14 Steel Reinforcement	Sabel Steel Service

There being no further discussion and upon a vote taken, motion unanimously approved. Bid tabulations are herein recorded and made a part of these minutes.

Commissioner Thornton moved, seconded by Commissioner Parker that Bid 2012-13 “Gasoline and on Road Diesel Fuel” be awarded to the low bidder, Petroleum Traders Corporation. Commissioner Irons stated that he understood the bid process; however, he would not vote to award this bid to this company today or any other day. He further stated that he did not want vehicles to be out of fuel. Commissioner Fulmer said she understands the local preference but bid law trumps and the County must abide by the bid law. Commissioner Irons asked that the administrator monitor this bid closely. Following further brief discussion and upon a vote taken, votes were cast as follows:

Parker	No	Thornton	Aye
Irons	No	Fulmer	Aye

In casting the deciding vote, the Chair voted in the affirmative – Aye. Motion passed.

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

CHECKS ISSUED SEPTEMBER 12, 2011 THROUGH SEPTEMBER 25, 2011

GENERAL FUND CHECK # 43029-43082	924,797.95
GASOLINE TAX FUND CHECK # 14194-14209	275,238.47
SOLID WASTE FUND CHECK # 4782-4798	494,533.64
REAPPRAISAL FUND CHECK # 9390-9402	26,878.10
RSVP FUND	3,687.92

CHECK # 15810-15818	
ACCOUNTS PAYABLE FUND	194,691.16
CHECK # 31080-31137	
VOID # 31092, 31098, 31105	
AGRI-BUSINESS FUND	862.26
CHECK # 3085-3090	
ALABAMA TRUST CAPITAL IMPROVEMENT	5,501.35
CHECK # 247	
LEPA FUND	2,273.19
CHECK # 6681-6688	
CDBG FUND	43,744.25
CHECK # 348-352	
CHILD PROTECTION	2,441.70
CHECK # 1133 & 1134	
INDUSTRIAL DEVELOPMENT TAX FUND	282,785.21
CHECK # 1049	
RRR GASOLINE TAX FUND	16,637.56
CHECK # 540	
FIRE PROTECTION FEE FUND	526.77
CHECK # 3603	
PUBLIC BLDG., ROAD & BRIDGE SPECIAL	500,000.00
CHECK # 359	
TOURISM, REC. & CONVENTION FUND	3,650.82
CHECK # 374	
SERIES 2001 DEBT SERVICE FUND	12,202.50
CHECK # 195	
TOTAL	2,790,452.85

During staff reports, Solid Waste Manager, Robert Bevis asked the Commissioners to grant a change order for the landfill expansion project for the construction of a garbage chute in the

amount of \$56,000.00. Commissioner Thornton moved, seconded by Commissioner Irons that the matter be added to the agenda for discussion and consideration. Commissioner Irons stated his opinion that it was a necessity to immediately act upon this matter due to the chute not being in the original specifications. In discussion with the Solid Waste Manager, Mr. Bevis said the chute was to be built separately; however, due to the time constraints and deadlines for this project he felt it would be more expedient to go ahead and allow the contractors to build the chute while they are still on site. The project engineer and the County Attorney have both submitted their opinion letters that the change order is justified. There being no further discussion and upon a vote taken, motion unanimously approved.

Commissioner Irons moved, seconded by Commissioner Fulmer that the change order be approved in the amount of \$56,000.00 for Joe Keenum Construction, General Contractor for the landfill project, for construction and installation of the garbage chute at the new transfer station. There being no discussion and upon a vote taken, motion unanimously approved. Change order proposal is herein recorded and made a part of these minutes.

During the public comment period, Gilbert Parrish, Paradise Drive, Waterloo, thanked the Commission for the privilege of speaking to them and was complimentary to Commission staff for their work. He reminded the Commission that he had asked that bids be taken on chip and seal surfacing for Paradise Drive and asked if that had been done. Commissioner Parker told Mr. Parrish that it had not been done and that he had not heard from Rodney Walker. Mr. Parrish asked if anyone could seek a bid. County Attorney Chris Smith said that bids would only be taken if the project is approved by the County Commission. He went on to say that estimates could be sought anytime. Mr. Parrish asked why Smith Road was resurfaced. Commissioner Parker said he had very recently traveled Smith Road and saw only grading after chert and gravel had been hauled. Mr. Parrish asked if a sheepsfoot (compactor) could be used on Paradise Drive to pack the road. Ken Allamel said they used a sheepsfoot after a road has been cherted. In further discussion of the ditches on the road, Commissioner Parker stated that the culverts were not stopped up but the road did need grading. Mr. Parrish thought the ditches were fine; however, he stated that the water was washing down the middle of the road. Commissioner Parker told Mr. Parrish that he hoped one day the road will be better and if Rodney Walker ever gets back to him, he will be happy to get back to Mr. Parrish. Commissioner Fulmer commended the Solid Waste Department for their efforts in assisting the Town of Killen with the emptying and replacement of recycling trailers.

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.

Dewey D. Mitchell, Chairman
Lauderdale County Commission

Rhea Tays Fulmer, Commissioner
District 1

D.C. Thornton, Commissioner
District 1

Fay Parker, Commissioner
District 2

ATTEST:

Larry Irons, Commissioner
District 2

Administrator