

STATE OF ALABAMA §

LAUDERDALE COUNTY §

The Lauderdale County Commission convened at the Lauderdale County Courthouse in the City of Florence, Alabama at 5:00 p.m. on the 8th day of December, 2014. The meeting was called to order by the Chairman of the Lauderdale Commission, Dewey D. Mitchell. Upon roll call, the following members answered present:

Dewey D. Mitchell	Chairman of Commission
Roger Garner	Commissioner, District 1
Danny Pettus	Commissioner, District 1
Joe Hackworth	Commissioner, District 2
Fay Parker	Commissioner, District 2

Legal Counsel:

Christopher A. Smith	County Attorney
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Chairman Mitchell, upon declaration of a quorum being present, opened the meeting for the transaction of business.

The invocation was delivered by Commissioner Danny Pettus.

Award and Presentations: None

Public Comments on Agenda Items: None

Commissioner Garner moved, seconded by Commissioner Hackworth 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. Agenda is herein recorded and made a part of these minutes.

Commissioner Hackworth moved, seconded by Commissioner Garner that the minutes of the last regular meeting of the commission be approved for recording. Commissioner Danny Pettus submitted a written statement to add to the minutes of the meeting to clarify his statements from the last commissioners meeting on November 24th, 2014. Mr. Pettus' clarifications and comments were as follows:

- 1-The minutes need to state that both Mr. Pettus and Mr. Parker stated that they wanted the new hospital.
- 2-Commissioner Pettus stated that he agreed with Fay Parker, that he had only seen ninety nine percent of the agreement, and that he also would like to wait on the vote.
- 3-Chris smith stated that when Regional Care spent the one point four million dollars to clear the land, they did not have to clear the rest of the property.
- 4-Commissioner Pettus stated that he wanted all information before the resolution was passed so he could know all about it.

5-Upon a vote taken, Commissioner Pettus voted aye and then changed his vote to nay, stating that he had meant to vote against the resolution.

Chris Smith stated that the amendment to the escrow agreement called for ten million dollars which would be spent on property purchases, site prep, and relocation of the Maude Lindsey building. Chris Smith went on to add that if after the purchase of the property, Regional Health Care spent the remainder of the ten million on clearing the property, they did not have to finish site prep work until the CON process reached final conclusion. Chris Smith stated that in the interim, it would be left up to Regional Health Care.

Commissioner Pettus asked Chairman Mitchell if he was supposed to vote for the minutes. Chairman Mitchell stated that he was to vote nay if he did not agree with the statements.

Upon a vote taken,

Commissioner Garner voted aye Commissioner Hackworth voted aye

Commissioner Pettus voted nay Commissioner Parker voted aye

Motion carried three to one.

Commissioner Pettus moved, seconded by Commissioner Garner that a resolution be adopted authorizing the cancelation of the last scheduled meeting of the Lauderdale County Commission being scheduled the week of Christmas on December 22nd, 2014. There being no discussion and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made part of these minutes.

Commissioner Parker moved, seconded by Commissioner Garner that a resolution be adopted authorizing the payment of Willo Locks for the jail with the payment being paid out of the Jail Ad Valorem Tax Fund Account in the amount of thirty thousand one hundred seventy dollars. There being no discussion and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made part of these minutes.

Commissioner Pettus moved, seconded by Commissioner Garner to approve a resolution that authorizes the waiving of fines and penalties of back taxes for Dick Howells BBQ. The amount of fines and penalties is one thousand seven hundred twenty nine dollars and thirty four cents. There being no discussion and upon a vote taken, motion unanimously approved. Resolution is herein recorded and made part of these minutes.

Commissioner Parker moved, seconded by Commissioner Hackworth to approve a resolution that authorizes a list of roadway projects that the County Engineer feels should be removed from the ALDOT inspection list. There being no discussion and upon vote taken, motion unanimously approved. Resolution and copy of maps are herein recorded and made part of these minutes.

Commissioner Hackworth moved, seconded by Commissioner Garner to approve a resolution that appoints Commissioner Roger Garner as the Chairman Pro Tem. Commissioner Pettus stated that he wished to appoint Commissioner Parker as the Chairman Pro Tem. Chairman Mitchell stated to Commissioner Pettus that his nomination was not proper because a motion and second for appointing Roger Garner had already been made, and barring a motion, a vote was to be taken on the Garner resolution. There being no further discussion and upon a vote taken,

Commissioner Garner voted aye Commissioner Hackworth voted aye

Commissioner Parker voted nay Commissioner Pettus voted nay

Upon a tie vote Chairman Mitchell voted aye to break the tie and motion approved. Resolution is herein recorded and made part of these minutes.

In compliance with competitive bid laws of the State of Alabama, sealed bids were advertised for Bid No. LA 2014-1 "Various Print Bids". Bid responses were received, publicly opened and read aloud on December 5th, 2014. A bid tabulation sheet was prepared for the commissioner's review. Chairman Mitchell referred to Brenda Bryant, County Administrator, to give the recommendations. Herald Printing of Florence, Alabama was awarded three bids for the Forestry Commission Land Owner Cards, Solid Waste Business Cards, and County Commission Letterhead. Printers and Stationers of Florence, Alabama was awarded the bid for the County Commission warrant sheets. There being no further discussion and upon vote taken, motion unanimously approved. Bid tabulation is herein recorded and made a part of these minutes.

Commissioner Garner moved, seconded by Commissioner Pettus that the following board appointments be approved:

M. P. O. Board- Joe Hackworth

Tennessee Valley Youth Services- Fay Parker

SEDA- Rose Jones and Joe Hackworth with terms to expire on December 8th, 2017

SIDC- Roger Garner

911 Board- Danny Pettus with term to expire on December 8th, 2018

Cemetery Authority Board- Wayne Kilpatrick, Angela Zills, Lee Freeman, Kitty Cox, Dr. George J Makowski, all with terms to expire on June 30th, 2016

Upon a vote taken motion unanimously approved.

The invoiced bills were audited, allowed and ordered to be paid upon a motion made by Commissioner Parker and seconded by Commissioner Garner. After a brief discussion and upon a vote taken, motion unanimously approved.

CHECKS ISSUED NOVEMBER 24, 2014 THROUGH DECEMBER 7, 2014

GENERAL-SPECIAL CHECK # 48735-48769	352,796.89
AGRI-BUSINESS FUND CHECK # N/A	0.00
LEPA FUND CHECK # 7311-7317	4,178.27
GASOLINE TAX FUND CHECK # 15430-15441	184,739.31
PUBLIC BLDG., R & B SPECIAL CHECK # N/A	0.00
PUBLIC HIGHWAY & TRAFFIC FUND CHECK # N/A	0.00
AL. TRUST CAPITAL IMPROVEMENT FUND CHECK # N/A	0.00
RRR GASOLINE TAX FUND CHECK # 598	9,433.02
REAPPRAISAL FUND CHECK # 10360-10370	24,529.18
REAPPRAISAL MONEY MARKET CHECK # N/A	0.00

TOURISM, REC. & CONVENTION FUND CHECK # N/A	0.00
RSVP FUND CHECK # 16446-16452	2,289.51
CHILD PROTECTION FUND CHECK # N/A	0.00
SERIES 2001 DEBT SERVICE FUND CHECK # N/A	0.00
CDBG FUND CHECK # N/A	0.00
SOLID WASTE FUND CHECK # 5944-5953	112,931.21
ACCOUNT PAYABLE FUND CHECK # 35710-35771	230,818.37
FIRE PROTECTION FEE FUND CHECK # N/A	0.00
INDUSTRIAL DEVELOPMENT TAX FUND CHECK # N/A	0.00
TOBACCO TAX FUND CHECK # 2917-2919	9,000.00
TVA TAX FUND CHECK # N/A	0.00
TOTAL	930,715.76

Scheduled Public Hearings: None

Staff Reports: None

Public Comments:

Clinton Killen of Lexington, Alabama stated that he had two reasons for coming to the meeting. The first being that the County Commission must help the citizens of Lexington on their water prices that they are being charged from East Lauderdale Water Board. Mr. Killen stated that the water board will not give Lexington a contract to set the prices on water and they keep increasing the water prices, from \$1.71 per thousand to \$2.25 per thousand. Mr. Killen asked Chairman Mitchell if the Lauderdale County Commission was in charge of the East Lauderdale Water Board and could therefore have the water board give them a contract and lower the rates. Chairman Mitchell stated that the Lauderdale County Commission appoints the board members and that each board has its own rules and procedures and the Lauderdale County Commission can't mandate their policies. Mr. Killen stated that someone at ADEM had told him that the Commission has an influence with the Water Boards. Mr. Killen stated that it was his understanding from the original agreement that when the East Lauderdale Water Board was established, there was supposed to be a person appointed to the board that lives in Lexington, and

that we have a board appointment that will expire at the first of the year and he would make sure that someone from Lexington applies for the appointment. Bubba Robertson of Lexington stated that Lexington was on the verge of bankruptcy and that the grants that were awarded to the Water Boards were supposed to keep the pricing down and keep the Water Boards from operating at a profit. Mr. Robertson stated that Lexington had been purchasing water from the City of Loretto for \$1.78 and that the water was treated better than East Lauderdale's water. Commissioner Garner asked Mr. Killen where East Lauderdale gets their water from. Mr. Killen stated that they got water from Center Star. Chairman Mitchell stated that the East Lauderdale Water joins the Rogersville Board. Mr. Robertson stated that he did not know who was on the board at East Lauderdale. Chairman Mitchell asked Brenda Bryant county administrator to get him the names. Ms. Bryant stated that she had given the names to Mr. Killen last week. Tim Melson of Florence, Alabama stated that he would like to ask the commission to extend the guard rails on County Road 41 around the Cypress Creek Bridge due to the large amount of traffic parking on both sides of the road making it very dangerous. Mr. Melson also stated that County Road 16 was one lane and since people parked on both sides of the road, that was a dangerous area also. Chairman Mitchell asked Eric Hill, Lauderdale County Engineer, to investigate these issues. Kevin Bailey of Muscle Shoals, Alabama stated that he would like to offer his services to help the County establish a County Archives. Mr. Bailey stated that he had a master degree from the University of North Alabama and works with the Muscle Shoals Library on their archives. Commissioner Parker stated that Revenue Commissioner Danny Hendrix had asked him about the placement of a historical marker that had been reconditioned and he felt like we should help decide where to put the marker.

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

Dewey D. Mitchell
Chairman

Danny Pettus, Commissioner
District 1

Roger Garner, Commissioner
District 1

Fay Parker, Commissioner
District 2

ATTEST:

Joe Hackworth, Commissioner
District 2

Brenda Bryant, Administrator

