

COMMISSION MEETING
February 13, 2006

CALL TO ORDER AND WELCOME

A regular meeting of the Cullman county Commission was held Monday, February 13, 2006 at 10:00 a.m., in the County Commission Office Conference Room, Chairman Kitchens called the meeting to order and welcomed all visitors.

CALL OF ROLL TO ESTABLISH QUORUM, INVOCATION AND PLEDGE OF ALLEGIANCE

Present were Chairman Wiley Kitchens, Commissioner Doug Williams, and Commissioner Stanley Yarbrough. Attorney Dan Willingham gave the invocation and Chairman Kitchens led the pledge of allegiance.

APPROVE MINUTES, APPROPRIATIONS, EXPENDITURES, REQUISITIONS, TRAVEL EXPENSE AND ALL JOURNAL ENTRIES TO BE POSTED

Commissioner Yarbrough made the motion to approve minutes, appropriations, expenditures, requisitions, travel expense and all journal entries to be posted. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

PUBLIC COMMENTS

James Rhodes – Requested a copy of Resolution No. 2006-04 Eminent Domain

Forestry Department – Announced their annual tree sale February 23 at the Forestry Department.

Tyler Roden – Stated the Sheriff's Dept. sponsors an annual rodeo each year. The last several years the proceeds from this event went to off-set expenses of the resource officers pay. Sheriff Roden expressed his appreciation to all the sponsors and the employees who helped with the rodeo. Mr. Roden presented a check for \$30,000.00 back to the commission to off-set expenses of the resource officers.

Also, Sheriff Roden presented a \$30,000.00 check from the Town of Good Hope to help provide an extra deputy for the patrol division.

Sheriff Roden presented a \$22,536.40 check to the County Commission from the Work Release Program to help cover expenses of man power for the Work Release Program.

Brian Messersmith – Addressed the commission concerning Resolution 2006-04 Eminent Domain. Mr. Messersmith stated 3.97 acres of land was taken from his mother and aunt for an Industrial Park. Mr. Messersmith asks the commission to study these tax abatements before agreeing to them.

Kay D. Smith – Thanked the commission for the improvements to her office and Sheriff Roden for use of inmates.

George Mann – Presented the commission with a drawing for the "wreath stand" for the Courthouse Memorial. Also, announced some donations for the memorial has been received.

Allen Davis – Employee with the West Side Road Department addressed the commission concerning a pay raise for Matthew Goodwin an employee for the West Side Road Department.

NEW BUSINESS

a. Authorize Chairman to sign one year Franchise Extension Agreement

Mr. Teichmiller, County Administrator stated Cullman County currently has three cable companies that operate within the county. I recommend we extend all three franchises till February 13, 2007.

Commissioner Williams made the motion to extend a one year franchise agreement. Commissioner Yarbrough seconded, and upon a voice vote, the motion carried unanimously.

b. Fiscal Year Certification and Assurances for Federal Transit Administration Assistance Program

Mr. Willingham, County Attorney stated this is an annual application. We need approval from the commission for CARTS and me to sign.

Commissioner Williams made the motion to authorize Mr. Graves and Mr. Willingham to sign the application.

Commissioner Yarbrough seconded, and upon a voice vote, the motion carried unanimously.

c. Memorial

Commissioner Williams stated this is to allow the memorial to be set at the south end of the courthouse. Chairman Kitchens stated private donations have been received toward the memorial. This is not funded just by the commission.

Commissioner Williams made the motion to allow the memorial to be set. Commissioner Yarbrough seconded, and upon a voice vote, the motion carried unanimously.

d. Consider preliminary plat for Oak Lane Subdivision located in District 3 off County Road 1545

County Engineer Philip Widner stated this subdivision is adjacent to Hwy. 69 and Goldridge road. This meets the county regulations and I recommend the approval of the Preliminary Plat for Oak Lane Subdivision.

Commissioner made the motion to accept the preliminary plat for Oak Land Subdivision. Commissioner Yarbrough seconded, and upon a voice vote, the motion carried unanimously.

e. Consider surplus of various vehicles

1995 Chevrolet Van VIN. #1gagg35k35f117070 – Sheriff’s Dept.
1991 S-10 Chevrolet Truck VIN. #1gccc14z4m8108702 – Park and Rec.
1989 S-10 Chevrolet Truck VIN. #16ccc14z9k3231034 – Park and Rec.
1991 Ford Tempo GL VIN. #2fapt36xxmv141166 – Park and Rec.
1992 Dodge Dakota Vin #1b7fl26x9n5647686 – Park and Rec.

Commissioner Williams made the motion to surplus the vehicles listed. Commissioner Yarbrough seconded, and upon a voice vote, the motion carried unanimously.

f. Resolution No. 2006-04 Eminent Domain

County Attorney Mr. Willingham read Resolution No. 2006-04 exercising the power of eminent domain. Commissioner Yarbrough made the motion to adopt Resolution No. 2006-04. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

g. Bid No. 835 Corrugated Pipe

Mr. Widner stated Bid no. 835 is for corrugated pipe and only two bids were received. Due to previous problems with the low bidder, I recommend extending the current bid for thirty days and rebid. Commissioner Yarbrough made the motion to reject the bid and rebid. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

h. Authorize Chairman to sign Memorandum of Understanding between the Alabama Department of Agriculture and Cullman County Commission

Mr. Teichmiller stated the Agreement is between the Cullman County Commission and the Alabama Department of Agriculture and Industries. This money is designated for the County Extension Office. I recommend signing the agreement. Commissioner Williams made the motion to sign the agreement. Commissioner Yarbrough seconded, and upon a voice vote, the motion carried unanimously.

i. Matthew Goodwin – Pay Raise

Commissioner Yarbrough mad the motion to grant a pay raise to Matthew Goodwin, stating Mr. Goodwin is moving from a skilled labor to a heavy truck driver operator, which requires more skill. Chairman Kitchens stated he has a list of applicants where their supervisors have requested promotions that have been denied. At this point there are no job classifications. When the commission did away with the pay scale, we basically have frozen all employees in there pay classifications/job descriptions with their rate of increase annually at whatever the commission deems the rate of pay will be. The commission is in the process of working on the list. We are trying to address some issues with the Auburn study. This is a request to give one employee a pay raise. I’m not saying he does not deserve a raise anyone that runs this equipment is deserving of more than what the county pays. Commissioner Yarbrough questioned where one department had employees that received \$1.00 per hour. Chairman Kitchens state this is a newly created department with no supervisors, the director is doing all the supervising until employees were trained. This department is state regulated and mandated by the courts not just this commission. Commissioner Yarbrough made the motion for the raise. No second, so the motion dies without a second.

j. Walter Water Board Appointment

Commissioner Williams made the motion to appoint Mr. Johnny Benefield to the Walter Water Board. Commissioner Yarbrough seconded, and upon a voice vote, the motion carried unanimously.

k. Bid No. 834 Jail Supplies

Sheriff Tyler Roden stated the low bidder was Paper and Chemical Supply Co. Commissioner Yarbrough made the motion to accept the low bidder for jail Supplies. Commissioner Williams seconded, and upon a voice vote, the motion carried unanimously.

l. Authorize Chairman to purchase scanner Rapiscan System

Mr. Teichmiller stated this is to purchase a security x-ray system from Rapiscan Systems, purchase price of \$22,500.00. This will be covered under the Homeland Security Grant.

OLD BUSINESS

NEXT REGULAR COMMISSION MEETING FEBRUARY 27, 2006 AT 10:00 am

Chairman Kitchens announced the next regular commission meeting will be Monday, February 27, 2006 at 10:00 am in the County Commission Office Conference Room.

ADJOURN

Commissioner Williams made the motion to adjourn. Commissioner Yarbrough seconded, and upon a voice vote, the motion carried.

Wiley Kitchens, Chairman
Commission

Doug Williams, Commissioner

Stanley Yarbrough,