

**CULLMAN COUNTY COMMISSION MEETING**  
**June 12, 2018**

**CALL TO ORDER AND WELCOME**

Chairman Walker called the Commission Meeting to order at 10:00 a.m.

**CALL OF ROLL TO ESTABLISH QUORUM**

The County Clerk called the roll; present were Chairman Kenneth Walker, Commissioner Kerry Watson, Commissioner Garry Marchman, County Administrator Gary Teichmiller and County Attorney Chad Floyd. The invocation was given by Randall Waldrep. Chad Floyd led the Pledge of Allegiance.

**APPROVE MINUTES OF THE MAY 22, 2018 MEETING; APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS AND ALL JOURNAL ENTRIES TO BE POSTED**

Commissioner Watson made the motion to approve the minutes from the May 22, 2018 Commission Meeting; approve appropriations, expenditures, payroll, requisitions and all journal entries to be posted. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

**Public Comments**

Cherrie Haney reported on the City/County Blood Drive. The County collected 85 units and the City of Cullman 71 units.

Sue O'Neal, resident of County Road 404, requested the County take a look at a dead tree on the right-of-way at 586 County Road 404. She feels like it needs to be taken down. She also requested the Sanitation Department replace her garbage can on the side of the road and not throw it in the four-foot ditch.

**NEW BUSINESS**

**Authorize Kay Bell to enter into a Clinical Affiliation Agreement with the College of Health Sciences at Samford University**

Chad Floyd, County Attorney, explained a student who is working on his master degree in social work will be doing a semester internship with the Juvenile Probation Office. Commissioner Marchman made a motion to authorize Kay Bell, Director of Juvenile Probation, to enter into a Clinical Affiliation Agreement with the College of Health Sciences at Samford University. Commissioner Watson seconded the motion which passed on a unanimous voice vote.

**Consider renewal of 3-year License Agreement for AVG Internet Security Business Edition - Cost \$3,571.16 annually**

Ken Walling from the IT Department stated the County has used AVG Security for the past four years with good results and recommended renewal of the agreement. Commissioner Watson made a motion to renew the license agreement for AVG Internet Security for three years at an annual cost of \$3,571.16. Commissioner Marchman seconded and the motion passed on a unanimous voice vote.

**Authorize Phyllis Little, EMA Director, to sign the State-Local Disaster Assistance Agreement for the March 19, 2018 hail storm**

Phyllis Little, EMA Director, informed the Commission the disaster assistance for the March 19<sup>th</sup> hail storm will be a 75% Federal; 12.5% State and 12.5% Local match. Commissioner Marchman made a motion to authorize Ms. Little to sign the State-Local Disaster Assistance Agreement. Commissioner Watson seconded and upon a unanimous voice vote, the motion carried.

**Resolution 2018-22 – FY-2019 Section 5311 Local Matching Funds for CARTS**

Commissioner Watson made a motion to open a Public Hearing for the operation of CARTS for FY-2019. Commissioner Marchman seconded. Gary Campbell from the CARTS Office reported they transported over 80,000 passengers this past year. This included the regular CARTS routes and the JARC passengers which is a program for eligible patrons to have transportation for work and child care. Gary Lasdon, a CARTS rider, spoke about the benefits the service provides to him. He also said he would like to see a citizen's advisory committee which could recommend ideas to improve services to the community which is served by CARTS. Commissioner Watson made a motion to close the Public Hearing. Commissioner Marchman seconded.

Commissioner Watson made a motion to approve the resolution for the matching fund for the CARTS operation for FY-2019. Commissioner Marchman seconded and the motion passed on a unanimous voice vote.

**Resolution 2018-23 – Authorize the filing of the application with ALDOT for the FY-2019 for CARTS**

Commissioner Marchman made a motion to approve the resolution for the filing of the FY-2019 application for CARTS with ALDOT. Commissioner Watson seconded the motion which passed on a unanimous voice vote.

**Resolution 2018-25 - Stepping Up Initiative for Mental Healthcare of Cullman (Wellstone Behavioral Health)**

Chris Van Dyke, Director of WellStone Behavioral, stated they are requesting a resolution of the Commission's support for a mental health initiative with the goal on reducing individuals with mental illness who have misdemeanor charges from being placed in jail. With the Commission's support, this will open the door for them to apply for a \$50,000 grant for an additional person to work with these individuals. There are currently 15 counties in the state who have joined the "Stepping Up Initiative". Commissioner Watson made a motion to approve the resolution. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

**Resolution 2018-26 - Award Bid for Septic System at the Cullman Regional Airport**

Chairman Walker explained the upgrade to the septic system at the airport will cost \$126,541 to be paid 50/50 by the County and City of Cullman. Commissioner Marchman made a motion to award the bid to Complete Construction, LLC, the low bidder, for work at the Cullman Regional Airport. Commissioner Watson seconded. Upon a unanimous vote, the motion passed.

**Consider the approval of the purchase of e-poll tablets from ES&S for voting – Cost \$112,607.00**

Benson Clark from the Probate Office stated the State has mandated elections will go from paper books to electronic sign-in for voters. With the State paying back half the cost of the tablets, it will bring the cost of the equipment to \$29,050. The total cost of software for the 70 units and supplies will be \$112,607. Commissioner Watson made a motion to approve the purchase of voting equipment and software from ES&S. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

**Authorize the Chairman to enter into a lease agreement with the Cullman County Board of Education for the Old Health Department facility located at 304 Fourth Avenue NE, Cullman**

Attorney Floyd reported last month Superintendent Shane Barnett and Ed Robertson from the Cullman County Board of Education (CCBOE) approached the Commission about leasing the Old Health Department building for their "Credit Recovery" program. *(Earlier this year, the building had been surplused for demolition.)* A four-year lease has been drawn up effective July 1, 2018 with a renewal option. The CCBOE will perform all renovations. Commissioner Marchman made a motion authorizing the Chairman to enter into a lease agreement with the Cullman County Board of Education for the Old Health Department facility located at 304 Fourth Avenue NE, Cullman. Commissioner Watson seconded the motion which passed on a unanimous voice vote.

**Authorize Chairman Kenneth Walker to execute a Quit Claim Deed in favor of Chandler Family Investments, LLC, for abandoned right of way property located at the intersection of Section Line Road and Hopewell Road**

Chad Floyd, County Attorney, explained the intersection of Section Line Road and Hopewell Road had a sharp turn which was difficult for trucks. Re-working the turn resulted in a small section of property the County has no interest in. Commissioner Watson made a motion authorizing the Chairman to execute a Quit Claim Deed in favor of Chandler Family Investments, LLC, for abandoned right of way property. Commissioner Marchman seconded and the motion passed on a unanimous voice vote.

**Authorize Chairman Kenneth Walker to sign an Agreement to Exchange Real Estate and a Warranty Deed with Steve & Betty Bissot concerning property owned by the County on County Road 222, and property owned by the Bissots on County Road 852**

Mr. Floyd explained the Cullman County Water Department owns a piece of property on County Road 222 that was purchased with the intent as a tank site. It has now been determined it is not needed for a water tank and is being used for staging of equipment and materials. The location is somewhat dangerous for trucks loaded with pipe to enter County Road 222. The County has been approached by the Bissots about the possibility of a property exchange. The property they own is located on County Road 852. Both properties have been evaluated by a real estate broker and it was determined the property on County Road 222 was worth about \$1,400 more. The Bissots have agreed to pay the difference. Commissioner Marchman made a motion to authorize the Chairman to sign an agreement to exchange real estate and a warranty deed with Steve and Betty Bissot for properties located on County Road 222 and County Road 852. Commissioner Watson seconded the motion which passed on a unanimous voice vote.

**Authorize Chairman Kenneth Walker to accept four burial plots in Cullman Memory Gardens from Joe Ozbolt, and transfer the same into the name of the Cullman County Commission for use as indigent burial plots**

Mr. Floyd explained the County was approached Mr. Joe Ozbolt about the possibility of donating four burial plots he owns at Cullman Memory Gardens which the County could use for indigent burials. Deeds have been drawn up for the transfer. Commissioner Watson made a motion to approve the acceptance of the burial plots to be donated by Mr. Ozbolt. Commissioner Marchman seconded. The motion passed on a unanimous voice vote. The Commission thanked Mr. Ozbolt for his donation.

**Authorize the Chairman to enter into an agreement with William Peek to host Smith Lake Fest, a music festival to be held at Smith Lake Park, on Saturday, September 29, 2018.**

Doug Davenport, Parks Director, stated Mr. Peek wants to rent the stage area at Smith Lake Park on September 29<sup>th</sup> to host the Smith Lake Fest Music Festival. An agreement has been drawn up for signatures. Commissioner Marchman made a motion authorizing the Chairman to sign the agreement for the event. With a second by Commissioner Watson, the motion passed with a unanimous voice vote.

**Authorize County Attorney, Chad Floyd, to file a civil action against Werner Enterprises and Dontie Latray Huff for damage caused to Cullman County's bridge on County Road 821**

Chad Floyd, County Attorney, stated earlier this year a driver for Werner Enterprises, Dontie Latray, crossed a posted bridge on County Road 821 doing extensive damage. Their insurance claims adjustor has offered a settlement on the damages, but according to the County Engineer's estimate, their figure is short of the amount required to repair the bridge. Negotiations have failed to bring a resolution. Commissioner Watson made a motion authorize the filing of a civil action against Werner Enterprises and Dontie Latray Huff for damage caused to Cullman County's bridge on County Road 821. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

**Consider acceptance of the City of Cullman Ordinance No. 2018-32 to enter into a joint agreement with the County for purchase of materials, equipment, supplies, labor or services**

John Lang, County Engineer, stated municipalities in the county have had the option of “piggy backing” off the County’s bids. The City of Cullman has never exercised this option. They have now passed an ordinance to that effect. Commissioner Marchman made a motion to accept the City of Cullman Ordinance 2018-32 for a joint agreement for purchase of materials, equipment, supplies labor or services. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**Consider proposed plat for Foster Farms Subdivision, located in District 3 on County Road 1564, 1570 & 1573.**

Keith Creel, Engineering Assistant, stated Foster Farms is a minor subdivision with 14 lots and recommended acceptance of the plat. Commissioner Watson made a motion to accept the plat for Foster Farms Subdivision, located in District 3 on County Road 1564, 1570 and 1573. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

**Consider bond extension for Shoreline Estates Subdivision, located in District 2 on County Road 41**

Mr. Creel explained the bond has expired and the road work is not complete in the subdivision. He has requested an extension until May 17, 2019. Commissioner Marchman made a motion to approve the bond extension for Shoreline Estates Subdivision, located in District 2 on County Road 41. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

**Consider proposed plat for Summerscape Subdivision, located in District 2 off County Road 332**

Mr. Creel reported this is a minor subdivision with nine lots. As noted on the plat, all roads in the subdivision will remain private roads. Commissioner Watson made a motion to approve the plat for Summerscape Subdivision, located in District 2 off County Road 332. Commissioner Marchman seconded. Upon a unanimous voice vote the motion carried.

**Consider proposed plat for Fair Hope Subdivision, located in District 2 on County Roads 437 & 395**

Engineering Assistant Keith Creel stated the subdivision, a minor subdivision with nine lots, is located on existing county roads. Commissioner Marchman made a motion to approve the plat for Fair Hope Subdivision, located in District 2 on County Roads 437 and County Road 395. Commissioner Watson seconded. The motion passed on a unanimous voice vote.

**WORK SESSION**

The Commission will hold a Work Session on Tuesday, June 26, 2018 at 8:30 a.m. in the commission conference room.

**NEXT REGULAR COMMISSION MEETING JUNE 26, 2018**

Chairman Walker announced the next commission meeting will be Tuesday, June 26, 2018 at 10:00 a.m. in the commission meeting room.

**ADJOURN THE MEETING**

Commissioner Watson made a motion to adjourn the meeting. Commissioner Marchman seconded and the meeting was adjourned at 10:37 a.m.

/s/ \_\_\_\_\_  
Kenneth Walker,  
Chairman

/s/ \_\_\_\_\_  
Kerry Watson,  
Associate Commissioner

/s/ \_\_\_\_\_  
Garry Marchman,  
Associate Commissioner