

CULLMAN COUNTY COMMISSION MEETING
February 26, 2013

CALL TO ORDER AND WELCOME

Chairman Kenneth Walker called the Commission Meeting to order at 10:02 a.m. and welcomed the visitors.

CALL OF ROLL TO ESTABLISH QUORUM

The County Clerk called the roll; present were Chairman Kenneth Walker, Commissioner Darrell Hicks, Commissioner Stanley Yarbrough and County Attorney Heath Meherg. The invocation was given by George Benefield. Ben Harrison led the Pledge of Allegiance.

APPROVE MINUTES OF THE FEBRUARY 14, 2013, MEETING, APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS AND APPROVE ALL JOURNAL ENTRIES TO BE POSTED.

Commissioner Yarbrough made the motion to approve the minutes from the February 14, 2013 Commission Meeting, approve appropriations, expenditures, requisitions and approve all journal entries to be posted. Commissioner Hicks seconded the motion which passed on a unanimous voice vote.

PUBLIC COMMENTS

Kelly Allen from the EMA Office announced there will be a weather spotter class held at City Hall at 6:00 p.m.

Jessica Chambers, a resident of Co Rd 747, stated a road issue at her house has been ongoing for over a year. There is a dispute with the Road Department concerning where the right of way ends and her yard begins. Recently the Road Department moved her cross ties and placed them back further in her yard. She had placed the ties with the intention of filling in with dirt and making a flower bed. The Road Department believes the cross ties are in the road and present a safety hazard. She stated the Tax Assessor has been to the site. The issue has become so confrontational the Sheriff's Department was called by the Road Superintendent to have her husband arrested.

Chairman Walker stated the Commission is aware of the controversy and he asked Ms. Chamber to meet with the County Engineer and the County Attorney following the commission meeting.

NEW BUSINESS

Consider the acceptance of the donation of the Hays Home property back to the County by the Historical Society

Greg Richter from the Historical Society stated the Commission had given the Hays Home to the Historical Society several years ago. Following the tornado in April 2011, the Society learned the insurance coverage was sufficient to do basic repairs to the house but not enough to restore the historical value. They have tried to sell the home and tried to give it away with the stipulation the house must be moved since it sits on County property. Any interested parties have been turned away by the cost of moving the structure. The Society has voted to return the home to the Commission along with a check for \$5,000 which the Commission had given them for the upkeep of the home.

Commissioner Hicks made a motion to accept the return of the Hays Home. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

Confirm the tax abatement by the Town of South Vinemont for Perfection Chain Products for new building and manufacturing machinery in the amount of \$2,650,000

Commissioner Yarbrough explained the expansion of Perfection Chair Products will result in an additional 20-30 jobs. Commissioner Yarbrough made a motion to confirm the tax abatement for new building and manufacturing machinery. Commissioner Hicks seconded. The motion passed on a unanimous voice vote.

Authorize the Water Department Manager to contract for necessary repairs to the Water Department from flood damage

During recent rains, the Water Department sustained flooding in the basement where the EMA Office is located. Commissioner Hicks made a motion to authorize the Water Department Manager to contract for repairs. Commissioner Yarbrough seconded. Upon a unanimous voice vote, the motion carried.

Resolution 2013-17 – Transportation Enhancement Application for Downtown Streetscape Project along Hwy 31 from 5th St to 7th St SW

Chairman Walker explained the application is for sidewalk replacement and new lighting along Hwy 31 for 5th to 7th St SW. This is a joint application with the City of Cullman to extend the sidewalk renovation. Commissioner Hicks made a motion to approve the resolution to apply for the Transportation Enhancement grant. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

Resolution 2013-18 – ATRIP Project for Resurfacing, Guard Rails and Traffic Stripe on Co Rd 565 from Co Rd 490 to the Hanceville City Limits

Jon Brunner, County Engineer, explained the ATRIP projects are all 80/20 match. Some have questioned the selection of roads to be resurfaced. He explained only federal aid roads are eligible for resurfacing under ATRIP, no secondary roads can be repaired with these funds.

Commissioner Hicks made a motion to approve the resolution for the ARTIP project for resurfacing, guard rails and traffic stripe on Co Rd 656 from Co Rd 490 to the Hanceville City limits. Commissioner Yarbrough seconded. The motion passed on a unanimous voice vote.

Resolution 2013-19 – ATRIP Project for Resurfacing, Guard Rails and Traffic Stripe on Co Rd 747 from Blount County line to Co Rd 1545

Commissioner Hicks made a motion to approve the resolution for the ARTIP project for resurfacing, guard rails and traffic stripe on Co Rd 747 from Blount County line to Co Rd 1545. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

Resolution 2013-20 – ATRIP Project for Resurfacing, Guard Rails and Traffic Stripe on Co Rd 1101 from Lawrence County line to Hwy 157

Commissioner Yarbrough made a motion to approve the resolution for the ARTIP project for resurfacing, guard rails and traffic stripe on Co Rd 1101 from Lawrence County line to Hwy 157. Commissioner Hicks seconded. Upon a unanimous voice vote, the motion passed.

Resolution 2013-21 - ATRIP Project for Resurfacing, Guard Rails and Traffic Stripe on Co Rd 1223 from AL Hwy 31 to Co Rd 1242

Commissioner Yarbrough made a motion to approve the resolution for the ARTIP project for resurfacing, guard rails and traffic stripe on Co Rd 1223 from AL Hwy 31 to Co Rd 1242. Commissioner Hicks seconded. The motion carried on a unanimous voice vote.

Resolution 2013-22 - ATRIP Project for Resurfacing, Guard Rails and Traffic Stripe on Co Rd 1435 from AL Hwy 157 to Morgan County line

Commissioner Hicks made a motion to approve the resolution for the ARTIP project for resurfacing, guard rails and traffic stripe on Co Rd 1435 from AL Hwy 157 to Morgan County line. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

Resolution 2013-23 – Authorize the Chairman to Obtain Funding for the Interchange at I-65 and Co Rd 222

Commissioner Yarbrough made a motion to approve the resolution authorizing the Chairman to seeking funding for the interchange project at the intersection of I-65 and Co Rd 222. Commissioner Hicks seconded the motion which carried on a unanimous voice vote.

Consider a rate increase charged to municipalities and school for work done by the County Road Department: Regular work day \$65.00 per hour Non-scheduled work day \$75.00 per hour

Jon Brunner, County Engineer, stated the rate increase is necessary due to the increase in fuel, labor and cost of material. Commissioner Hicks made a motion to increase rates charged to municipalities and school for work done by the Road Department to \$65.00/hr for a regular work day and \$75.00/hr for a non-scheduled work day. Commissioner Yarbrough seconded. The motion carried on a unanimous voice vote.

Authorize the purchase of a 2009 Chevrolet Colorado for C.A.R.T.S for \$9,900 from Surplus at Eva

Commissioner Hicks made a motion to purchase a 2009 Chevrolet Colorado for Surplus at Eva, to replace the C.A.R.T.S. vehicle which was totaled in a recent accident, at a cost of \$9,900. Commissioner Yarbrough seconded the motion which passed on a unanimous voice vote.

Consider the Commission's re-appointment of Eddie Bedard to the Revolving Loan Fund Review Committee of NARCOG for a term to expire 9-30-2015

Commissioner Yarbrough made a motion to re-appoint Eddie Bedard to the Revolving Loan Fund Review Committee of NARCOG for a term to expire 9-30-2015. Commissioner Hicks seconded. The motion carried on a unanimous voice vote.

Consider Chairman Walker's appointment of Earlene Johnson to the Community Action Partnership of North Alabama Board for a term to expire November 2016

Commissioner Yarbrough made a motion to appointment of Earlene Johnson to the Community Action Partnership of North Alabama Board for a term to expire November 2016. Commissioner Hicks seconded. Upon a unanimous voice vote, the motion passed.

Consider request from the East and West Cullman Baptist Associations in conjunction with the Alabama Baptist Association to use the front courthouse steps for the National Day of Prayer meeting, Thursday, February 28, 2013

Attorney Meherg stated the approval for assembly needs to be with the contingency they have a City permit for use of the sidewalk. The County has never had a "hold harmless" permit. However, since the County is now receiving several requests for assembling on County property, he feels it has become necessary and should be required for the group to meet. Commissioner Hicks made a motion to approve the use of the front steps of the courthouse for the National Day of Prayer meeting. Commissioner Yarbrough seconded. The motion passed on a unanimous voice vote.

Consider request by the New Ground Fellowship Ministries to use south parking lot on March 2, 2013 from 6:00-8:00 p.m.

Mr. Meherg stated the New Ground Fellowship Ministries has requested to use the parking lot south of the courthouse on March 2, 2013. This should be done contingent on a City permit and the signing of the permit from the County. Arrangements will need to be made with the Revenue Commissioner for his office vehicles to be parked at another location. Commissioner Yarbrough made a motion to approve the request provided all contingencies are met. Commissioner Hicks seconded the motion which passed on a unanimous voice vote.

NEXT REGUALR COMMISION MEETING MARCH 12, 2013

Chairman Walker announced the next commission meeting will be Tuesday, March 12, 2013, at 10:00 a.m. in the commission meeting room.

ADJOURN THE MEETING

Commissioner Hicks made a motion to adjourn the meeting. Commissioner Yarbrough seconded the motion. Chairman Walker adjourned the meeting at 10:21 a.m.

/s/ _____
Kenneth Walker,
Chairman

/s/ _____
Darrell Hicks,
Associate Commissioner

/s/ _____
Stanley Yarbrough,
Associate Commissioner