

CULLMAN COUNTY COMMISSION MEETING
January 8, 2019

CALL TO ORDER AND WELCOME

Chairman Walker called the Commission Meeting to order at 10:04 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 Shane Barnett. Ashley Graves led the Pledge of Allegiance.

APPROVE MINUTES OF THE DECEMBER 11, 2018 MEETING; APPROVE APPROPRIATIONS, EXPENDITURES, REQUISITIONS AND ALL JOURNAL ENTRIES TO BE POSTED

Commissioner Watson made the motion to approve the minutes from the December 11, 2018 Commission Meeting; approve appropriations, expenditures, personnel actions, payroll, requisitions and all journal entries to be posted. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

PUBLIC COMMENTS/UPDATES

There were no public comments or updates.

NEW BUSINESS

Proclamation – Human Trafficking Awareness Month 2019

The County Clerk read the proclamation aloud and it was presented by the commissioners to a group from the Human Trafficking Task Force of Cullman County. Commissioner Watson made a motion to approve the proclamation declaring January as Human Trafficking Awareness Month in Cullman County. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Consider authorizing the Chairman to sign an Agreement with the Water Works Board of the City of Arab for the billing and collection of Cullman County sanitation charges

Attorney Chad Floyd explained the agreement is for sanitation customers who are not on Cullman Electric Coop service but are receiving service from Arab City. There is a small area of Cullman County that has been annexed into the City of Arab but they still receive Cullman County Sanitation pickup. The agreement is similar to the one the County has with the Coop for collection of sanitation charges. There is a 10% service fee on the collections. The contract is for one year. Commissioner Marchman made a motion to authorize the Chairman to sign the agreement the Water Works Board of the City of Arab for the billing and collection of Cullman County sanitation charges. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

Consideration of, and action on, petitions filed with the Commission pertaining to the renewal and continuation of two countywide school taxes and requests filed with the Commission pertaining to the renewal and continuation of the district school tax presently being levied in each of the three school districts in Cullman County

Attorney Floyd reported the Commissioner has received petitions requesting a referendum on the 30-year school tax, originally passed in 1989, which expires this year. Attorneys Alan Zeigler, for the City School Board and Clint Maize, for the City of Arab, were in attendance. Petitioners have been checked by the Board of Registrars for voting status and by the Revenue Office for property owner verification. Mr. Zeigler stressed this is the renewal of an existing tax, not new or additional taxation. They are requesting that March 19, 2019 be set for the referendum. They will be meeting with the Probate Judge following the meeting to discuss the particulars of the election. Commissioner Watson made a motion to authorize the signing of all documentation associated with the referendum and set the date of March 19, 2019 for the election. Commissioner Marchman seconded the motion which passed on a unanimous voice vote. (*See attached documentation*)

Consider authorizing County Commission as fiscal agent for Department of Youth Services grant for Youth Advocate Program (YAP)

Cullman County has been asked to serve as the fiscal agent for Lauderdale, Jackson and Blount counties for the Department of Youth Services grant for Youth Advocate Program (YAP) which the county has participated in for a number of years. Commissioner Marchman made a motion to approve the County Commission serving as a fiscal agent for YAP for the three counties. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

Resolution 2019-07 – FEMA Application and Matching Funds for Generators

Ashley Graves from the Economic Development Office explained there were two options to use some “leftover” FEMA funding from the March hail storm. Option one is to replace the twenty-five-year old generator at the courthouse. The second option is for portable generators for some of the municipalities. Following some discussion, it was determined to go with the replacement of the courthouse generator with a 25% match. Commissioner Watson made a motion to approve the resolution for the FEMA application for the matching funds for the generator for the courthouse. Commissioner Marchman stated he was going to abstain. Chairman Walker seconded the motion. The motion then carried on a unanimous voice vote of all three commissioners.

Resolution 2019-08 - Authorize the Chairman to seek an Opinion from the Attorney General regarding Bid No. 1295

Chad Floyd, County Attorney, requested the Commission table action pending further investigation on the issue before an Attorney General opinion is requested. The County has received conflicting information from two state departments concerning licensing for the elevator contractors, but he would like to try to get possible clarification without requesting an AG's opinion. Commissioner Watson made a motion to table action. Commissioner Marchman seconded. The motion was tabled on a unanimous voice vote.

Chairman Walker to reappoint Raymond Williams to the Industrial Development Authority for a term to expire 1-19-2025

Commissioner Marchman made a motion for Chairman Walker's reappointment of Raymond Williams to the Industrial Development Authority for a term to expire 1-19-2025. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

Commissioner Watson to reappoint Brannon Ray to the Industrial Development Authority for a term to expire 1-19-2025

Commissioner Watson made a motion to reappoint Brannon Ray to the Industrial Development Authority for a term to expire 1-19-2025. Commissioner Marchman seconded the motion which passed on a unanimous voice vote.

Commissioner Marchman to reappoint Wendy Crider to the Industrial Development Authority for a term to expire 1-19-2025

Commissioner Marchman made a motion to reappoint to reappoint Wendy Crider to the Industrial Development Authority for a term to expire 1-19-2025. Commissioner Watson seconded the motion and it passed on a unanimous voice vote.

Consider approval of payment to the ACCA Liability Self-Insurance Fund, Inc. for County liability coverage for the period of 1-1-2019 to 1-1-2020 – Premium \$391,623

Gary Teichmiller, County Administrator, reported the annual renewal of the liability insurance is about \$3,000 less than last year. Commissioner Watson made a motion to approval payment to the ACCA Liability Self-Insurance Fund, Inc. for County liability coverage for the period of 1-1-2019 to 1-1-2020 in the amount of \$391,623. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Consider approval of payment of \$18,228.24 to Sharp Communication, Inc. for Volunteer Fire Department service contract

The County Administrator explained this is a renewal of a contract for radio equipment for the Volunteer Fire Department at the same cost as last year. Commissioner Marchman made a motion to approve the equipment contract renewal with Sharp Communication, Inc. in the amount of \$18,228.24. Commissioner Watson seconded the motion which passed on a unanimous voice vote.

Consider authorizing purchase of parts for repair of Tar Distribution Truck – Cost \$8,692

John Lang, County Engineer, stated the tar truck is about twenty years old, but with the repairs, it will be serviceable for some time. Commissioner Watson made a motion to authorize the expenditure of \$8,692 for parts for repair of the tar distribution truck. Commissioner Marchman seconded. The motion passed on a unanimous voice vote.

Consider plat for Lakeside Garden Homes Subdivision, located in District 2 on County Road 51

Keith Creel, Engineering Assistant, explained this is amendment #2 to the plat. It calls for reducing the size of Lot 4 to allow for a drainage ditch to be installed. He made note there had been a previous amendment, #1, which was not addressed by the Commission, which change the lot line of Lot 25. Commissioner Marchman made a motion to approve the change to the plat for Windemere Lakeside Garden Homes Subdivision as described by Mr. Creel. Commissioner Watson seconded and the motion passed on a unanimous voice vote.

Consider employee issue

Commissioner Watson made a motion for the Commission to go into Executive Session for the discussion of an employee issue. Commissioner Marchman seconded. Attorney Floyd stated he felt it was appropriate for the Commission to meet in Executive Session due to a) discussion of general reputation and character of an individual; and b) pending litigation. The Commission adjourned into Executive Session on a unanimous voice vote at 10:24.

The Commission reconvened at 11:15 at which time Commissioner Marchman made a motion to adjourn. Commissioner Watson seconded and the Commission adjourned on a unanimous voice vote.

WORK SESSION

The Commission will hold a Work Session on January 23, 2019 at 8:30 a.m. in the commission conference room.

NEXT REGULAR COMMISSION MEETING WEDNESDAY, JANUARY 23, 2019

Chairman Walker announced the next commission meeting will be Wednesday, January 23, 2019 at 10:00 a.m. in the commission meeting.

/s/
Kenneth Walker,
Chairman

/s/
Kerry Watson,
Associate Commissioner

/s/
Garry Marchman,
Associate Commissioner