

Cleburne County Commission Meeting
Cleburne County, Alabama
August 13, 2012

M I N U T E S

- Regular Commission Meeting The Cleburne County Commission met in regular session on Monday, August 13, 2012, at 4:00 p.m. in the Commission Meeting Room, Room 207 of the County Courthouse, Heflin, Alabama. Chairman Ryan Robertson called the meeting to order and open for business.
- Roll Call There were present:
Chairman Ryan Robertson
Commissioner Emmett Owen
Commissioner Benji Langley
Commissioner Rex Nolen
- There were absent:
Commissioner Joel Robinson
- Public Comment from Citizens Mr. Steven Lines with the Cleburne Chamber of Commerce was present to invite the Commission to the new Chamber building on August 30, 2012 to tour the building and meet with the Chamber to go over future plans.
- Other Elected Officials Sheriff Joe Jacks was present for the meeting, although he did not have any updates at this time.
- Commission Discussion The Commission addressed items of the consent agenda from the agenda of today's meeting: a) Approve the Commission meeting minutes of July 2012 as presented; b) Approve the July 2012 check registers; c) Approve to allocate \$17,000 from Tobacco Tax proceeds to locate a structure on Cleburne Chamber of Commerce property beside their recently renovated offices and meeting location for use as a farmer's market for the selling of locally grown produce and goods; d) Approve to rescind Resolution #4411-4 and direct the County Administrator to engage the Cleburne County Foster Parent Association toward the development of a MOU for their use of the mobile home office at the side of the Cleburne County Extension Office; e) Approve the vacancy on the Cleburne County Hospital Board; f) Approve to enter into an agreement with the Alabama Department of Transportation to utilize available Federal Aid funds to partially fund Project HRRR-CN12(228), CCP 15-25-11; g) Approve to authorize the County Engineer to auction the 2009 Mack Granite dump trucks at the auction of his choice with the understanding that two replacement trucks will be purchased from the ACCA Joint Bid List; h) Approve to deem the following county owned property to be surplus: 1990 Chevrolet Bus VIN 1GBK6P1B7LV108224, 1999 Crown Victoria VIN 2FAFP73W7XX134889, 2004 Crown Victoria VIN 2FAFP71W64X129326, 2005 Crown Victoria VIN 2FAFP71W55X117749, 2005 Crown Victoria VIN 2FAFP71W35X117748 and authorize the Sheriff to dispose of said property in whatever appropriate means available by law. Item c was moved to New Business of today's agenda for further discussion
- Resolution # 4413** **On a motion by Commissioner Emmett Owen and seconded by Commissioner Benji Langley, the Commission passed the following resolution:**
- Be it resolved by the Cleburne County Commission to approve the following resolutions from the items of the consent agenda from the agenda of today's meeting:**
- 4413-1** **The Cleburne County Commission hereby resolves to approve the July 2012 minutes as presented,**
- 4413-2** **The Cleburne County Commission hereby resolves to approve the July 2012 check registers.**
- 4413-4** **Whereas, the Cleburne County Commission has deemed the following property to be surplus in our July 2012 meeting:**
- The mobile home office at the side of the Cleburne County Extension Office**
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And authorize the County Administrator to dispose of said property in whatever appropriate means available by law; and

Whereas, since this time, the Commission has been approached by the Cleburne County Foster Parents Association (a local non-profit 501©3 organization) who has asked for permission to occupy the location for the purposes of supporting foster parent services for Cleburne County; and

Whereas, based upon this discussion, the Commission understands that it will have no short or long-term obligation (financial or otherwise) related to the operation or upkeep of the location should the Association be allowed to utilize said location.

Therefore, the Commission hereby rescinds resolution #4411-4 and directs the County Administrator to engage the Cleburne County Foster Parent Association towards the development of a MOU detailing expectations and understandings of each entity (Commission and Association) and authorizes the Administrator to implement said agreement on behalf of the Commission.

4413-5

Board Appointments:
None

Commission acknowledges the following vacancies:
Cleburne County Hospital Board –

District Four Appointment previously held by Rebecca Forney who has resigned.

4413-6

Whereas, the Cleburne County Commission recognizes the need to continually provide the citizens of Cleburne County with the best possible infrastructure available for the safety and economic advancement of the county:

Whereas, various county roads in Cleburne County have been approved by the Alabama Department of Transportation for the utilization of Federal Aid funds to partially fund Project HRRR-CN12(228), CCP 15-25-11, which will upgrade signs on various county routes;

Whereas, the Cleburne County Commission intends to enter into the agreement with the Alabama Department of Transportation, to utilize the available Federal Aid funds as required on various county roads for the safety enhancement project.

Therefore, the Cleburne County Commission agrees to enter into an agreement with the Alabama Department of Transportation to utilize the Federal Aid funds and authorizes the Commission Ex-Officio to sign said agreements and supporting documentation as required.

4413-7

Whereas, the Cleburne County Commission recognizes the need to continually provide the Cleburne County Highway Department with the best possible equipment available to effectively and efficiently maintain the infrastructure of the county.

Whereas, the Cleburne County Highway Department utilizes two 2009 model Mack Granite dump trucks in normal maintenance activities that are at an opportune point in their life cycle to consider auctioning off as surplus equipment;

Whereas, the Cleburne County Highway Department has the option of purchasing equipment, such as new Mack Granite dump trucks, from the ACCA Joint Bid List at extremely competitive prices;

Therefore, the County Commission authorizes the County Engineer to auction the 2009 Mack Granite dump trucks at the auction of his choice, with the understanding that two replacement trucks will be purchased from the ACCA Joint Bid List. The Probate Judge is authorized to sign any/all agreements pertaining to the resolution as needed.

4413-8 Authorization – The Cleburne County Commission hereby deems the following county owned property to be surplus:

1990 Chevrolet Bus VIN 1GBK6P1B7LV108224

1999 Crown Victoria VIN 2FAFP73W7XX134889

2004 Crown Victoria VIN 2FAFP71W64X129326

2005 Crown Victoria VIN 2FAFP71W55X117749

2005 Crown Victoria VIN 2FAFP71W35X117748

And authorizes the Sheriff to dispose of said property in whatever appropriate means available by law.

All members present voted for the resolution and none against. The motion carried.

Commission Discussion

The Commission addressed items of New Business on the agenda of today's meeting: Item #3 from the consent agenda of today's meeting - Approve to allocate \$17,000 from Tobacco Tax proceeds to locate a structure on Cleburne Chamber of Commerce property beside their recently renovated offices and meeting location for use as a farmer's market for the selling of locally grown produce and goods.

Resolution # 4414

On a motion by Commissioner Emmett Owen and seconded by Commissioner Benji Langley, the Commission passed the following resolution:

Be it resolved by the Cleburne County Commission to approve the following resolution from the items of New Business on the agenda of today's meeting:

Whereas, the Cleburne County Commission has previously authorized the expenditure of specified Tobacco Tax proceeds for District 2 projects in order to fund certain projects for the public good;

Whereas, the District 2 Commissioner has engaged the Cleburne County Chamber of Commerce on the idea of locating a structure on Chamber owned property beside their recently renovated offices and meeting location;

Whereas, the Cleburne County Chamber of Commerce has agreed to oversee operational and upkeep issues related to the structure and its long term use as a farmer's market for the selling of locally grown produce and goods; and

Whereas, it is understood that funding this project will create no additional short or long-term obligation (financial or otherwise) for the Cleburne County Commission and that a memorandum of understanding will be developed and coordinated by the County Administrator with the Chamber of Commerce to further define the conditions of this agreement prior to construction or the obligation of funds taking place;

Therefore, the Cleburne Commission, by passing this resolution, hereby recognizes the funding request as one directly applicable to the stated intent of the earmarks included in with the adopting legislation instituting the tax and clears the request so that the expenditure of \$17,000 in funds can be made.

Furthermore, the Commission directs the County Administrator to develop a MOU detailing expectations and understandings of each entity (Commission and Chamber) and authorizes the Administrator to implement said agreement on behalf of the Commission.

This resolution is contingent upon modification of legal review. All members present voted for the resolution and none against. The motion carried.

Commission
Discussion

Reports from staff were as follows: A) County Administrator Steve Swafford discussed with the Commission the partnership with the Foster Parent Association in support of public good to use the mobile home office at the side of the Cleburne County Extension Office that was previously used by the Cleburne County Water Authority. He briefed the Commission on the letter received from Meadowbrook Insurance Group, the county's self-liability insurance carrier, detailing the loss ratio for counties in which Cleburne has had the lowest for counties equal to our size 4-5 years in a row. Steve stated to the Commission that by October the new facility is expected to be 90% occupied and informed the Commission that Senator Jeff Sessions came last week to take a walk through at the new facility. Steve presented to the Commission a report received from ADEM in response to the groundwater monitoring efforts that have been taking place during the last year on the closed landfill. The report included a breakdown of what was found in the wells and gave direction on the landfill cap. Steve gave the Commission an update on the 2013 budget process. He stated that all funding requests have been turned in, the revenue analysis is completed and the key issue is personnel benefits. He has the information ready for discussion and consideration. B) County Engineer Shannon Robbins discussed with the Commission updates on current projects. C) County Attorney Doug Ghee was not present for the meeting.

There was no further business to come today before the Commission for the meeting.

**Resolution
4415**

On a motion by Commissioner Emmett Owen and seconded by Commissioner Rex Nolen, the Commission passed the following resolution:

Be it resolved by the Cleburne County Commission to adjourn the meeting. All members present voted for the resolution and none against. The motion carried.
