

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

**MINUTES**

- Regular Commission Meeting The Cleburne County Commission met in regular session on Monday, February 13, 2012, at 4:00 p.m. in the Courtroom 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 Benji Langley  
Commissioner Rex Nolen
- There were absent:*  
Commissioner Joel Robinson  
Commissioner Emmett Owen
- Public Comment from Citizens *The Commission welcomed Justin Smith, Cub Scout from Pack 4206. Justin is a 4<sup>th</sup> grade student and was commended for placing on a 12<sup>th</sup> grade reading level and a 7<sup>th</sup> grade math level. He led the Commission in the Pledge of Allegiance and the Invocation. Mr. Chad Roberts, President of the Fire Association was present to request space in the new facility under construction for regular meeting of the Association. Mr. Randall Sanders with the Calhoun/Cleburne Drug Task Force presented the Commission a proposed bill to be introduced to the Legislature and requested that the Commission give their blessings for it.*
- Public Comment from other Elected Officials *Revenue Commissioner Joyce Fuller was present for the meeting but did not address the Commission. Sheriff Joe Jacks addressed the Commission with the request that they support the proposed bill presented by Mr. Randall Sanders of which he says that it is a great way to generate revenue. Sheriff Jacks praised Mr. Sanders and the Drug Task Force for what they do for the Cleburne County Sheriff's Office and the citizens in our county.*
- Commission Discussion *The Commission addressed items of the consent agenda from the agenda of today's meeting: a) Approve the Commission meeting minutes of January 2012 as presented; b) Approve the December 2011 and January 2012 check registers; c) Approve to amend the County Compliance budget in the amount of an additional \$36,000 for fiscal year 2012; d) Approve to authorize the County Engineer to dispose of equipment being declared surplus in whatever form that is permissible by law; e) Approve the appointment of Ryan Robertson to the Community Action Agency of Talladega, Clay Randolph, Calhoun, and Cleburne Counties Board of Directors; and f) Approve to recognize Ms. Alexis Faith Mahathy, Miss Alabama Teen 2012 and wish her well in all her future endeavors.*
- Resolution # 4393** *On a motion by Commissioner Rex Nolen 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:*
- 4393-1** *The Cleburne County Commission hereby resolves to approve the January 2012 minutes as presented,*
- 4393-2** *The Cleburne County Commission hereby resolves to approve the December 2011 and January 2012 check registers.*
- 4393-3** *Whereas, the Cleburne County Commission is responsible for maintenance and testing of the old County Landfill location and must become compliant with state law as administered by ADEM; and*
- Whereas, these expenditures were unanticipated in the 2012 County Budget;*
- Therefore, the Cleburne County Commission amends the County Compliance Budget in the*

*amount of an additional \$36,000 for fiscal year 2012.*

**4393-4** *Whereas, the Cleburne County Commission must abide by state and federal laws regarding the disposition of equipment being deemed surplus; and*

*Whereas, the following equipment has been deemed by the County Engineer to be surplus:*

*See attached Table 1: List of equipment being declared surplus.*

*Therefore, the County Commission authorizes the County Engineer to dispose of the said equipment in whatever form that is permissible by law.*

**4393-5** *The Commission hereby re-appoints: Ryan Robertson  
to the Community Action Agency of Talladega, Clay, Randolph, Calhoun, and Cleburne  
Counties Board of Directors.*

**4393-6** *Whereas, Ms. Alexis Faith Mahathy, a resident of Cleburne County has just been awarded*

*Miss Alabama Teen 2012*

*in addition to her past awards as Miss CCHS, and Miss Cleburne USA:*

*Therefore, the Cleburne County Commission would like to make this formal recognition of our local citizen and wish her well in all her future endeavors in which she will surely serve as a worthy ambassador for the people of Cleburne County to the rest of the world.*

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

Commission  
Discussion

*There were no items of New Business on the agenda of today's meeting.*

*Reports from staff were as follows: A) County Administrator Steve Swafford did not have any new updates; B) County Engineer Shannon Robbins did not have any new updates; C) County Attorney Doug Ghee gave an overview of the Town of Edwardsville special improvement district. The Commission filed a petition for a declaratory judgment on the issue to make sure that the law was being fulfilled. On February 8, 2012, the judge issued a ruling that the Town of Edwardsville had no right or authority to levy taxes in these improvement district lands and no right to require any future payment of county taxes that would go to the Town of Edwardsville. Mr. Ghee also briefed the Commission that a law suit is deemed necessary concerning the bridge that was damaged by logging trucks from a logging company out of Georgia about a year ago to resolve the issue. He expects to file it in the next couple of days.*

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

Resolution #  
4394

*On a motion by Commissioner Benji Langley and seconded by Commissioner Rex Nolen, the Commission passed the following resolution:*

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