

Cleburne County Commission Meeting  
Cleburne County, Alabama  
February 9, 2009

**M I N U T E S**

Regular Commission Meeting      The Cleburne County Commission met in regular session on Monday, February 9, 2009, 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 Joel Robinson  
                 Commissioner Tracy Lambert  
                 Commissioner Dwight Williamson  
                 Commissioner Rex Nolen

There were absent:  
None

Public Comment from Citizens      Ms. Robin Caler with East Alabama Regional Planning & Development Commission discussed the CDBG assistance in the water system extension with fire protection to the unserved area of Muscadine. Mrs. Kathy Hamilton updated the Commission on stray and abandoned animals. Mr. Jaime Forsyth discussed concerns of a family pet being killed and stray animals. He asked the Commission about adopting a proposal to help with the stray animal problems and offered to sell the county land in order to build an animal shelter.

Public Comment From Other Elected Officials      Mr. Rudy Rooks was in attendance to update the Commission on the transporting of bodies to the State of Alabama Department of Forensic Science Lab.

Commission Discussion      The Commission addressed items from the consent agenda from the agenda of today's meeting: a) Approve the January 2009 Check Registry Listing, b) Approve January 2009 minutes as presented, c) Approve to use \$125,000 tobacco tax monies from previously passed resolution for economically sensitive county road infrastructure within the county as matching funds for each submitted project for resurfacing of CR 49 and CR 11 utilizing the Cleburne County Maintenance Annual Bid, d) Approve letter of support to US Forest Service for designation of County Road 24 from the Calhoun County Line to the intersection with AL 281 as a "Forest Highway" which allows Forest Funds to be used in maintenance and construction on the route, e) Approve the agreement executed between the State of Alabama and the county for Project No. CCP 15-09-09 FAS Route No. 1061 for constructing the widening, patching, leveling, resurfacing, and traffic stripe on Cleburne County 36 from US 431 to the intersection with County Road 13 and County Road 13 from the intersection with County Road 36 to the intersection with AL, f) Approve to appoint Commissioner Rex Nolen as a council representative to the Coosa Valley Resource Conservation and Development Council. Item c is moved to New Business.

**Resolution # 4234      On a motion by Commissioner Dwight Williamson and seconded by Commissioner Tracy Lambert, 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:**

**a) Commission moves to approve the January 2009 Check Register Listing.**

**b) Commission moves to approve the January 2009 minutes as presented.**

**d) 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, The United States Forest Service has a desire to assist in the upkeep of the county road infrastructure within the county due to various harvesting and maintenance activities within and around the National Forest in Cleburne County that utilize county routes;**

**Whereas, County Road 24 is designated as a “Forest Highway” by the US Forest Service from the Calhoun County Line to the intersection with AL 281, which allows Forestry Funds to be used in maintenance and construction on the route. The maintenance and construction is performed through various grants and projects with the assistance of the Alabama Department of Transportation;**

**Whereas, the United States Forest Service has a desire to designate the section of County Road 24 from AL 281 to US 431 as a “Forest Highway” due to various harvesting and maintenance activities in the area;**

**Therefore, the Cleburne County Commission supports the designation as a “Forest Highway” by the US Forest Service and will write a letter to that effect to the US Forest Service. The letter will be written by the County Engineer and endorsed by the Commission Ex-Officio Chairman as proof of the agreement.**

**e) Related to: Project No. CCP 15-09-09 Fas Route No. 1061(1)**

**Whereas, the Cleburne County Commission is desirous of resurfacing, by contract, a section of roadway included in the Cleburne County Road System as follows:**

**Constructing the widening, patching, leveling, resurfacing, and traffic stripe on Cleburne County Road 36 from US 431 to the intersection with County Road 13 and County Road 13 from the intersection with County Road 36 to the intersection with AL 9. The approximate length of the project is 5.0 miles. A location map and a link node map have been reviewed as supportive documentation.**

**Whereas, the County agrees to all of the provisions of the County wide agreement executed between the State of Alabama and Cleburne County covering preliminary engineering by State Forces and equipment on the project; Therefore, the County agrees to all of the provisions of any agreement which has been executed or will be executed covering the construction of this project.**

**f) Whereas, the County Commission provides a representative liaison to the Coosa Valley Resource Conservation and Development Council;**

**Therefore, the County hereby resolves to appoint Rex Nolen as the Cleburne County Commission representative for the Council.**

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

Commission  
Discussion

The Commission addressed items of New Business from the agenda of today's meeting: a) Discussion of transport of bodies to the Alabama Department of Forensic Science Lab, b) Approve millage rates for Tax Year 2009, c) Approve to use \$125,000 tobacco tax monies from previously passed resolution to economically sensitive county road infrastructure within the county as matching funds for each

submitted project for resurfacing of CR 49 and CR 11 utilizing the Cleburne County Maintenance Annual Bid.

**Resolution # 4235**      **On a motion by Commissioner Rex Nolen and seconded by Commissioner Joel Robinson, 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 from the agenda of today's meeting: Approve the millage rates for Tax Year 2009. All members present voted for the resolution and none against. The motion carried.**

**Resolution # 4236**      **On a motion by Commissioner Dwight Williamson and seconded by Commissioner Rex Nolen, 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 from the agenda of today's meeting:**

**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, Cleburne County has passed a resolution to apply proceeds from the existing tobacco tax to economically sensitive county road infrastructure within the county;**

**Whereas, due to the economically sensitive nature of CR 49, the Cleburne County Commission intends to use \$125,000 of the money as the matching funds for the agreement with the Alabama Department of Transportation. This project will provide safety improvements to the route and correct deficiencies to the road that have resulted from use by industry and the general public over the years. County Road 49 is a Major Collector that runs north-south in the county that is vital to the transportation of many agricultural products such as timber, baby chickens from the Pilgrims Pride hatchery, and plants from Flowerwood Nursery;**

**Whereas, due to the economically sensitive nature of CR 11, the Cleburne County Commission intends to use \$125,000 of the money to resurface CR 11 from CR 36 to the intersection with AL 9. This project will provide safety improvements to the route and correct deficiencies to the road that have resulted from use by industry and the general public over the years. County Road 11 is a Minor Collector that is vital to the transportation of men, heavy equipment, and supplies for L. E. Bell Construction, a large pipeline construction business on County Road 11;**

**Therefore, the Cleburne County Commission approves matching funds for the two submitted projects for resurfacing of County Roads 49 and 11 utilizing the Cleburne County Maintenance Annual Bid as the economically sensitive projects for FY 2009.**

**Commissioners Joel Robinson, Dwight Williamson, and Rex Nolen voted for the resolution and Commissioner Tracy Lambert voted against. The motion carried.**

Commission  
Discussion

The Commission addressed reports from staff:

- A. County Executive Officer updated the Commission on the alert radios.
- B. County Engineer discussed road projects and gave updates.
- C. County Financial Officer-no current updates

Commission Discussion Probate Judge Ryan Robertson discussed with the Commission recognizing Mrs. Bonnie Turner for her service to the Pilot Club of Heflin and being appointed in April 2008 as Governor-Elect of the Alabama District, Pilot International.

**Resolution # 4237 On a motion by Commissioner Rex Nolen and seconded by Commissioner Dwight Williamson, the Commission passed the following resolution:**

**Be it resolved by the Cleburne County Commission to add discussion of recognizing Mrs. Bonnie Turner for her service to the Pilot Club of Heflin and being appointed in April 2008 as Governor-Elect of the Alabama District, Pilot International to the agenda of today's meeting. All members present voted for the resolution and none against. The motion carried.**

**Resolution # 4238 On a motion by Commissioner Tracy Lambert and seconded by Commissioner Dwight Williamson, the Commission passed the following resolution:**

**Be it resolved by the Cleburne County Commission to recognize Mrs. Bonnie Turner for her service to the Pilot Club of Heflin and being appointed in April 2008 as Governor-Elect of the Alabama District, Pilot International. All members present voted for the resolution and none against. The motion carried.**

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

**Resolution # 4239 On a motion by Commissioner Joel Robinson and seconded by Commissioner Dwight Williamson, 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.**

