

Cleburne County Commission Meeting  
Cleburne County, Alabama  
January 18, 2011

**M I N U T E S**

- Regular Commission Meeting The Cleburne County Commission met in regular session on Tuesday, January 18, 2011, 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 Emmett Owen  
Commissioner Rex Nolen  
Commissioner Benji Langley
- There were absent:  
None
- Commission Discussion The Commission addressed items from the consent agenda from the agenda of today's meeting: a) Approve the Commission meeting minutes of December 2010 as presented, b) Approve December 2010 check register, c) Approve to authorize the speed limit to be lowered to 15 MPH for Cleburne County Road 631, d) Approve to authorize the County Engineer to enter into an agreement with the City of Fruithurst for maintenance, such as cutting back brush with a tractor and boom mower as per a Memorandum of Understanding, e) Approve to authorize attached table 1: list of equipment being declared surplus and authorize the County Administrator to dispose of the said equipment, f) Approve the revision to the Cleburne County Commission Personnel Policies and Procedures (Section 11.7.4) for providing administrative leave to all eligible employees during hazardous weather conditions when county offices are authorized to close by the county commission, g) Approve to formally end the state of emergency declared for the county on January 11, 2011 in response to a severe winter storm.
- Resolution # 4334** **On a motion by Commissioner Rex Nolen and seconded by Commissioner Emmett Owen, 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:**
- 4334-1** **The Commission resolves to approve the December 2010 minutes as presented,**
- 4334-2** **The Commission resolves to approve the December 2010 check register,**
- 4334-3** **Whereas, the Cleburne County Commission has received various requests from concerned citizens to evaluate the conditions of Cleburne County Road 631; and**
- Whereas, the Cleburne County Commission recognizes the need to continually provide the traveling public with the safest conditions possible when traveling the infrastructure of the county.**
- Therefore, after evaluation of the route in question and an engineering study performed by the County Engineer and Staff, which evaluated the lane width, shoulder width, and sight distance of the route, among other safety aspects, the County Commission authorizes the speed limit to be lowered to 15 MPH. The route shall be signed with a 15 MPH speed limit sign at each end for the notification and safety of the traveling public.**
- 4334-4** **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 City of Fruithurst has streets under its jurisdiction that are in need of**

maintenance, such as cutting back brush with a tractor and boom mower.

Whereas, the Cleburne County Commission intends to enter into an agreement with the City of Fruithurst, as per a Memorandum of Understanding to allocate a crew of two men, a boom mower, and a truck to perform work at locations as directed by the City of Fruithurst.

Whereas, the Memorandum of Understanding will contain the normal operating procedures between Cleburne County and the other various cities within the county such as the labor additive rate for all personnel; equipment charges by the hour; and the requirement of the City of Fruithurst to complete the Cleburne County Highway Department Reimbursement Sheet daily.

Therefore, the Cleburne County Commission, in passing this resolution, allows the County Engineer to sign said agreement as required and fulfill the work request at the earliest time available without hindrance to Cleburne County Highway Department maintenance operations.

4334-5        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 Administrator to be surplus:

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

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

4334-6        Whereas, the Cleburne County Commission Personnel Policies and Procedures (section 11.7.4.) provides administrative leave to all eligible employees during hazardous weather conditions when county offices are authorized to close by the county commission; and

Whereas, the county must periodically update these policies to maintain a proficient local government; and

Therefore, the County Commission revises the aforementioned policy to delete the practice of reporting time as administrative leave (hazardous weather) when county offices may be closed due to weather conditions. If county offices are closed for any reason, unless so directed by their appointing authority, employees are expected to report to or remain at work

Any employee who is unable to get to work due to weather conditions is expected to notify his/her appointing authority. An employee may be placed on compensatory leave, vacation leave or leave without pay if they are unable to work. An addendum will be inserted at the end of the Personnel Policy reflecting these changes effective January 11, 2011.

4334-7        Whereas, it was necessary for the County to declare a state of emergency on January 11<sup>th</sup>, 2011 in response to a severe winter storm impacting Cleburne County; and

Whereas, the conditions have since dispersed and the state of emergency is no longer necessary;

Therefore, the County Commission formally ends the state of emergency effective January 18<sup>th</sup>, 2011, at 6 p.m.

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 briefed the Commission on the state of emergency declared on January 11, 2011 in response to a severe winter storm impacting the county, B) County Engineer Shannon Robbins updated the Commission on various current projects, C) County Attorney Doug Ghee briefed the Commission on the lawsuit pending for the declaratory judgment. Chairman Ryan Robertson informed the Commission that he had sworn in Sheriff Joe Jacks today for his newly elected four year term. Ryan discussed with the Commission 2010 census report that could result in voting district changes.

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

**Resolution  
#4335**

**On a motion by Commissioner Joel Robinson and seconded by Commissioner Emmett Owen, 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.**