

**Cleburne County Commission Meeting Minutes
Regular Commission Meeting January 9, 2017
Cleburne County Mountain Center**

Roll Call

Present:

Commissioner Laura Cobb
Commissioner Emmett Owen
Commissioner Terry Hendrix
Commissioner Jake Durham

Absent:

Chairman Ryan Robertson

Vice-Chairman Terry Hendrix presided at this meeting.

Consent Agenda

The Commission passed the January 2017 Consent Agenda including:

Action as related to Resolutions #4771 – 1, 2, 4 - January 2017 Consent Agenda:

Motion made by Commissioner Emmett Owen, Seconded by Commissioner Laura Cobb

In Support: Commissioners Laura Cobb, Emmett Owen, and Jake Durham

In Opposition: None

Motion Passed

Resolution #4771-1

The Cleburne County Commission hereby resolves to approve the minutes of:

December 12th, 2016 as presented.

Resolution #4771-2

The Cleburne County Commission recognizes the following board appointment statuses as of this meeting:

Resignations: None

Commission acknowledges the following vacancies:

Cleburne County Water Authority (1)

Board Appointments: None

Resolution #4771-4

Whereas, the employment contract of the County Engineer requires that he be evaluated by the Commission on a yearly basis; and

Whereas, the Commission now takes into consideration the performance of the County Engineer.

Therefore, the Cleburne County Commission hereby commends the performance of the Cleburne County Engineer for his prior year's work and accomplishments; and

Furthermore, the Cleburne County Commission hereby approves the 3% contractual raise warranted for satisfactory performance and authorizes an additional 2% increase for what the Commission considers to be exemplary performance for a total of 5% effective January 19th, 2017.

New Business:

The following resolutions were reviewed for passage in New Business:

A. Discussion of Potential Siren Repairs

Action as related to **Resolution #4772** - A. Discussion of Potential Siren Repairs

Motion made by Commissioner Emmett Owen, Seconded by Commissioner Laura Cobb

In Support: Commissioners Laura Cobb, Emmett Owen, and Jake Durham

In Opposition: None

Motion Passed

Resolution #4772

Resolution Related to New Business Item A. – Discussion of Potential Siren Repairs

Whereas, it is the desire of the Cleburne County Commission keep the outdoor warning sirens across the county in functioning order; and

Whereas, certain units are now either non-functioning or partially functioning.

Therefore, be it resolved by the Cleburne County Commission to take the steps necessary to bring all units up to a level of fully functioning by tasking the County Administrator to oversee the repair of said units, utilizing existing Administration funding that will be replenished once the price of the repairs is known.

Furthermore, the Commission asks the Administrator to provide information back to the Commission, as it becomes known, in order to communicate the cost and scope of repairs necessary.

- B. Resolution Presented for Adoption -3 from the Consent Agenda of today's meeting –Purchase Orders over \$4,000.

Action as related to **Resolution #4773** - B. Resolution Presented for Adoption - 3 from the Consent Agenda of today's meeting – Purchase Orders over \$4,000.

Motion made by Commissioner Emmett Owen, Seconded by Commissioner Laura Cobb

In Support: Commissioners Laura Cobb, Emmett Owen, and Jake Durham

In Opposition: None

Motion Passed

Resolution #4773

Resolution Related to New Business Item B. - Resolution Presented for Adoption - 3 from the Consent Agenda of today's meeting –Purchase Orders over \$4,000.

Whereas, the Cleburne County Commission has asked to approve all purchase orders over \$4,000.

Therefore, the Cleburne County Commission hereby approves the following requests:

County Engineer:

Fracture Critical Bridge Inspection - \$24,461.00

- C. Resolution Presented for Adoption - 5 from the Consent Agenda of today's meeting – Strategic Planning Initiative Funds Budgeted

Whereas, the Commission has decided to not proceed in a Strategic Planning Initiative budgeted for in FY-2017; and

Whereas, the Commission wishes to apply said funds towards other public purposes.

Therefore, the Cleburne County Commission hereby resolves to take \$20,000 in funds originally budgeted for strategic planning and apply the amount to the County Gasoline Fund budget for the County Engineer for the purpose of purchasing additional gravel reserves.

Action as related to C. Resolution Presented for Adoption - 5 from the Consent Agenda of today's meeting – Strategic Planning Initiative Funds Budgeted

Motion made by Commissioner Emmett Owen, Seconded by Commissioner Laura Cobb

In Support: None

In Opposition: Commissioners Laura Cobb, Emmett Owen, and Jake Durham

Motion Did Not Pass

Reports from staff

- A. County Administrator Steve Swafford gave a report of the winter storm of January 6, 2017.
- B. County Engineer Lee Estes discussed the new system for reporting road concerns; and issues with County Roads #24 and #79.
- C. County Attorney Doug Ghee discussed sales taxes being held by business owners.

The Commission discussed tasking County Attorney Doug Ghee to investigate the non-submission of sales taxes collected by local businesses.

Action as related to **Resolution #4774** -

Motion made by Commissioner Emmett Owen, Seconded by Commissioner Jake Durham

In Support: Commissioners Laura Cobb, Emmett Owen, and Jake Durham

In Opposition: None

Motion Passed

Resolution #4774

The Commission adds to the agenda of today's meeting the possibility of tasking County Attorney Doug Ghee to investigate the non-submission of sales taxes collected by local businesses.

Action as related to **Resolution #4775** -

Motion made by Commissioner Emmett Owen, Seconded by Commissioner Jake Durham

In Support: Commissioners Emmett Owen, and Jake Durham

In Opposition: None

To Abstain: Commissioner Laura Cobb

Motion Passed

Resolution #4775

Whereas, the Cleburne County Commission has experienced local businesses that have not submitted Sales Tax collected by their business and by not submitting their public funds to proper institutions, these businesses may or may not have broken the law and the issue needs to be examined for closure,

Therefore, the Cleburne County Commission tasks the County Attorney to investigate all means possible and pursue collection of public funds that have not been submitted by these local businesses of concern.

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

The Commission adjourned the meeting.

Action as related to Resolution #4776:

Motion made by Commissioner Emmett Owen, and Seconded by Commissioner Laura Cobb

In Support: Commissioners Laura Cobb, Emmett Owen, and Jake Durham

In Opposition: None

Motion Passed

Resolution #4776

The meeting is adjourned.