

Cleburne County Commission Meeting
Cleburne County, Alabama
July 12, 2010

M I N U T E S

- Regular Commission Meeting The Cleburne County Commission met in regular session on Monday, July 12, 2010, 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 Dwight Williamson
Commissioner Rex Nolen
There were absent:
Commissioner Joel Robinson
Commissioner Tracy Lambert
- Commission Discussion Chairman, Ryan Robertson announced that the Association of County Commissions of Alabama has awarded Cleburne County the 2010 “Award for Excellence in County Government – Rural Category”. The Commission addressed items from the consent agenda from the agenda of today’s meeting: a) Approve the Commission meeting minutes of June 2010 as presented, b) Approve the June 2010 Check Registry Listing, c) Agree 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 documentations as required , d) Replace Item 12 of the permit to access county road policy, e) restriction for County Road 663, e) Appoint Melissia Wood and Lisa Kemmerlin to the Cleburne County Public Building Authority, f) Authorize the County Administrator to transfer deed for county property located on Southwire Drive and set aside for the construction of the new county facility to the Cleburne County Public Building Authority, g) Authorize the county engineer to solicit bids, as needed, for the following annual maintenance items: signs, stone, hot mix, cold mix, gas & diesel fuel, metal pipe, concrete box culvert, concrete pipe, traffic striping, bituminous treatment resurfacing, and plant mix in-place.
- Resolution # 4313** **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 resolutions from the items of the consent agenda:**
- 4313-1** **The Commission resolves to approve the June 2010 minutes as presented.**
- 4313-2** **The Commission resolves to approve the June 2010 Check Registry Listing,**
- 4313-3** **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, County Road 10 (from AL 46 to CR 51) and County Road 11 (from US 431 to the Clay County Line) are important as Major & Minor Collectors in the Cleburne County transportation system;**
- 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 CR 10 and CR 11 to construct the resurfacing projects.**
- 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.**
- 4313-4** **Whereas, the Cleburne County Commission recognizes the need to occasionally evaluate the infrastructure system of the county to better serve its citizens;**
- Whereas, the transportation network within Cleburne County is under the stress of increased traffic and heavy loads on a daily basis and the Cleburne County Commission must consider preservation of the infrastructure for the benefit of the traveling public;**

Whereas, the Code of Alabama 1975 grants the Cleburne County Commission the legal authority to set/post public roads for a weight limit, charge permit fee for use, and/or require bond as needed;

Whereas, the Cleburne County Commission, due to many public complaints and the damaged condition of the roadways, has noted the need to help preserve the public roads of the county;

Whereas, in the best interest of preserving the infrastructure, the Cleburne County Commission has become aware of the need to regulate the traffic that uses the roadway on a continual basis and passed the Permit to Access County Road Policy in the March 8th meeting;

Whereas, the Cleburne County Commission has considered the effects of the policy and desires to change the wording of Item 12 addressing the bonding requirements;

Therefore, in the interest of serving the traveling public, while also addressing the concerns of the logging industry, the Cleburne County Commission desires to replace Item 12 of the Permit to Access County Road Policy with the following:

The Applicant will file with the Cleburne County Commission an acceptable irrevocable first draw letter of credit, certified cashier's check, or bond for tracts over 50 acres in size. For those tracts, the amount shall be \$5,000 regardless of the size of the tract, to guarantee the faithful performance of this permit in its entirety. Upon satisfactory completion and acceptance of all the work provided for in the permit contract, the letter of credit, check or bond, as applicable, will be returned to the Applicant; otherwise, the proceeds from the check, or any amount received by the County as a result of the bond, will be applied to complete and fulfill the permit contract terms. The posting of one letter of credit, cashier's check, or bond shall be permitted for multiple tracts for the calendar year by any one buyer, landowner, etc. as applicable.

4313-5 Whereas, the Cleburne County Commission recognizes the need to occasionally evaluate the infrastructure system of the county to better serve its citizens;

Whereas, the transportation network within Cleburne County is under the stress of increased traffic and heavy loads on a daily basis and the Cleburne County Commission must consider the preservation of the infrastructure for the benefit of the traveling public;

Whereas, the Code of Alabama 1975 grants the Cleburne County Commission the legal authority to govern the type traffic that is permitted to use the infrastructure and must erect signage for such;

Whereas, the Cleburne County Commission due to many public complaints and the damaged condition of County Road 663, has noted the need to preserve the public roads of the county;

Therefore, in the interest of serving the traveling public, the Cleburne County Commission desires to restrict thru truck traffic on Cleburne County Road 663 by prohibiting trucks from utilizing the route as a short cut, due to the fact that access is available on other existing routes that are more suitable to accommodate heavier loads. By passing this resolution, the Commission intends to have "No Thru Trucks" signs placed on each end of CR 663 immediately, and rescinds all other resolutions pertaining to the preservation of CR 663.

4313-6 The Commission resolves to appoint Melissia Wood to the Cleburne County Public Building Authority to the term ended in May of 2008 and Lisa Kemmerlin to the term ended in May 2010.

4313-7 The Commission authorizes the County Administrator to transfer deed for County property located on Southwire Drive, and set aside for the construction of the new county facility, to the Cleburne County Public Building Authority.

4313-8 Whereas, the Cleburne County Commission recognizes the need to continually provide the public with the safest conditions possible when traveling the infrastructure of the county;

Whereas, the Cleburne County Commission requires the use of vendors to supply materials, and companies to perform various construction activities for the improvement to the infrastructure of the county, an Annual Bid is utilized;

Therefore, the Cleburne County Commission authorizes the County Engineer to solicit bids, as needed, for the following annual maintenance items: signs, stone, hot mix, cold mix, gas & diesel fuel, metal pipe, concrete box culvert, concrete pipe, traffic striping, bituminous treatment resurfacing, and plant mix in-place. Bids are to be opened during the Commission meeting in August of 2010 and awarded in September of 2010.

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 informed the Commission on the installation of a security system, outdoor lighting and upgrades to the gate at the county engineer's office using grant monies and updated the Commission on the budget process, B) County Engineer, Shannon Robbins updated the Commission on current projects, C) County Attorney Doug Ghee did not have anything new to report to the Commission at this time.

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

Resolution
4314

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