

Cleburne County Commission Meeting  
Cleburne County, Alabama  
July 13, 2009

**M I N U T E S**

Regular  
Commission  
Meeting

The Cleburne County Commission met in regular session on Monday, July 13, 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 Rex Nolen

There were absent:

Commissioner Dwight Williamson

Commission  
Discussion

The Commission addressed items from the consent agenda from the agenda of today's meeting: a) Approve the May 2009 and June 2009 Check Registry Listing, b) Approve June 2009 minutes as presented, c) Approve to vacate County Road #828, d) Approve the request for and call of a special election on the renewal and continuation of the one (1) mill countywide, three (3) mill countywide, five (5) mill countywide, three (3) mill District No. 1, three (3) mill District No. 2, five (5) mill District No. 1, five (5) mill District No. 2 school tax in the county, d) Approve to commit the amount of \$24,171 as local non-federal match for capital, administrative and operations expenditures under the section 5311 Non-urbanized Area Public Transportation Program during fiscal year 2010, e) Approve to 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, plant mix in-place, f) Approve to adopt Campground Church Road from the intersection with CR 49 to the intersection with concrete church parking lot.

The Commission held a public hearing for the vacating of County Road #828.

Resolution #  
4261

**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 resolutions from the items of the consent agenda:**

**a) The Commission resolves to approve the May 2009 and June 2009 Check Registry Listings**

**b) The Commission resolves to approve the June 2009 minutes as presented**

**c) Whereas, the Cleburne County Commission recognizes the need to occasionally evaluate the infrastructure system of the county to better serve its citizens;**

**Whereas, various roads within the Cleburne County infrastructure are no longer useful as vital links within the transportation system and should be considered for vacation by the Cleburne County Commission to allow the county to better expend its resources;**

**Whereas, the Code of Alabama 1975 grants the Cleburne County Commission the legal authority to vacate public roads;**

**Therefore, in the best interest of the public, the Cleburne County Commission intends to vacate County Road #828. County Road #828 shall be vacated in its entirety, from the intersection with County Road #116 to the intersection with County Road #5. The overall length of County Road #828 is approximately 0.9 miles. The abutting landowners are as follows:**

**Betty Murray, 8 Faye Lane, Bella Vista, AR 72714**

**Georgia Kraft, One SW Columbia, Suite 1700, Portland, OR 97258**

**Cahaba Forests, 3891 Klein Rd., Harpersville, AL 35078**

**Jeffery Lynn Ervin, 76 County Road #828, Heflin, AL 36264**

**d) Approve proceedings pertaining to the request for and call of a special election on the renewal and continuation of the one (1) mill countywide school tax in the county; Approve proceedings pertaining to the request for and call of a special election on the renewal and**

**continuation of the three (3) mill countywide school tax in the county; Approve proceedings pertaining to the request for and call of a special election on the renewal and continuation of the five (5) mill countywide school tax in the county; Approve proceedings pertaining to request for and call of a special election on the renewal and continuation of the three (3) mill school tax in school District No. 1 in the county; Approve proceedings pertaining to the request for and call of a special election on the renewal and continuation of the three (3) mill school tax in school District No. 2 in the county; Approve proceedings pertaining to the request for and call of a special election on the renewal and continuation of the five (5) mill school tax in school District No. 1 in the county; Approve proceedings pertaining to the request for and call of a special election on the renewal and continuation of the five (5) mill school tax in school District No. 2 in the county.**

**e) Whereas, the Cleburne Country Commission recognizes the need for a public transportation program; and**

**Whereas, the Cleburne County Commission is recognized as a member of the Cleburne County Transportation Steering Committee; and**

**Whereas, the Cleburne County Commission recognizes that the requirements to obtain Section 5311 funds from the Alabama Department of Transportation includes a local match of 50% for operating expenses and 20% for administration and capital expenses; and**

**Whereas, the Cleburne County Commission recognizes that the local match will be a shared cost with other participating municipalities being responsible for providing an appropriate allocation of local non-federal funds to secure the operating of the Section 5311 Non-urbanized Area Public Transportation Program.**

**Now, Therefore, be it Resolved, that the Cleburne County Commission hereby commits the amount of \$24,171 as local non-federal match for capital, administrative and operations expenditures under the Section 5311 Non-urbanized Area Public Transportation Program during fiscal year 2010.**

**f) 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, Plant Mix In-Place. Bids are to be opened during the Commission meeting in August of 2009 and awarded in September of 2009.**

**g) Whereas, the Cleburne County Commission recognizes the need to occasionally evaluate the infrastructure system of the county to better serve its citizens;**

**Whereas, various citizens have requested that Campground Church Road be adopted as a County maintained road due to the amount of traffic using the road for church, daycare services, and other community functions.**

**Whereas, the Code of Alabama 1975 grants the Cleburne County Commission the legal authority to adopt public roads and accept them into the normal maintenance program;**

**Whereas, the completion of this adoption is contingent upon the Cleburne County Commission obtaining deeded right of way for the road of 25 feet on each side of the centerline of Campground Church Road;**

**Therefore, in the best interest of the public, the Cleburne County Commission intends to adopt Campground Church Road. Campground Church Road shall be adopted in its entirety, from the intersection with County Road #49 to the intersection with concrete church parking lot. The overall length of Campground Church Road is approximately 620 feet along the centerline.**

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

Commission  
Discussion

The reports from staff were as follows: A) County Executive Officer Steve Swafford updated the Commission on the Education School Tax Attachments, B) County Engineer Shannon Robbins updated the Commission on ongoing projects, C) County Financial Officer Melissia Wood updated the Commission on the Excess Land Sale revenues, D) County Attorney Doug

Ghee gave the Commission an update on legal issues. Probate Judge Ryan Robertson updated the Commission on the moving of Beason Mill Voting House to the Green's Chapel Church Fellowship Hall and the special election on September 15, 2009 for the renewal and continuation of the county school tax.

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

**Resolution #  
4262**

**On a motion by Commissioner Joel Robinson 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.**