

Cleburne County Commission Meeting
Cleburne County, Alabama
March 14, 2011

M I N U T E S

- Regular Commission Meeting The Cleburne County Commission met in regular session on Monday, March 14, 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 Benji Langley
Commissioner Rex Nolen
- There were absent:
None
- Public Comment from Citizens Mr. Ronnie Day addressed the Commission with concerns of County Road #76. Mr. Day states the road is currently not being maintained by the County Engineering and Road Departments, however he has researched and found no law that requires this to be a stipulation for a road to be considered closed.
- Public Comment from Other Elected Officials Revenue Commissioner Joyce Fuller addressed the position vacancy set to occur on March 31, 2011. She feels the vacancy would cause significant difficulty in her being able to perform her department obligations. Mark Laminack with the Chamber of Commerce spoke to the Commission concerning the events that were held on February 25 & 26, 2011. He thanked the Commission for their support as they are in the building stage for the Chamber.
- Commission Discussion The Commission addressed items of the consent agenda from the agenda of today's meeting: a) Approve the Commission meeting minutes of February 2011 as presented; b) Approve February 2011 check register; c) Approve to initiate the vacation process for CR 624; d) Approve to enter into an agreement with the Town of Ranburne as per a Memorandum of Understanding to allocate a crew of Cleburne County Employees and equipment as needed to perform work at locations as requested by the Town of Ranburne; e) Approve to authorize the County Engineer to lower the speed limit for County Road #618 to 15 MPH; f) Approve to re-appoint Mr. Landon Brown to the Cleburne County Hospital Board-term ending April 2017, appoint Mr. Larry Brown to open seat for the un-expired term of Mr. Chris Jackson through March 2013; g) Approve to institute an on-going five-day work week for the Cleburne County Road Department starting the next full pay period after adoption of this resolution; h) Approve the request to fill the four part time positions in Cleburne County 911 with the understanding they will eventually be reduced to two full time positions (eliminating one full time position) when deemed appropriate by the Cleburne County 911 Director; i) Approve to authorize the County Engineer to purchase a sufficient quantity of signs used by the logging producers to enact specific signage in order to warn the public of possible roadway hazards created by their operations, so as to receive a reduced price and then provide for the purchase by those seeking permits so their operations can easily meet the requirements of compliance; j) Approve to direct the assignment of Probate Clerk Natasha Daniel to the position of Revenue Assessment Clerk effective April 1, 2011. Items g is moved to New Business of today's agenda for further discussion.
- Resolution # 4344** **On a motion by Commissioner Benji Langley 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:**
- 4344-1** **The Commission resolves to approve the February 2011 minutes as presented,**

4344-2 The Commission resolves to approve the February 2011 check register,

4344-3 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, at the request of Mr. Rusty Mattox and Mr. Darrell Teal, who reside on CR 624, the Cleburne County Commission intends to initiate the vacation process for CR 624. The hearing and decision on the proposed vacation will be at the regularly scheduled meeting on April 11th, 2011. The property owners adjacent to the section of roadway to be closed are as follows:

Mr. Rusty Mattox, 80 CR 624, Ranburne, AL 36273.

Mr. Darrell Teal, 120 CR 611, Ranburne, AL 36273.

Mrs. Belinda Buchanan, 59 CR 624, Ranburne, AL 36273

Mr. L.B. Anderson, 1327 CR 95, Ranburne, AL 36273.

Mr. L.B. Anderson, Jr. 584 CR 624, Ranburne, AL 36273

Mr. Dale Pollard, 1257 CR 95, Ranburne, AL 36273.

4344-4 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 Town of Ranburne has streets under its jurisdiction that are in need of maintenance, such as patching potholes and cutting back brush with a tractor and boom mower.

Whereas, the Cleburne County Commission intends to enter into an agreement with the Town of Ranburne, as per a Memorandum of Understanding, to allocate a crew of Cleburne County Employees and equipment as needed to perform work at locations as requested by the Town of Ranburne.

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 Town of Ranburne 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.

4344-5 Whereas, the Cleburne County Commission has received various requests from concerned citizens to evaluate the conditions of Cleburne County Road #618; 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.

4344-6 Board Appointments - The Cleburne County Commission resolves to re-appoint:

Mr. Landon Brown to the Cleburne County Hospital Board with a term ending April 2017;

and to appoint

Mr. Larry Brown to the vacated seat on the Cleburne County Water Authority with a term ending March 2013.

4344-7 Whereas, the Cleburne County Commission's FY11 Budget includes an attrition statement that requires all vacancies that become available during the year must be approved by the County Commission before the position can be refilled; and

Whereas, three full time 911 positions have become unfilled due to employees leaving county service; and

Whereas, the Cleburne County 911 has requested approval to refill these positions;

Therefore, the County Commission approves to refill the four part time positions in Cleburne County 911 with the understanding they will eventually be reduced to two full time positions (eliminating one full time position) when deemed appropriate by the Cleburne County 911 Director.

4344-8 Whereas, the Cleburne County Commission logging regulations require those seeking a permit to enact specific signage in order to warn the public of possible roadway hazards created by their operations;

Therefore, the Commission hereby authorizes the County Engineer to purchase a sufficient quantity of these signs so as to receive a reduced price and then to provide for purchase by those seeking permits so their operations can easily meet the requirements of compliance. It should be understood that the signage portion of the County logging regulation is one of the key facets to public safety and as such should not be ignored but rather enforced thoroughly.

4344-9 Whereas, the Cleburne County Commission's FY11 Budget includes an attrition statement that requires all vacancies that become available during the year must be approved by the County Commission before the position can be refilled; and

Whereas, the Cleburne County Revenue Commission has approached the Commission requesting consideration for having the position of Assessment Clerk refilled due to a vacancy set to occur in the position on March 31, 2011, that would cause significant difficulty in her being able to perform her departmental obligations; and

Whereas, the Commission has been considering the elimination of certain positions due to budgetary restrictions, effective in the FY12 budget period and feels it would be very appropriate to reassign employees facing eventual termination to existing positions when approved to be refilled;

Therefore, the Commission hereby directs the assignment of Probate Clerk Natasha Daniel to the position of Revenue Assessment Clerk effective April 1st, 2011.

Commission
Discussion

The Commission discussed items of New Business on the agenda of today's meeting: a) item g from the consent agenda of today's meeting - Approve to institute an on-going five-day work week for the Cleburne County Road Department starting the next full pay period after adoption of this resolution.

Resolution #4345 **On a motion by Commissioner Emmett Owen and seconded by Commissioner Benji Langley, 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 on the agenda of today's meeting transferred from the consent agenda of today's agenda:

Whereas, the Cleburne County Commission strives to provide high levels of service for the Cleburne County Public; and

Whereas, the need to maintain standard business office hours would serve to provide a greater level of responsiveness and an improved ability to service the needs of the public.

Therefore, the Commission hereby resolves to institute an on-going five-day work week for the Cleburne County Road Department starting the next full pay-period after adoption of this resolution.

Commissioners Joel Robinson, Benji Langley, and Emmett Owen voted for the resolution and Commissioner Rex Nolen voted against.

Commission Discussion Reports from staff were as follows: A) County Administrator Steve Swafford gave the Commission an update, 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 discussed with the Commission continuing the meeting until April 4, 2011, 4 p.m. for the purpose of discussion of the new construction for the offices of County Commission, E911 and EOC.

Resolution #4346 **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 approve to continue the meeting until April 4, 2011, p.m. for the purpose of discussion of the new construction for the offices of County Commission, E911 and EOC. 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.