

**Cleburne County Commission Meeting  
Cleburne County, Alabama  
November 14, 2012**

**M I N U T E S**

Regular Commission Meeting      **The Cleburne County Commission met in regular session on Wednesday, November 14, 2012, 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 Laura Cobb**  
                  **Commissioner Emmett Owen**  
                  **Commissioner Bobby Brooks**

**There were absent:**  
                  **Commissioner Benji Langley**

Public Comment from Citizens      **There was no one present for the meeting to address the Commission.**

Public Comment from Other Elected Officials      **Revenue Commissioner Joyce Fuller was present, although she did not address the Commission; Sheriff Joe Jacks stated to the two newest Commissioners that he has always had a good relationship with the Commission and that he will continue to work hard with the Commission.**

Commission Discussion      **The Commission addressed items of the consent agenda from the agenda of today's meeting: a) Approve the Commission meeting minutes of September 2012 as presented; Be it noted that there was no October 2012 meeting of the Cleburne County Commission; b) Approve the September 2012 and October 2012 check registers; c) Approve the request of Mihirkumar Bipinbhai Patel for alcoholic licenses to sell beer for off premises consumption (20129927104556488) and table wine for off premises consumption (20120927110447410) for Stop N Shop – SAI LLC located at 17380 CR 49, Muscadine, AL; d) Approve the Tax Revenue Enhancement Agreement with RDS for the collection of fireworks tax for a period of three years commencing December 1<sup>st</sup>,2012 and authorize the Chairman to sign all documents related to and approving this agreement; e) Approve to establish the Mountain Center as an Annex to the Cleburne County Courthouse; f) Approve to acknowledge the following vacancies: Cleburne County Hospital Board-appointment that is set to expire in April 2013, appointment that is set to expire in September 2015, Cleburne County DHR Board-appointment that is set to expire in September 2013, Appointment that is set to expire in September 2017, Approve appointment of Ms. Kay H Allen to the Cleburne County Hospital Board for term ending April 2013; g) Approve to set the Commission standard monthly meeting date for the second Monday of the month at 3 p.m. in the afternoon. Agenda setting meetings, when necessary, will be held the first Monday of the month at 3 p.m. in the afternoon. Both meetings will be held at the Cleburne County Mountain Center located at 6751 Highway 78 in Heflin, Alabama. Items 1, 2, & 4 will be moved to New Business of today's agenda.**

Resolution # 4419      **On a motion by Commissioner Emmett Owen and seconded by Commissioner Bobby Brooks, 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 from the agenda of today's meeting:**

4419-1      **The Cleburne County Commission hereby approves the following requests for alcoholic licenses to sell beer for off premises consumption (201209271045536488) and table wine for off premises consumption (20120927110447410) for the Stop N Shop – SAI LLC located at**

17380 CR 49, Muscadine, AL owned by Mihirkumar Bipinbhai Patel of Oxford Alabama.

\*See attachments 1 and 2.

4419-2 The Cleburne County Commission hereby approves the Tax Revenue Enhancement Agreement with RDS for the collection of fireworks tax for a period of three years commencing December 1<sup>st</sup>, 2012 and authorizes the Chairman to sign all documents related to and approving this agreement.

\*See attachment 3.

4419-3 The Cleburne County Commission hereby establishes the Mountain Center as an Annex to the Cleburne County Courthouse.

4419-4 Resignations: None

Commission acknowledges the following vacancies:

Cleburne County Hospital Board –

Appointment that is set to expire in April 2013

Appointment that is set to expire in April 2015

Cleburne County DHR Board –

Appointment that is set to expire in September 2013

Appointment that is set to expire in September 2017

Board Appointments:

The Cleburne County Commission does hereby appoint:

Ms. Kay H. Allen to the Cleburne County Hospital Board, Appointment ending April 2013.

4419-5 The Cleburne County Commission hereby sets its standard monthly meeting date for the second Monday of the month at 3 p.m. in the afternoon. Agenda setting meetings, when necessary, will be held the first Monday of the month at 3 p.m. in the afternoon. Both meetings will be held at the Cleburne County Mountain Center located at 6751 Highway 78 in Heflin, Alabama.

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

Commission  
Discussion

The Commission addressed items of New Business on the agenda of today's meeting: Item #1 transferred from the consent agenda of today's meeting - Approve the Commission meeting minutes of September 2012 as presented; Be it noted that there was no October 2012 meeting of the Cleburne County Commission; Item #2 transferred from the consent agenda of today's meeting - Approve the September 2012 and October 2012 check registers; Item #4 transferred from the consent agenda of today's meeting - Approve the Tax Revenue Enhancement Agreement with RDS for the collection of fireworks tax for a period of three years commencing December 1<sup>st</sup>, 2012 and authorizes the Chairman to sign all documents related to and approving this agreement.

Resolution  
# 4420

On a motion by Commissioner Emmett Owen and seconded by Commissioner Bobby Brooks, 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 transferred from the items of the consent agenda on the agenda of today's meeting:

The Cleburne County Commission hereby resolves to approve the September 2012 minutes

as presented. Be it noted that there was no October 2012 meeting of the Cleburne County Commission. All members present voted for the resolution and none against. The motion carried.

**Resolution  
# 4421**

**On a motion by Commissioner Emmett Owen and seconded by Commissioner Bobby Brooks, 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 transferred from the items of the consent agenda on the agenda of today's meeting:**

**The Cleburne County Commission hereby resolves to approve the September 2012 and October 2012 check registers. Commissioners Emmett Owen and Bobby Brooks voted for the resolution and Commissioner Laura Cobb abstained. The motion carried.**

**Resolution  
# 4422**

**On a motion by Commissioner Emmett Owen and seconded by Commissioner Bobby Brooks, 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 transferred from the items of the consent agenda on the agenda of today's meeting:**

**The Cleburne County Commission hereby approves the Tax Revenue Enhancement Agreement with RDS for the collection of fireworks tax for a period of three years commencing December 1<sup>st</sup>, 2012 and authorizes the Chairman to sign all documents related to and approving this agreement. All members present voted for the resolution and none against. The motion carried.**

**Commission  
Discussion**

Chairman Ryan Robertson stated to the Commission that the 2013 Commission meeting schedule is due to be set. Ryan informed the Commission that Commissioner Benji Langley has requested that the meeting time be set back one hour due to his job. Commissioner Emmett Owen suggested that the Commission have at least two meetings a month; one set for a work session and one for a regular monthly meeting. He requested that the two meetings be at least 10 days apart to give time to review all reports and the agenda. The Commission discussed setting a work session for the first Monday of each month at 3 p.m. and a regular meeting for the third Monday of each month at 3 p.m.

**Resolution  
# 4423**

**On a motion by Commissioner Emmett Owen and seconded by Commissioner Laura Cobb, the Commission passed the following resolution:**

**Be it resolved by the Cleburne County Commission to approve the following resolution:**

**The Cleburne County Commission hereby approves to resend Resolution presented for adoption #7 from the consent agenda of today's meeting. All members present voted for the resolution and none against. The motion carried.**

**Resolution  
# 4424**

**On a motion by Commissioner Emmett Owen and seconded by Commissioner Laura Cobb, the Commission passed the following resolution:**

**Be it resolved by the Cleburne County Commission to approve the following resolution:**

**The Cleburne County Commission hereby approves to set a work session for the first Monday of each month at 3 p.m. and a regular Commission meeting for the third Monday of each month at 3 p.m. It is further approved for any paperwork to be considered for approving resolutions at the regular meeting be received by the Commission at least 10 days**

**prior to the meeting. 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 updated the Commission on the progress of the sale of timber on the landfill; briefed the Commission on the grand opening of the Mountain Center and informed the Commission that November 19, 2012 is the official moving date. Steve discussed with the Commission insurance renewals due next month; B) County Engineer Shannon Robbins discussed with the Commission the application to the Governor for infrastructure improvements and gave updates on current projects. C) County Attorney Doug Ghee updated the Commission on the lawsuit concerning bridge issues on County Road 123 with the Hartford Insurance Company and the logging company from Georgia. Mr. Ghee informed the Commission that he is working with Jacksonville State University on their lease agreement for use of the Cleburne County Mountain Center.

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

**Resolution  
#4425**

**On a motion by Commissioner Emmett Owen and seconded by Commissioner Bobby Brooks, 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.**

