

Cleburne County Commission Meeting Minutes
Regular Commission Meeting July 13, 2020
Cleburne County Mountain Center

Roll Call

Present:

Chairman Ryan Robertson
Commissioner Laura Cobb
Commissioner Emmett Owen
Commissioner Terry Hendrix
Commissioner Jake Durham

Absent:

None

Chad Robertson with the Chamber of Commerce informs the Commission that the Fair and Rodeo has not been cancelled. This event will be held as planned.

Consent Agenda

The Commission passes the July 2020 Consent Agenda including:

Action as related to **Resolution #5042- 1-3, 5-7, & 9** July 2020 Consent Agenda:

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

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

In Opposition: None

Motion Passed

Resolution #5042-1

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

June 8, 2020

as presented.

Resolution #5042-2

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

Resignations: None

Vacancies:

Library Board- Wilma Brown - Term expires - April 2024

Board Appointments: None

Resolution #5042-3

Whereas, Alabama Code, Section 11-4-41 defines the requirements for selecting a qualified public depository each year; and

Whereas, the County Administrator has received proposals in sufficient form to be able to determine that Metro Bank of Heflin, AL offers the most competitive benefits and the highest rate of interest on daily balances of bank deposits.

Therefore, the County Commission authorizes the County Administrator to notify Metro Bank of the County's acceptance of the proposal, and to work with Metro Bank to provide such information as needed to renew and/or continue services at the newly stated rates.

Resolution #5042-5

Whereas, the Secure Rural Schools and Community Self-Determination Act of 2000 as reauthorized requires the appropriate official of a county that receives funds under Title III of the Act to submit to the Secretary of Agriculture, or the Secretary of the Interior, as appropriate, an annual certification that the funds have been expended for the uses authorized under section 302(a) of the Act.

Whereas, the aforementioned section provides that Title III funds may be used to reimburse counties for emergency response activities, including law enforcement patrols performed in national forests.

Whereas, the certification needs to include a statement that all expenditures were for uses authorized and that the proposed uses had a publication and 45-day public comment period.

Therefore, the Cleburne County Commission wishes to certify that Title III funds in the amount of \$26,552.56 have been expended for the uses listed above, and invites the public to send comments to the County Administrator via kbrown@cleburnecounty.us.

Furthermore, the Cleburne County Commission will entertain a public hearing for comments to be heard publicly at the September 2020 Commission meeting.

Resolution #5042-6

Whereas, the Cleburne County Commission must from time to time seek bids for certain supplies, equipment, and services in order to ensure efficient and effective operations of county initiatives while ensuring all state purchasing laws are abided by.

Therefore, the Cleburne County Commission authorizes the County Engineer to seek bids for annual maintenance supplies and services.

Resolution #5042-7

Whereas, the Cleburne County Commission has asked to approve all purchase orders over \$15,000.

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

Cleburne County Engineer

Installation of Drain pipe on CR10

\$49,740

Resolution #5042-9

Whereas, the Human Resource Officer has presented the Commission with a policy that defines the expectations of employees who are using County property as well as appropriate return of County property when one ceases to be a County Employee.

Whereas, the Commission believes this policy is necessary to ensure expectations are current; and

Therefore, the Cleburne County Commission approves the attached County-Issued Property Policy as presented by the Human Resource Officer and reviewed by the County Attorney.

New Business:

A. Commission Clerk Appreciation

Action as related to **Resolution #5043** Commission Clerk Appreciation

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

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

In Opposition: None

Motion Passed

Resolution #5043

Whereas, Ms. Mary Thomas has tirelessly and professionally served Cleburne County for more than 25 years in the position of Commission Clerk; and

Whereas, Ms. Thomas' commitment to public service has extended beyond her position with the county as is evident through her selfless volunteering for the position of DHR Board member; and

Whereas, Ms. Thomas is held in the highest of regards for her quality of work and professionalism, and her contributions will be greatly missed.

Therefore, be it resolved that the Cleburne County Commission expresses its deepest appreciation for the outstanding contributions made by Ms. Mary Thomas during her 25 years of public service; and extends its best wishes as she begins her well-earned retirement.

B. Legislative Committee Nominee

Action as related to **Resolution #5044** Legislative Committee Nominee

Motion made by Commissioner Terry Hendrix, Seconded by Commissioner Laura Cobb

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

In Opposition: None

Motion Passed

Resolution #5044

Whereas, the ACCA Legislative Committee consists of 67 members, granting each county an equal voice on Association legislative efforts: and

Whereas, it is time for the county to select its representative for the 2020-2021 ACCA Legislative Committee; and

Whereas, the ACCA by-laws require a county to submit the name of its chosen representative only after approval by a majority vote of the Commission.

Therefore, the Cleburne County Commission appoints Commissioner Emmett Owen to serve on the 2020-2021 ACCA Legislative Committee.

C. Maintain Road Leading to landing pad for life flights

Action as related to **Resolution #5045** Maintain Road leading to landing pad for life flights

Motion made by Commissioner Jake Durham, Seconded by Commissioner Laura Cobb

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

In Opposition: None

Motion Passed

Resolution #5045

Whereas, Commissioner Cobb believes the maintenance of the road leading to the life flight landing pad at the Muscadine VFD will be beneficial for the County, and

Whereas, the District 1 Commissioner has asked the Commission to utilize the General Fund Administrative Budget for the project.

Now, therefore, the Commission authorizes up to \$500 from the General Fund Administrative Budget for the aforementioned project, recognizing it as having a valid public purpose.

Commissioner Durham asks to amend the resolution to utilize discretionary funds.

Commissioner Hendrix is concerned about that the land is private property.

Commissioner Owen offers to use his discretionary funds to share the cost with Commissioner Cobb.

County Attorney Jason Odom believes it is a valid public purpose as it prevents loss of life.

Whereas, Commissioner Cobb believes the maintenance of the road leading to the life flight landing pad at the Muscadine VFD will be beneficial for the County, and,

Whereas, Commissioner Owen and Commissioner Cobb have agreed to share the cost from their discretionary funds.

Therefore, the Cleburne County Commission authorizes up to \$250 from District 2 discretionary finds and \$250 from District 1 discretionary funds, recognizing is as having a valid public purpose.

D. Bridge Design

Action as related to **Resolution #5046** Bridge Design

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

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

In Opposition: None

Motion Passed

Resolution #5046

Whereas, the Cleburne County Commission has asked to approve all purchase orders over \$15,000.

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

Cleburne County Engineer

CR71 Bridge Design	\$25,983.00
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E. Garbage Bids

Action as related to **Resolution #5047** Garbage Bids

Motion made by Commissioner Jake Durham, Seconded by Commissioner Laura Cobb

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

In Opposition: None

Commissioner Terry Hendrix Abstains

Motion Passed

Resolution #5047

Whereas, the Cleburne County Commission has solicited bids for residential garbage and dumpsters for the County buildings; and

Whereas, the following recommendation has been made to the Commission:

Residential Garbage: Advanced Waste Disposal, Alternate Bid

Dumpsters: Wise Environmental

Therefore, the Cleburne County Commission hereby announces the awards as follows:

Residential Garbage: Advanced Waste Disposal, Alternate Bid

Dumpsters: Wise Environmental

F. Lease Agreement

Action as related to **Resolution #5048** Lease Agreement

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

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

In Opposition: None

Motion Passed

Resolution #5048

Whereas, the Cleburne County Commission has been approached by a group who may be interested in leasing the Dallas Lodge; and

Whereas, the Commission is interested in pursuing opportunities.

Therefore, the Cleburne County Commission tasks the County Attorney with the research and development of a lease agreement.

Commissioner Durham verifies that this resolution only authorizes the research and development of agreement.

Commissioner Owen asks the Commission to voice any concerns they may have.

G. Continuity of Operations Plan

Action as related to **Resolution #5049** COOP

Motion made by Commissioner Terry Hendrix, Seconded by Commissioner Emmett Owen

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

In Opposition: None

Motion Passed

Resolution #5049

Whereas, the Commission has previously passed a Continuity of Operations Plan for the duration of the State of Emergency declared as a result of the COVID-19 situation or until the July meeting, whichever comes first; and

Whereas, we have reached the July meeting and the State of Emergency is still active.

Therefore, the Cleburne County Commission extends the Continuity of Operations Plan for the duration of the State of Emergency, or the Commission's August meeting, whichever comes first.

Chairman Robertson explains that the Probate Office has been cleaned and he does not believe the closure is necessary.

Commissioner Hendrix asks the County Attorney if we can change the COOP.

County Attorney Jason Odom voices concerns about changing the COOP after a positive case of COVID-19. It has been put into place as guidance in this very situation.

Commissioner Hendrix asks if we can deem election workers essential.

Chairman Robertson explains that Probate Office has other essential functions, including deeds and mortgages.

The County Attorney says Chairman Robertson may deem those employees essential, but we need to follow our plan.

Commissioner Hendrix asks how many will be deemed essential.

Chairman Robertson plans to deem two employees essential.

The County Attorney advises Chairman Robertson to submit this in writing to Administration and Human Resources.

H. DHS Grants

Action as related to **Resolution #5050** DHS Grants

Motion made by Commissioner Emmett Owen Seconded by Commissioner Laura Cobb

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

In Opposition: None

Motion Passed

Resolution #5050

Whereas, the Cleburne County Emergency Manager is applying for a DHS grant; and

Whereas, Funding Assurance is needed to continue the process; and

Whereas, the Cleburne County Commission believes the EOC upgrades that may be achieved should the grant be awarded are of great importance.

Therefore, the Cleburne County Commission authorizes the Emergency Manager to proceed with the Funding Assurance and other documents necessary to complete the DHS grant application

Reports from staff:

- A. County Administrator Kim Brown informs the Commission that ECD Audit has begun and the FY21 budget will be ready for August work session.
- B. County Engineer Lee Estes updates Commission on the CR18 bridge. The substructure is complete and construction is ahead of schedule.
- C. County Attorney Jason Odom has no updates.

Old Business:

A. Prisoner Housing

Action as related to **Resolution #5051** Prisoner Housing

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

In Support: Commissioners Laura Cobb and Terry Hendrix

In Opposition: Commissioners Emmett Owen and Jake Durham

Chairman Ryan Robertson votes in support

Motion Passed

Resolution #5051

Whereas, the Cleburne County Sheriff has historically agreed to house prisoners from surrounding municipalities; and

Whereas, this housing of municipal prisoners is a responsibility of the municipality until such time as they are convicted; and

Whereas, the housing of municipal prisoners is a common and accepted expense of any jurisdiction operating a police department.

Therefore, the Cleburne County Commission hereby authorizes the Chairman to sign the attached agreements regarding the housing of municipal prisoners for the benefit of the local Municipalities of Heflin and Ranburne.

Commissioner Durham asks to amend resolution to continue current rate through September 30th so the Traffic Fine Act can be reviewed.

Commissioner Hendrix says the Traffic Act and agreement are separate issues.

Commissioner Durham does not want to increase fees.

Commissioner Hendrix asks for original resolution.

B. Hazard Pay

Action as related to **Resolution #5052** Hazard Pay

Motion made by Commissioner Terry Hendrix, Seconded by Commissioner Jake Durham

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

In Opposition: None

Motion Passed

Resolution #5052

Whereas, the Cleburne County Commission has previously adopted a Hazardous Duty Compensation policy; and

Whereas, the Commission has approved the amended organizational chart for the Engineer’s Department.

Therefore, the Cleburne County Commission approves the following updated Hazardous Duty Compensation Policy:

County Position	Hourly allowance
Operator 1	\$.50
Operator 2	\$.75
R&B Tech 1	\$.75
R&B Tech 2	\$1.00
Correctional Officer	\$.50
Sheriff Deputy	\$1.00

Discussion Items by Chairman and Commissioners:

Commissioner Owen expresses his concerns about the need for cleaning services.

County Administrator Kim Brown explains that the service should be covered by the CARES Act.

Human Resource Officer Lisa Milinkovich is seeking cleaning services. Companies have been contacted for quotes.

There is not any further business to come today before the Commission for the meeting.

Adjourn the meeting

Action as related to **Resolution #5053**

Motion made by Commissioner Emmett Owen, Seconded by Commissioner Terry Hendrix

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

In Opposition: None

Motion Passed

Resolution #5053

The meeting is adjourned.

Certified by:

Ryan Robertson – Chairman

Laura Cobb – District 1

Emmett Owen – District 2

Terry Hendrix – District 3

Jake Durham – District 4