

Cleburne County Commission Meeting Minutes
Regular Commission Meeting November 12, 2020
Cleburne County Mountain Center

Roll Call

Present:

Chairman Ryan Robertson
Commissioner Laura Cobb
Commissioner Emmett Owen
Commissioner Terry Hendrix
Commissioner Roger Hill

Absent:

None

Comments from Officials or Board Members:

A. Ms. DeAnne Terry, Library Board

Ms. DeAnne Terry presents the Commission with a proposal that details several improvements to the County-owned Library building. She informs the Commission that the Library has been approved for funds through a Coosa Valley grant. Also, Webb's Concrete has agreed to donate building materials and Mayor Robby Brown has agreed to donate the labor associated with the projects.

B. Ms. Cindy Beam, Soil and Water Conservation

Ms. Cindy Beam presents the Commission with an Attentive Report for fiscal years 2019 and 2020. She updates the Commission on the important programs they offer.

C. Mike Mitchell, Mark Howington, and Billy Porter, Waste Management

Mike Mitchell updates the Commission on the replacing of garbage cans throughout the County.

Mark Howington informs the Commission on how the company is working on new routes and the efforts they are taking to reduce the number of non-paying customers.

Open Bids:

County Engineer Lee Estes opened bids for the replacement of the CR71 bridge, and he will make recommendations at the next meeting

Consent Agenda

The Commission passes the November 2020 Consent Agenda including:

Action as related to **Resolution #5076- 1-4 & 6** November 2020 Consent Agenda:

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

In Support: Commissioners Laura Cobb, Emmett Owen, Roger Hill, and Terry Hendrix

In Opposition: None

Motion Passed

Resolution #5076-1

The Cleburne County Commission hereby resolves to approve the minutes of:
October 13, 2020
as presented.

Resolution #5076-2

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

Resignations:	None
Vacancies:	None
Board Appointments:	None

Resolution #5076-3

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 November meeting, whichever comes first; and

Whereas, we have reached the November 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 December meeting, whichever comes first.

Resolution #5076-4

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

Pipe Bore CR98	\$22, 500
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Resolution #5076-6

Whereas, the Cleburne County Commission is authorized to declare property as surplus when said property is deemed to be of no further use or value to the County; and

Whereas, the County has identified 2 - Mack Trucks with VINs 1M2GR4GC8KM009838 & 1M2GR4GCXKM009839 which have been deemed to be of no further use to the County.

Therefore, the Cleburne County Commission declares the equipment to be surplus property, and authorizes the County Engineer to add the items to an upcoming auction.

Furthermore, the Cleburne County Commission authorizes the County Engineer to use the funds from said auction to purchase a new Mack GR64F and (2) Mack MD7 42R and approves the necessary budget adjustments.

New Business:

A. Lucille Morgan Library improvements

Action as related to **Resolution #5077** Lucille Morgan Library improvements

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

Commissioner Terry Hendrix asks to amend the resolution to include that Commissioner Emmett Owen oversees improvements.

In Support: Commissioners Laura Cobb, Emmett Owen, Roger Hill, and Terry Hendrix

In Opposition: None

Amended Motion Passed

Resolution #5077

WHEREAS, the Lucille Morgan Public Library occupies a building owned by the Cleburne County Commission; and

WHEREAS, the Cleburne County Library Board has received grants and donations for building and grounds improvements; and

WHEREAS, the Cleburne County Library Board has passed a resolution to use the grants and donations for the following improvements: add a deck, an access door, and a window; and

WHEREAS, the Cleburne County Commission has requested to be notified of all structural improvements and changes to the facility.

THEREFORE, the Cleburne County Commission authorizes the Cleburne County Library Board to alter the building as presented.

FURTHERMORE, the Cleburne County Commission asks for assurance that the Cleburne County Library Board will only enter into purchasing and service agreements that are compliant with federal and state laws, and Commissioner Emmett Owen will oversee all improvements.

B. Voter File Maintenance

Action as related to **Resolution #5078** Voter File Maintenance

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

In Support: Commissioners Laura Cobb, Emmett Owen, Roger Hill, and Terry Hendrix

In Opposition: None

Motion Passed

Resolution #5078

WHEREAS, Act 95-769 requires the Cleburne County Board of Registrars to implement a voter file maintenance process; and

WHEREAS, Act 95-769 also requires the Cleburne County Commission to pay the cost of postage necessary to mail certain notices to voters and to subsequently apply for and receive reimbursement for such costs from the State of Alabama; and

WHEREAS, the Alabama Secretary of State has indicated that his office is willing to serve as the agent for the Cleburne County Commission for the purposes of paying postage costs and collecting reimbursements for such costs from the State Elections Fund as provided for in Act 95-769; and

WHEREAS, the Alabama Secretary of State served as the agent for the Cleburne County Commission in 1997, 2001, 2005, 2009, 2013, and 2017, for the purposes of paying postage costs and collecting reimbursements from the State Elections Fund as provided for in Act 95-769.

Now, therefore, BE IT RESOLVED BY the Cleburne County Commission that it hereby agrees to appoint the Secretary of State to serve as its agent for the purposes of paying postage costs necessary for the mailing of certain notices to voters as required by Act 95-769 and collecting reimbursements for such costs from the State Elections Fund as provided in the Act; and

Now, BE IT FURTHER RESOLVED, that the Chairperson of the Cleburne County Commission is authorized to execute an agency agreement to be entered into between this county and the Office of the Alabama Secretary of State.

Chairman Ryan Robertson explains that they would pay postage in advance and apply for reimbursement. Updated voter cards are sent every four years

Commissioner Terry Hendrix asks why the Commission will turn it over to the Secretary of State.

Chairman Ryan Robertson states that the cost is very expensive, and we are able to be reimbursed the cost by the state.

C. Alabama Code 11-3-8

Action as related to **Resolution #5079** Alabama Code 11-3-8

Motion made by Commissioner Terry Hendrix, Seconded by Emmett Owen

Commissioner Terry Hendrix asks to amend motion to say 2nd Tuesday at 5pm each month along with the 911 meeting at 4:30

In Support: Commissioners Emmett Owen, Laura Cobb, Roger Hill, and Terry Hendrix

In Opposition: None

Amended Motion Passed

Resolution #5079

Whereas, Alabama Code, Section 11-3-8 requires County Commissions to establish regular meeting dates during the first meeting in November following the election of any of the members of the Commission.

Therefore, the Cleburne County Commission hereby sets its standard monthly meeting date for the 2nd Tuesday of each month at 5 PM. Agenda setting meetings, when necessary, will be held the 1st Tuesday of each month at 3 PM. Both meetings will be held at the Cleburne County Mountain Center located at 6751 Highway 78 in Heflin, Alabama.

Reports from staff:

- A. County Administrator Kim Brown updates the Commission about the CARES ACT. She reminds the Commission that the deadline is quickly approaching, and asks the Commission to continue this meeting, so that bids may be opened and approved on November 30, 2020 at 10AM.
- B. County Engineer Lee Estes informs that the department is still helping cleanup trees from Hurricane Zeta.
- C. County Attorney Jason Odom thanks the Commission for moving the meetings to Tuesdays.

Old Business:

There is no Old Business to attend to this meeting.

Discussion Items from the Chairman and Commission:

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

Action as related to **Resolution #5080**

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

In Support: Commissioners Laura Cobb, Emmett Owen, Roger Hill, and Terry Hendrix

In Opposition: None

Motion Passed

Resolution #5080

Continue meeting on November 30 at 10 a.m. to open and consider bids for Cares Act purchases.

Certified by:

Ryan Robertson – Chairman

Laura Cobb – District 1

Emmett Owen – District 2

Terry Hendrix – District 3

Roger Hill – District 4