

SUMMARY OF MINUTES
CALHOUN COUNTY COMMISSION
APRIL 13, 2006

The regular meeting of the Calhoun County Commission was called to order by Chairman Abbott and all Commissioners were present. The Chairman asked that bids be submitted and Assistant County Engineer Michael Hosch gave an invocation.

The Commission approved the payment of warrants issued, to-wit:

Commissioner Dunn made a motion to adopt the agenda and Commissioner Hess seconded the motion. The agenda was adopted by a unanimous vote of the Commissioners.

A proclamation was presented by Commissioner Henderson, on behalf of the Commission, to the Calhoun County Master Gardeners organization, in recognition of National Garden Month. County Extension Coordinator Dr. David West presented awards to the following Master Gardeners: Gold Star Award-- Curtis Franklin, Brenda Ginder, Betty Hines, Marge Lyons, and Diana Martin; Silver Star Award-- Sherry Blanton and Martha Tucker; and Bronze Star Award-- Bette Bain, Jeanie Janssen, and Barbara McCray. Dr. West also advised that Susie Franklin has earned a Platinum Badge and Patricia Patty has earned a Gold Badge, which will be presented at the State Master Gardeners' meeting. (PROCLAMATION IN FILE)

Commissioner Hess presented a proclamation to Debbie Michelson, Victim Service Officer, 7th Judicial Circuit, proclaiming the week of April 23-29, 2006, as Calhoun County, Alabama Crime Victims' Rights Week. (PROCLAMATION IN FILE)

The Commissioners commended the men and women of Calhoun County 911 District in recognition of National Telecommunicator Week. A proclamation was presented by Commissioner Downing, on behalf of the Commission, to the following representatives from Calhoun County 911 District: Lynn Wright, Savannah LeRoux, Jessica Grimes, Aimee Dixon, Greg Couch. (PROCLAMATION IN FILE)

Commissioner Dunn announced that the National Association of Counties is celebrating National County Government Week, April 23-29, 2006.

Solid Waste Coordinator Butler Green presented to the Commissioners a Gold Medal Award, given to *The Anniston Star* by the Georgia Alabama Newspaper Advertising and Marketing Executives, in recognition of the April 2005 Landfill Open House advertisement. Mr. Green also announced the next Free Day at the Landfill will be Saturday, April 22nd, and Calhoun County Superintendent of Education, Jacky Sparks, will be the "Honorary Dumpmaster."

Assistant Animal Control Officer, Charles McDonald, was presented his National Animal Control Association Level 2 Certification. Mr. McDonald, Animal Control Officer Billy Chapman, Kennel Manager Joseph Barnwell, and Office Manager Jennifer Cofield, were commended for their outstanding service at the County Animal Control Center.

A motion was made by Commissioner Dunn, and seconded by Commissioner Downing, to adopt the minutes of the previous meeting. All Commissioners voted in favor of the motion.

The bid for Personal Protective Equipment for Residences, which was received on February 23, 2006, from The Centech Group, was rejected, as recommended by the EMA Director. Commissioner Dunn made the motion to reject the bid and to authorize the equipment to be re-bid with new state of work. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion.

A motion was made by Commissioner Henderson, and seconded by Commissioner Dunn, to award the bid for Construction of a Communication Facility for 800 MHz Radio Equipment to the only bidder, Motorola, in the amount of \$933,828.00, to include the placement of two supporting structures for the microwave dispatch stations in Oxford and Piedmont, as recommended by the EMA Director. A vote of the Commissioners was unanimously in favor of the motion.

The nuisance abatement on property of Aubrey Tidwell, located at 304 N. Marshall Street, Anniston, was continued until April 27, 2006. Mr. Tidwell was present and advised that the disabled vehicles on the property have been sold and will soon be removed. Commissioner Henderson made a motion to continue the matter, Commissioner Hess seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion.

The nuisance abatements on two properties of Johnny Jordan, located at 4618 Saks Road and 4614 Saks Road, Anniston, were dismissed, as recommended by Environmental Enforcement Officer David Pirritano. The owner was not present. Commissioner Dunn made the motion to dismiss the nuisance abatements, Commissioner Hess seconded the motion, and all Commissioners voted in favor of the motion.

A motion was made by Commissioner Henderson, and seconded by Commissioner Hess, to proceed with the nuisance abatement on property of Gary S. Christopher, Case No. 1399-2005, located at 350 Old Co. Rd. 109, Anniston, as recommended by Environmental Enforcement Officer David Pirritano. The owner was not present. All Commissioners voted to proceed with the nuisance abatement. (RESOLUTION ATTACHED)

Commissioner Henderson made a motion to proceed with the nuisance abatement on property of Arizona Harris Estate c/o Robert Wallace, Case No. 0343-2002, located at 3407 Oakridge Ave., Anniston, as recommended by Environmental Enforcement Officer David Pirritano. Commissioner Dunn seconded the motion. The owners were not present. The Commissioners voted unanimously to proceed with the nuisance abatement. (RESOLUTION ATTACHED)

A motion was made by Commissioner Dunn, and seconded by Commissioner Henderson, to dismiss the nuisance abatement on property of Henry Muniz, located at 904 N. Ledbetter Street, Anniston, as recommended by Environmental Enforcement Officer David Pirritano. The Owner was present. Mr. Pirritano advised that sufficient progress has been made by the owner to clean up the property. The motion carried by a unanimous vote of the Commissioners.

There was no response to the invitation to bid on Public Nuisance Demolition, which had been sent to twelve prospects. Commissioner Hess made a motion to refer the matter to the County Administrator to review the bid and to re-bid the service if necessary. Following a second by Commissioner Henderson, all Commissioners voted in favor of the motion.

County Administrator Ken Joiner opened one bid received from McCord Communications for CSEPP Siren System Maintenance & Service. Commissioner Downing made a motion to refer the bid to the EMA Director for review and a recommendation. Commissioner Dunn seconded the motion and a vote of the Commissioners was unanimously in favor of the motion.

Environmental Enforcement Officer David Pirritano recommended proceeding with the nuisance abatement on property of David Sims, located at 1430 Jacksonville Street, Weaver. The owner was not present. Commissioner Henderson so moved, Commissioner Downing seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Henderson made a motion to proceed with the nuisance abatement on property of William Freeman Jr., located at 2724 Newborn Street, Anniston, as recommended by Environmental Enforcement Officer David Pirritano. The owner was not present. Following a second to the motion by Commissioner Dunn, all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Henderson, and seconded by Commissioner Downing, to dismiss the nuisance abatement on property of Eddie and Brenda Holder, located at 2440 Bibb Street, Anniston, as recommended by Environmental Enforcement Officer David Pirritano. The Owners were present. Mr. Pirritano advised that sufficient progress has been made to clean up the property. All Commissioners voted in favor of the motion.

Environmental Enforcement Officer David Pirritano recommended proceeding with the nuisance abatement on property of Evelyn Farrow, located at 930 W 49th Street, Anniston. The owner was not present. Commissioner Henderson so moved, Commissioner Hess seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Henderson made a motion to proceed with the nuisance abatement on property of Michael Alexander, located at 912 West 32nd Street, Anniston, as recommended by Environmental Enforcement Officer David Pirritano. The owner was not present. Following a second to the motion by Commissioner Hess, all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Downing to re-appoint Sam Stewart, Jr. to another five-year term as the Commission's representative to the Northeast Alabama Regional Medical Center Board of Directors. Commissioner Henderson seconded the motion and a vote of the Commissioners was unanimously in favor of the motion.

Commissioner Dunn made a motion to appoint Jerome Freeman, 2510 McDaniel Avenue, Anniston, to the Calhoun County Beautification Board. Following a second to the motion by Commissioner Henderson, a vote of the Commissioners was unanimously in favor of the motion.

County EMA Director Dan Long advised that since no bids were submitted on January 26, 2006, for a maintenance contract to encompass the HVAC system at the Emergency Operations Center, he had solicited quotes from all of the contractors on the bidders list and only one quote was received, from A & T Maintenance Company. Following review of the proposal, Mr. Long recommended contracting with A & T Maintenance Company, in the amount of \$5,000 annually. Commissioner Dunn made a motion to authorize the Chairman to sign an agreement with A & T Maintenance Company as recommended, Commissioner Hess seconded the motion, and the motion carried by a unanimous vote of the Commissioners. (AGREEMENT IN FILE)

A motion was made by Commissioner Henderson to authorize the Chairman to sign Modification #4 to the Calhoun County 821 MHz Upgrade Contract with Motorola, Inc., as recommended by EMA Director Dan Long. Mr. Long advised that the modification is only a change in the payment schedule, which breaks down the 40% of the Contract Price upon Shipment of Fixed Network Equipment into three payments as follows: 5% of the Contract Price upon Shipment of Microwave Equipment, 15% of the Contract Price upon Subscriber Shipment, and 20% of the Contract price upon Shipment of Fixed Network Equipment. Commissioner Hess seconded the motion and all Commissioners voted in favor of the motion. (MODIFICATION IN FILE)

Commissioner Dunn made a motion, which was seconded by Commissioner Downing, to declare the following equipment from the Calhoun County Highway Department to be surplus property, and to offer it for sale through GovDeals.com. All Commissioners voted in favor of the motion.

- E485 Ford 7610 Tractor with Rear 10' Batwing, Serial #256007M
- E486 Ford 7610 Tractor with Rear 15' Batwing, Serial #256014M
- E551 Massey Ferguson Tractor with Alamo Boom Cutter, Serial #K24060
- C220 1992 Chevy Pickup, VIN#1GCDC14K8NZ164934

County Administrator Ken Joiner presented a contract with the YMCA of Anniston, Inc., dba YMCA of Calhoun County, Inc., which will provide funding in the amount of \$10,000 for the YMCA Youth Legislature and Youth Judicial Programs. Commissioner Henderson made a motion to authorize the Chairman to sign the contact and Commissioner Hess seconded the motion. The vote of the Commissioners was as follows: Yeas – Commissioner Dunn, Commissioner Henderson, Commissioner Hess, and Chairman Abbott; Abstained – Commissioner Downing. (CONTRACT ATTACHED)

Commissioner Hess made a motion to authorize the Chairman to sign a Tax Revenue Enhancement Agreement with PRA Government Services dba AlaTax, for Business License Discovery/Recovery, as recommended by Calhoun County License Commissioner Barry Robertson. County Administrator Ken Joiner advised the agreement is expected to create additional license revenue for the county. Following a second to the motion by Commissioner Henderson, all Commissioners voted in favor of the motion. (AGREEMENT ATTACHED)

A resolution was presented by County Administrator Ken Joiner concerning an agreement with First Continental Leasing, for financing ten trucks to be used by the Calhoun County Sheriff.

Mr. Joiner asked that the resolution be adopted and the Chairman be authorized to sign any and all documents necessary to complete the transaction. Commissioner Henderson so moved, Commissioner Hess seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Henderson made a motion to adopt a resolution concerning the acquisition of certain property at McClellan for the use of the Calhoun County Engineering Department, as presented by County Attorney Tom Sowa. Following a second to the motion by Commissioner Dunn, the resolution was adopted by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

Commissioner Downing made a motion to adopt a resolution, as presented by Assistant County Engineer Michael Hosch, authorizing the Chairman to sign an agreement with the Alabama Department of Transportation for the construction of a bridge and approaches on Brown Bridge Road. Mr. Hosch advised Forest Highway funds will be used for the project and there will be no cost to the County. Commissioner Downing expressed appreciation to the Forestry Service for their support of this project. The motion was seconded by Commissioner Dunn and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Assistant County Engineer Brian Rosenbalm recommended approving Verbon George Estates and Grandview 9 subdivisions. Mr. Rosenbalm advised that the proposed minor subdivisions have been inspected and were found to meet the provisions of the subdivision regulations of Calhoun County. Commissioner Dunn made a motion to approve both subdivisions and Commissioner Downing seconded the motion. All Commissioners voted in favor of the motion.

A motion was made by Commissioner Dunn, which was seconded by Commissioner Hess, to adopt two resolutions to accept property from Jack Martin and from Henry T. and Brenda J. Lawler, for a bridge project on Mack Alexander Road. The motion carried by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

Commissioner Dunn made a motion to accept Gerald Harris Road, Mount Eagle Lane, and Sunset Alice Lane, in the Deer Trace Subdivision, for maintenance as county roads, as recommended by County Engineer Charles Markert. Assistant County Engineer Brian Rosenbalm advised that a Performance Bond has been presented and is acceptable to guarantee the wearing service of the roads for one year. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion.

The Chairman was authorized by a unanimous vote of the Commissioners to sign an agreement with the Community Enabler Developer, Inc. to provide funding in the amount of \$1,000 for services such as medical care, dental care, transportation, and medications for indigent residents of Calhoun County. Commissioner Dunn made the motion to authorize the Chairman to sign the agreement and Commissioner Downing seconded the motion. (AGAREEMENT ATTACHED)

An ABC Board application for the sale of retail beer, off premises only, in the name of Brian Scott Jennings, dba Jennings Grocery, 798 Grayton Road South, Ohatchee, Alabama 36271, was

presented by County Administrator Ken Joiner. This was the first reading of the application and no further action was required.

County Administrator Ken Joiner presented an ABC Board application for the sale of restaurant retail liquor, in the name of D. M. Bryant, Inc., dba Castaways, 4234 Bynum Leatherwood Road, Anniston, Alabama 36201. This was the first reading of the application and no further action was required.

A motion was made by Commissioner Dunn, and seconded by Commissioner Downing, to adopt a resolution regarding the Dillard Case (Act No. 2006-252), as presented by County Attorney Tom Sowa. All Commissioners voted in favor of adopting the resolution. (RESOLUTION ATTACHED)

Mary Jones, Project Supervisor with Action Industries, explained the programs offered as a part of the Calhoun-Cleburne Mental Health Board. She advised that Action Industries provides sheltered employment and job training for mentally challenged adults, and works with the Alabama Vocational Rehabilitation Services to provide job development, job coaching and long-term supported employment for persons with disabilities.

Mike Galloway was introduced as the new Director of Tourism for the Calhoun County Chamber of Commerce.

Following a motion to adjourn by Commissioner Downing, and a second by Commissioner Hess, the meeting was adjourned by a unanimous vote of the Commissioners.

The next meeting was announced for Thursday, April 27, 2006, at 10:00 a.m.