

SUMMARY OF MINUTES
CALHOUN COUNTY COMMISSION
NOVEMBER 13, 2008

The regular meeting of the Calhoun County Commission was called to order by Chairman Henderson and all Commissioners were present. Rev. Darrel League, of New Covenant Church of God in Anniston, gave an invocation.

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

Commissioner Dunn made a motion to adopt the agenda. Following a second to the motion by Commissioner Hess, the agenda was adopted by a unanimous vote of the Commissioners.

Stephen Folks and Darren Spruill, with the City of Anniston Park & Recreation Department, presented awards to Commissioner Dunn and the County Commission in recognition of their support of the Pappy Dunn Soccer Tournament held in Anniston. Mr. Folks advised that 250 kids from 5 counties played 46 games during the tournament.

A proclamation was read by Commissioner Downing, on behalf of the Commissioners, declaring the week of November 21 through 27, 2008, as Farm-City Week in Calhoun County. (PROCLAMATION IN FILE)

Commissioner Hess read a proclamation, on behalf of the Commissioners, proclaiming November 18, 2008, as Retired Teachers' Day in Calhoun County. (PROCLAMATION IN FILE)

Eddie May presented a check from Coosa Valley RC&D to William Tippins, on behalf of the Calhoun County Beautification Board, for the purchase of trees for Thankful Park. Mr. May also discussed various RC&D projects at Thankful Park and at McClellan.

Commissioner Dunn made a motion to adopt the minutes of the previous meeting. Commissioner Downing seconded the motion and all Commissioners voted in favor of the motion.

Environmental Enforcement Officer David Pirritano recommended dismissing the nuisance abatement on property located at 4725 Post Oak Road, Anniston, owned by Thomas Turley. The owner was not present. Commissioner Hess so moved, Commissioner Dunn seconded the motion, and all Commissioners voted in favor of the motion.

Commissioner Hess made a motion to declare a public nuisance on property located at 795 Reaves Road, Anniston, owned by Daniel & Penny Rosenow, as recommended by Mr. Pirritano. The owners were not present. Following a second to the motion by Commissioner Downing, a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Dunn, and seconded by Commissioner Hess, to proceed with the nuisance abatement on property located at 44 Blessing Street, Anniston, owned by

Lovell English, as recommended by Mr. Pirritano. The owner was not present. The motion carried by a unanimous vote of the Commissioners. (RESOLUTION IN FILE)

An invoice was presented by Mr. Pirritano for the cost of removing a public nuisance on property located at 1011 Folsom Avenue, Anniston, owned by Lincoln Carter. The original amount of the invoice was \$1,500.00, but it was reduced to \$500.00 as requested by the owner's representative at the last meeting of the Commission. Commissioner Downing made a motion to adopt a resolution to approve the invoice in the amount of \$500.00, and Commissioner Hess seconded the motion. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Downing made a motion to dismiss an invoice in the amount of \$2,000 for the cost of removing a public nuisance on property located at 0 Off Choccolocco Road, Anniston, owned by Shawn Boggan, due to the death of the owner. The motion was seconded by Commissioner Dunn, and the motion carried by a unanimous vote of the Commissioners.

A motion was made by Commissioner Dunn to award the bid for Landscape Maintenance for the Calhoun County Administration Building, Courthouse, and Courthouse Annex, to the low bidder, D & B Lawn Service, Inc., for the bid amount of \$600.00 per month, effective January 1, 2009, as recommended by the County Administrator. Commissioner Downing seconded the motion and all Commissioners voted in favor of the motion.

County Administrator Ken Joiner presented for the second reading an ABC Board application to sell retail beer and retail table wine, off premises only, in the name of Bledsoes Discount Market Place, 270 B Glade Road E, Anniston, Herman Richard Bledsoe & Alma Dean Bledsoe DBA. Commissioner Hess made a motion to approve the application and Commissioner Downing seconded the motion. The motion carried by a unanimous vote of the Commissioners.

A motion was made by Commissioner Abbott to declare a public nuisance on property located at 304 West 43rd Street, Anniston, owned by Municipal Investments, LLC, as recommended by Mr. Pirritano. Judy Elders stated that she lives across the street from this property and it has been an eyesore for a number of years, and she asked that action be taken. No one was present to represent the owner. Commissioner Downing seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Joiner presented five task orders for work being performed by various contractors at McClellan and asked for ratification of his signature as follows: (1) USA Environment - \$39,843; (2) NAEVA Geophysics, Inc. - \$472,503.66; (3) NAEVA Geophysics, Inc. - \$585,594.50; (4) PIKA International, Inc. - \$951,189; and (5) Harmon Engineering - \$52,526.25. Commissioner Downing made a motion to adopt resolutions to ratify Mr. Joiner's signature on the five task orders. Commissioner Dunn seconded the motion and a vote of the Commissioners was unanimously in favor of the motion. (5 TASK ORDER RESOLUTIONS ATTACHED)

A motion was made by Commissioner Dunn, and seconded by Commissioner Abbott, to authorize the Chairman to sign a Memorandum of Agreement with USA Environmental, Inc. (USAE), which will allow Building 348 at McClellan to be used by USAE on a month-to-month

basis to store equipment. The motion carried by a unanimous vote of the Commissioners. (AGREEMENT ATTACHED)

Commissioner Dunn made a motion to authorize the execution of an Interim Assumption Agreement with the United States of America, acting by and through the Department of Army, once it is in final form, as presented by Mr. Joiner. According to Mr. Joiner, the agreement will allow Calhoun County to assume all obligations and rights of the former Anniston-Calhoun County Fort McClellan Development Joint Powers Authority (JPA), and spells out the cooperative effort between Calhoun County and the City of Anniston. Commissioner Abbott seconded the motion, and all Commissioners voted in favor of the motion. (AGREEMENT ATTACHED)

ABC Board applications for licenses to sell retail beer and retail table wine, off premises only, submitted in the name of MAPCO Express #5124, located at 7640 US Highway 431, Alexandria, Alabama; and MAPCO Express #5117, located at 7665 US Highway 431, Alexandria, Alabama, were approved. Mr. Joiner advised that the applications are for the transfer of existing licenses for these locations. Commissioner Hess made a motion to waive the second reading and to approve the applications for both locations. Commissioner Downing seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion.

Mr. Joiner presented an agency grant agreement with the Alabama Department of Youth Services to provide funding in the amount of \$300,000 for a Calhoun County Day School Program, administered by Family Links, Inc. Commissioner Dunn made a motion to authorize the Chairman to sign the agreement and Commissioner Downing seconded the motion. All Commissioners voted in favor of the motion. (AGREEMENT ATTACHED)

A motion was made by Commissioner Downing, and seconded by Commissioner Abbott, to authorize the Chairman to sign an agreement with the Alabama Department of Youth Services to provide funding in the amount of \$10,000 for the Calhoun County Juvenile Drug Court Intervention/Prevention Program, as presented by Mr. Joiner. The motion carried by a unanimous vote of the Commissioners. (AGREEMENT ATTACHED)

EMA Director Dan Long presented an Amendment and Restatement of Reconfiguration Agreement with Nextel Operations, Inc., a wholly owned indirect subsidiary of Sprint Nextel Corporation. Mr. Long advised the agreement provides for testing of the Tone Alert Radio System (TARS) through 2013, at no cost to the county. Commissioner Hess made a motion to authorize the Chairman to sign the agreement. Following a second to the motion by Commissioner Dunn, all Commissioners voted in favor of the motion. (AGREEMENT IN FILE)

A motion was made by Commissioner Dunn to adopt a resolution, as presented by Mr. Long, approving the assignment and transfer of a contract providing for a Public Safety Answering Point (PSAP) Switch from TCI to Plant Equipment Inc., dba PlantCML, and from PlantCML to Ryan Public Safety Solutions, Inc. Commissioner Dunn made a motion to adopt the resolution and Commissioner Hess seconded the motion. All Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Downing made a motion to authorize the Chairman to sign a Tax Revenue Enhancement Agreement with PRA Government Services, LLC, dba RDS, formerly AlaTax, providing for remittance processing for sales, use and any other taxes designated by Calhoun County, as recommended by Mr. Joiner. Commissioner Dunn seconded the motion and all Commissioners voted in favor of the motion. (AGREEMENT IN FILE)

A motion was made by Commissioner Dunn to appoint Anna Washington, 1515 Cobb Avenue, Anniston, as the Commission's representative on the Anniston-Calhoun County Library Board of Directors, for a four-year term to expire October 2012. Commissioner Downing seconded the motion and the motion carried by a unanimous vote of the Commissioners.

Commissioner Downing made a motion to appoint Wilkes Scarbrough, 1001 Kingsway Drive, Anniston, to represent District 2 on the Calhoun County Water & Fire Protection Authority, to fill the unexpired term of Roger Hall, who resigned to assume the duties of General Manager of the authority, which term expires March 2009. This motion was seconded by Commissioner Dunn, and all Commissioners voted in favor of the motion.

Gerald Wilkerson was reappointed to the Coosa Valley Youth Services Board of Directors, for a three-year term, to expire November 2011. Commissioner Hess made the motion, Commissioner Dunn seconded the motion, and all Commissioners voted in favor of the motion.

Mr. Joiner presented an agreement with the Disabled American Veterans, Chapter 21, Piedmont, Alabama, providing for funding in the amount of \$3,500 to be used to provide free transportation for disabled American Veterans who are residents of Calhoun County and are indigent or poor in order for them to receive medical and/or dental care. Commissioner Downing made a motion to authorize the Chairman to sign the agreement and Commissioner Dunn seconded the motion. The motion carried by a unanimous vote of the Commissioners. (AGREEMENT IN FILE)

Commissioner Dunn made a motion to authorize the Chairman to sign a contract with Latanya Chames for employment as a licensed practical nurse to render services to inmates of the Calhoun County Jail, as presented by Mr. Joiner. Commissioner Abbott seconded the motion and all Commissioners voted in favor of the motion. (CONTRACT ATTACHED)

Mr. Joiner presented an ordinance levying an educational sales tax in Calhoun County. Commissioner Hess made a motion to approve the ordinance as read and Commissioner Abbott seconded the motion. Discussion followed: Ralph Bradford and Gerald Parks expressed opposition to the tax. Speaking in support of the tax were Dr. Judy Stiefel, Superintendent of Calhoun County Schools; members of the Calhoun County Board of Education; and Dr. Eric Mackey, Superintendent of Jacksonville City Schools. The motion carried by the following vote of the Commissioners: Commissioner Dunn – yea; Commissioner Downing – nay; Commissioner Hess – yea; Commissioner Abbott – abstained; Chairman Henderson – yea. (ORDINANCE ATTACHED)

Commissioner Downing made a motion to approve the 2009 holiday schedule for county employees as presented by Mr. Joiner. Commissioner Dunn seconded the motion and all Commissioners voted in favor of the motion. (HOLIDAY SCHEDULE ATTACHED)

A motion was made by Commissioner Hess to cancel the second meeting of the Calhoun County Commission in November, scheduled for November 27th, which is Thanksgiving holiday. Commissioner Downing seconded the motion and the motion carried by a unanimous vote of the Commissioners.

Quesha Akles and Lasandra McElderry asked for help concerning their brother, Uriah McElderry, who is an inmate at the Calhoun County Jail and is mentally ill. They were referred to the County Attorney.

Commissioner Downing made a motion to adjourn, followed by a second from Commissioner Hess. The meeting was adjourned by a unanimous vote of the Commissioners.

The next meeting was announced for Thursday, December 11, 2008, at 10:00 a.m.