

SUMMARY OF MINUTES  
CALHOUN COUNTY COMMISSION  
APRIL 28, 2011

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

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

A motion was made by Commissioner Henderson to adopt the agenda as presented. Commissioner Hess seconded the motion and all Commissioners voted in favor of the motion.

Commissioner Hess made a motion to adopt the minutes of the previous meeting. Following a second to the motion by Commissioner Abbott, a vote of the Commissioners was unanimously in favor of the motion.

County Administrator Ken Joiner recommended adopting a resolution to reject all bids received for General Landscape Maintenance for certain properties in Calhoun County. Commissioner Abbott made a motion to adopt the resolution and Commissioner Hess seconded the motion. All Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Hess, and seconded by Commissioner Hodges, to adopt a resolution to reject all bids received for certain food and non-food items purchased for the Calhoun County Jail, as recommended by the Sheriff. The motion carried by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

Mr. Joiner recommended extending for sixty days the current contracts for certain food and non-food items purchased for the Calhoun County Jail, as requested by the Sheriff. Commissioner Henderson so moved, Commissioner Hodges seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Hess to declare a public nuisance on property located at 1524 Washington Heights, Anniston, owned by Harvey and Elizabeth Freeman Jr., and Beatrice F. McMath, as recommended by Environmental Enforcement Officer David Pirritano. The owners were not present. The motion was seconded by Commissioner Abbott and the motion carried by a unanimous vote of the Commissioners. (RESOLUTION IN FILE)

Commissioner Hess made a motion to declare a public nuisance on property located at 1526 Washington Heights, Anniston, owned by Horace Freeman, as recommended by Mr. Pirritano. The owner was not present. Following a second to the motion by Commissioner Henderson, a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

Mr. Pirritano recommended proceeding with the nuisance abatement on property located at 916 Pipe Street, Anniston, owned by Buster Drew Watts. The owner was not present.

Commissioner Hess so moved, Commissioner Abbott seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Hess, and seconded by Commissioner Abbott, to proceed with the nuisance abatement of property located at 303 Dogwood Avenue, Anniston, owned by AWH INC., as recommended by Mr. Pirritano. No one was present to represent the owner. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Hess made a motion to dismiss the nuisance abatement on property located at 516 West 41<sup>st</sup> Street, Anniston, owned by Christopher A. and Victoria W. Belitz, as recommended by Mr. Pirritano. Commissioner Abbott 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 dismiss the nuisance abatement on property located at 430 Old Anniston-Gadsden Hwy, Ohatchee, owned by Reid E. Simmons, as recommended by Mr. Pirritano. The motion carried by a unanimous vote of the Commissioners.

Mr. Pirritano recommended dismissing the nuisance abatement on property located at 4809 Taylor Avenue, Anniston, owned by Bonnie Knight. Commissioner Hess so moved, Commissioner Henderson seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion.

Commissioner Henderson made a motion to declare a public nuisance on property located at 0 Morrisville Road, Anniston, owned by Billy Joe and Gauldin Vaughn, as recommended by Mr. Pirritano. Mr. Vaughn was present and asked for more time. Commissioner Hess seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Henderson, and seconded by Commissioner Hodges, to continue until May 12, 2011, the nuisance declaration on property located at 3906 Pelham Road, Anniston, owned by Harvey C. Laney, as recommended by Mr. Pirritano. David Laney was present as Administrator of the Estate of David Laney. The motion carried by a unanimous vote of the Commissioners.

Mr. Pirritano recommended declaring a public nuisance on property located at 2729 and 0 Simpson Street, Anniston, owned by Melvin Leigh, as recommended by Mr. Pirritano. The owner was not present. Commissioner Hess so moved, Commissioner Hodges seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Hess made a motion and Commissioner Henderson seconded the motion to declare a public nuisance on property located at 732 West 62<sup>nd</sup> Street, Anniston, owned by Stephen Frank and Julia A. Pearson, as recommended by Mr. Pirritano. The owners were not present. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Bids were received and opened by Mr. Joiner for Grass Cutting and Maintenance for certain properties in Calhoun County. Bids were received from Chris's Lawn, Limb & Landscaping;

Preacher's Lawn Care, Inc.; Thompson's, Inc.; D & B Lawn Services; and D & A Lawn Care. Commissioner Hodges made a motion to refer the bids to the County Administrator for review and to authorize award of the bid to the lowest, responsible bidder. Commissioner Hess seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion.

Mr. Joiner opened bids received for the purchase of handguns for the Calhoun County Sheriff. Bids were received from Gulf States Distributors, Ed's Public Safety, and Craig's Firearm Supply, Inc. Commissioner Hess made a motion to refer the bids to the Sheriff for review and a recommendation. Following a second to the motion by Commissioner Hodges, a vote of the Commissioners was unanimously in favor of the motion.

A single bid was received from McGriff Tire Co. and opened by Mr. Joiner for the purchase of new tires. Mr. Joiner recommended awarding the bid to the only bidder, subject to review by the County Engineer and County Administrator to assure compliance with the bid documents. Commissioner Hess so moved, Commissioner Hodges seconded the motion, and all Commissioners voted in favor of the motion.

Bids were received and opened by Mr. Joiner for the removal of specified items from certain properties declared to be a public nuisance. Bids were received from Teague Hauling and Demolition LLC and Emtex Mechanical Contractors, Inc. Commissioner Hess made a motion to refer the bids to the County Administrator for review and a recommendation and Commissioner Henderson seconded the motion. A vote of the Commissioners was unanimously in favor of the motion.

Mr. Joiner presented four ABC Board applications for the sale of retail beer and retail table wine, off premises only, submitted by Dolgencorp LLC, for the following locations: (1) Dollar General Store 11205, 3440 Choccolocco Road, Anniston; (2) Dollar General Store 4449, 6433 US Highway 431, Alexandria; (3) Dollar General Store 4280, 2605 US Highway 431 North, Alexandria; and (4) Dollar General Store 4265, 2363 Alabama Highway 202, Suite D, Anniston. This was the first reading and no further action was taken at this time.

Commissioner Abbott made a motion to authorize the Chairman to sign an agreement with the Calhoun County Sports Hall of Fame to provide funding in the amount of \$5,000 for advertising the awards banquet and promoting Calhoun County. Commissioner Hodges seconded the motion and a roll call vote was as follows: Yeas – Commissioner Hodges, Commissioner Henderson, Commissioner Abbott and Chairman Dunn; Abstained – Commissioner Hess; Commissioner Hess was commended for his support of this organization. (AGREEMENT IN FILE)

A motion was made by Commissioner Hodges to appoint Arthur Fite III to represent the Calhoun County Commission on the Board of Directors for Northeast Alabama Regional Medical Center, for a five-year term beginning May, 2011. Commissioner Hess seconded the motion and all Commissioners voted in favor of the motion.

County Engineer Brian Rosenbalm presented four right-of-way deeds for property along Martin-Woodrow Road and requested the property be accepted in order to make improvements to the

road. Commissioner Abbott so moved, Commissioner Hess seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion. (4 RESOLUTIONS ATTACHED)

Commissioner Abbott made a motion to accept for maintenance Clay Drive and Rikki Drive, which are located in Clay Smith Subdivision in District 5, as presented by Mr. Rosenbalm. Following a second to the motion by Commissioner Hess, all Commissioners voted in favor of the motion.

Mr. Rosenbalm presented an agreement with Sain Associates, Inc. for preliminary engineering for improvements at the intersection of Lenlock Lane and Saks Road. Mr. Rosenbalm advised that this is an MPO federally funded project. Commissioner Hess made a motion to authorize the Chairman to sign the agreement and Commissioner Hodges seconded the motion. The motion carried by a unanimous vote of the Commissioners. (AGREEMENT IN FILE)

A motion was made by Commissioner Henderson, and seconded by Commissioner Hodges, to adopt a resolution to support the closing of a railroad crossing at Short Street, in the City of Oxford, as requested by Oxford Mayor Leon Smith. All Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Hodges made a motion to extend the contract with Integrity Cleaning Service for custodial services at the Calhoun County Emergency Operations Center for sixty days, to June 28, 2011, as requested by EMA/911 Director Jerry Jackson. Commissioner Abbott seconded the motion and all Commissioners voted in favor of the motion.

A motion was made by Commissioner Hodges to adopt a resolution as presented by Mr. Joiner to authorize the application for a grant through the Alabama Department of Youth Services to support the Robert E. Lewis Academy at Coosa Valley Youth Service. The motion was seconded by Commissioner Henderson and the motion carried by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

Mr. Joiner presented an ESCA FY11 Budget Amendment, effective April 27, 2011, and introduced Mike James, Chairman of the MDA Property Management Committee, to discuss the activities of the committee to date. Commissioner Hess made a motion to approve the budget amendment as presented. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion. (AMENDMENT IN FILE)

Five task order resolutions for work being performed by certain contractors at McClellan were presented by Mr. Joiner, and were summarized as follows: (1) EOD Technology, Inc. – up to \$1,204,982.74; (2) Matrix Environmental Services, LLC. – total funding \$3,000; (3) Matrix Environmental Services, LLC. – total funding \$5,000; (4) L. I. Smith & Associates, Inc. – total funding \$8,800; and (5) Matrix Environmental Services, LLC – total funding \$1,125,203. Commissioner Henderson made a motion to adopt resolutions to ratify Mr. Joiner's signature on the task orders. Commissioner Hess seconded the motion, and all Commissioners voted in favor of the motion. (5 RESOLUTIONS ATTACHED)

Mr. Joiner advised that late in the evening of April 27, 2011, it was necessary to verbally authorize certain expenditures due to the emergency weather situation; therefore, we need a motion to ratify the signature of Jerry W. Jackson, on behalf of Chairman Dunn, on a resolution declaring a State of Emergency in Calhoun County as of April 27, 2011. Commissioner Abbott so moved, Commissioner Hess seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Georgia Calhoun and Debbie Carter, on behalf of the Choccolocco Heritage Society and the Senior Citizens of Choccolocco, asked for the Commission's assistance with grant funding for a brochure to advertise Choccolocco. Following discussion, Commissioner Hodges offered his support and assistance through the Choccolocco Heritage Society.

Veronica Story and Debbie Carter, of Choccolocco, asked for something to be done about the dangerous traffic situation on Old Choccolocco Road. Commissioner Hodges stated that the Sheriff's Office had agreed to provide roadblocks and license checks. Also there was discussion concerning a problem with sewage run-off onto the Choccolocco Post Office parking lot. County Engineer Brian Rosenbalm was asked to look into the situation and Commissioner Hodges agreed to make a formal complaint to the Health Department.

All county employees were commended by the Commissioners for work being formed as a result of the tornado emergency in the county.

Echols Bryant, Chairman of the Calhoun County Water Authority, advised that a filter plant in Alexandria is down but should be repaired soon.

A motion was made by Commissioner Hess to adjourn the meeting. Commissioner Hodges seconded the motion and all Commissioners voted in favor of the motion.

The next meeting was announced for Thursday, May 12, 2011, at 10:00 a.m.