

SUMMARY OF MINUTES
CALHOUN COUNTY COMMISSION
JULY 28, 2011

The Calhoun County Commission was called to order by Chairman Dunn and all Commissioners were present. The Chairman asked that bids be submitted. Tony Brewer, with Lee Helms & Associates, gave an invocation.

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

County Administrator Ken Joiner recommended adopting the agenda, as amended, to include consideration of action required to remediate contaminated soil in ditches in certain unincorporated areas of West Anniston. Commissioner Abbott so moved, Commissioner Henderson seconded the motion, and the motion carried by a unanimous vote of the Commissioners.

Robert Scheitlin, Geographical Information System (GIS) Manager, was recognized and commended for his invaluable assistance during the ongoing tornado disaster clean-up efforts.

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

Mr. Joiner presented an ABC Board application for a license to sell retail beer, off premises only, submitted by Roger Davis and Julie Vaughn, dba Jewelz Grocery, located at 3737 Roy Webb Road, Jacksonville, Alabama 36265. Commissioner Abbott made a motion to deny the application as requested by members of the community due to the location being less than 250 feet from a church. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion.

Commissioner Abbott made a motion to proceed with the nuisance abatement of property located at 4221 Wellborn Avenue, Anniston, owned by Curtis Turley Estate, as recommended by Environmental Enforcement Officer David Pirritano. No one was present to represent the owner. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Henderson to proceed with the nuisance abatement of property located at 3118 West 14th Street, Anniston, owned by Community Home Banc, as recommended by Mr. Pirritano. No one was present to represent the owner. Following a second to the motion by Commissioner Abbott, a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

Mr. Pirritano recommended proceeding with the nuisance abatement of property located at 741 Wellington Road, Wellington, owned by Eddie Lee Woodruff. Mr. Woodruff was present and asked for more time. Commissioner Abbott made a motion to proceed and Commissioner Henderson seconded the motion. The motion carried by a unanimous vote of the Commissioners. (RESOLUTION IN FILE)

Commissioner Hodges made a motion to proceed with the nuisance abatement of property located at 68 Mount View Lane, Wellington, owned by James Daniel Livingston, as recommended by Mr. Pirritano. Mr. Livingston was present and asked for more time. The motion was seconded by Commissioner Henderson and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Pirritano recommended dismissing the nuisance abatement of property located at 5402 Glade Road, Anniston, owned by Shirley A. Knopp. Commissioner Hess so moved, Commissioner Abbott seconded the motion, and all Commissioners voted in favor of the motion.

A motion was made by Commissioner Hess, and seconded by Commissioner Abbott, to dismiss the nuisance abatement of property located at 183 Singleton Road, Anniston, owned by Darlene Mann, as recommended by Mr. Pirritano. A vote of the Commissioners was unanimously in favor of the motion.

Commissioner Hodges made a motion to adopt a resolution to award the bid for the purchase of an IBM Power 720 Computer to Premise, Inc., as recommended by the IT Manager and County Administrator. The motion was seconded by Commissioner Henderson and the motion carried by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

A motion was made by Commissioner Abbott to award the bid for Janitorial Services for the Calhoun County Highway Department Complex to Rite Way Services, Inc., as recommended by the County Administrator and County Engineer. Commissioner Hess seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Henderson made a motion that was seconded by Commissioner Hess to award the bid for the purchase of Recycling Containers to Wastequip, Inc., as recommended by the County Administrator and Recycling Coordinator. All Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Hess and seconded by Commissioner Abbott to award the bid for the purchase of 95-Gallon Solid Waste Refuse Containers to Toter Corporation, as recommended by the County Administrator and Recycling Coordinator. The motion carried by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

The County Administrator and Recycling Coordinator recommended rejecting the single bid received from Thompson Tractor Company, Inc. for the purchase of a Skid Steer for the Recycling Office. Commissioner Hess so moved, Commissioner Abbott seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Mr. Joiner presented a resolution to award the bid for Public Nuisance Demolition and Removal of certain properties to Emtex Mechanical Contractors, Inc. and to Teague Hauling, as recommended by the County Administrator and Environmental Enforcement Officer. Commissioner Abbott made a motion to adopt the resolution and Commissioner Hodges seconded the motion. All Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Henderson to ratify and approve a resolution, as presented by Mr. Joiner, concerning the tornado disaster FEMA funding, which was signed by all Commissioners on July 14, 2011. Commissioner Hess seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Henderson made a motion to declare a public nuisance on property located at 35 Eva Avenue, Anniston, owned by Michael Hughes, as recommended by Mr. Pirritano. Mr. Hughes was present and asked for more time. Commissioner Hess seconded the motion and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

Mr. Pirritano recommended declaring a public nuisance on property located at 929 Alexandria Road, Weaver, owned by Akbar Poonawala. The owner was not present. Commissioner Henderson so moved, Commissioner Hodges 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 Hodges to declare a public nuisance on property located at 309 Andrew Avenue, Anniston, owned by Leader Federal Bank for Savings, as recommended by Mr. Pirritano. No one was present to represent the owner. The motion carried by a unanimous vote of the Commissioners. (RESOLUTION IN FILE)

Commissioner Henderson made a motion to declare a public nuisance on property located at 1230 Wildoak Drive, Anniston, owned by Linda Ann Longwell, as recommended by Mr. Pirritano. Ms. Longwell was present and asked for clarification of the complaint, which Mr. Pirritano was asked to provide after the meeting. Commissioner Hess seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Joiner opened bids received from Bobcat of Oxford and Thompson Tractor for a Skid Steer for the Recycling Office (Re-bid). Commissioner Hess made a motion to refer all the bids received to the County Administrator, and to authorize the purchase from the lowest responsible bidder. Commissioner Abbott seconded the motion and a vote of the Commissioners was unanimously in favor of the motion.

Bids were opened by Mr. Joiner for Custodial Services for the Calhoun County EMA/911 Operations Center. Mr. Joiner advised that attendance at a pre-bid conference was mandatory. Bids were received and opened from Mercy & Oasis, Rite Way, and Jani King. It was noted that a bid bond was not included with the bid from Mercy & Oasis. Commissioner Hodges made a motion to refer the bids to the County Administrator and EMA/911 Director for review and a recommendation. The motion was seconded by Commissioner Henderson and the motion carried by a unanimous vote of the Commissioners.

Mr. Joiner requested authorization for the Chairman to sign, for and on behalf of Calhoun County, a budget amendment to the 2011 CSEPP Cooperative Agreement, in the amount of \$60,000. Mr. Joiner advised the increase represents a reallocation from Talladega through the State of Alabama to support salary funding for the 800 MHz system manager position.

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

A motion was made by Commissioner Hodges, and seconded by Commissioner Abbott, to authorize the County Administrator and EMA/911 Director to retain the services of Munroe & Jenkins Architects, LLC, to prepare plans for a renovation and construction project at the Calhoun County EMA/911 facility, to include architectural and engineering fees at 7.5 percent of the renovation and construction costs, and to authorize the Chairman to sign an agreement with Munroe & Jenkins Architects, LLC, for and on behalf of Calhoun County, once it is in final form. All Commissioners voted in favor of the motion.

Commissioner Henderson made a motion to declare as surplus property a 2006 Wrightline Console (EMA3176), located at the EMA/911 facility, and to donate the console to the City of Jacksonville, as recommended by the EMA/911 Director. Commissioner Abbott seconded the motion and all Commissioners voted in favor of the motion.

Mr. Joiner presented a resolution to provide funding in the amount of \$7,500 to the Spirit of Anniston Foundation for funding associated with the creation of a mural depicting African-American Heritage to be located in Anniston. Commissioner Abbott made a motion to adopt the resolution and Commissioner Hodges seconded the motion. The motion carried by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

A motion was made by Commissioner Abbott to authorize the Chairman to sign, for and on behalf of Calhoun County, an agreement with Wellborn Baseball for Youth for funding in the amount of \$1,000 to provide recreational programs and services for youth in Calhoun County. Commissioner Hess seconded the motion and a vote of the Commissioners was as follows: Yeas – Commissioner Hodges, Commissioner Hess, Commissioner Abbott, and Chairman Dunn; Abstained – Commissioner Henderson. (AGREEMENT IN FILE)

Commissioner Hess made a motion, which was seconded by Commissioner Hodges, to authorize the Chairman to sign, for and on behalf of Calhoun County, an agreement with Alexandria Youth Activities, Inc., to provide funding in the amount of \$1,000 to purchase equipment to be used to maintain recreational facilities. A vote of the Commissioners was unanimously in favor of the motion. (AGREEMENT IN FILE)

A motion was made by Commissioner Hess to adopt a resolution as presented by Mr. Joiner to accept the Blue Mountain Tower Site property. Commissioner Abbott seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Hess made a motion to authorize the Chairman and County Administrator to negotiate and execute such documents as deemed appropriate to purchase certain property in Calhoun County for county purposes. Following a second to the motion by Commissioner Abbott, the motion carried by a unanimous vote of the Commissioners.

A task order resolution for work being performed by NEAVA Geophysics, Inc. in the amount of up to \$235,000 was presented by Mr. Joiner. Commissioner Hodges made a motion to adopt the

resolution to ratify Mr. Joiner's signature on the task order. Commissioner Hess seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Mr. Joiner and Lee Helms, Tornado Disaster Consultant, recommended adopting two resolutions concerning the removal of tornado debris from private property outside of the FEMA designated grid areas for disaster designation. The first resolution authorizes Lee Helms Associates, LLC, to obtain proposals from local contractors to perform the work. The second resolution authorizes the Chairman to execute a contract with Lee Helms Associates, LLC, to provide the additional consulting work. Commissioner Abbott made a motion to adopt both resolutions and Commissioner Hess seconded the motion. A vote of the Commissioners was unanimously in favor of the motion. (2 RESOLUTIONS ATTACHED)

A motion was made by Commissioner Henderson, and seconded by Commissioner Hodges, to authorize the Chairman to sign, for and on behalf of Calhoun County, Change Order No. 2 to the contract with Eugene Turner, General Contractor, Inc., in the amount of \$48,158.83, for the renovations to the Calhoun County EMA/911 facility, as requested by Christian & Associates Architects, Inc. All Commissioners voted in favor of the motion. (CHANGE ORDER IN FILE)

Commissioner Hodges made a motion to adopt a resolution, as read by Mr. Joiner, concerning the establishment of a radio/alert notification communications district comprised within Talladega County and Calhoun County, including the appointments to the board of directors to represent Calhoun County. Commissioner Abbott seconded the motion and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION ATTACHED)

There was discussion concerning the Environmental Protection Agency (EPA) project to remove hazardous lead and PCBs from certain properties in the West Anniston area of Calhoun County. Soon the EPA will be seeking closure of this project since a majority of the properties affected have been remediated. Ditch maintenance in this area has been suspended for a number of years because of suspected PCB contamination and the high cost of removing and testing of possibly contaminated soils. Commissioner Hess made a motion to authorize the County Engineer Brian Rosenbalm and Environmental Enforcement Officer David Pirritano to submit a request for funding to the EPA for the testing of roadside ditches in the West End area, and for the proper disposition of identified contaminated soils. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion.

Lothar Glenn Hughes and Daniel Hughes asked for clarification of the request by the Environmental Enforcement Officer to remove antique vehicles from their property. Commissioner Henderson and Commissioner Hess agreed to discuss this further with them after the Commission meeting.

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

The next meeting was announced for Thursday, August 11, 2011, at 10:00 a.m.