

SUMMARY OF MINUTES  
CALHOUN COUNTY COMMISSION  
OCTOBER 23, 2008

Chairman Henderson called the regular meeting of the Calhoun County Commission to order. Also present were Commissioner Downing, Commissioner Hess, and Commissioner Abbott. The Chairman asked that bids be submitted and Ezell Dickerson gave an invocation.

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

Dr. Judy Stiefel, Superintendent of Calhoun County Schools, and Calhoun County School Board members June Evans, Mike Almaroad, Dale Harbin, Larry Stewart, and David Gilmore urged support of Amendment One, which will increase the amount that may be loaned from the Alabama Trust Fund to the Education Trust Fund to help schools. Dr. Stiefel advised that without Amendment One the schools face the prospect of devastating proration and budgetary cuts.

Commissioner Downing made a motion to adopt the agenda as presented. Commissioner Hess seconded the motion and all Commissioners present voted in favor of the motion.

Gen. Robin Scott, Chief Executive of the McClellan Development Authority, presented plans for Phase One of the Eastern Bypass, which includes widening Iron Mountain Road from the Eastern Parkway to Bains Gap Road, and a new section of road from Bains Gap to Pappy Dunn Boulevard. Gen. Scott advised that the McClellan Joint Powers Authority had previously obtained a \$1.6 million state grant and had also set aside \$745,000 for the project. Recently the state awarded another \$1.1 million to Calhoun County, bringing the total on hand for the project to approximately \$3.5 million. All entities involved, including the County Commissioners, the Joint Powers Authority, the City of Anniston, the National Guard, and Senator Marsh, were commended for this cooperative effort.

A motion was made by Commissioner Downing to adopt the minutes of the previous meeting. Following a second to the motion by Commissioner Hess, all Commissioners present voted in favor of the motion.

Commissioner Downing made a motion to dismiss the nuisance abatement on property located at 3409 Greenwood Avenue, Anniston, owned by Jenneye Lankford, as recommended by Environmental Enforcement Officer David Pirritano. Following a second to the motion by Commissioner Hess, the motion carried by a unanimous vote of the Commissioners present.

A motion was made by Commissioner Hess to proceed with the nuisance abatement on property located at 220 Arthur Drive, Ohatchee, owned by Kevin Edmondson, as recommended by Mr. Pirritano. The owner was not present. Commissioner Downing seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Pirritano recommended dismissing the nuisance abatement on property located at 518 Virginia Avenue, Anniston, owned by Dewayne and Gail Reid. Commissioner Downing so

moved, Commissioner Hess seconded the motion, and a vote of the Commissioners present was unanimously in favor of the motion.

An invoice was presented by Mr. Pirritano in the amount of \$3,800 for the cost of removing a public nuisance on property located at 2601 Paul Street, owned by Wendall and Kalentan Williams, as recommended by Mr. Pirritano. The owners were not present. Commissioner Hess made a motion to adopt a resolution to approve the invoice and Commissioner Downing seconded the motion. All Commissioners present voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Abbott made a motion to table the request for approval of an invoice for the cost of removing a public nuisance on property located at 1011 Folsom Avenue, Anniston, owned by Lincoln Carter. The owner was not present. Following a second to the motion by Commissioner Downing, the motion carried by a unanimous vote of the Commissioners present.

A motion was made by Commissioner Downing, and seconded by Commissioner Abbott, to declare a public nuisance on property located at 44 Blessing Street, Anniston, owned by Lovell English, as recommended by Mr. Pirritano. Orlando English was present to represent the owner, who is deceased. A vote of the Commissioners present was unanimously in favor of the motion. (RESOLUTION IN FILE)

The nuisance declaration on property located in Sugar Valley Estates Phases 1 & 2 (Raptor Way, Mountain View, Falcon Crest), Anniston, owned by Dennis McDowell, was continued until December 11, 2008. The owner was not present. Commissioner Downing made a motion to continue the nuisance declaration for thirty days, as recommended by Mr. Pirritano. Commissioner Abbott seconded the motion, and the motion carried by a unanimous vote of the Commissioners present.

Bids were opened by County Administrator Ken Joiner for general Landscape Maintenance for the Calhoun County Administration Building, Courthouse, and Courthouse Annex. Bids were received from D & B Lawn Service, of Jacksonville, and Thompson's, Inc., of Alexandria. Commissioner Downing made a motion to refer the bids to the County Administrator for review and a recommendation. Following a second to the motion by Commissioner Hess, all Commissioners present voted in favor of the motion.

Mr. Joiner opened bids for the purchase of Gasoline, Diesel Fuel, and Kerosene - Bid No. 09-20(a). Bids were received from Jack Green Oil, of Oxford, and R. K. Allen Oil Co., of Talladega. County Engineer Charles Markert requested that the bid be awarded to the apparent low bidder, Jack Green Oil, subject to review and approval. Commissioner Downing so moved, Commissioner Abbott seconded the motion, and all Commissioners present voted in favor of the motion.

Only one bid was received and opened by Mr. Joiner for the purchase of Lubricants – Bid No. FY09-20(b). Commissioner Hess made a motion to award the bid to Jack Green Oil, of Oxford, subject to review and approval, as recommended by Mr. Markert. Commissioner Abbott

seconded the motion, and a vote of the Commissioners present was unanimously in favor of the motion.

Mr. Joiner presented Change Order No. 1, in the amount of \$46,535.00, to the contract with Forsyth Building Company for the renovations of Monteith Amphitheatre at McClellan. Mr. Joiner advised that the necessary work is recommended by 2WR Holmes/Wilkins Architects, Inc., and includes structural modifications to the existing roof structure due to unforeseen conditions during ceiling demolition. Commissioner Downing made a motion to authorize the Chairman to sign the Change Order, and Commissioner Abbott seconded the motion. The motion carried by a unanimous vote of the Commissioners present. (CHANGE ORDER IN FILE)

An ABC Board application in the name of Alma Dean Bledsoe and Herman Richard Bledsoe, dba Bledsoes Discount Market Place, 270 B Glade Road E, Anniston, AL 36206, for the sale of retail beer and retail table wine, off premises only, was presented by Mr. Joiner. This is the first reading of the application and no further action was taken.

Mr. Joiner presented a partial release of lien for certain property located in Summerall Subdivision at McClellan, as requested by Attorney William Jackson, in order to finalize closing documents relative to the sale of the property. Commissioner Abbott made a motion, which was seconded by Commissioner Hess, to authorize the Chairman to sign the lien on behalf of the Calhoun County Commission, as successor to the Anniston-Calhoun County Fort McClellan Development Joint Powers Authority. All Commissioners present voted in favor of the motion. (PARTIAL RELEASE OF LIEN ATTACHED)

Commissioner Downing made a motion to authorize the Chairman to sign an agreement with New Life Christian Cathedral, Inc. for funding in the amount of \$5,000 to provide food and hygiene products to residents of Calhoun County who are poor. Commissioner Hess seconded the motion and a vote of the Commissioners present was unanimously in favor of the motion. (AGREEMENT IN FILE)

EMA Director Dan Long presented an agreement for a FY 2008 State Homeland Security grant in the amount of \$92,170, for prevention, response and recovery from acts of terrorism. Mr. Long advised that the funds will be used to purchase cameras for Sheriff vehicles, a security camera for the Highway Department complex, and a generator for the E911 district office. Commissioner Hess made a motion to authorize the Chairman to sign the agreement, Commissioner Abbott seconded the motion, and the motion carried by a unanimous vote of the Commissioners present. (AGREEMENT IN FILE)

Commissioner Abbott made a motion, which was seconded by Commissioner Hess, to authorize the Chairman to sign an agreement for a Homeland Security Citizen Corp grant in the amount of \$10,000. Mr. Long advised that the funds would be used to purchase a trailer for housing small animals in the event of a disaster. A vote of the Commissioners present was unanimously in favor of the motion. (AGREEMENT IN FILE)

The Chairman was authorized by a unanimous vote of the Commissioners present to sign a contract with Dan Clecker, for consulting services relative to McClellan development, once the contract is in acceptable form to the Chairman and the County Attorney. Commissioner Hess made the motion to authorize the Chairman to sign the contract and Commissioner Abbott seconded the motion. (CONTRACT ATTACHED)

Commissioner Downing made a motion to convene an executive session following adjournment of the regular meeting in order to meet with legal counsel concerning litigation with the City of Anniston and The Centech Group, Inc. Commissioner Hess seconded the motion and a vote of the Commissioners present was as follows: Downing – Yea, Hess – Yea, Abbott – Yea, and Henderson – Yea.

A motion was made by Commissioner Hess to adjourn the meeting and Commissioner Abbott seconded the motion. All Commissioners present voted in favor of the motion.

The next meeting was announced for Thursday, November 13, 2008, at 10:00 a.m.