

SUMMARY OF MINUTES  
CALHOUN COUNTY COMMISSION  
JULY 23, 2009

The regular meeting of the Calhoun County Commission was called to order by Chairman Hess, and all Commissioners were present. The Chairman asked that bids be submitted and Ezell Dickerson gave an invocation.

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

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

Certificates of recognition were presented by Tiffany Moore, Extension Agent, on behalf of the Commissioners, to 4-H Regional and State Congress participants: Carlton Hebron-Fears, Cheaha-Speedway 4-H Regional Congress, 1<sup>st</sup> Place – Freestyle Demonstration; Travianna Fears, Cheaha-Speedway 4-H Regional Congress, 2<sup>nd</sup> Place – Freestyle Demonstration; Lyndsey Golden, 4-H State Competitive Day, 1<sup>st</sup> Place – Block Rock; Rachel Sarro, 4-H State Competitive Day – Participation – Chicken-que; and Abby Epperson, Cheaha-Speedway 4-H Regional Congress, 1<sup>st</sup> Place – Chicken-que.

Calhoun County Recycling Coordinator Jennifer Yates was recognized for being selected as the 2009 Woman of the Year by the Cheaha Charter Chapter of the American Business Women's Association.

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

A motion was made by Commissioner Henderson to proceed with the nuisance abatement on property located at 331 South Hillman Street, Anniston, owned by Travis Talley, as recommended by Environmental Enforcement Officer David Pirritano. The owner was not present. Commissioner Downing seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Henderson made a motion, which was seconded by Commissioner Abbott, to proceed with the nuisance abatement on property located at 307 South Stebbins Street, Anniston, owned by Marie Cooper Estate, as recommended by Mr. Pirritano. Neither the owner nor a representative of the owner was present. The motion carried by a unanimous vote of the Commissioners. (RESOLUTION IN FILE)

Bids were opened by County Administrator Ken Joiner for housing and structure demolition and clearance to remove slum and blight for Project Neighborhood Pride – West End, Project Group Number 1 and 2. Bids were received and opened from H & S Welding & Construction, of Heflin; Woodard Brothers Grading, of Anniston; Teague Hauling, of Anniston; DRC Emergency Services, of Mobile; and Emtex Mechanical Contractors, of Anniston. Commissioner Henderson

made a motion to refer the bids to the County Administrator for review and a recommendation. Commissioner Dunn seconded the motion and all Commissioners voted in favor of the motion.

Mr. Joiner opened bids received for janitorial services for the Calhoun County Highway Department Complex. Bids were received and opened from Clark's Commercial Cleaning, of Anniston; Praisekleen, of Anniston; Dazser-Bhm Corp dba Jani-King of Birmingham; Opportunity Center, of Anniston; and Rite Way Service, of Birmingham. A motion was made by Commissioner Downing, and seconded by Commissioner Henderson, to refer the bids to the County Administrator and County Engineer, and following their review of the bids, to award the bid to lowest responsible bidder. The motion carried by a unanimous vote of the Commissioners.

Commissioner Abbott made a motion to continue for ninety days, until October 22, 2009, the nuisance declaration on property located at 0 Old Broadwell Mill Road, Jacksonville, owned by Ron Scoville, as recommended by Mr. Pirritano. Mr. Scoville was present and asked for additional time. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion.

A motion was made by Commissioner Abbott, and seconded by Commissioner Henderson, to declare a public nuisance on property located at 15 Chestnut Ridge Road, Jacksonville, owned by William Frintner, as recommended by Mr. Pirritano. The owner was not present. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Joiner presented an agreement with the Water Works and Sewer Board of the City of Anniston providing funding in the amount of \$49,800 for water and sewer main construction for Building 256 at McClellan. Commissioner Henderson made a motion to approve and ratify the execution of this agreement dated July 17, 2009, by J. D. Hess, in his capacity as Chairman of the Calhoun County Commission, and Kenneth L. Joiner, in his capacity as County Administrator, and as Receiver or Fiduciary of the Court. Following a second to the motion by Commissioner Dunn, all Commissioners voted in favor of the motion. (AGREEMENT ATTACHED)

Commissioner Dunn made a motion to adopt a resolution in support of the Calhoun County Community Punishment & Corrections Authority, Inc., as presented by Mr. Joiner. Commissioner Downing seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

An agreement with the Diocese of Birmingham in Alabama, D/B/A All Saints Interfaith Center of Concern, was presented by Mr. Joiner. Mr. Joiner advised the agreement provides for funding in the amount of \$5,000 for prescription medications for indigent or poor residents of Calhoun County. 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)

A motion was made by Commissioner Abbott to authorize the Chairman to sign an agreement with NAMI Jacksonville, Inc. to provide funding in the amount of \$1,500 for mental health care

services in Calhoun County. Following a second to the motion by Commissioner Henderson, a vote of the Commissioners was unanimously in favor of the motion. (AGREEMENT IN FILE)

Commissioner Dunn made a motion to authorize the Chairman to sign an agreement with Community Enabler Developer, Inc. to provide funding in the amount of \$3,000 for medical and dental services, transportation, prescription medications, and medically necessary nutritional supplements for indigent residents, particularly senior citizens, of Calhoun County. This motion was seconded by Commissioner Downing and the motion carried by a unanimous vote of the Commissioners. (AGREEMENT IN FILE)

A motion was made by Commissioner Downing, and seconded by Commissioner Dunn, to authorize the Chairman to sign an agreement with Northeast Alabama Business Incubator System to provide funding in the amount of \$10,000 to promote business development in Calhoun County. All Commissioners voted in favor of the motion. (AGREEMENT IN FILE)

Mr. Joiner presented a resolution to authorize the application for funding assistance in the amount of \$75,000 to support the efforts of the District Attorney for a STOP Violence Against Women (VAWA) Program. Commissioner Dunn made a motion to adopt the resolution and Commissioner Downing seconded the motion. The motion carried by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

Commissioner Henderson made a motion to adopt a resolution as read by Mr. Joiner to authorize Merchant Capital, L.L.C., to arrange for a bond issue for public road and bridge improvements. Commissioner Dunn seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

The following appointments to the Rails to Trails Public Park & Recreation Board, beginning August 1, 2009 and expiring August 1, 2014, were recommended: Commissioner Downing recommended reappointing Michael Poe to represent District 2 and Commissioner Henderson recommended reappointing Thomas S. Downing, Jr. to represent District 3. Also, Commissioner Downing recommended that the new County Engineer, Brian Rosenbalm, replace former County Engineer, Charles Markert, as an ex-officio member of the board. Commissioner Henderson so moved, Commissioner Abbott seconded the motion, and the motion carried by a unanimous vote of the Commissioners.

Commissioner Downing made a motion to adopt a resolution as read by Mr. Joiner authorizing funding in the amount of \$49,755.75 for the Anniston/Calhoun County Home Consortium. Commissioner Dunn seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Mr. Joiner advised that a change order has been requested for sewer repairs at the Monteith Amphitheatre. Commissioner Dunn made a motion to authorize the Chairman to sign the change order and Commissioner Abbott seconded the motion. A vote of the Commissioners was unanimously in favor of the motion. (CHANGE ORDER IN FILE)

Probate Judge Alice Martin has requested Commission approval to use F & M Bank as the depository for the Judge of Probate Liquor Tax Fund. Commissioner Downing made a motion to approve the request. Following a second to the motion by Commissioner Abbott, all Commissioners voted in favor of the motion.

Nine task order resolutions for work being performed by various contractors at McClellan were presented by Mr. Joiner, as follows: (1) Matrix Environmental Services, L.L.C. – lump sum cost of \$36,300; (2) Matrix Environmental Services, L.L.C. – lump sum cost of \$20,000; (3) NAEVA Geophysics, Inc. – total cost not to exceed \$1,237,711; (4) NAEVA Geophysics, Inc. – total cost not to exceed \$420,319.10; (5) Harmon Engineering and Contracting Co., Inc. – total cost not to exceed \$29,869; (6) USA Environmental Inc. – total firm fixed price of \$596,321; (7) USA Environmental Inc. – total firm fixed price of \$159,310; (8) PIKA International Inc. – amended amount not to exceed \$948,811.75; and (9) PIKA International Inc. – initial amount not to exceed \$500,000. Commissioner Downing made a motion to adopt resolutions to ratify Mr. Joiner's signature on the nine task orders. Commissioner Dunn seconded the motion and a vote of the Commissioners was unanimously in favor of the motion. (9 TASK ORDER RESOLUTIONS ATTACHED)

Commissioner Dunn made a motion to adjourn and Commissioner Downing seconded the motion. The meeting was adjourned by a unanimous vote of the Commissioners.

The next meeting was announced for Thursday, August 13, 2009, at 10:00 a.m.