

SUMMARY OF MINUTES  
CALHOUN COUNTY COMMISSION  
OCTOBER 14, 2010

The regular meeting of the Calhoun County Commission was called to order by Chairman Abbott and all Commissioners were present. An invocation was given by Commissioner Dunn.

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

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

A proclamation was presented by Commissioner Downing, on behalf of the Commissioners, to Assistant District Attorney John Gruenewald, proclaiming the week of October 24<sup>th</sup> to 30<sup>th</sup>, 2010, to be Pro Bono Week.

The 2010 Excellence in Roadside Management Award was presented to the Calhoun County Highway Department from the National Roadside Vegetation Management Association. Brian Conary, Administrative Services Manager for the Calhoun County Highway Department, accepted the award from Commissioner Henderson in recognition of the Highway Department's vegetation management program.

A motion was made Commissioner Dunn to adopt the minutes of the previous meeting. Commissioner Hess seconded the motion and all Commissioners voted in favor of the motion.

Commissioner Downing made a motion to award the bid for CSEPP Sirens Upgrade to the only bidder, McCord Communications, for the negotiated amount of \$1,555,170.00, as recommended by the County Administrator and EMA Director. Commissioner Dunn seconded the motion and a vote of the Commissioners was unanimously in favor of the motion.

A motion was made by Commissioner Downing and seconded by Commissioner Dunn to award the bid for the removal of specified items from properties that have been declared a 'Public Nuisance' to the overall lowest bidder, Emtex Mechanical Contractors, as follows: 1) 0 Route 9, Box 220 Old Friendship Road - \$1,400, 2) 1350 Ross Lake Road - \$1,400, 3) 4221 Wellborn Avenue - \$1,365, and 4) 1032 Pipe Street - \$1,150. The motion carried by a unanimous vote of the Commissioners.

Commissioner Downing made a motion to dismiss the nuisance abatement on property located at 4504 Skyline Drive, Anniston, owned by Key Properties, LLC, as recommended by Environmental Enforcement Officer David Pirritano. Commissioner Henderson seconded the motion and the motion carried by a unanimous vote of the Commissioners.

A motion was made by Commissioner Henderson and seconded by Commissioner Downing to proceed with the nuisance abatement on property located at 3324 Truman Avenue, Anniston, owned by Edward Meadows, as recommended by Mr. Pirritano. The owner was not present. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Hess made a motion, which was seconded by Commissioner Dunn, to dismiss the nuisance abatement on property located at 126 W. 36<sup>th</sup> Street, Anniston, owned by Charles T. Bolling, as recommended by Mr. Pirritano. A vote of the Commissioners was unanimously in favor of the motion.

A motion was made by Commissioner Downing to dismiss the nuisance abatement on property located at 0 Church Street, Anniston, owned by Tommy Gee and Leotes Skinner, as recommended by Mr. Pirritano. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion.

Mr. Pirritano recommended dismissing the nuisance abatement on property located at 461 Porter Johnson Road, Piedmont, owned by Kerry Studdard. Commissioner Downing so moved, Commissioner Henderson seconded the motion, and all Commissioners voted in favor of the motion.

Commissioner Downing made a motion to dismiss the nuisance abatement on property located at 0 E. Nunnally Lake Road, Ohatchee, owned by Sherwood Hurst, as recommended by Mr. Pirritano. All Commissioners voted in favor of the motion.

A motion was made by Commissioner Hess and seconded by Commissioner Downing to dismiss the nuisance abatement on property located at 60 Holland Finley Road, Jacksonville, owned by the Alfonso Cunningham Estate, 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 2931 Jefferson Avenue, Anniston, owned by Robert & Lorene Arthur. Commissioner Hess so moved, Commissioner Downing seconded the motion, and all Commissioners voted in favor of the motion.

Commissioner Henderson made a motion to declare a public nuisance on property located at 1350 US Hwy 278 W, Piedmont, owned by Floyd D. Dallas, as recommended by Mr. Pirritano. The owner was not present. Following a second to the motion by Commissioner Downing all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Downing to reappoint Assistant County Administrator Faye Robertson to the Coosa Valley Youth Services Board of Directors for another three-year term to expire November 2013. Commissioner Dunn seconded the motion and the motion carried by a unanimous vote of the Commissioners.

Commissioner Dunn made a motion which was seconded by Commissioner Downing to authorize the Chairman to sign an agreement with the Diocese of Birmingham in Alabama, d/b/a All Saints Interfaith Center of Concern, for funding in the amount of \$10,000 to help provide rent, utility deposits, utility payments, medical services, dental services, transportation and prescription medications to indigent residents of Calhoun County. All Commissioners voted in favor of the motion. (AGREEMENT IN FILE)

A motion was made by Commissioner Downing to authorize the Chairman to sign an agreement with Interfaith Ministries, Inc. of Calhoun County, Alabama, for funding in the amount of \$10,000 to help provide rent, utility deposits, utility payments, transportation, shelter, and prescription medications to indigent residents of Calhoun County. Following a second to the motion by Commissioner Dunn, a vote of the Commissioners was unanimously in favor of the motion. (AGREEMENT IN FILE)

Commissioner Dunn made a motion which was seconded by Commissioner Downing to authorize the Chairman to sign an agreement with Community Actors' Studio Theatre, Incorporated, to provide funding in the amount of \$2,500 for advertising and conducting plays and musicals. The motion carried by a unanimous vote of the Commissioners. (AGREEMENT IN FILE)

A motion was made by Commissioner Dunn to authorize the Chairman to sign an agreement with Knox Concert Series, Inc. for funding in the amount of \$15,000 to provide advertising and support for conducting the 2010-2011 Knox Concert Series. The motion was seconded by Commissioner Downing and the motion carried by a unanimous vote of the Commissioners. (AGREEMENT IN FILE)

Mr. Joiner presented a resolution in support of the constitutional amendment proposed by Act 2010-286, which will appear on the November 2010 General Election Ballot as Amendment 1. Commissioner Downing made a motion to adopt the resolution and Commissioner Dunn seconded the motion. All Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Dunn made a motion to authorize the Chairman to sign an agreement for funding of a Mini-Grant in the amount of \$8,000 from the Stringfellow Health Fund of the Community Foundation of Northeast Alabama. Mr. Joiner advised that the County will be accepting the funding on behalf of the Calhoun County Extension Office, NEP/4H Program. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion. (AGREEMENT IN FILE)

A motion was made by Commissioner Dunn and seconded by Commissioner Henderson to authorize the Chairman to sign a Tower Site Lease Modification with Tommy and Emily Wood, as presented by Mr. Joiner. All Commissioners voted in favor of the motion. (LEASE MOD ATTACHED)

Commissioner Downing made a motion to authorize the Chairman to sign a Memorandum of Agreement with The Alabama Forestry Commission, to continue the present arrangement for use of the Chimney Peak tower site, as presented by Mr. Joiner. Commissioner Dunn seconded the motion and all Commissioners voted in favor of the motion. (AGREEMENT ATTACHED)

County Engineer Brian Rosenbalm recommended approval of two proposed minor subdivisions in District 2: 1) Anniston Farms, off US Highway 78, and 2) The Foundation Ranch, off Choccolocco Road. Mr. Rosenbalm advised that both meet the provisions of the subdivision

regulations of Calhoun County. Commissioner Henderson made a motion to approve the proposed subdivisions and Commissioner Downing seconded the motion. The motion carried by a unanimous vote of the Commissioners.

A motion was made by Commissioner Dunn to authorize the Chairman to sign an agreement with the Veterans of Foreign Wars Post 8432 for funding in the amount of \$500 to be used by Post 8432 in having food and hygiene products provided to residents of Calhoun County who are poor. Following a second to the motion by Commissioner Downing, all Commissioners voted in favor of the motion. (AGREEMENT IN FILE)

Commissioner Hess made a motion to adopt a resolution as presented by Mr. Joiner to adopt the Calhoun County Citizen's Code, as requested by the Calhoun County Chamber of Commerce. Commissioner Dunn seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion. (CODE IN FILE)

Commissioner Dunn made a motion to declare Saturday, October 30, 2010, as the official evening for Halloween Trick or Treating in Calhoun County. The motion was seconded by Commissioner Henderson and the motion carried by a unanimous vote of the Commissioners.

Four task order resolutions for work being performed by various contractors at McClellan were presented by Mr. Joiner, as follows: (1) EOD Technology, Inc. – up to \$790,039.66; 2) EOD Technology, Inc. – \$659,319.67; 3) Matrix Environmental Services, LLC – \$3,060,500.00; and 4) Harmon Engineering – up to \$570,060.00. Commissioner Downing 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. (4 TASK ORDER RESOLUTIONS ATTACHED)

Commissioner Hess made a motion to amend the agenda in order to consider a supplemental agreement for the Old Broadwell Mill Road Truss Bridge project. Commissioner Downing seconded the motion and all Commissioners voted in favor of the motion.

A motion was made by Commissioner Dunn to approve the supplemental agreement for the Old Broadwell Mill Road Truss Bridge project as recommended by the County Engineer. Mr. Rosenbalm advised that the field conditions at the bridge site have dictated adjustments to the original foundation design, at an approximate cost of \$1,100. Following a second to the motion by Commissioner Henderson, the motion carried by a unanimous vote of the Commissioners.

Olin Watts, of Alexandra, inquired about paving on Love Lane. Discussion followed. Mr. Watts was referred to Commissioner Hess and the County Engineer.

Commissioner Henderson announced that OhatcheeFest is scheduled at Janney Furnace Park for Saturday, October 16<sup>th</sup>.

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

The next meeting was announced for Thursday, October 28, 2010, at 10:00 a.m.