

SUMMARY OF MINUTES
CALHOUN COUNTY COMMISSION
APRIL 14, 2011

Chairman Dunn called the regular meeting of the Calhoun County Commission to order. Also attending were Commissioner Henderson, Commissioner Hess, and Commissioner Abbott. The Chairman asked that bids be submitted and that everyone sign the sheet being circulated for a public hearing. Ezell Dickerson gave an invocation.

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

Commissioner Henderson made a motion to adopt the agenda. Following a second to the motion by Commissioner Hess, all Commissioners present voted in favor of the motion.

Certificates were presented by Commissioner Abbott, on behalf of the Calhoun County Commission, to the Anniston High School Boys Varsity Basketball team players, coaches, and support staff, in recognition of them being the 2011 Class 4A AHSAA State Champion Runners-Up.

A proclamation was read by County Administrator Ken Joiner commending the Calhoun County Animal Control Officers, Charles McDonald and Dennis Worley, and proclaiming the week of April 10-16, 2011, as Animal Control Officer Appreciation Week in Calhoun County.

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

A public hearing was held for the purpose of receiving comments concerning Calhoun County's proposed revised solid waste management plan. The consultant for the project, Patrick L. Chumbley, P.E., with LAI Engineering, conducted the hearing. Mr. Chumbley stated that the revised plan is required by ADEM to provide for a recycling grant. The revised plan reflects the 2010 census data and revenue projections for the next ten years. The recycling program is a joint effort with Talladega County. Walter Frazier and Gerald Wiggins spoke on behalf of American Legion Post 312, and addressed a problem they have with an unauthorized dump adjacent to property owned by the American Legion. Mr. Joiner explained that Mr. Frazier's problem does not relate to the proposed revised solid waste plan, and suggested that he meet with the Environmental Enforcement Officer for assistance. Mr. Chumbley further advised that Section 7 of the plan addresses Mr. Frazier's problem regarding unauthorized dumps, so a revision to that section would not be in order. There were no further comments received and Commissioner Hess made a motion to close the public hearing. Commissioner Abbott seconded the motion and the public hearing was closed with a unanimous vote of the Commissioner present.

Commissioner Henderson made a motion to adopt a resolution to award the bid for Professional Services for a Sheriff's Shared Data Network to the only bidder, Digital Technologies LLC, as recommended by the Sheriff and County Administrator. Commissioner Hess seconded the

motion and all Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

Environmental Enforcement Officer David Pirritano recommended proceeding with the nuisance abatement of property located at 0 Bryan Avenue, Anniston, owned by Pamela Hill. Ms. Hill was present and asked for more time to complete the work. Mr. Pirritano agreed to work with Ms. Hill. Commissioner Hess made a motion to proceed and Commissioner Henderson seconded the motion. All Commissioners present voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Henderson made a motion to proceed with the nuisance abatement of property located at 4125 Oak Dale Avenue, Anniston, owned by Mohamed Ahmed, as recommended by Mr. Pirritano. The owner was not present. Following a second to the motion by Commissioner Hess, the motion carried by a unanimous vote of the Commissioners present. (RESOLUTION IN FILE)

A motion was made by Commissioner Henderson, and seconded by Commissioner Hess, to proceed with the nuisance abatement of property located at 110 Saxwood Drive, Wellington, owned by Brian Gauthier, as recommended by Mr. Pirritano. The owner was not present. Commissioner Hess seconded the motion and all Commissioners present voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Henderson made a motion to continue for thirty days, until May 26, 2011, the nuisance declaration on property located at 0 Rt 9 Box 220 Old Friendship Road, Oxford, owned by Windell, Harold, and Travis Westbrooks, as recommended by Mr. Pirritano. Travis Westbrooks was present and asked for more time. The motion was seconded by Commissioner Abbott and the motion carried by a unanimous vote of the Commissioners present. (RESOLUTION IN FILE)

Mr. Pirritano recommended declaring a public nuisance on property located at 916 Pipe Street, Anniston, owned by Buster Drew Watts. The owner was not present. Commissioner Henderson so moved, Commissioner Hess seconded the motion, and all Commissioners present voted in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Henderson, and seconded by Commissioner Hess, to declare a public nuisance on property located at 303 Dogwood Avenue, Anniston, owned by AWH Inc., as recommended by Mr. Pirritano. No one was present to represent the owner. The motion carried by a unanimous vote of the Commissioners present. (RESOLUTION IN FILE)

Various bids were received and opened by Mr. Joiner for certain food and non-food items to be purchased to feed the inmates of the Calhoun County Jail. Bids were received from Osborn Brothers Inc.; Forestwood Farm, Inc.; Glover Foods; Flowers Baking Co. of Birmingham; W. L. Halsey Grocery Co., Inc.; Good Source Solutions; and Sysco Food Services. A motion was made by Commissioner Hess to refer the bids to the Sheriff and County Administrator for review and a recommendation. Following a second to the motion by Commissioner Abbott, all Commissioners present voted in favor of the motion.

Mr. Joiner opened bids received for General Landscape/Maintenance for certain county properties. Bids were received from D & A Lawn Service, Dennis Lipham dba; Thompson Inc.; Preacher's Lawn Care, Inc.; and Maddox Lawn/D & B Lawn Service, Inc. Commissioner Henderson made a motion to refer the bids to the County Administrator for review and a recommendation. Commissioner Hess seconded the motion and all Commissioners present voted in favor of the motion.

Commissioner Hess made a motion to adopt a joint resolution with the Calhoun County 9-1-1 District Board of Directors opposing any proposed state legislation that negatively impacts funding or local control of Alabama's emergency communication districts, as presented by Mr. Joiner. Commissioner Henderson seconded the motion and a vote of the Commissioners present was unanimously in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Abbott, and seconded by Commissioner Henderson, to authorize the Chairman to sign, for and on behalf of Calhoun County, a permit and agreement with Calhoun County Future Farmers of America for the use of the Leatherwood Barn for FFA county contests and education events from April 18 through 20, 2011. The motion carried by a unanimous vote of the Commissioners present. (AGREEMENT IN FILE)

Alice K. Martin, Judge of Probate, requested the Commission consider waiving the late filing fee for liquor taxes submitted by The Office d/b/a Coyote Mike's, in the amount of \$825.67; and City Limits Ent. Inc. d/b/a Smoking Moose, in the amount of \$455.62. Commissioner Hess made a motion to waive the late fees as requested. Commissioner Abbott seconded the motion and all Commissioners present voted in favor of the motion.

Commissioner Henderson made a motion to authorize the Chairman to sign, for and on behalf of Calhoun County, an agreement with the Special Kids Fishing Classic, Inc., to provide funding in the amount of \$1,500 to purchase supplies for the fishing event scheduled for May 5, 2011. The motion was seconded by Commissioner Abbott and the motion carried by a unanimous vote of the Commissioners present. (AGREEMENT IN FILE)

County Engineer Brian Rosenbalm recommended authorizing the Chairman to sign, for and on behalf of Calhoun County, Supplemental Agreement Number 2 with the State of Alabama, the City of Jacksonville, and the City of Weaver, for right-of-way acquisition for roadway improvements on Anniston-Jacksonville Road from South city limits of Weaver to North of Jacksonville. Commissioner Henderson so moved, Commissioner Hess seconded the motion, and all Commissioners present voted in favor of the motion. (AGREEMENT IN FILE)

Mr. Rosenbalm presented a reimbursable agreement with Calhoun County Water Authority, and a non-reimbursable agreement with AT&T Alabama for relocation of utility facilities for a bridge replacement project on Alexandria-Wellington Road. Commissioner Hess made a motion to authorize the Chairman to sign both agreements on behalf of Calhoun County. Commissioner Abbott seconded the motion, and a vote of the Commissioners present was unanimously in favor of the motion. (AGREEMENTS IN FILE)

Commissioner Abbott made a motion to adopt a resolution, as presented by Mr. Rosenbalm, to authorize, create, and establish the Calhoun County Highway Department Safety Incentive Program. The motion was seconded by Commissioner Hess and the motion carried by a unanimous vote of the Commissioners present. (RESOLUTION ATTACHED)

A motion was made by Commissioner Abbott, and seconded by Commissioner Hess, to authorize the Chairman to sign, for and on behalf of Calhoun County, an agreement with Community Enabler Developer, Inc. to provide funding in the amount of \$1,500 for rent, utility deposits/payments, medical/dental care, transportation necessary to obtain medical/dental care, prescription medications, and medically necessary nutritional supplements to indigent residents of Calhoun County. All Commissioners present voted in favor of the motion. (AGREEMENT IN FILE)

Commissioner Henderson made a motion, that was seconded by Commissioner Abbott, to authorize the Chairman to sign, for and on behalf of Calhoun County, an agreement with Cheaha Creative Arts, Inc., to provide funding in the amount of \$2,000 to support the After School Fine Arts Program held at the historic Kilby House on the compound of the Anniston High School. A vote of the Commissioners present was unanimously in favor of the motion. (AGREEMENT IN FILE)

A motion was made by Commissioner Abbott to approve and adopt the proposed Siren Campaign, effective June 1, 2011, as requested by EMA/911 Director Jerry Jackson. Following a second to the motion by Commissioner Hess, all Commissioners present voted in favor of the motion. (SIREN CAMPAIGN ATTACHED)

Three task order resolutions for work being performed by certain contractors at McClellan were presented by Mr. Joiner, and were summarized as follows: (1) L. I. Smith & Associates, Inc. – up to \$69,245; (2) Matrix Environmental Services, LLC. – decreases funding by \$75,000; (3) Matrix Environmental Services, LLC. – total funding \$20,000. Commissioner Hess made a motion to adopt resolutions to ratify Mr. Joiner's signature on the task orders. Commissioner Abbott seconded the motion, and all Commissioners present voted in favor of the motion. (3 RESOLUTIONS ATTACHED)

Commissioner Henderson made a motion to adopt by resolution the proposed revised solid waste management plan for Calhoun County, Alabama 2010-2020, as explained by the consultant during the public hearing held earlier in the meeting. Commissioner Hess seconded the motion and all Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

The meeting was adjourned following a motion to adjourn by Commissioner Hess, a second to the motion by Commissioner Abbott, and a unanimous vote of the Commissioners present.

The next meeting was announced for Thursday, April 28, 2011, at 10:00 a.m.