

SUMMARY OF MINUTES  
CALHOUN COUNTY COMMISSION  
DECEMBER 16, 2021

Chairman Henderson called to order the regular meeting of the Calhoun County Commission. Also present were Commissioner Wilson, Commissioner Shears, and Commissioner Patterson. Assistant County Engineer Rodney McCain gave an invocation and led the Pledge of Allegiance.

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

Commissioner Shears made a motion to adopt the agenda, followed by a second to the motion from Commissioner Wilson. All Commissioners present voted in favor of the motion.

Anniston City Manager Steven Folks, Anniston Museum Director Alan Robison, and Anniston Public Works Department Head David Arnett thanked the Commissioners and staff for their assistance with several public works projects in the City of Anniston. The partnership has been very beneficial to the citizens at-large. The Commissioners thanked Mr. Folks for helping to accommodate the Toys For Tots program.

A motion was made by Commissioner Shears to adopt the minutes of the previous meeting. The motion was seconded by Commissioner Wilson and the motion carried with a unanimous vote of the Commissioners present.

Commissioner Shears made a motion to approve an ABC Board application for a 010 – Lounge Retail Liquor – Class 1 license, submitted by Lamar Elston, dba 202 Lounge, located at 2300 Old Birmingham Highway, Anniston, in District 3. Commissioner Wilson seconded the motion and all Commissioners present voted in favor of the motion.

Environmental Enforcement Manager Reggie Stewart recommended dismissing the public nuisance abatements on the following properties: (1) 907 Vigo Avenue, Weaver, owned by Kenneth Harrast et al; (2) 4815 Bellvue Road, Anniston, owned by Guardian Tax AL LLC; (3) 0 Leyden Street, Anniston, owned by Louie Miller; (4) 2716 Simpson Street, Anniston, owned by Vickey Hurston; (5) 1213 Carter Street, Anniston, owned by Jennie M. Jordan; (6) 4740 Old Birmingham Hwy, Anniston, owned by Earnest Wayne Hollingsworth; (7) 800 (808) N. Marshall Street, Anniston, owned by William A. and Elizabeth Henderson; (8) 712 S. Marshall Street, Anniston, owned by Larry H. Lee; (9) 1051 West 33<sup>rd</sup> Street, Anniston, owned by Tracy Vinyard; (10) 1640 Dripping Rock Road, Piedmont, owned by Angelika Sloan; (11) 5129 Arrow Avenue, Anniston, owned by George C. Petrie and Jon R. Mills; (12) 120 Boozer Drive, Jacksonville, owned Nicholas Sterling; (13) 129 Warren Drive, Weaver, owned by Joyce Warren c/o Elizabeth Haynes; (14) 1407 Herndon Drive, Weaver, owned by Christina H. Miller; (15) 522 S. Corning Street, Anniston, owned by Karen King; (16) 110 Brown Street, Anniston, owned by April Taber; (17) 317 Michael Dennis Drive, Anniston, owned by James D. and Stella Tipton, c/o WMW Land LLC; and (18) 517 Cherokee Trail, Anniston, owned by Jack Boxley. Commissioner Wilson made a motion to dismiss as recommended, followed by a second to the motion from Commissioner Shears. The motion carried with a unanimous vote of the Commissioners present.

County Administrator Mark Tyner presented a resolution to award the bid for Pest Control Services for certain Calhoun County buildings to Orkin Pest Control, and to reject all bids received for annual termite control. Commissioner Patterson made a motion to adopt the

resolution, Commissioner Wilson seconded the motion, and all Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Shears to adopt a resolution that was presented by Mr. Tyner to award or reject the bids for demolition/removal of specified items from certain properties, as recommended by Mr. Stewart. There was a second to the motion from Commissioner Wilson and a unanimous vote of the Commissioners present in favor of the motion. (RESOLUTION ATTACHED)

Mr. Tyner presented a resolution to declare as surplus certain property assigned to the Environmental Office and the Calhoun County EMA. A motion was made by Commissioner Shears to adopt the resolution. Commissioner Patterson seconded the motion and all Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Wilson made a motion to authorize the Chairman to sign a contract, for and on behalf of Calhoun County, with DataWorks Plus to provide software and hardware support for the fingerprint machine at the Calhoun County Sheriff's Office. The term of the contract is from 1/1/2022 through 12/31/2022, and the total cost is \$6,050. Commissioner Patterson seconded the motion and all Commissioners present voted in favor of the motion. (AGREEMENT IN FILE)

A motion was made by Commissioner Wilson and seconded by Commissioner Shears to adopt a resolution that was presented by Mr. Tyner to authorize a grant application, through the 2022 Alabama Tourism Legislative Grants Program, for funding in the amount of \$2,600 for communitywide events to help promote out-of-state tourism. The motion carried with a unanimous vote of the Commissioners present. (RESOLUTION ATTACHED)

Mr. Tyner presented an updated Calhoun County Grower's Permit and Rules and Regulations for the Calhoun County Farmers Market. Commissioner Patterson made a motion to approve the permit as recommended by Dr. David West, County Extension Coordinator, and to authorize Dr. West to implement the rules and regulations through December 31, 2022. Following a second to the motion from Commissioner Wilson, all Commissioners present voted in favor of the motion. (PERMIT/RULES IN FILE)

An amendment to the ACCA Investing in Alabama Counties Program Maintenance and Support Membership Agreement was presented by Mr. Tyner. The change establishes a minimum fee for American Rescue Plan Act fiscal recovery funds received by the County. Commissioner Wilson made a motion to authorize the Chairman to sign the amendment, for and on behalf of Calhoun County. Commissioner Shears seconded the motion and there was a unanimous vote of the Commissioners present in favor of the motion. (AMENDMENT ATTACHED)

Commissioner Shears made a motion to adopt a resolution to designate Mark E. Tyner, Calhoun County Administrator/Treasurer, to act as the Program Director for projects funded with the county's American Rescue Plan Act fiscal recovery funds. Commissioner Patterson seconded the motion and all Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

Mr. Tyner presented a proposed Procurement Policy for Calhoun County to govern purchasing and to establish a Code of Ethics for the awarding and administration of contracts. These policies are required to receive certain grant funding. Commissioner Wilson made a motion to adopt resolution to approve the policy once in final form. Following a second to the motion from

Commissioner Shears, all Commissioners present voted in favor of the motion. (RESOLUTION/POLICY ATTACHED)

A resolution was presented by Mr. Tyner which authorizes the execution of a Memorandum of Understanding among the largest users of the Calhoun County 9-1-1 Motorola Communications System, agreeing to an equitable allocation for the necessary upgrade costs. Commissioner Wilson made a motion to adopt the resolution once in final form. There was a second to the motion from Commissioner Shears and a unanimous vote of the Commissioners present in favor of the motion. (RESOLUTION/MOU ATTACHED)

Commissioner Shears made a motion to authorize the Chairman to sign, for and on behalf of Calhoun County, Amendment No. 1 to the Tax Revenue Enhancement Agreements with Avenu Insights & Analytics, LLC, for (1) Discovery Recovery Collection Services for Business License Taxes, and (2) Sales and Use, Tobacco and Lodging Tax remittance processing and compliance services. The amendments extend the term of the agreements for an additional one-year period through December 31, 2022; and increases the audit services amounts for Sales and Use, Tobacco and Lodging Tax collection by \$2.19 per hour. The motion was seconded by Commissioner Wilson, and the motion carried with a unanimous vote of the Commissioners present. (AMENDMENTS IN FILE)

A motion was made by Commissioner Patterson to reappoint William H. (Bill) Jackson, of Anniston, as the citizen appointee on the Calhoun County Community Punishment & Corrections (CCCP&C) Board of Directors, for a one-year term to expire December 31, 2022. Since the appointment of Mr. Jackson is a joint appointment of the Calhoun County Commission and the Calhoun County Legislative Delegation, the members of the Calhoun County Legislative Delegation will be contacted for their concurrence. Commissioner Shears seconded the motion and all Commissioners present voted in favor of the motion.

Mr. Tyner presented a resolution to approve an invoice submitted by the Anniston Water Works and Sewer Board for the installation of a fire hydrant for Calhoun County at or near Thomas Street and Smith Blvd in District 3. Commissioner Wilson made a motion to adopt the resolution, Commissioner Shears seconded the motion, and the motion carried with a unanimous vote of the Commissioners present. (RESOLUTION IN FILE)

Commissioner Wilson made a motion to adopt a resolution, once in final form, that was presented by Mr. Tyner, which authorizes the Chairman to sign, for and on behalf of Calhoun County, all documents necessary for the sale and transfer of certain county property located on 18<sup>th</sup> Street, in Anniston, to New Life Christian Cathedral, Inc. Commissioner Shears seconded the motion and all Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Patterson to authorize Assistant County Administrator Melissia Wood to digitally sign, for and on behalf of Calhoun County, an Equitable Sharing Agreement and Certification for the Sheriff's Office, effective December 16, 2021. The agreement sets forth the requirements for participation in the federal Equitable Sharing Program and the restrictions upon the use of federally forfeited funds, property, and any interest earned thereon, which are equitably shared with participating law enforcement agencies. The motion was seconded by Commissioner Shears and there was a unanimous vote of the Commissioners present in favor of the motion. (AGREEMENT IN FILE)

Mr. Tyner presented a resolution authorizing Calhoun County to join the State of Alabama and other local governments as participants in the opioid litigation Endo Health Solutions Inc. and Endo Pharmaceuticals Inc. (Endo) Settlement. Commissioner Shears made a motion to adopt the resolution, followed by a second to the motion from Commissioner Wilson. All Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Patterson made a motion to adopt a resolution that was presented by Mr. Tyner to authorize the Chairman to sign, for and on behalf of Calhoun County, documents necessary for a public works project for the construction of a building at the Calhoun County Landfill, with the total cost not to exceed \$50,000. The motion was seconded by Commissioner Wilson and the motion carried with a unanimous vote of the Commissioners present. (RESOLUTION ATTACHED)

Mr. McCain presented for approval the County Rebuild Alabama Annual Report for fiscal year 2021, in accordance with Act 2019-2, the Rebuild Alabama Act. The report shows expenditures in the amount of \$1,991,522.56 for Mudd Street resurfacing and traffic striping project. Commissioner Shears made a motion to approve the report, Commissioner Patterson seconded the motion, and all Commissioners present voted in favor of the motion. (REPORT IN FILE)

A motion to adjourn was made by Commissioner Shears, followed by a second to the motion from Commissioner Wilson. The meeting was adjourned with a unanimous vote of the Commissioners present.

The next meeting was announced for Thursday, January 13, 2022, at 10:00 a.m. (The December 23, 2021, meeting was cancelled due to the holiday.)