

STATE OF ALABAMA }

COLBERT COUNTY }

JULY 18, 2017

Colbert County Commission met today in regular session at the Colbert County Courthouse. Commissioner Gardiner, acting as Chairman in Chairman Jimmar's absence, called the meeting to order at 7:26 p.m., being the time and place previously scheduled for such regular session. Commissioners present were Commissioner Barnes, Commissioner Black, Commissioner Gardiner, Commissioner Bendall, and Commissioner Hovater. Chairman Jimmar was not present. Commissioner Gardiner declared a quorum was present and the meeting was convened and opened for the purpose of transaction of business. County Administrator Kathy Polk was also present and kept the minutes of the meeting. Commissioner Black offered the invocation. Commissioner Gardiner announced that the eight month period for Chairman Jimmar to serve as Chairman has been completed and passed the gavel to Commissioner Bendall to serve the next eight months as Chairman.

#### CONSENT AGENDA

Chairman Bendall announced the item of business before the Commission was the approval of the Consent Agenda. Commissioner Gardiner made motion to approve the Consent Agenda. Commissioner Black seconded the motion. The motion passed with all Commissioners voting aye. The following items of business were approved by the Commission.

1. Approved and waived reading of the minutes from July 11, 2017 Commission meeting.
2. Approved payment of bills as presented.
3. Approved the following Resolution requesting the passage of a local legislative act concerning the sale of alcoholic beverages during certain hours on Sundays:

### **RESOLUTION NO. 2017-\_\_\_\_\_**

*A RESOLUTION REQUESTING THE PASSAGE OF A LOCAL LEGISLATIVE ACT CONCERNING THE SALE OF ALCOHOLIC BEVERAGES DURING CERTAIN HOURS ON SUNDAYS*

WHEREAS, Colbert County, Alabama is a wet county pursuant to §28-2A-1, et seq., of the *Code of Alabama*; and

WHEREAS, the Colbert County Commission desires the adoption of a local law that would authorize the Colbert County Commission to regulate and permit the sale of alcoholic beverages during certain hours on Sunday in those areas of Colbert County lying outside the corporate limits of any municipality, pursuant to §§28-3A-25, of the *Code of Alabama*, and subject to the resolutions and regulations adopted by Colbert County, Alabama.

THEREFORE, BE IT RESOLVED by the Colbert County Commission, as follows:

1. The Colbert County Commission requests that the Colbert County Legislative Delegation cause the Alabama Legislature to adopt a local law that would authorize Colbert County, Alabama to regulate and permit the sale of alcoholic beverages during certain hours on Sundays by properly licensed retail licensees located outside the corporate limits of any municipality and serving the general public in the County, subject to resolutions and regulations adopted by the Colbert County Commission.
2. The County Administrator is hereby directed to provide a copy of this Resolution to all members of the Colbert County Legislative Delegation.

ADOPTED and APPROVED this the \_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
CHAIRMAN, COLBERT COUNTY COMMISSION

4. Approved the following request from Pat Wilson for payment of annual leave in the amount of \$4,507.20.

## **RESOLUTION NUMBER 2017-\_\_\_\_\_**

WHEREAS, James P. Wilson is an employee of Colbert County, Alabama, and has made written request to the Colbert County Commission for payment of outstanding earned annual leave; and

WHEREAS, the Commission has determined that Mr. Wilson has accumulated 288 hours of unused annual leave and is entitled to be compensated therefor at the rate of \$15.65 per hour.

NOW THEREFORE, BE IT RESOLVED, by the Colbert County Commission, that the said James P. Wilson be paid from the funds of the County the sum of \$4,507.20 as compensation for unused annual leave.

ADOPTED and APPROVED this the 18<sup>th</sup> day of July, 2017.

\_\_\_\_\_  
CHAIRMAN, COLBERT COUNTY COMMISSION

ATTEST:

\_\_\_\_\_  
COUNTY ADMINISTRATOR

5. Approved the following proclamation designating September, 2017 as Gynecologic Cancer Awareness Month:

## **PROCLAMATION**

WHEREAS, gynecologic (GYN) cancers are among the leading cancer killers of women in the United States, and more than 98,000 women will be diagnosed, and more than 30,000 women will die from these diseases this year and the absence they leave in our hearts will be deeply felt forever; and

WHEREAS, the Laura Crandall Brown Foundation and their "A State of Teal" initiative brings awareness of all GYN cancers to the people throughout the State of Alabama; and

WHEREAS, the good health and well-being of women in our state and in Colbert County are enhanced by increased awareness of GYN cancers and their symptoms and treatments; and

WHEREAS, it is also crucial that all women in our state and in Colbert County take an active role in learning the symptoms and risk factors associated with GYN cancers, developing healthy habits, and undergoing regular medical examinations so that any occurrence of these diseases may be detected in the early and treatable stages; and

WHEREAS, we reflect upon the memory of those lost to these diseases, the bravery of those currently battling these diagnoses, and the need for increased awareness, screening, and research so that the women of our state and of Colbert County might be spared from them in the future, and encourage all citizens to work together to raise awareness of GYN cancer.

NOW, THEREFORE, I, Darol Bendall, as Chairman of the Colbert County commission, Colbert County, Alabama, do hereby proclaim September 2017 as Gynecologic Cancer Awareness Month throughout the county and encourage all residents of Colbert County to work together to raise awareness of GYN cancers and do commend this observance to all our citizens.

6. Approved request from County Engineer John Bedford for the following equipment to be declared surplus: 2008 Modis Scanner & Tester, 2002 EEWH302A Tire Changer, 1998 160-019-000 A/C Service Center, and Handspin Wheel Balancer, as follows:

## **RESOLUTION NUMBER 2017-\_\_\_\_\_**

WHEREAS, the Colbert County Commission has been informed by the County Engineer that certain property hereinafter described and previously used in the performance of duties at the Colbert County Road Department are no longer required for use by County personnel; and

WHEREAS, the Commission has determined that such property is surplus property and the County has no further use of such property due to the age and condition thereof, and that it is no economical for the County to retool or refit the property in order for it to be able to be placed in service at the Road Department.

NOW THEREFORE, BE IT RESOLVED by the Colbert County Commission that the following described property be declared surplus property and be disposed of by the County Engineer in a manner that will require no further expenditure by the County or expose the County to any liability in the further use of or operation of such property and the County Commission does hereby authorize the County Engineer to dispose of said property in such manner. The Commission finds that the following constitutes surplus property:

<b>Equipment Description</b>	<b>Equipment ID</b>
Snap-on Modis 8.2 Scanner & Tester	CRD381
Snap-on EEWH302A Tire Changer	CRD313
Viper GT 160-019-000 A/C Service Ctr	CRD255
Snap-on Wheel Balancer EEWB305A	CRD312

ADOPTED AND APPROVED this the 18<sup>th</sup> day of July, 2017.

\_\_\_\_\_  
CHAIRMAN, COLBERT COUNTY COMMISSION

ATTEST:

\_\_\_\_\_  
COUNTY ADMINISTRATOR

7. Approved request from Probate Judge Rosser to amend his request from last meeting on the purchase of Electronic Poll Books and to lease the

software for \$5,040.00 needed for the August election. The purchase of Electronic Poll Books will be done through the bid process.

#### BOARDS OF EDUCATION REQUEST ADDITIONAL SALES TAX

Chairman Bendall stated that the next item of business was the request for additional taxes by the Superintendents of Boards of Education. Muscle Shoals Superintendent Brian Lindsey, Colbert County Superintendent Gale Satchel, and Tuscumbia Superintendent Darryl Aikerson addressed the Commission during the work session and stated their needs for additional funding and requested the Commission approve a sales tax that will be for capital improvements for all the school systems.

The request is for an additional one half cent sales tax. Every school system is included in the proposal. After discussion, the Commission determined to schedule dates on which to receive comments from members of the public regarding the proposal. Public meetings will be August 1 and August 15 immediately following the regular Commission meetings.

#### JAIL ARCHITECT

Chairman Bendall stated that the next item of business was the Jail Architect Agreement with Lambert, Ezell, and Durham. The agreement was for the County Office Complex building located on Hwy 72. The Architects have been working with the Jail Committee, but now need an agreement approved to move forward with plans of renovating the current building into a County Jail. Commissioner Black is Chairman of the Jail Committee and estimates that to repurpose the Office Complex will cost between 3 and 5 million. Commissioner Hovater and Commissioner Gardiner expressed concerns with previous issues of the Office Complex building. Commissioner Barnes stated that he wants to look at all the options before making a decision. The Commission determined to address the proposed contract at the August 1 Regular Meeting.

#### REPORTS FROM STAFF

**Administrator:** Ms. Polk reported a new employee for Revenue Commission Mapping Department Kalli Archer to fill the position of Administrative Assistant I (Mapping Clerk). Pre Bid meeting for commercial garbage pickup is July 24, 2017 at 10:00 a.m. at the Courthouse. Certified Alarm will be contacted to provide County with 2 security guards for south door entrance, one will man the metal detector and the other will check bags. Anyone not wanting their bag to

be checked will be required to go to Water Street entrance for the bag to go through the x-ray scanner. A security wand is being purchased for use at this entrance to Courthouse. Ms. Polk suggested that Commissioners meet before the next Commission meeting to start on budget.

**Engineer:** Mr. Bedford offered no report.

**Attorney:** Mr. Black offered no report.

DISCUSSION ITEMS BY COMMISSIONERS

Commissioner Gardiner thanked the Commission for help with the St. Jude Saddle Up and Trail Ride that raised \$160,000.00 for St. Jude Hospital.

Commissioner Barnes questioned if County could ask SIDC for funding.

Chairman Bendall announced Budget meetings will be at 4:00 p.m. on August 1 and August 15, before the next two Regular Commission Meetings.

With no further business, Commissioner Gardiner made motion to adjourn the meeting. Commissioner Black seconded the motion and all Commissioners concurred.

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