

STATE OF ALABAMA)
COLBERT COUNTY)

Minutes of a Regular Meeting
of the
Colbert County Commission
10/01/2019

The Colbert County Commission met today in regular session at the Colbert County Courthouse. Chairman Black called the work session to order at 5:01 P.M. with the regular meeting following at 5:56 P.M., being the time and place previously scheduled for such work session and regular meeting. All Commissioners answered "present" at the call of the roll. Commissioner Hovater offered the invocation and led the Pledge of Allegiance. Chairman Black declared that a quorum was present for the purpose of the transaction of business.

PUBLIC COMMENTS

- Sunday in the South will be held on Courthouse Lawn, October 6, 2019 from noon - 4 p.m.
- Kelly Aday appeared before the Commission to speak about Fire Prevention Parade, to be held on October 3, 2019 in Tuscumbia.

CONSENT AGENDA

Chairman Black announced that the business before the Commission was the approval of the consent agenda. Commissioner Gardiner made motion to adopt and approve the matters placed on the consent agenda during the work session. The motion was duly seconded by Commissioner Bendall. Chairman Black stated that the adoption and approval of a consent agenda comprised of the following items of business was properly before the Commission and stated the matters as follows:

1. Approved the following resolution appointing a Non-Elected Member to the NACOLG Board of Directors:

**RESOLUTION OF THE COLBERT
COUNTY COMMISSION**

WHEREAS, the term of a member of the Northwest Alabama Council of Local Governments Board of Directors has expired and the Commission being desirous of making the necessary appointment to said board; and

WHEREAS, notice was given to the public of said pending vacancy and applications solicited for membership to said board; and

WHEREAS, the following individuals made proper application and met the requirements for appointment, are eligible for appointment to fill the pending vacancies:

Steve Copher

WHEREAS, all Commissioners concurred that Mr. Copher be appointed to the said Board.

NOW THEREFORE, BE IT RESOLVED BY THE COLBERT COUNTY COMMISSION that Steve Copher be and he is hereby appointed to serve a term on the Northwest Alabama Council of Local Governments Board of Directors commencing on October 1, 2019 and ending on September 30, 2020

The County Administrator is hereby directed to notify the above-named person of his appointment and further to notify the respective board of said appointment.

2. Approved Annual Leave request for Kendall Trapp in the amount of \$2187.05.
3. Consented to changes in Water Policy and Meter Set Cost. See Appendix A.
4. Consented to correct Engineer's Salary Pay Scale to reflect the State's Pay Scale of Step 14 Grade 82.

REPORTS FROM STAFF

Chairman Black announced that the Commission would now hear reports from staff. Upon being recognized by the Chair, the following reports were heard by the Commission:

County Administrator

Bubba Graves was commended for receiving a score of 100, from the Department of Health, on all of their Household Garbage Trucks. The ACCA is due to update 2020 Membership Directory. Michael David Smith will be added as EMA Director, April Bearden as CFO and Jeremy Robison as County Engineer. On December 4 and 5, 2019 the Legislative Conference will be held in Auburn, Al. Due to vandalism at Alloys Park, a bar gate has been installed to aid in the prevention of future destruction. Reminder, the Commission is also invited, by Kelly Aday, to the Annual Volunteer Fire Fighter Association appreciation dinner to be held October 3, 2019. This event will begin at 6:00 P.M. at the Cox Blvd. Church of Christ.

Chief Financial Officer

No Report.

County Attorney

The closing is completed regarding the property on 201 N Water Street. A contract was also executed by the County and R&E, LLC, for the rental of said property.

EMA Director

No Report.

County Engineer

Updated the Commission on progress of Rebuild Alabama County Projects. The progress has been posted. Rogers Group will continue work on White Pike and Mt Hester Roads. The next project will be on 3 Mile Lane. It was stated that a correction be made to the September 24th Minutes, reflecting that the Engineer's Salary Pay Scale is to be that of the State's Pay Scale of Step 14 Grade 82.

OLD BUSINESS

Chairman Black announced that the next order of business before the commission was the consideration of nominations to the Colbert County Emergency Management Communications District Board of Directors. The following resolution was then introduced:

**RESOLUTION OF THE COLBERT
COUNTY COMMISSION**

WHEREAS, the term of a member of the Colbert County Emergency Management Communications District Board of Directors has expired and the Commission being desirous of making the necessary appointment to said board; and

WHEREAS, notice was given to the public of said pending vacancy and applications solicited for membership to said board; and

WHEREAS, the following individuals made proper application and met the requirements for appointment, are eligible for appointment to fill the pending vacancies:

Mike Melton

Harold Kimbrough

WHEREAS, a roll call vote was had by the Commission as follows:

Commissioner Barnes
Commissioner Black
Commissioner Gardiner
Commissioner Bailey
Commissioner Bendall
Commissioner Hovater

Harold Kimbrough
Harold Kimbrough
Harold Kimbrough
Mike Melton
Harold Kimbrough
Mike Melton

WHEREAS, Chairman Black announced that Harold Kimbrough had received a majority of the votes cast.

NOW THEREFORE, BE IT RESOLVED BY THE COLBERT COUNTY COMMISSION that Harold Kimbrough be and he is hereby appointed to serve a term on the Colbert County Emergency Management Communications District Board of Directors commencing on _____ and ending on _____.

The County Administrator is hereby directed to notify the above-named person of his/her appointment and further to notify the respective board of said appointment.

NEW BUSINESS

Chairman Black announced that the next order of business before the commission was the consideration of nominations for appointment to the Shoals Economic Development Authority Board of Directors. The following resolution was then introduced:

**RESOLUTION OF THE COLBERT
COUNTY COMMISSION**

WHEREAS, the term of a member of the Shoals Economic Development Authority Board of Directors has expired and the Commission being desirous of making the necessary appointment to said board; and

WHEREAS, notice was given to the public of said pending vacancy and applications solicited for membership to said board; and

WHEREAS, the following individuals made proper application and met the requirements for appointment, are eligible for appointment to fill the pending vacancies:

Jeremy Robison

William H. Anderson

WHEREAS, a roll call vote was had by the Commission as follows:

Commissioner Barnes	Jeremy Robison
Commissioner Black	William H. Anderson
Commissioner Gardiner	Jeremy Robison
Commissioner Bailey	ABSTAIN
Commissioner Bendall	Jeremy Robison
Commissioner Hovater	Jeremy Robison

WHEREAS, Chairman Black announced that Jeremy Robison had received a majority of the votes cast.

NOW THEREFORE, BE IT RESOLVED BY THE COLBERT COUNTY COMMISSION that Jeremy Robison be and he is hereby appointed to serve a term on the Shoals Economic Development Authority Board of Directors commencing on _____ and ending on _____.

The County Administrator is hereby directed to notify the above-named person of his appointment and further to notify the respective board of said appointment.

Chairman Black announced that the next order of business before the commission was a request by County Attorney Edgar Black to go into Executive Session. Commissioner Gardiner made motion to enter Executive Session for the purpose of discussing pending or threatened litigation. The motion was duly seconded by Commissioner Bailey. County Attorney Edgar Black stated that the matters plan to be discussed in executive session were within an exception to the Alabama Open Meetings Act. Chairman Black then asked the County Administrator to call the roll, and a roll call vote was had as follows:

Commissioner Barnes	Yea
Chairman Black	Yea
Commissioner Gardiner	Yea
Commissioner Bailey	Yea
Commissioner Bendall	Yea
Commissioner Hovater	Yea

Chairman Black announced that the motion carried and that the Commission would now enter Executive Session. At the request of the County Administrator, the Chairman announced that the Commission would reconvene at the close of the Executive Session in the commission meeting room.

Chairman Black next announced the close of the Executive Session and stated that the commission was ready to resume its regular meeting. County Attorney Edgar Black made an announcement outside the commission meeting room to alert the public that the regular meeting was set to reconvene. Chairman Black then called the commission to order.

Chairman Black noted for the record that all commissioners with the exception of Commissioner Barnes were present for the reconvention of the regular session.

Motion was made by Commissioner Bailey, second by Commissioner Bendall, to equalize the minimum starting pay of Booking Clerks to the minimum starting pay of Jailers. In addition, the job description for Booking Clerk will be modified to include Jailer duties, when additional Jailer staff is needed. Chairman Black asked the County Administrator to call the roll, and a roll call vote was had as follows:

Commissioner Barnes	Absent
Chairman Black	Yea
Commissioner Gardiner	Yea
Commissioner Bailey	Yea
Commissioner Bendall	Yea
Commissioner Hovater	Yea

There being no further business to come before the Commission, upon motion duly made and seconded, Chairman Black announced that the meeting was adjourned.

COMMISSIONER, DISTRICT 1

CHAIRMAN

COMMISSIONER, DISTRICT 3

COMMISSIONER, DISTRICT 4

COMMISSIONER, DISTRICT 5

COMMISSIONER, DISTRICT 6