

STATE OF ALABAMA)
COLBERT COUNTY)

Minutes of a Regular Meeting
of the
Colbert County Commission
02/04/2020

The Colbert County Commission met today in regular session at the Colbert County Courthouse. Chairman Black called the work session to order at 5:00 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 Bendall 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

Kelly Aday with the Colbert Volunteer Firefighters Association informed the Commission that Volunteer Departments within the County would no longer be responding to non-emergency medical calls due to the financial and personnel strains being placed on the departments. He also noted that the departments were not qualified to assist on most non-emergency calls such as: Back Pain, Fever, Headache, etc. Keller Ambulance will continue to be dispatched on these calls and all departments will still be available to offer assistance if required.

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 Bailey. 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. Waived reading of January 21, 2020 minutes and approved the same as written.
2. Approved payment of February 04, 2020 bills as presented by the Chief Financial Officer.
3. Approved and adopted the following Resolution regarding Muscle Shoals B.O.E. School Tax Warrants:

RESOLUTION 2020-0017

A RESOLUTION AND ORDER CONFIRMING AND RATIFYING
THE LEVY OF THE COUNTYWIDE
SCHOOL SALES TAX IN COLBERT COUNTY

BE IT RESOLVED AND ORDERED by the Colbert County Commission (herein called "the Commission"), the governing body of Colbert County (herein called "the County"), as follows:

Section 1. Findings. The Commission hereby finds and declares that there is levied in the County, pursuant to Section 40-12-4 of the Code of Alabama 1975, as amended, and a resolution of the Commission adopted on March 15, 1993, as heretofore supplemented and amended (herein called "the Sales Tax Resolution"), a special privilege license or excise tax at the basic rate of ½ of 1% (herein called "the Sales Tax"), the proceeds of which are allocated and apportioned between the various boards of education in the County; and that the Muscle Shoals City Board of Education (herein called "the Board") proposes (a) to issue its Special Tax School Warrants, Series 2020, in the approximate principal amount of \$9,500,000 (herein called "the Warrants"), for the purpose of refunding certain outstanding indebtedness of the Board and financing the costs of various public school facilities, and (b) to pledge, for the payment of the principal of and interest on the Warrants, that portion of the proceeds of the Sales Tax presently being allocated, apportioned and paid to the Board.

Section 2. Pledge. The County hereby pledges, to the Board and to the registered owners of the Warrants, the Board's allocated or apportioned share of the Sales Tax and agrees that it shall continue to levy and provide for the collection of the Sales Tax at rates not less than those provided for in the Sales Tax Resolution and to pay the said share over to the Board until the final retirement of the Warrants, now expected to occur on or before June 1, 2038.

1. Approved and adopted the following Resolution regarding ACCA 2021 – 2013 Liability Fund Participation:

RESOLUTION 2020-0018

A Resolution authorizing continued participation in the ACCA
Liability Self-Insurance Fund

WHEREAS, Colbert County is a member of the Association of County Commissions of Alabama Liability Self-Insurance Fund, Inc. ("Liability Fund") for the contract period ending December 31, 2020; and

WHEREAS, the County's participation in the Liability Fund has been a significant benefit to the County since becoming a member; and

WHEREAS, the representation and service provided by the Liability Fund continues to be in the best interest of Colbert County and its officials and employees; and

WHEREAS, Colbert County would benefit by agreeing to extend its participation in the Liability fund for an additional three-year period beginning Jan 1, 2021 and concluding Dec. 31, 2023.

NOW THEREFORE, BE IT RESOLVED by the Colbert County Commission that it renews its participation in the Liability Fund for calendar years 2021 through 2023 and hereby directs its Chair to immediately execute the 2021-2023 ACCA Liability Self-Insurance Fund, Inc. Participation Agreement.

4. Approved and adopted the following Resolution regarding bridge guardrails:

RESOLUTION 2020-0019

A Resolution for the installation of guardrails and/or end anchors on various county roads

WHEREAS, the County Commission of Colbert County, Alabama is desirous of construction or improving, by force account, by contract, or both, a section of road included in the Colbert County Road System and described as follows:

Installing guardrail and/or end anchors at bridge sites on various county roads.

WHEREAS, the County agrees to all of the provisions of the County-wide agreement executed between the State and the County covering preliminary engineering by State forces and equipment on the project; and

WHEREAS, the County agrees to all of the provisions of any agreement which has been executed covering the construction of the project.

- 5. Approved and adopted the following resolution to declare property of the Revenue Commissioner’s office as surplus:

RESOLUTION NUMBER 2020 -0020

A Resolution declaring certain property of the Revenue Commissioner’s office as surplus property

WHEREAS, the Colbert County Commission has been informed by the Revenue Commissioner that certain property hereinafter described and previously used in the performance of duties at the Revenue Commissioner’s Office is 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 Revenue Commissioner’s Office.

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 Revenue Commissioner 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 Revenue Commissioner to dispose of said property in such manner. The Commission finds that the following constitutes surplus property:

| Equipment Description | Equipment ID |
|-----------------------------------|--------------|
| HP Design Jet Z6100 42 in plotter | #SG78K19002 |

- 6. Authorized County Administrator to investigate resources and methodology for expansion of Broadband in Colbert County.

7. Approved Beer Tax Overpayment to be refunded – United Johnson Brothers of AL in the Amount of \$138.94

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:

Administrator Roger Creekmore reported that Alabama Wildlife Federation Wild Game Cook off will held Mar 14, 2020 at the Longhorn R Arena. Sandra Berry was hired as the Jail Cook. Her pay scale will be \$24,728.92. Randy Borden is no longer a Jailer. ALDOT Regional meeting will be held February 27, 2020 at the ALDOT Office in Huntsville, Al. Colbert County was not awarded the \$24,000 for the Byrne JAG Grant Program through ADECA. Alabama Department of Pardons and Paroles Field Office have vacated the offices which they occupied in the Court-house Annex building, relocating to 2nd Street in Sheffield.

Chief Financial Officer:

No Report

County Attorney:

No Report

EMA Director:

Michael Smith announced that FEMA is now allowing for grant applications to pay 100% of Administrative costs as opposed to 80% on Storm Shelter Grants through NACOLG. This will result in a savings of approximately \$800.00 should the South East Sheffield Shelter be approved.

County Engineer:

Jeremy Robison reported that several culverts and drainage pipes have failed off of River Road. Currently working with NACOLG to secure CBDG Grant monies to pay for culvert replacement and address drainage issues. The Road Department is purchasing herbicide for weed control.

UNFINISHED BUSINESS

Chairman Black stated that the Commission would now consider unfinished business items. A motion was made and duly seconded that the Commission cast a vote on the proposed 2020 holiday schedule, described as:

County Holiday Schedule

January 1

January 20

February 17

May 25

July 4

September 7

October 12

November 11

November 26

December 25

In addition County Employees will be given Two (2) Personal Floating Holidays to be used at the employee's discretion with the approval of the Department Head. These Holidays may not be carried over and must be used in calendar year 2020.

After debate on the proposed holiday schedule, Chairman Black called for a vote by call of the roll, and a vote was had as follows:

| | |
|-----------------------|-----|
| Commissioner Barnes | Yea |
| Commissioner Black | Yea |
| Commissioner Gardiner | Yea |
| Commissioner Bailey | Yea |
| Commissioner Bendall | Nay |
| Commissioner Hovater | Yea |

Chairman Black announced that there were five votes in favor of the proposed holiday schedule and one vote against. The proposed 2020 Holiday Schedule was thereby adopted.

NEW BUSINESS

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