

STATE OF ALABAMA)
COLBERT COUNTY)

Minutes of a Regular Meeting of the Colbert County Commission

02/18/2020

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 Gardiner 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

NONE

CONSENT AGENDA

Chairman Black announced that the business before the Commission was the approval of the consent agenda. Commissioner Hovater 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 February 4, 2020 minutes and approved the same as written.
2. Approved payment of February 18, 2020 bills as presented by the Chief Financial Officer.
3. Adopted the following Resolution in recognition of teacher achievements:

RESOLUTION NUMBER 2020-0021

*A RESOLUTION RECOGNIZING COLBERT COUNTY
TEACHERS WHO HAVE
RECEIVED NATIONAL BOARD CERTIFICATION*

Whereas, the success of our children and the prosperity of our County, State and Nation are significantly influenced by exemplary teachers in our County who dedicate their talents to helping insure that our public schools and our young people excel, and

Whereas, the knowledge, skills and support our educators provide students will positively impact generations to come, and

Whereas, our teachers strive to instill within their students a lifelong love of learning and encourage students to achieve their goals, and

Whereas, the hard work, dedication and sacrifice of our education professionals deserve the appreciation of our community, and

Whereas, recognizing teachers who have set for themselves a high standard of excellence.

Now, therefore, be it resolved, that the Colbert County Commission recognizes Kary Pierson, Jessica Fuller, Breanne Owen, Brittany Leathers, Shelly Hellums, Ashley Harris, for earning National Board Certification honors.

Be it further resolved, that the Colbert County Commission expresses its sincere gratitude to Kary Pierson, Jessica Fuller, Breanne Owen, Brittany Leathers, Shelly Hellums, Ashley Harris and all Colbert County teachers who enthusiastically dedicate themselves to Colbert County public schools and students.

1. Adopted the following schedule of County Levies for Alcohol Licensing for Fiscal Year 2020-2021, to be collected by the Alcoholic Beverage Control Board pursuant to Ala. Code § 28-3A-4 (1975, as amended):

License Type and Code	County License Fee
010 - Lounge Retail Liquor - Class I	
011 - Lounge Retail Liquor - Class II - (Package)	
020 - Restaurant Retail Liquor	
031 - Club Liquor - Class I	
032 - Club Liquor - Class II	
040 - Retail Beer - (On or Off Premises)	75.00
050 - Retail Beer - (Off Premises Only)	75.00
060 - Retail Table Wine (On or Off Premises)	75.00
070 - Retail Table Wine (Off Premises Only)	75.00
080 - Liquor Wholesale	
090 - Wholesale Beer Only	275.00
100 - Wholesale Table Wine Only 0 16.5% or less	275.00
110 - Wholesale Table Wine & Beer Combined	375.00
120 - Warehouse License	100.00
130 - Additional Warehouse - Wine, Beer, or Both	100.00
140 - Special Events Retail	
150 - Special Retail License - 30 Days or Less	
160 - Special Retail - More Than 30 Days	
170 - Retail Common Carrier	
200 - Manufacturer	
210 - Importer	250.00
220 - Brewpub	500.00

2. Approved request from Shoals Earth Month, Inc. to sponsor the 13th Annual Shoals Earth Day Fest 2020 in the amount of \$500.00.
 3. Approved request for payment from Emily Benson for testing of voting machines in the amount of \$1,635.00.
 4. Approved Request for a \$100.00 ad for the Restoration Ranch.
 5. Approved Kelley Group Proposal for professional services for MSNHA grant/ County Recreational Program.
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RESOLUTION NUMBER 2020-0021

BE IT RESOLVED BY THE Colbert County Commission as follows:

That the County did send out a Request for Statement of Qualifications for Professional Services for provision of professional services in connection with the County's recreational planning program, with a deadline for responses of February 17, 2020 at 10:00 AM.

BE IT FURTHER RESOLVED that the following responses were opened and tabulated, and after evaluation of the proposals received in comparison with the specifications, factors, and requirements advertised, that the response of The Kelley Group was the only response received.

BE IT FURTHER RESOLVED, that the only response received, being that of The Kelley Group, did meet the specifications, factors, and requirements advertised, and said response was tabulated to have the highest score.

BE IT FURTHER RESOLVED that the procurement is now awarded to The Kelley Group.

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 April Estes, in the Revenue Commissioner's Office has completed all requirements to be elevated from Appraisal Clerk II position to Appraisal Clerk III. Pay scale; Grade 6, Step 1. Charlie Lansdell III was hired effective February 11 as a Part-Time Booking /Jailer in the Sheriff's Dept. His rate of pay will be 10.26/hr. Effective as of February 11, 2020, Roger Denton will no longer be classified as an Investigator nor ranked as a Lieutenant with the Sheriff's Department his salary or employment is not affected. Tickets for the Restoration

Ranch Annual Graduation Banquet for 2020 are being sold for \$20.00 each. Restoration Ranch is also requesting the Commission purchase an Ad in the Graduation Banquet Book. NACOLG will host a Census meeting February 5 at 1:30 P.M. at the NACOLG Board Room. The County Payroll Clerk will be moving into her new office next week. Resizing of the Postage Meter will result in an annual savings of \$4,600.00. The property at 201 N Water St. was treated for mold at the cost of \$8,500. The work was completed, and the Juvenile Probation Department should be able to occupy building by the end of February.

Chief Financial Officer:

It was reported that the house that was seized by the DTF Department was sold and closed for the amount of \$20,000 to be refunded back to the DTF Department.

County Attorney:

No Report

EMA Director:

Keith Reaves reported that there will be a storm spotter's class held on March 26 at the Bevil Center.

County Engineer:

Jeremy Robison reported that the County has had approximately 25 inches of rain thus far this year. Water is being pumped to alleviate flooding at Cassie Davis and other problem areas. Efforts are being made to keep water out of houses. Muscle Shoals is partnering with FEMA to perform a drainage study west of Wilson Dam Road in the Dry Creek drainage area. It may be possible to expand the study with County participation, in the drainage area east of Wilson Dam Road.

UNFINISHED BUSINESS

None

NEW BUSINESS

None

Chairman Black stated that the Chair would now entertain a motion to enter Executive Session for discussion with legal counsel regarding pending litigation. Commissioner Gardiner made motion that the Commission enter into executive session for the purpose of discussing pending litigation with the Commission's legal counsel. Commissioner Bailey seconded the motion. The Chair recognized the County Attorney and asked that he state for the record whether, in his legal opinion, the Alabama Open Meetings Act permitted the Commission to convene an executive session to conduct the proposed discussion. The County Attorney answered in the affirmative and presented the Chair with a letter stating such. The Chair asked that the County Attorney's letter become a part of the minutes of this meeting. After receiving the opinion of the County Attorney, the Chair stated that the Commission would vote on the main motion by call of the roll and asked the Administrator to call the roll. The vote of the Commissioners was as follows:

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

Chairman Black announced that the motion carried. Chairman Black stated that the Commission would not reconvene at the close of the executive session. The Commission then entered executive session.

COMMISSIONER, DISTRICT 1

CHAIRMAN

COMMISSIONER, DISTRICT 3

COMMISSIONER, DISTRICT 4

COMMISSIONER, DISTRICT 5

COMMISSIONER, DISTRICT 6