

STATE OF ALABAMA)
COLBERT COUNTY)

Minutes of a Regular Meeting
of the
Colbert County Commission
04/06/21

The Colbert County Commission met today in regular session at the Colbert County Courthouse. Chairperson Bailey called the work session to order at 5:00 P.M. with the regular meeting following at 6:21 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. Josh Grigsby of Lifesong Church offered the invocation and led the Pledge of Allegiance. Chairperson Bailey declared that a quorum was present for the purpose of the transaction of business.

PUBLIC COMMENTS

Keith Jones of NACOLG spoke on Metro Designation.

BOARD APPOINTEE REPORTS

Chairperson Bailey reported that the Justice Center Committee is moving along nicely and that all mayors involved are looking forward to working in conjunction with the County.

AWARDS AND PRESENTATIONS

None

CONSENT AGENDA

Chairperson Bailey 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. Chairperson Bailey 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 March 16, 2021 minutes and approved the same as written.
2. Approved payment of April 6, 2021 bills as presented by the Chief Financial Officer.
3. Approved EMA, Tennessee River Rescue Center Funding in an amount up to \$345,000.00.
4. Approved Request to amend County Budget for current fiscal year for the following items and amounts: \$144,598.05 for Household Garbage, \$9,150.00 for White Goods. Adopted the following Resolution to enact such amendment:

RESOLUTION NUMBER 2021-0026

***A RESOLUTION TO AMEND COUNTY BUDGET FOR FISCAL
YEAR 2021***

WHEREAS, Colbert County, Alabama is required by the laws of the State of Alabama to prepare, adopt, and operate under an annual balanced budget commencing October 1 of each Fiscal Year; and

WHEREAS, the in cooperation with other elected officials and department heads the Colbert County Commission has previously adopted a budget for Fiscal Year 2021; and

WHEREAS, pursuant to § 11-8-3(g), *Code of Alabama* (1975, as amended), the Commission may amend the adopted budget during the Fiscal Year as it deems appropriate to meet the operating needs of Colbert County; and

WHEREAS, the Commission has determined that such adjustments are necessary to meet the operating needs of the County for Fiscal Year 2021.

NOW THEREFORE, BE IT RESOLVED BY THE COLBERT COUNTY COMMISSION that the County Budget for Fiscal Year 2021 is hereby amended to add the following line items:

Household Garbage - Purchase Truck	\$144,958.05
White Goods - Tarp System for Trucks	\$9,150.00
<hr/>	

5. Approved and adopted the following Resolution opposing changes to 2010 Standards for Delineating Metropolitan and Micropolitan Statistical Areas:

RESOLUTION 2021-0027

A RESOLUTION TO OPPOSE CERTAIN PROPOSED CHANGES TO DESIGNATION OF METROPOLITAN STATISTICAL AREAS

WHEREAS, on January 19, 2021, the White House Office of Management and Budget issued a public notice announcing it would consider raising the minimum population threshold from 50,000 to 100,000 for metropolitan statistical area (“MSA”) designation; and

WHEREAS, raising the minimum population for MSA designation would negatively affect the citizens of Colbert County; and

WHEREAS, MSAs are used by federal agencies to analyze labor market conditions, spending patterns, and unemployment; and

WHEREAS, the MSA designation is also used by many federal agencies to determine which areas of the country are eligible for federal funding for more than three dozen programs such as the Community Development Block Grant Program as well as allocation for infrastructure funding; and

WHEREAS, citizens of Colbert County would lose local influence and control over regional project planning under the proposed change in MSA designation.

NOW THEREFORE, BE IT RESOLVED BY THE COLBERT COUNTY COMMISSION that it opposes the changes to the 2010 Standards for Delineating Metropolitan and Micropolitan Statistical Areas proposed by the White House Office of Management and Budget.

BE IT FURTHER RESOLVED that the County Administrator is hereby directed to communicate the contents of this Resolution to members of the Alabama Congressional Delegation, the White House Office of Management and Budget, and such other persons or entities as he deems to be in the interest of the citizens of Colbert County, Alabama.

-
6. Approved Request from the Sheriff to declare certain vehicles as surplus property and adopted the following Resolution regarding the same:

RESOLUTION NUMBER 2021-0028

A RESOLUTION TO DECLARE CERTAIN SHERIFF DEPARTMENT VEHICLES AS SURPLUS PROPERTY

WHEREAS, the Colbert County Commission has been informed by the Colbert County Sheriff that certain property hereinafter described and previously used in performance of duties in the office of the Sheriff 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 it would be of no economic benefit for the County to retool or refit the property in order that it be able to be returned to service in the office of the Sheriff.

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

Equipment Description	Equipment ID
2013 Ford Taurus	1FAHP2MT2DG114969
2013 Ford Taurus	1FAHP2MT9DG114970
2005 Chevrolet Tahoe	1GNEC13Z45R260277
2006 Chevrolet Tahoe	1GNEC13Z66R147562
2008 Ford Crown Victoria	2FAHP71V48X157485
2004 Ford Crown Victoria	2FAHP71W24X178192

7. Approved request by the Sheriff to dispose of wrecked vehicle by adoption of the following resolution:

RESOLUTION 2021-0029

A RESOLUTION TO DECLARE CERTAIN SHERIFF DEPARTMENT VEHICLES AS SURPLUS PROPERTY

WHEREAS, the Colbert County Commission has been informed by the Colbert County Sheriff that certain property hereinafter described and previously used in performance of duties in the office of the Sheriff 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 it would be of no economic benefit for the County to retool or refit the property in order that it be able to be returned to service in the office of the Sheriff.

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

Equipment Description	Equipment ID
2013 Ford Explorer	1FM5K8B86DGC96443

-
8. Approved Request Annual Leave for Matthew Green in the amount of \$1,531.92.
 9. Approved Probate Office New Positions Request.
 10. Approved Request by the Revenue Commissioner to declare certain property as surplus and adopted the following resolution regarding same:
-

RESOLUTION NUMBER 2021-0030

A RESOLUTION TO DECLARE CERTAIN EQUIPMENT OF THE REVENUE COMMISSIONER'S OFFICE AS SURPLUS PROPERTY

WHEREAS, the Colbert County Commission has been informed by the Colbert County Revenue Commissioner that certain property hereinafter described and previously used in performance of duties in the office of the Revenue Commissioner 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 it would be of no economic benefit for the County to retool or refit the property in order that it be able to be returned to service in the office of the Revenue Commissioner.

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
FD 550 Formax Low Volume Burster	4847
GIS Data Storage - RAID 5 Configuration	N/A
Canon Microfiche Scanner	4846
HP Color Laser Jet Printer 8550D	N/A
GIS File Server	N/A
Microfilm Camera Lens Cutter	N/A
Canon Microfilm Reader - Printer	N/A

11. Approved and adopted the following Resolution proclaiming April 11 through April 17, 2021 to be National Public Safety Tele-Communicators Week:
-

RESOLUTION NUMBER 2021-0031

A PROCLAMATION TO DECLARE APRIL 11 THROUGH APRIL 17, 2021 TO BE NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK

WHEREAS, emergencies can occur at any time that require police, fire, or emergency medical services; and

WHEREAS, when an emergency occurs the prompt response of police officers, firefighters, and paramedics is critical to the protection of life and preservation of property; and

WHEREAS, the safety of our police officers, firefighters, and paramedics is dependent upon the quality and accuracy of information obtained from citizens who telephone the Colbert County Emergency Management Communications District; and

WHEREAS, Public Safety Telecommunicators are the first and most critical contact our citizens have with emergency services; and

WHEREAS, Public Safety Telecommunicators of the Colbert County Emergency Management Communications District have contributed substantially to the apprehension of criminals, suppression of fires, and treatment of patients; and

WHEREAS, each dispatcher has exhibited compassion, understanding, and professionalism during the performance of their job in the past year.

NOW THEREFORE, BE IT RESOLVED BY THE COLBERT COUNTY COMMISSION that the week of April 11 through April 17, 2021 is proclaimed to be National Public Safety Telecommunicators Week in Colbert County, Alabama, in honor of the men and women whose diligence and professionalism keep our county and citizens safe.

REPORTS FROM STAFF

Chairperson Bailey 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 Clinton James was hired full-time March 22 in the Sheriff Department at \$30,638.07. The Sheriff Department has hired Michael Alexander Knowles in the amount of \$31,138.70. This rate of pay is due to his degree in Criminal Justice. Matthew Green of the Sheriff Department has resigned effective March 12, 2021. The Sheriff has given promotions to Tyler Evans - Lieutenant, Tommy Mill - Sergeant Investigator and John Harkins - Chief Investigator. Salaries will be adjusted with Harkins receiving a 5% raise in salary. Creekmore reported that the Governor has declared April 2021 as "Don't Drop It on Alabama" month. Administrator Creekmore received a letter from AT&T stating that they have assigned an affiliate, Direct TV, which will continue providing services per previous contract. North Alabama Mountain Lakes Association will be holding a meeting April 20, 2021 beginning at 10:00 A.M. National Crime Victims week will be April 11-24, 2021. A letter from Community Action was received announcing the retirement of Tammy McDaniel. David Crosby will be filling her position. Creekmore reported that the County is utilizing a \$4,000 CCDC grant received in 2020 for the renovation of the primitive side bathhouse at Rose Trail Park.

Chief Financial Officer:

April Bearden reported that March 31 marked the end of the second quarter of the Fiscal Year. The County received grant money for bullet proof vests in the amount of \$10,595.05. Checks for \$12,974.84 and \$157,400.91 were received from the CARES Act.

County Attorney:

Edgar Black reminded the Commission that the Commission needs to identify individuals interested in serving on the Public Building Authority Committee Board.

EMA Director:

Michael Smith reported that the Abbie Church Storm Shelter is near completion. The Southeast Sheffield Shelter location is awaiting demolition of an existing structure to proceed. On April 7, ninety names will be drawn for the weather radio give away. Smith reported that he submitted a letter of intent for mitigation money and submitted a second application.

County Engineer:

Jeremy Robison requested to proceed with the process of tearing down the former Road Department office building, which is full of mold and leaks. There were no objections from the Commission.

NEW BUSINESS

The Chair announced that the next item of business before the Commission was consideration of purchasing an advertisement in the *TimesDaily's Explore* magazine. Commissioner Gardiner made motion to purchase a ½ page ad in the magazine at a cost of \$855.00. Motion was duly seconded by Commissioner Mansell. There being no discussion, Chairperson Bailey called for a voice vote, which was had. All Commissioners voted in favor of the motion and Chairperson Bailey announced that the motion carried.

Chairperson Bailey next communicated to the Commission that she was informed that the Commission needed to discuss a matter involving the purchase, sale, or lease of real property and asked for a motion to enter Executive Session for this purpose. Motion was made by Commissioner Gardiner that the Commission enter Executive Session for the purpose of discussing the purchase, sale, or lease of real property. Commissioner Bendall duly seconded. Chairperson Bailey asked Administrator Creekmore to call the roll, and a roll call vote was had as follows:

District 1	Aye
District 2	Aye
District 3	Aye
District 4	Aye
District 5	Aye
District 6	Aye

Administrator Creekmore announced that there were six votes in favor of the motion. Chairperson Bailey announced that the Commission would now enter executive session for the purpose of discussing the purchase, sale, or lease of real property. Chairperson Bailey further stated that the executive session was expected to last approximately 15 minutes and that the Commission would reconvene its regular meeting after close of the executive session.

Chairperson Bailey called the meeting back to order after the close of the executive session and announced that a quorum was present for the transaction of business. Commissioner Gardiner was recognized and made motion that the Commission to enter into an agreement with Muscle Shoals Holdings, LLC for a 90-day period to conduct due diligence studies regarding the former TVA Chemical Engineering properties to protect the property against sale to a third-party while such studies are undertaken. The motion was duly seconded by Commissioner Isom. There being no discussion, Chairperson Bailey called for a voice vote and the same was had, with all Commissioners voting in favor of the motion. Chairperson Bailey announced that the motion had carried.

DISCUSSION ITEMS BY COMMISSIONERS

Commissioner Barnes discussed the possibility for revision of rules at Alloys Park Campground to limit the number of days a campsite can be rented and requested that this item be added to the April 20 meeting agenda.

There being no further business to be brought before the Commission, upon motion made, duly seconded, and approved by voice vote, the Chair announced that the meeting was adjourned.

COMMISSIONER, DISTRICT 1

COMMISSIONER, DISTRICT 2

COMMISSIONER, DISTRICT 3

CHAIR, DISTRICT 4

COMMISSIONER, DISTRICT 5

COMMISSIONER, DISTRICT 6