

STATE OF ALABAMA )  
COLBERT COUNTY )

Minutes of a Regular Meeting  
of the  
Colbert County Commission  
10/15/2024

The Colbert County Commission met today in regular session at the Colbert County Courthouse. Chairman Gardiner called the work session to order at 5:03 p.m. with the regular meeting following at 5:37 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 with the exception of Commissioner Barnes. Commissioner Bendall offered the prayer and led the Pledge of Allegiance. Chairman Gardiner declared that a quorum was present for the purpose of the transaction of business.

**PUBLIC COMMENTS**

Mrs. Christie Wyles, a retired nurse, spoke about the water in her area. She stated that she lives near LaGrange College and they are on the LaGrange water system. She pointed out several instances where the system has been down and she and other residents have been out of water for a considerable length of time. The EMA brought them a water buffalo and TVA supplied them with bottled water. However, this did not help the elderly who needed to flush toilets and tend to their personal hygiene. She stated that last week they were without water for 2 different days for several hours over the same main break and today they've been without water since about 1:30 p.m. She stated that they need help.

Mayor Stanley, of Sheffield, spoke to the commission regarding the Tennessee Riverline Project, and indicated that the city would be the recipient of a \$40,000 grant from Tennessee Riverline, and the city will match \$40,000. The monies set aside will be insufficient to complete the total scope of the project thus the Mayor is asking the Commission to contribute. To complete the total scope would require the expenditure of an additional \$127,000. As there is a time limit on informing Tennessee Riverline as to how much of the project will be built, Mayor Stanley asked the Commission to make a decision at the November 5 Commission meeting. Any additional funding would be appreciated.

Brian Hall spoke regarding his retirement on Oct 31. Hall has had 27 years with the County. He wanted to communicate that it has been an honor and privilege to work for the citizens, the tax payers, the co-workers, and Commission of this County and has had great pride working in this building. He stated that it has been a great career for him and his family and he has an appreciation and sincere thanks for the caring work environment allowing the employees to grow.

Hall stated that this job has provided him the opportunity for more friendships and making family. Working for the county has been one of the joys in his life. We have great department heads and a great commission and wants to give a heartfelt thank you and appreciates the time he was here.

Chairman Gardiner responded to Mr. Hall by stating that we appreciate him as well with everything he has brought to the table over the years. We've been through quite a bit to help the county grow. Gardiner goes on to say, you've always been the one that stands out as someone who get things done and to work with people. We are just as thankful for you as you are for us. We're going to miss you.

**BOARD APPOINTEE REPORTS**

None

## PUBLIC HEARING

None

## CONSENT AGENDA

Chairman Gardiner announced that the business before the Commission was the approval of the consent agenda. Commissioner Bailey made a 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 Gardiner 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 October 15, 2024, bills as presented by the Chief Financial Officer.
2. Approved the following Resolution assenting to a Declaration of Vacation of a platted Right of Way in Sheffield Park Terrace subdivision:

---

### **RESOLUTION NUMBER 2025-0002**

#### A RESOLUTION ASSENTING TO THE VACATION OF A PORTION OF A PUBLIC STREET OR RIGHT OF WAY

WHEREAS, a declaration in writing, executed and acknowledged by Anthony Johnson, Leah Marie Devan, Natalie Ann Devries, Matt Sellers, TJ Sellers a/k/a Tulsa M. Devaney a/k/a TJ Devaney, Ronald Mark McLeary, Joseph C. Nichols, and Somer D. Nichols a/k/a Somer Dawn Riley, (the “**Declarants**”) has been presented to the Colbert County Commission, declaring the following described portion of a public street right-of-way to be vacated, to-wit:

A portion of 10<sup>th</sup> Street between Dudley Avenue a/k/a Rain Tree Drive and Tennessee Avenue, more particularly described as a portion of 10<sup>th</sup> Street lying south of Lots 24-42, and Lot 46, Block 33, and North of Lots 1-19 and Lot 23, Block 36, in SHEFFIELD PARK TERRACE, a subdivision in Colbert County, Alabama, known and designated according to the map or plat thereof filed of record in the office of the Judge of Probate of Colbert County, Alabama, in Map Book 2, Page 98.

WHEREAS, the Declarants state that they are the sole owners of the lands abutting the portion of the streets or alleys to be vacated; and

WHEREAS, the Declarants seek the Commission’s assent to said vacation pursuant to Section 35-2-54, *Code of Alabama* (1975, as amended); and

WHEREAS, the Declarants state that the vacation of the above described public street right-of-way will not affect the means of ingress and egress to and from the property owned by others in that tract or tracts of land embraced by the same map or plats, and that convenient means of ingress and egress to and from all other property in the tract of land embraced in the map, plat, or survey of SHEFFIELD PARK TERRACE, either by the remaining streets and alleys dedicated by such map, plat, or survey, or by other streets or alleys dedicated to the public.

NOW THEREFORE, BE IT RESOLVED by the Colbert County Commission, that the assent of the Commission is hereby given to the declaration of vacation executed by Anthony Johnson, Leah Marie Devan, Natalie Ann Devries, Matt Sellers, TJ Sellers a/k/a Tulsa M. Devaney a/k/a TJ Devaney, Ronald Mark McLeary, Joseph C. Nichols, and Somer D. Nichols a/k/a Somer Dawn Riley of the following described portion of a public street right-of-way, to-wit:

A portion of 10<sup>th</sup> Street between Dudley Avenue a/k/a Rain Tree Drive and Tennessee Avenue, more particularly described as a portion of 10<sup>th</sup> Street lying south of Lots 24-42, and Lot 46, Block 33, and North of Lots 1-19 and Lot 23, Block 36, in SHEFFIELD PARK TERRACE, a subdivision in Colbert County, Alabama, known and designated according to the map or plat thereof filed of record in the office of the Judge of Probate of Colbert County, Alabama, in Map Book 2, Page 98.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed and recorded with the declaration of vacation by the Declarants in such manner as meets the requirements imposed by §35-2-54, *Code of Alabama* (1975, as amended).

3. Approved Water Service Agreement between Colbert County and the Muscle Shoals Utilities Board.
4. Approved request for payment of unused accrued annual leave by Brian Hall in the amount of \$17,502.36.
5. Approved request for payment for the testing of voting machines by Emily Benson in the amount of \$2,475.00.
6. Approved Revenue Commissioner Appraisal Office Reorganization Plan.
7. Approved Sheriff Department Vehicle Purchase Plan.
8. Approved the following Resolution for use of funds by Tennessee Valley Youth Services:

---

**RESOLUTION NUMBER 2025-0001**

A RESOLUTION TO FURTHER PROVIDE FOR PAYMENTS MADE ON BEHALF OF  
COLBERT COUNTY TO THE TENNESSEE VALLEY JUVENILE DETENTION  
CENTER

WHEREAS, Colbert County has contracted with the Tennessee Valley Juvenile Detention Center for detention services of juveniles ordered to juvenile detention by the Juvenile Court of Colbert County, Alabama; and

WHEREAS, pursuant to *Ala. Code* § 12-15-215, as amended by Act Number 2024-305 of the Alabama Legislature, the Alabama Department of Youth Services is required to reimburse the Commission for certain costs of such detention, with such reimbursement being in the form of payments made for the benefit of the County to the Tennessee Valley Juvenile Detention Center; and

WHEREAS, the Commission finds that allowing such reimbursement payments made for the County's benefit to remain with the Tennessee Valley Juvenile Detention Center to be used for facility maintenance to be in the best interest of the citizens of Colbert County

NOW THEREFORE, BE IT RESOLVED by the Colbert County Commission that any payments made by the Alabama Department of Youth Services for the benefit of Colbert County to the Tennessee Valley Juvenile Detention Center pursuant to *Ala. Code* § 12-15-215, as amended by Act Number 2024-305 of the Alabama Legislature, remain with the Tennessee Valley Juvenile Detention Center and be used for the purpose of facility maintenance.

9. Approved Resolution to use ARPA Funds for payment of Electrical Service Components at Rose Trail Park to Sheffield Utilities.
10. Approved Request from State Wildlife Management to use County ROW.

## **UNFINISHED BUSINESS**

None

## **REPORTS FROM STAFF**

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

### **County Administrator:**

Administrator Roger Creekmore made the following reports: RC&D invites any Commissioners to their annual meeting October 18 at the A. W. Todd Center in Russellville registration is at 9:30

a.m. and meeting at 10:00 a.m. The Colbert County Tourism informed the commission of the Colbert County Fame Ranch Girls Benefit in honor of Rick Hall held at the Ritz Center November 7 at 7:00 p.m.

From the Sheriffs Dept., effective Oct. 16 Danielle Cole will begin work as a Criminal Clerk with a beginning salary of \$30,385.22, also, Edie Myrick will begin work, effective Oct. 16 as Reimbursement Clerk with a salary of \$34, 389.18. From the County Commission office, Jessica Lindbloom has been made FT with a salary of \$31,200.

When the Alloys and Rose Trail Park projects were bid, Sheffield Utilities was not able to give the contractors the price on the installation of meters transformers, etc. Sheffield Power is now billing for the price of the upgrades, \$58,448.42. Administrator requests guidance on payment from General fund or use of ARPA funds. Commissioners indicated ARPA, and agreed to add a resolution to the agenda authorizing the expenditure.

**County CFO:**

CFO Eaton reported as follow: A financial report was presented for the fiscal year ending September 30. County was over budget over all, but ended General Fund as expected. Eaton reported that the reason for the overages was a timing difference on reimbursement of outstanding grants. When grants are closed and reimbursement received, we will no longer be over budget. In essence, the overage is a timing issue, as the reimbursements were not received by the end of the fiscal year.

**County Attorney:**

Absent

**E-911/EMA Director:**

None

**County Engineer:**

None

**NEW BUSINESS**

None

**COMMENTS BY OTHER ELECTED OFFICIALS**

None

**DISCUSSION ITEMS BY COMMISSIONERS**

None

---

COMMISSIONER, DISTRICT 1

---

COMMISSIONER, DISTRICT 2

---

CHAIRMAN

---

COMMISSIONER, DISTRICT 4

---

COMMISSIONER, DISTRICT 5

---

COMMISSIONER, DISTRICT 6