

The DeKalb County Commission met in regular session on Tuesday, January 28, 2014 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were Ricky Harcrow, President, Shane Wootten, Derek Caldwell, Chris Kuykendall and Dewitt Jackson. Those absent were none.

---

The meeting was called to order by President Harcrow with Mr. Jackson leading the pledge and Mr. Harcrow delivering the invocation.

---

It was moved by Mr. Jackson, seconded by Mr. Wootten, all members voting affirmatively, motion carrying to dispense with the reading of the minutes and to accept them as presented in written format.

---

13 year-old Junior High Student, Hank Woodall (grandson of Mayor Katie Woodall) addressed the Commission regarding his duck-call business. He learned from Sylvania Ag Teacher Joey Haymon.

---

Road Superintendent Tom Broyles gave a short road maintenance update and requested the Commission to award the Mack Truck Auction Bid Guarantee to JM Wood at net amount of \$1,701,900. DeanCo Auction (Philadelphia, MS) had a bid of \$1,581,930; Ritchie Bros (Atlanta, GA) had a bid of \$1,600,000; and Iron Planet (internet auction company) had a bid of \$1,618,928.

It was moved by Mr. Jackson, seconded by Mr. Wootten, all members voting affirmatively, motion carrying to award the bid proposal to JM Woods Auction out of Montgomery, AL.

---

Wade Hill with the Sheriff's Office requested that Daniel Sears be promoted to Shift Sgt. to replace Shawn Blankenship who recently resigned.

It was moved by Mr. Wootten, seconded by Mr. Jackson, all members voting affirmatively, motion carrying to move Daniel Sears to Shift Sargent in the jail.

---

Mr. Clifton addressed the Commission regarding the recent winter weather and its effect on travel and the shortage of propane. Gov. Bentley signed the following Proclamation declaring a State of Emergency in the State of Alabama due to the extreme cold that has hit the deep-south. Mr. Clifton asked the Commission to adopt these proclamations as resolutions as the official record for the County of DeKalb during this period.

It was moved by Mr. Caldwell, seconded by Mr. Jackson, all members voting affirmatively, motion carrying to authorize a State of Emergency Resolution retroactively as follows:



STATE OF ALABAMA  
**PROCLAMATION**  
BY THE GOVERNOR

**WHEREAS**, the current predictions of the National Weather Service demonstrate the potential for the entire State of Alabama to be severely affected by extreme and prolonged subfreezing temperatures, with the chance of ice and snow, beginning on January 23, 2014. This emergency declaration is in response to the extreme cold experienced throughout Alabama from the polar vortex and the possible continuing effects of the arctic cold on people and property, including an immediate threat to human life or public welfare in the State of Alabama,

**WHEREAS**, an emergency exemption is issued as a result of extreme arctic cold weather conditions causing shortages and interruptions in the availability and/or delivery of propane and other home heating fuels throughout the State of Alabama,

**WHEREAS**, the polar vortex has increased the number of deaths throughout the nation, and may result in abnormally high demand and potential supply shortages for conventional heating fuels and threaten the safety and well-being of citizens, agribusiness, and business property located throughout the State of Alabama,

**WHEREAS**, in consideration of the health and safety of Alabama residents and the protection of their property within the affected areas, and in the public interest, all steps necessary should be taken to protect people and property, and

**WHEREAS**, this declaration provides for the regulatory relief for commercial motor vehicle operations while providing direct assistance supporting the delivery of propane and home heating fuels into the affected areas of Alabama and consumers in the State of Alabama during the emergency. Direct assistance terminates when a driver or commercial motor vehicle is used in interstate commerce to transport cargo or provide services not directly supporting the emergency relief effort.

**NOW, THEREFORE**, I, Robert Bentley, Governor of the State of Alabama, pursuant to Section 31-9-1, *et seq.*, Code of Alabama (1975), as amended, do hereby declare that a State of Emergency exists in the State of Alabama and ask that the appropriate state agencies exercise their statutory authority to assist the entities affected.

**FURTHER**, the provisions of this Proclamation shall exist and remain in effect until such time as the threat to public safety and health shall cease to exist and until this Proclamation is terminated. This State of Emergency also invokes the provisions of 49 CFR §§ 390.23 and 390.25 (2010) relating to the delivery of heating fuels to the State of Alabama and its citizens and businesses in need. During this State of Emergency, any rule, regulation, or practice of the propane gas industry contrary to this declaration of emergency is hereby suspended until this Proclamation is terminated.

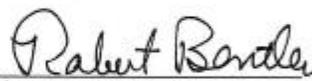
**FURTHER**, in accordance with the Code of Alabama (1975), Sections 8-31-1 through 8-31-6, I hereby place all persons on notice that it is unlawful for any person or business within the State of Alabama to impose unconscionable prices for the sale or rental of any commodity or rental facility during the period of a declared State of Emergency.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the Great Seal to be affixed by the Secretary of State at the State Capitol in the City of Montgomery on this 23 day of January, 2014.



Attested

  
Jim Bennett  
Secretary of State

  
Robert Bentley  
Governor



STATE OF ALABAMA  
**PROCLAMATION**  
BY THE GOVERNOR

**WHEREAS**, the Alabama Emergency Management Act of 1955, as amended, confers upon the Governor of the State of Alabama the power to issue a State of Emergency when there exists conditions of disaster or of extreme peril to the safety of persons and property within the State caused by natural or man-made disasters;

**WHEREAS**, the current predictions of the National Weather Service demonstrate the potential for the State of Alabama to be severely affected by ice, snow, sleet, as well as extreme and prolonged subfreezing temperatures beginning on January 28, 2014;

**WHEREAS**, damage is predicted to occur on public and private property;

**WHEREAS**, it is possible that homes and businesses will be damaged, disruption of utilities will occur and response and recovery efforts and activities must begin and continue;

**WHEREAS**, the potential for loss of life, injuries, and property damage exists;

**WHEREAS**, disruption of essential utility systems may cause extreme peril to the citizens in the state; and

**WHEREAS**, all of the above could adversely affect the health, safety, and economy of the people of the state.

**NOW, THEREFORE**, I, Robert Bentley, Governor of the State of Alabama, do hereby declare that a State of Emergency exists in the State of Alabama and direct the activation of the Alabama Emergency Operations Plan (EOP) and all appropriate annexes. In addition, I direct that the appropriate state agencies exercise their statutory authority to assist the communities and entities affected. I also direct the Alabama Emergency Management Agency to make the appropriate assessments of damages and seek the necessary state and federal assistance for the affected areas.

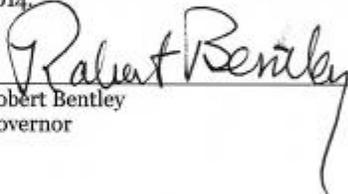
**FURTHER**, in accordance with the Code of Alabama (1975), Sections 8-31-1 through 8-31-6, I hereby place all persons on notice that it is unlawful for any person within the State of Alabama to impose unconscionable prices for the sale or rental of any commodity or rental facility during the period of a declared State of Emergency.

**FURTHER**, the local authorities should make the decision to close any school or office, and any affected school system that is closed as a result and loses student days or employee days, or both, may appeal to the State Superintendent of Education for relief in fulfilling the local school calendar with respect to student days or employee days, or both with no loss of income to employees.

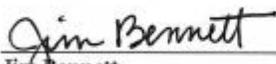
**FURTHER**, this State of Emergency is effective on January 28<sup>th</sup>, 2014, at 6:00 a.m. CT, and shall continue until amended or terminated by the Governor or by law.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal to be affixed by the Secretary of State at the State Capitol in the City of Montgomery on this 27th day of January 2014.

  
Robert Bentley  
Governor

ATTEST:

  
Jim Bennett  
Secretary of State

---

Ms. Ogle requested that she be authorized to attend the AATA Mid-Winter Conference in Montgomery Feb 22-26, 2014.

It was moved by Mr. Jackson, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to authorize travel and training for the Revenue Commissioner's office.

---

Mr. Sharp requested training on behalf of the June Brewer and the Rural Public Transportation Program.

It was moved by Mr. Jackson, seconded by Mr. Caldwell, all members voting affirmatively, motion carrying to authorize travel and training for the Rural Transportation Department.

---

Mr. Wootten requested that a hearing be held regarding the closing of the Ider-Mountain Home polling place. This polling place has 304 registered voters, but normally votes just over 100. If this polling place closes, most of these registered voters would be reassigned to Pea Ridge or Town of Ider.

It was moved by Mr. Wootten, seconded by Mr. Jackson, all members voting affirmatively, motion carrying to proceed with the closing of the Ider-Mountain Home Polling Place.

---

Mr. Harcrow noted that the next meeting would be held on February 11<sup>th</sup> at 10:00 a.m. in the Commission Chambers.

---

It was moved by Mr. Jackson, without objection, so ordered to adjourn.

---

Ricky Harcrow, President

---

Shane Wootten, Commissioner District I

---

Derek Caldwell, Commissioner District II

---

Chris Kuykendall, Commissioner District III

---

Dewitt Jackson, Commissioner District IV