

The DeKalb County Commission met in regular session on Tuesday, June 23, 2015 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were Dewitt Jackson, President Pro Tem, Shane Wootten, Derek Caldwell and Chris Kuykendall. Absent was Ricky Harcrow, President.

The meeting was called to order by Mr. Jackson, President Pro Tem, with Mr. Broyles delivering the invocation and Eagle Scouts William Seth White and Skylar Kendall Britton leading the Pledge.

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

Today's meeting began with District I Commissioner Shane Wootten welcoming two exceptional young men. Members of Ider Boy Scout Troup 304, William Seth White and Skylar Kendall Britton each were presented a Resolution signed by the Commission President and Members of the County Commission congratulating them for the achievement of earning the Rank of Eagle Scout. Also in attendance to congratulate the young men were Senator Steve Livingston and Representative Nathaniel Ledbetter who presented them with resolutions from the State Senate and State House of Representatives.

Revenue Department—Ms. Ogle

Personnel

Ms. Ogle requested approval to make the following personnel changes:

- Transfer Ben Womack from Reappraisal to Tags (no change in pay)
- Transfer Elaine Chester from Tags to Reappraisal Collections (no change in pay)
- Transfer Michelle Reed to Tags to replace Elaine Chester (increase pay to 6A/1)
- Transfer Debra Waddell to the Rainsville Annex to replace Charlotte Austin who recently retired. (Paid out of Reappraisal with no change in pay)

Mr. Kuykendall made a motion to honor Ms. Ogle's request for personnel changes. Mr. Caldwell seconded the motion. All members voting affirmatively, motion carried.

Final Settlement

Ms. Ogle presented the Final Settlement for Insolvents, Errors, Taxes in Litigation for the tax year 2014 (based on property tax sale); she asked that President Harcrow be given authorization to sign the document.

A motion was made by Mr. Wootten. Seconded by Mr. Caldwell. All members voting affirmatively authorizing President Harcrow to sign the Final Settlement of Insolvents, Errors, Taxes and Litigation for the tax year 2014 as follows:

**INSOLVENTS, ERRORS AND TAXES IN LITIGATION FOR 2014 AND
UNCOLLECTED INSOLVENTS AND TAXES IN LITIGATION FOR PREVIOUS YEAR(S)**

THE STATE OF ALABAMA

DeKalb County

BE IT REMEMBERED, That at the meeting of the Board of County Commissioners of said County, held on this 23RD day of June, 2015, Martha Ogle ^{Revenue Commissioner} Tax Collector of said County, made his report of "Insolvents", "Errors in Assessment" and "Taxes in Litigation" on taxes for the current year 2014, as required by Code of Ala. 1975, Section 40-5-23. And after a careful and rigid examination of said reports by said Board, it was considered and adjudged that said collector be allowed credit on his final settlement with the Comptroller for the following amounts:

Insolvents: State Taxes—General	\$ <u>450</u>
—Soldier.....	\$ <u>1.80</u>
—School	\$ <u>5.40</u>
Errors in Assessments: State Taxes—General	\$ <u>101,246.55</u>
—Soldier.....	\$ <u>40,498.62</u>
—School.....	\$ <u>121,800.00</u>
Taxes in Litigation: State Taxes—General	\$ <u>510.40</u>
—Soldier.....	\$ <u>204.16</u>
—School	\$ <u>612.48</u>

And said Collector has also made his report for final allowance of the uncollected balances of Insolvent Taxes for the previous year 2013, as required by Code of Ala. 1975, Section 40-5-29; and the Board thereupon made the following allowances to said Collector of such Insolvent Taxes as he may have been unable to collect, as follows:

State Taxes—General.....	\$ <u>135.60</u>
—Soldier	\$ <u>54.24</u>
—School.....	\$ <u>162.72</u>

And said Collector is also allowed credit for the following taxes in litigation for the previous year(s) which he has been unable to collect as follows:

	General	Soldier	School
<u>2012</u>	\$ <u>1330.25</u>	\$ <u>532.10</u>	\$ <u>1596.30</u>
<u>2013</u>	\$ <u>1118.85</u>	\$ <u>447.54</u>	\$ <u>1342.62</u>
_____	\$ _____	\$ _____	\$ _____
_____	\$ _____	\$ _____	\$ _____

Given under my hand this 23RD day of June, 2015
Martha C. Ogle
 Presiding Officer

See Code of Ala. 1975, Sections 40-5-23, 40-5-24 and 40-5-25 as to taxes of current year and Sections 40-5-26, 40-5-28 and 40-5-29 as to insolvent taxes and taxes in litigation of previous year(s).

Martha C. Ogle

Election Date—Constable Position—Judge Osborn

Judge Osborn notified the Commission that due to the resignation of District I Constable Neely Pack on June 18th, a Special Election would need to be held. **Amendment 845** states that if any Elected Official vacates an office, the County is required to hold a special election to fill the vacancy if the vacated position has greater than twelve months left on the current term. Judge Osborn asked the Commission to declare an election be put in to place September 15, 2015. Qualifying is June 29-July 14.

Mr. Kuykendall made a motion to honor Judge Osborn’s request to set an Election Date for the position of Constable, District 1, on September 15, 2015. Mr. Caldwell Seconded the motion. All members voting affirmatively, motion carried.

Road Department—Mr. Broyles

Maintenance Update—Mr. Broyles reported no changes from the last meeting.

Personnel—Mr. Broyles stated that Shop Mechanic Jimmy Higgins has retired and ask the Commission to accept his resignation and requested permission to post the position.

Mr. Caldwell made a motion to accept Mr. Higgins resignation and to grant Mr. Broyles request to post the position of Mechanic. Mr. Wootten Seconded the motion. All members voting affirmatively, motion carried.

Engineer—Mr. Luther

CR 212—Bridge Survey

Mr. Luther made the recommendation to accept a Proposal from Benchmark Surveying of Gadsden in the Amount \$5,800 for survey work on the CR 212 Bridge Replacement Project.

Mr. Kuykendall made a motion to honor Mr. Luther's recommendation to accept the proposal and engage Benchmark in the initial studies for possible bridge replacement on CR 212. Mr. Caldwell seconded the motion. All members voting affirmatively, motion carried.

CDBG—Bid Award DTR-13-03

Mr. Luther notified the Commission that bids were opened last week for the Bituminous Surface Treatment for Project DTR-13-03 (Funds generated from April 2011 storms to reconstruct roads within the storm damage area). Mr. Luther made the recommendation to award this bid to Charles E. Watts (only one bid received, project is 110,363 yds. @ \$3.36 yd. for a total cost of \$370, 819.68).

Mr. Wootten made a motion honoring Mr. Luther's request. Mr. Kuykendall Seconded the motion. All members voting affirmatively to award the Bituminous Surface Treatment contract to Charles E. Watts.

CR 43—ATRIP Agreements—Mr. Luther

Mr. Luther requested the Commission pass Resolutions authorizing Mr. Harcrow and Mr. Sharp to execute the CR 43 ATRIP Agreement Contracts.

Mr. Caldwell made a motion, seconded by Mr. Wootten. All members voting affirmatively, motion carried to adopt the following resolutions:

RESOLUTION NUMBER 15-0623-02

BE IT RESOLVED, by the County Commission of DeKalb County, Alabama, that the County enters into an agreement with the State of Alabama; acting by and through the Alabama Department of Transportation for:

The resurfacing on CR-43 from CR-50 to CR-56. Length – 2.75 miles
Project# ACNU61227-ATRP(014); DCP# 25-20-13; ATRIP# 25-05-27

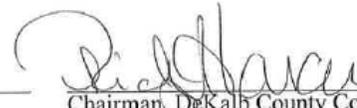
which agreement is before this Commission, and that the agreement be executed in the name of the County, by the Chairman of the Commission for and on its behalf and that it be attested by the County Clerk and the seal of the County affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept of record by the County Clerk.

Passed, adopted, and approved this 23rd day of June, 2015.

ATTESTED:


County Clerk


Chairman, DeKalb County Commission

RESOLUTION NUMBER 15-0623-03

BE IT RESOLVED, by the County Commission of DeKalb County, Alabama, that the County enters into an agreement with the State of Alabama; acting by and through the Alabama Department of Transportation for:

The resurfacing on CR-43 from CR-400 to CR-50. Length – 3.63 miles
Project# ACNU61225-ATRP(014); DCP# 25-19-13; ATRIP# 25-05-26

which agreement is before this Commission, and that the agreement be executed in the name of the County, by the Chairman of the Commission for and on its behalf and that it be attested by the County Clerk and the seal of the County affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept of record by the County Clerk.

Passed, adopted, and approved this 23rd day of June, 2015.

ATTESTED:


County Clerk


Chairman, DeKalb County Commission

CR 165 FA Project Initiation

Mr. Luther stated that after conferring with Mr. Wootten the decision was made to initiate a (tar & gravel) resurfacing project on CR 165 utilizing District I Federal Aid Funds. The Project will extend north from Howard's Chapel going to the intersection of CR 106. Mr. Luther requested the Commission pass a Resolution notifying the state of the intent to apply for funding.

Mr. Wootten made a motion, second by Mr. Caldwell. All members voting affirmatively, motion carried to adopt the following resolution:

RESOLUTION

Resolution No. 15-0623-01

COUNTY OF DEKALB

Project No. DCP 25-165-15

STATE OF ALABAMA

Functional Classification No. (Minor Collector)

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

To Resurface and Stripe approximately 3.8 miles of DeKalb County Road No. 165, from its intersection with County Road No. 617, in a Northeasterly direction to its intersection with County Road No. 106

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.

Done at the regular session of the Commission of DeKalb County, this day of June 23, 2015.

Advanced Disposal Exemption List—Mr. Sharp

Mr. Sharp presented the 2015 County Exemption list (461 residents), Powell (68 residents) and requested the Commission’s approval. Mr. Sharp stated that the County Contractor pays for up to 500 exemptions, so there would be no costs to the County for these residents. Also, the new agreement with Powell would now be a 50/50 split (34 for the County and 34 for the Town of Powell) instead of the county paying for all over 20 (or 48 by the County).

Mr. Wootten made a motion to approve the list. Mr. Caldwell seconded the motion. All members voting affirmatively, motion carried.

Life Insurance—Mr. Sharp

Mr. Sharp made the request, at the recommendation of the County’s current Life Insurance Agent Danny Rhyne, to change the County’s life insurance carrier to Mutual of Omaha due to increase of premiums with the current carrier, Lincoln Life. Mutual of Omaha would continue the same coverage at the current rate (\$6.50/mo for \$25,000 coverage for employees under 70 and \$3.26/mo for \$16,250 coverage for employees 70 and over).

Mr. Kuykendall made a motion to honor the request. Seconded by Mr. Wootten. All members voting affirmatively, motion carried to change the County’s Life Insurance Carrier to Mutual of Omaha for a 3 year agreement.

President Pro-Tem Jackson notified the audience that the next meeting would be on Tuesday, July 14, 2015. He asked for a motion to adjourn.

Mr. Kuykendall made a motion to adjourn. The President Pro-Tem declared no objections and ordered the meeting adjourned.

Absent

Ricky Harcrow, President

Shane Wootten, Commissioner District I

Derek Caldwell, Commissioner District II

Chris Kuykendall, Commissioner District III

Dewitt Jackson, Commissioner District IV