

The DeKalb County Commission met in regular session on Tuesday, February 23, 2016 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were Ricky Harcrow, President, Shane Wootten, Derek Caldwell, and Chris Kuykendall. Absent was Dewitt Jackson who is continuing to recover from surgery.

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

It was moved by Mr. Kuykendall, 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.

President Harcrow reminded the audience of the Tax Free Holiday for Severe Weather Awareness scheduled for this weekend, February 25th-28th.

Recognition—President Harcrow stated that the Commission would like to extend their appreciation to Mr. Jimmy Wright for his years of service to the County’s E911 Board. Mr. Wright has served on the Board for sixteen years and will be retiring in March.

Road Department—Mr. Broyles

Maintenance Update—Mr. Broyles stated that crews are continuing to work on patching potholes in all Districts. He also stated that four employees are working on cleaning and detailing dump trucks for Auction.

Personnel—Mr. Broyles notified the Commission of an employee who quit, Fred Lundgren, and requested approval to post the position.

Engineering – Mr. Luther

Public Hearing—Mr. Luther notified the Commission of two Public Hearings requesting road vacations, no petitions were presented. An opportunity was given for objections. There were none.

Mr. Luther made the recommendation to vacate an abandoned portion of right-of-way between CR’s **293** & the dead-end portion of CR **292** in the Lebanon Community.

A Motion was made by Mr. Kuykendall to grant the request. Seconded by Mr. Caldwell. All members voting affirmatively, motion carried to adopt the following Resolution authorizing this road vacation:

RESOLUTION NO. 16-0223-01
VACATION OF A PORTION OF DEKALB COUNTY
ABANDONED ROAD BETWEEN CR 292 AND 293

WHEREAS, Code Section 23-4-2, State of Alabama, 1975, authorized the governing bodies of the counties of Alabama to, upon petition and by resolution, vacate a street, or a portion thereof; and

WHEREAS, this Commission set down for public hearing on February 23, 2016, and caused notice of such hearing to be published in the *The Times Journal* for four consecutive weeks, beginning January 28, 2016 and running through February 18, 2016; and

WHEREAS, this Commission has received no written objection and heard no verbal objection at the hearing hereon to the vacation of a portion a county maintained road between DeKalb County Road 292 and 293; and

WHEREAS, Commissioner Kuykendall of District 3, made a motion before this Commission to approve the vacation of this road;

THEREFORE, BE IT RESOLVED, by the DeKalb County Commission that the abandoned portion of A county maintained road between DeKalb County Road 292 and 293, more particularly described below, be, and hereby is, vacated;

All that portion of right-of-way remaining from a long abandoned county road between County Road #293 and the dead end of County Road #292, lying east of Big Wills Creek. Said property lying in the NW ¼ of Section 8, Township 8 South, Range 8 East, located in the Lebanon community.

BE IT FURTHER RESOLVED, by the DeKalb County Commission that the name of the owner of the abutting lots is Roger Martin, and there are no other lots or parcels of land which will be cut off from access by the vacation sought; and

IT IS FURTHER RESOLVED, by the DeKalb County Commission that it is in the interest of the public that the above-described portion of the public street be vacated; and

IT IS FURTHER RESOLVED, by the DeKalb County Commission that this resolution shall be filed in the Probate Court of DeKalb County as provided by statute and that notice of this action shall be published once in a newspaper in DeKalb County no later than fourteen (14) days after the date of its adoption.

DONE this the 23rd day of February 2016

ATTEST:


Ricky Harcrow, President


Matt G. Sharp, Administrator

Mr. Luther made the recommendation to vacate an abandoned portion of roadbed east of Geraldine on CR 328 south of Reedy Creek due to an ATRIP Bridge Replacement Project.

A Motion was made by Mr. Caldwell to grant the request. Seconded by Mr. Wootten. All members voting affirmatively, motion carried to adopt a Resolution authorizing this road vacation:

**RESOLUTION NO. 16-0223-02
VACATION OF A PORTION OF DEKALB COUNTY
COUNTY ROAD NUMBER 328**

WHEREAS, Code Section 23-4-2, State of Alabama, 1975, authorized the governing bodies of the counties of Alabama to, upon petition and by resolution, vacate a street, or a portion thereof; and

WHEREAS, this Commission set down for public hearing on February 23, 2016, and caused notice of such hearing to be published in the *The Times Journal* for four consecutive weeks, beginning January 28, 2016 and running through February 18, 2016; and

WHEREAS, this Commission has received no written objection and heard no verbal objection at the hearing hereon to the vacation of a portion of DeKalb County Road Number 328; and

WHEREAS, Commissioner Caldwell of District 2, made a motion before this Commission to approve the vacation of this road;

THEREFORE, BE IT RESOLVED, by the DeKalb County Commission that a portion DeKalb County Road 328, more particularly described below, be, and hereby is, vacated;

All that portion of the abandoned roadbed of County Road #328 lying south of Reedy Creek and east of the acquired right-of-way for the existing roadway alignment and bridge culvert. Said roadbed abandonment was in conjunction with ATRIP Bridge Replacement Project No. ACBRZ58638-ATRP(001). Said property lying in the NE ¼ of the NW ¼ of Section 2, Township 8 South, Range 6 East, located east of Geraldine.

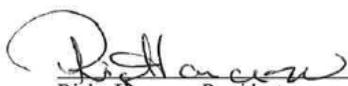
BE IT FURTHER RESOLVED, by the DeKalb County Commission that the name of the owner of the abutting lots is Angela Dawn Rice, and there are no other lots or parcels of land which will be cut off from access by the vacation sought; and

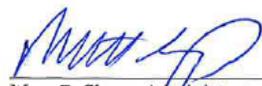
IT IS FURTHER RESOLVED, by the DeKalb County Commission that it is in the interest of the public that the above-described portion of the public street be vacated; and

IT IS FURTHER RESOLVED, by the DeKalb County Commission that this resolution shall be filed in the Probate Court of DeKalb County as provided by statute and that notice of this action shall be published once in a newspaper in DeKalb County no later than fourteen (14) days after the date of its adoption.

DONE this the 23rd day of February 2016

ATTEST:


Ricky Harcrow, President


Matt G. Sharp, Administrator

Petition to Vacate—Mr. Luther presented a petition from Bobby Satterfield, Tommy Kittle and Don Wyatt requesting to have a portion of CR 368, DeKalb County, Albertville, permanently closed to public. Mr. Luther requested the Commission's approval to proceed.

A Motion was made by Mr. Caldwell authorizing Mr. Luther to proceed with the Vacation procedure. Mr. Kuykendall Seconded the Motion. All members voting affirmatively, motion carried.

Used Truck Bid—Mr. Luther requested that the bid which was awarded last meeting to Carlon Poore for a used truck to be used as a sign truck be rescinded. The truck does not meet the specifications (PTO) needed to operate the hydraulic hammer for the sign post driver.

Mr. Kuykendall made a Motion to rescind. Mr. Wootten Seconded the Motion. All members voting affirmatively, motion carried.

Mr. Luther made the recommendation to purchase another vehicle (cab & Chassis) from Carlon Poore which does meet bid specifications for a sign truck.

A Motion was made by Mr. Kuykendall. Seconded by Mr. Caldwell. All members voting affirmatively, motion carried authorizing the purchase of a sign truck vehicle (cost to be less than \$15,000).

Annual Bids—Mr. Luther presented the Commission with Bid Tabs and made the recommendation for the following Bid Awards:

Bituminous Surface Treatments—Charles E. Watts, Inc.

Steel Beam Guardrail & End Anchors—Alabama Guardrail, Inc.

Herbicides & Adjuvants—Award split between Helena Chemical Co. and Red River Specialties, Inc.

Mr. Wootten made the motion to accept Mr. Luther's recommendation for annual bids. Mr. Caldwell seconded the motion. All members voting affirmatively, motion carried (bid tabs on file in Commission Office).

Bridge Hydraulic Study Proposal—Mr. Luther requested the Commission's authorization for a Hydraulic site inspection of Big Wills Creek Bridge, CR 212 (Landfill Entrance). The Study will be performed by Hydro Engineering Solutions for the lump sum fee of \$6,800 (excluding any FEMA work – to be paid from Tipping Fee Funds).

Mr. Kuykendall made the Motion honoring the request for the Study. Mr. Wootten Seconded the Motion. All members voting affirmatively, motion carried to contract with Hydro Engineering as outlined above.

ATRIP Contract—Mr. Luther requested approval to utilize a Consultant, Ragan Smith & Associates, from Chattanooga to provide inspection services for projects on CR's 138, 155 & 169.

A Motion was made by Mr. Wootten to enter into an agreement Engineers Ragan Smith & Associates. Seconded by Mr. Kuykendall. All members voting affirmatively, motion carried.

Travel/Training—Mr. Luther requested permission to attend the Association of County Engineers Annual Conference May 10-11 in Orange Beach.

A Motion was made by Mr. Caldwell. Seconded by Mr. Wootten. All members voting affirmatively, motion carried.

Revenue Commissioner—Mr. Wilks

Travel/Training—Mr. Wilks requested approval for Cindy Ballenger to attend Personal Property Appraiser Certification Classes April 4-8 in Huntsville.

Motion by Mr. Kuykendall. Seconded by Mr. Wootten. All members voting affirmatively, motion carried to approve travel/training as requested.

Notice of Claim—Mr. Sharp presented a Notice of Claim (Medical) from Byron Green. Mr. Sharp stated that the claim appeared to actually be for DeKalb Regional Hospital and he saw no real issue with this claim, but advised forwarding to the County's Insurance Company for final disposition.

A Motion was made by Mr. Kuykendall. Seconded by Mr. Caldwell to forward the claim to Meadowbrook. All members voting affirmatively, motion carried.

President Harcrow notified the audience that the next meeting would be on Tuesday, March 8, 2016. He asked for a motion to adjourn.

Mr. Wootten made a motion to adjourn. The President declared no objections and ordered the meeting adjourned.

Ricky Harcrow, President

Shane Wootten, Commissioner District I

Derek Caldwell, Commissioner District II

Chris Kuykendall, Commissioner District III

ABSENT

Dewitt Jackson, Commissioner District IV