

The DeKalb County Commission met in regular session on Tuesday, July 13, 2010 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were Sid Holcomb, President, Ricky Harcrow, Ed Nix and Chris Kuykendall. Those absent were Dewitt Jackson.

The meeting was called to order by President Holcomb with Christy Hardin delivering the invocation and Jimmy Wright leading the Pledge.

Mr. Holcomb mentioned the recent passing of radio legend Roland Walls. He said Roland Walls was a long-time friend and will be missed. He hosted Swap-Shop and seemed to know all of his callers by name.

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

Mr. Holcomb said Mr. Jackson's mother-in-law had been sick the last few days and he and Rhonda had gone up to Tennessee to see her.

Mr. Harcrow addressed the Commission concerning a new Children's Advocacy Building. For the past several years, the Children's Advocacy Center has leased a building behind Region's Bank, near Fort Payne City Hall; however, they have been given donations from a variety of sources to build a new building and would like to build on the corner of Briarwood and Lebanon Road on the Road Department property. He asked the Commission to lease a portion of this property to the Children's Advocacy Center and authorize the County Attorney to prepare the proper paperwork.

It was moved by Mr. Harcrow, seconded by Mr. Nix, all members voting affirmatively, motion carrying to authorize a 50-year lease of County property to the Children's Advocacy Center to build a new building for \$1 per year.

County Road Superintendent Tom Broyles gave the following road maintenance update:

- 1) Chert: Crews are hauling chert in District II.
- 2) Paving: The Paving Contractor came in last week and paved a few roads.
- 3) CR 852 Bridge: Crews are working on this bridge in District III finishing up the road and getting it ready to be paved. That should be done soon.

- 4) Agri-Center: Crews have been working at the new Agri-Center in Rainsville. They need some base material for a parking lot in front of the building. It will take around 250 tons of dense grade base material.
- 5) Herbicide Spraying: The first application of herbicide has been completed. The second application will begin by the first week of August. Crews are getting in ahead of the weeds this year.
- 6) Mack Trucks: Mr. Broyles stated that the County needed to order Mack Trucks now to guarantee a December/January delivery date on 14 Mack Trucks (12 dump trucks and 2 road tractors). These are on State bid for approximately \$122,000 more this year (or about \$10,000/truck higher than last year).

It was moved by Mr. Nix, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to authorize Mr. Broyles request to order 12 Mack dump trucks and 2 Mack road tractors.

- 7) Asphalt Paving Machine: Mr. Broyles said the Commission has been talking about buying an Asphalt Paving Machine for several years. Right now the County has real problems with roads that are in bad shape and need patch work done, but are too big to handle with the patching machine or by hand patch. The County has a bid with Watts for strip patching, but it is at a higher rate than normal paving and requires a minimum square yardage. An Asphalt Paving Machine would allow smaller patches to be patched. The contractor can't come in and do 20 ft here and then go a mile down the road and do another small section. The price would go up significantly for that type work. We do use a road grader on some of those smaller sections; however, the quality of the patch is not very good.

It was moved by Mr. Harcrow, seconded by Mr. Nix, all members voting affirmatively, motion carrying to let bids for an Asphalt Paving Machine with the option of a direct purchase and a lease purchase plan.

County Administrator Matt Sharp addressed the Commission concerning 2 damage claims as follows:

Robert Wilson (Booneville, IN) claims that a County Truck on Hwy 68 dropped some rock out and caused approximately \$520 in damages to his vehicle.

The second claim was from Durant Sellers (Fort Payne) who claims that the front tire of his vehicle was destroyed by a pothole on 3rd Street SE causing damages to his vehicle.

It was moved by Mr. Harcrow, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to forward the above damage claims to Meadowbrook/ASI for final disposition.

Wade Hill addressed the Commission concerning a \$17,248 grant from USDOJ for a computer assisted dispatch system for the Sheriff's Office. The grant requires a public discussion of the grant and that is what Mr. Hill did at the meeting. He asked the Commission to approve the grant and to administer it through the Commission Office. Any cost above the \$17,248 would be paid out of Sheriff funds.

It was moved by Mr. Kuykendall, seconded by Mr. Harcrow, all members voting affirmatively, motion carrying to authorize the grant application.

Mr. Hill also requested that Carlos Majano, Darlene Hulgán, Dustin Jones and Nathaniel Bates attend Jail Management training July 26 – August 5, 2010 in Decatur and to be paid from the Special Jail Fund.

It was moved by Mr. Harcrow, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to approve sending the above correction officers to Jail Management School and to be paid from Special Jail Funds.

Building Maintenance Supervisor, Craig Shelton addressed the Commission and updated them on the new HVAC system in the Children's Room at the Library, funded through a grant. Also, bids have been sent out for a new HVAC system and a new roof on the Old Health Department Building. The renovation of the Old Health Department is near completion. He said a contractor was looking at the leak problem at the Courthouse and is coming up with a solution. Also, he requested that Vickie Sanderson be moved from Temporary employee to FT Housekeeper to replace Corrigan Fenn. He mentioned that several temporary employees have been tried and Ms. Sanderson is his recommendation for the FT replacement position.

It was moved by Mr. Nix, seconded by Mr. Harcrow, all members voting affirmatively, motion carrying to hire Vicki Sanderson in housekeeping at G2/2.

Mr. Nix asked Mr. Shelton about the bathrooms at the driver's license building.. He said the floor tiles were pitiful. Mr. Shelton said he would put that on his list.

Revenue Commissioner Martha Ogle addressed the Commission and requested permission to attend the Tax Administrator's AAA Conference the last week of July.

It was moved by Mr. Harcrow, seconded by Mr. Nix, all members voting affirmatively, motion carrying to authorize travel for the Revenue Commissioner.

Assistant EMA Director, Christy Hardin requested permission for EMA personnel and/or volunteers to attend a Citizens Corp Conference in Birmingham in August at a cost of \$400/person, plus mileage to be paid 100% through Citizen Corp grant funds.

It was moved by Mr. Nix, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to authorize travel for EMA personnel to attend a conference in Birmingham.

Mr. Sharp notified the Commission that COA Director June Brewer had requested authority to attend the Southeast Agency Network Training Conference in Florence, KY.

It was moved by Mr. Harcrow, seconded by Mr. Nix, all members voting affirmatively, motion carrying to authorize June Brewer to attend the SE Agency Conference.

On behalf of RPT Director, June Brewer, Mr. Sharp requested Rural Transportation Grant Resolutions be passed by the County Commission.

It was moved by Mr. Kuykendall, seconded by Mr. Nix, all members voting affirmatively, motion carrying to authorize the following 2011 Rural Transportation Program grant application resolutions:

Resolution Authorizing Local Matching Funds

RESOLUTION NO. 10-0713-4

"SECTION 5311 NONURBANIZED AREA PUBLIC TRANSPORTATION"

WHEREAS, the DeKalb County Commission recognizes the need for a public transportation program; and

WHEREAS, the DeKalb County Commission is recognized as a member of the DeKalb County Rural Public Transportation Steering Committee; and

WHEREAS, the DeKalb County Commission recognizes that the requirements to obtain Section 5311 funds from the Alabama Department of Transportation includes a local match of 50% for operating expenses and 20% for administration and capital expenses; and

WHEREAS, the DeKalb County Commission recognizes that the local match will be a shared cost with other participating municipalities being responsible for providing an appropriate allocation of local non-federal funds to secure the operating of the Section 5311 Nonurbanized Area Public Transportation Program.

NOW, THEREFORE, BE IT RESOLVED, that the **DeKalb County Commission** hereby commits the amount of **\$203,523.00** as local non-federal match for capital, administrative and operations expenditures under the Section 5311 Nonurbanized Area Public Transportation Program during Fiscal Year 2011.

Authorizing Resolution

Resolution No. 10-0713-03

WHEREAS, the Director of the Alabama Department of Transportation is authorized to make grants for a public transportation program;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of the project costs in the program;

WHEREAS, it is required by the U.S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under 49 USC Section 5311 the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the applicant that disadvantaged business enterprise be used to the fullest extent possible in connection with this/these project(s), and that definite procedures shall be established and administered to ensure that disadvantaged businesses shall have the maximum construction contracts, supplies, equipment contracts, or consultant and other services.

NOW, THEREFORE, BE IT RESOLVED BY DeKalb County Commission

1. That Sid Holcomb, President of DeKalb County Commission is authorized to execute and file (an) application(s) on behalf of DeKalb County Commission with the Alabama Department of Transportation to aid in the financing of capital and/or operating assistance projects pursuant to 49 USC Section 5311, the Alabama Public Transportation Grant Program, and the Alabama Elderly and Disabled Transit Fare Assistance Program.
2. The Sid Holcomb, President of the DeKalb County Commission is authorized to execute and file with such applications and assurance or any other document required by the U.S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.
3. That Sid Holcomb, President of the DeKalb County Commission is authorized to furnish such additional information as the Alabama Department of Transportation may require in connection with the application for the program of projects submitted to FTA.
4. That Sid Holcomb, President of the DeKalb County Commission is authorized to set forth and execute affirmative disadvantaged business policies in connection to any procurements made as part of the project.
5. That Sid Holcomb, President of the DeKalb County Commission is authorized to execute grant agreements on behalf of DeKalb County Commission with the Alabama Department of Transportation for aid in the financing of operating and capital assistance projects.

Mr. Sharp notified the Commission that Animal Adoption Center Director, Leslie Johnson had requested that former work release inmate Jeromy Hughes be hired as a FT employee at the Animal Adoption Center to fill the vacant FT position left by Emily Hearn and later by former Work Release inmate Keith Rose.

It was moved by Mr. Harcrow, seconded by Mr. Nix, all members voting affirmatively, motion carrying to hire Jeromy Hughes at the Animal Adoption Center (G2/1).

Mr. Sharp addressed the Commission and stated the nearly \$1.9 million invoice left by D&J Enterprises, Inc. was due on July 17th. Mr. Sharp said the County had approximately \$1.4 million available in its Capital Improvement Fund, but did not want to drain that fund. Also, he notified the Commission that there was no way to know when FEMA would be sending funds to the County.

Mr. Sharp said one thing the County could do would be to take \$500,000 from the Capital Improvement Fund and pay that amount to D&J and hope that FEMA makes reimbursement to the County soon.

Or, the Commission could look at borrowing the money, although that could affect the borrowing of any money for roads this fall. Or, the Commission could empty the \$1.4 million Capital Improvement Fund and try to find another \$500,000 somewhere to pay D&J.

Mr. Harcrow recommended the County pay the \$500,000 and then look at paying more later.

He asked Mr. Sharp if they had heard anything from FEMA. Mr. Sharp said Ethan Vice from Rep. Aderholt's Office had indicated that the appropriation to FEMA had passed the House, but was held up in the Senate.

EMA Director Mike Leath said the request has been approved all the way to Washington, DC, so funding is the only issue. All the paperwork has been approved.

It was moved by Mr. Harcrow, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to authorize a \$500,000 payment to D&J Enterprises for debris clean up from the Capital Improvement Fund.

It was moved by Mr. Harcrow, seconded by Mr. Nix, all members voting affirmatively, motion carrying to adjourn.

Sid Holcomb, President

Ricky Harcrow, Commissioner District I

Ed Nix, Commissioner District II

Chris Kuykendall, Commissioner District III

ABSENT
Dewitt Jackson, Commissioner District IV