

The DeKalb County Commission met in regular session on Tuesday, March 8, 2011 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were Ricky Harcrow, President, Ed Nix, Chris Kuykendall and Dewitt Jackson. Those absent were none.

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

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

Old Business:

Mr. Harcrow asked the Commission to accept the annual bids announced during the February 22, 2011, meeting as recommended by County Engineer Ben Luther.

It was moved by Mr. Nix, seconded by Mr. Jackson, all members voting affirmatively to accept low bids presented in the February 22 meeting as follows (See previous meeting for bid detail):

1) Bituminous Surface Treatment Bid	Charles E. Watts, Inc.
2) Steel Beam Guardrail & End Anchors	Alabama Guardrail, Inc.
3) Herbicides & Adjuvants	Helena
4) Full Depth Reclamation (Unpaved Roads)	Kimes & Stone
5) Full Depth Reclamation (Bituminous Treated)	Kimes & Stone
6) Full Depth Reclamation (Hot Mix Asphalt)	Pozzolanic

New Business:

Road Superintendent Tom Broyles addressed the Commission noting that District I Supervisor, Jerry Brown has retired and requested the position be posted.

It was moved by Mr. Jackson, seconded by Mr. Nix, all members voting affirmatively, motion carrying to post the position vacated by Jerry Brown at the Road Department.

Mr. Broyles also noted that he was about 3 positions short and he had talked with Mr. Sharp about possibly posting at least one of these positions. Mr. Sharp agreed that the Road Department need to fill one of these positions. Mr. Kuykendall thanked Mr. Broyles for working understaffed and still getting the job done.

It was moved by Mr. Nix, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to post the above position at the Road Department.

Chris: Not to mention on making do with less people for these past several years and still getting the job done.

County Engineer Ben Luther requested permission to attend an ACEA training program in April and one more in July. That should finish up his certification. Mr. Holcomb thanked Mr. Luther for his work on getting certified.

It was moved by Mr. Kuykendall, seconded by Mr. Nix, all members voting affirmatively, motion carrying to authorize Ben Luther, County Engineer to attend a training class in April.

Mr. Sharp went over the Auction proceeds for the 2010 Mack Truck Sale earlier in the month. The results were about \$50,000 more than the minimum guarantee.

Mr. Harcrow read the following resolution showing appreciation to former Deputy/Chief Correctional Officer Tony Durham. Mr. Durham recently retired on disability:

**In Appreciation to
Mr. Tony Durham**

Whereas, Mr. Tony Durham has been for many years a dedicated employee of the De Kalb County Sheriff's Department and has shown himself in every way a credit to his profession in his department and professional service, and

Whereas, he and many others have given themselves in the line of duty on a daily basis to make DeKalb County a safer place to live, work and rear our children

We the DeKalb County Commission while in regular session, March 8, 2011 do acknowledge his exceptional service and do spread on the permanent record of our county this resolution and upon his retirement wish him the very best in days to come.

This done while in regular session by the DeKalb County Commission March 8, 2011.

Chief Deputy Michael Edmondson addressed the Commission requesting that Kevin Woodall be transferred from Correctional Officer to Deputy, pending his certification to replace the vacancy left by Tony Durham (note: Mitch Dendy transferred from Deputy to Chief Correctional Officer- this position replaces the deputy position left by Mr. Dendy).

It was moved by Mr. Nix, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to move Kevin Woodall from Corrections Officer to Deputy, upon proper certification as a law enforcement officer.

Chief Correctional Officer Mitch Dendy addressed the Commission regarding a change in Jail Personnel. He asked the Commission to demote Sgt Richard Hughes from Supervisor to regular Correction Officer (at Mr. Hughes' request); and, he requested that Cole McAnelly be promoted from Correction Officer to Supervisor.

It was moved by Mr. Jackson, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to move Richard Hughes to Corrections Officer (G5/3) and move Cole McAnelley to Supervisor (G6A/1).

Mr. Dendy requested that Lt. Butler and he be authorized to attend a Jail Conference in Florence March 23-25 paid out of the Special Jail Fund.

It was moved by Mr. Jackson, seconded by Mr. Nix, all members voting affirmatively, motion carrying to authorize Mitch Dendy and Nick Butler to attend a jail conference in Florence – paid out of the Special Jail Fund.

EMA Director Mike Leath requested that 2 people from his office be authorized to attend the AAEM Conference May 18-20 in Orange Beach.

It was moved by Mr. Kuykendall, seconded by Mr. Nix, all members voting affirmatively, motion carrying to authorize 2 employees from EMA to attend the Annual EMA Conference.

Mr. Leath also announced that a \$500,000 Grant for 6 Safe Rooms were awarded in the County. These Safe Rooms will be placed at Henagar, Sylvania, Shiloh, Powell, Fyffe and Geraldine. This is a 75/25 Grant and each municipality has agreed to put up the match for their Safe Room. He asked the Commission to authorize bids to be let for these projects.

It was moved by Mr. Kuykendall, seconded by Mr. Nix, all members voting affirmatively, motion carrying to send out bids on the Community Safe Rooms.

Mr. Harcrow expressed to the Commission his concern about current legislation in the State Legislature that would have a negative effect on E-911 Revenues. He asked the Commission to adopt a resolution opposing this legislation.

RESOLUTION OPPOSING LEGISLATION TO REDUCE 911 FEES

WHEREAS, the wireless communication industry proposes legislation for the 2011 Regular Session of the Alabama Legislature that would reduce the 911 fees paid on wireless telephones from 70 cents to 65 cents; and

WHEREAS, this legislation would also provide for a flat fee of 65 cents per transaction to be paid on “pre-paid” wireless service, which fee would be paid irrespective of the number of hours purchased by the consumer; and

WHEREAS, the proposed legislation would provide a 4% collection fee for retailers selling the prepaid service and a 2% collection fee for the Department of Revenue; and

WHEREAS, under the proposed legislation wireless communication companies would continue to receive 20% of all fees collected for “cost recovery” and

WHEREAS, the effect of this proposed legislation would be a reduction in fees paid to local emergency communication districts by approximately \$3,138,604.40 statewide; and

WHEREAS, this loss of revenue would be devastating to the DeKalb County Emergency Communications District and to the citizens of DeKalb County who will be at risk of a woefully underfunded 911 program unable to deliver adequate services to those in need of 911 services.

WHEREFORE BE IT RESOLVED BY THE DEKALB COUNTY COMMISSION that it does hereby adamantly oppose the legislation proposed by the wireless communication industry and urges the members of its local legislative delegation to oppose this legislation during the 2011 Regular Session of the Alabama Legislature.

BE IT FURTHER RESOLVED that a copy of this resolution be spread up the minutes of the March 8th, 2011 meeting of the DeKalb County Commission, that a copy be delivered to each member of DeKalb County’s local legislative delegation, and that a copy be forwarded to members of the media in DeKalb County.

IN WITNESS WHEREOF, the DeKalb County Commission has caused this Resolution to be executed in its name and on its behalf by its Chairman on this the 8th day of March, 2011.

It was moved by Mr. Jackson, seconded by Mr. Nix, all members voting affirmatively, motion carrying to adopt the above resolution opposing legislation to reduce 911 fees.

On behalf of Revenue Commissioner Martha Ogle, Mr. Sharp requested that Susan Shankles be promoted to Appraiser III (G7A/1) because of her certifications as an Appraiser.

It was moved by Mr. Kuykendall, seconded by Mr. Nix, all members voting affirmatively, motion carrying to honor Ms. Ogle's request to promote Susan Shankles to Appraiser III.

Mr. Sharp noted that Ms. Ogle had also requested that Emily Wooten and Debra Waddell attend a Certification test for Real Property Appraiser in Auburn March 18.

It was moved by Mr. Nix, seconded by Mr. Jackson, all members voting affirmatively, motion carrying to authorize certification test for Emily Wooten and Debra Waddell.

Mr. Harcrow and Judge Osborn requested that Angela Wilson be appointed to the CED Mental Health Board.

It was moved by Mr. Kuykendall, seconded by Mr. Nix, all members voting affirmatively, motion carrying to appoint Angela Wilson to the CED Mental Health Board.

Mr. Harcrow requested that Charles Rowell be placed on the Park Board to replace Charles Bass who recently resigned. He also requested that Gene Galloway be reappointed to the Park Board.

It was moved by Mr. Nix, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to appoint Charles Rowell and to reappoint Gene Galloway to the DeKalb County Park Board.

Mr. Kuykendall notified the Commission that Brian Horton had requested to be replaced on the Park Board and he thanked him for his service. He also requested the Commission to appoint Carl (Pete) Little to replace him on the Board (noting his experience as the Manager of the DeKalb Lake at Sylvania).

It was moved by Mr. Kuykendall, seconded by Mr. Jackson, all members voting affirmatively, motion carrying to appoint Mr. Carl "Pete" Little to the DeKalb County Park Board.

Mr. Jackson notified the Commission Steven Smith had resigned from the Park Board and Bill Lanier (a current employee has asked to resign and be replaced as Park Board Member at the end of the Month).

It was moved by Mr. Jackson, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to accept the resignation of Bill Lanier as employee from the DeKalb County Park Board and to appoint him as a member of the Park Board.

Mr. Jackson also requested that Kenneth Black be reappointed as member to the Blake Fire Department.

It was moved by Mr. Jackson, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to reappoint Mr. Kenneth Black to the Blake Fire Department Board.

Mr. Sharp reminded the Commission and Department heads to encourage employees to attend Health Screenings this Thursday. The County needs at least 30% participation to retain “preferred status”; otherwise the County will be downgraded to the “standard rate” which is about 10% higher than the preferred rate. Mr. Harcrow also encouraged employees to participate.

Mr. Mauney asked the Commission to get behind current legislation to bring Jailers under the immunity of the Sheriff and to encourage legislation for immunity for the Probate Judge just like other judges.

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

Ricky Harcrow, President

Ed Nix, Commissioner District II

Chris Kuykendall, Commissioner District III

Dewitt Jackson, Commissioner District IV