

The DeKalb County Commission met in regular session on Tuesday, April 12, 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 Jimmy Wright leading the Pledge and Commissioner Jackson delivering the Invocation.

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

Mr. Broyles gave the following Road Maintenance Update:

- a) Patching: The rain continues to create a fresh crop of potholes that are then patched. Most crews have been patching potholes. 500 tons of cold mix has already been used for patching in less than two months. More cold mix will be made next week. All the Counties around us are in the same bind. Normally it only takes about 7 days to get new mix; however, the vendors are about three weeks behind. He noted that Charlie Watts of Watts Construction said we were not the worst County in the State with this problem. Some are worse. Warmer weather will help. The ice the last two winters has created a major problem for the roads in the County and the State was unable to convince FEMA of the disaster the ice has caused the roads in throughout the North Alabama.
- b) Herbicide: The first application of herbicide started earlier in the week; however, the rain and wind have hampered that effort.
- c) Pipe: A pipe was put in on a road in District IV that was washed out due to a small flood one night. It has been replaced.
- d) Bridges: Several bridges are in need of concrete under them; however, the water level is too high right now.
- e) Personnel: He recommended that Kevin Berry be hired to replace the position vacated by Tony Gorham when he was promoted to Crew Leader.

It was moved by Mr. Jackson, seconded by Mr. Nix, all members voting affirmatively, motion carrying to hire Kevin Berry as Truck Driver in the District I Crew at G5/3.

- f) Personnel: Charles McAnelly recently retired and his position needs to be posted to be filled at the next meeting.

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

Mr. Nix asked Mr. Broyles about the status of the new tractors and bushcutters. Mr. Broyles notified the Commission that the Four (4) 4WD 75HP Tractors were ordered on March 30 off the State Bid from the local John Deere dealer, Snead Ag Supply on Hwy 35 between Fort Payne and Rainsville. The bid on the cutters will be opened on April 21. There is a 90-120 delivery on the tractors, then the cutters will have to be mounted, so it will be July before they are put in operation.

Mr. Luther requested the Commission to pass a Speed Limit Resolution on Cr 581 in District IV. It is currently un-posted and State Law provides a 35mph speed limit on unpaved roads that are not posted. Due to the narrowness of the road, vehicles have to slow down to pass. It is also a short dead-end road and he recommended a speed limit of 20mph on the road.

It was moved by Mr. Jackson, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to pass a the following Resolution to post the speed limit on CR 581 at 20mph:

State of Alabama
DeKalb County

RESOLUTION No. 11-0412-01

WHEREAS, the DeKalb County Commission, on the basis of an engineering and traffic investigation, determines that the maximum speed permitted under Article 8, Title 32, Chapter 5A, Code of Alabama, 1975, for County Road #581 is greater than is reasonable and safe under the conditions found to exist on unpaved road;

NOW THEREFORE IT IS RESOLVED, that the proper maximum speed for County Road #581 is set at 20 miles per hour at all times and no person shall operate a motor vehicle in excess of 20 miles per hour on said County Road #581;

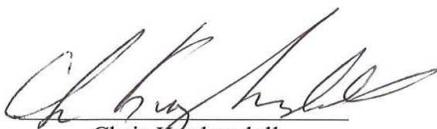
IT IS FURTHER RESOLVED, that any violations of this Resolution shall be unlawful and punished pursuant to Title 32, Chapter 5A, Code of Alabama, 1975.

ADOPTED this the 12th day of April, 2011.


Ricky Harerow, President

Vacant
District 1 Commissioner


Ed Nix
District 2 Commissioner


Chris Kuykendall
District 3 Commissioner


Dewitt Jackson
District 4 Commissioner

ATTEST:


Matt Sharp
County Administrator

Chief Deputy Michael Edmondson addressed the Commission and requested that Jonathan Langley be moved to the Supervisor position vacated by Josh York was moved to Investigator (Note: Josh York replaced Mitch Dendy's Investigator position and Mitch Dendy replaced Tony Durham as Chief Correctional Officer after Mr. Durham retired on disability).

It was moved by Mr. Jackson, seconded by Mr. Nix, all members voting affirmatively, motion carrying to promote Deputy Jonathan Langley as Supervisor in the Sheriff's Office from G8/5 to G8A/3.

Chief Edmondson also requested that Steven Berry be hired as a Correctional Officer to replace Melissa Cook who recently resigned.

It was moved by Mr. Nix, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to hire Steven Berry as Corrections Officer at G5/1.

Chief Edmondson requested that Tom Miller be hired as a PT Correctional Officer to drive the big bus back and forth to Kentucky for the federal inmate program and send him to Jail School on April 18. Mr. Kuykendall asked if this was a new position or a replacement. Mr. Sharp said it was a new position; however, the position should reduce OT for FT employees that would be driving federal inmates back and forth to Kentucky.

It was moved by Mr. Nix, seconded by Mr. Jackson, all members voting affirmatively, motion carrying to hire Tom Miller as Corrections Officer at G5/1.

Chief Edmondson asked Mr. Sharp to go over the Inmate Phone Service bid since Chief Corrections Officer Mitch Dendy was out of town. Mr. Sharp said there were two (2) bidders, Talton and Evercom. Several criteria were used, including rate of revenue back to the Special Jail Fund, software for video visitation and potential revenues. Mr. Sharp noted that Mr. Dendy recommended Talton due to its video visitation system. Mr. Sharp asked Talton representative and former Sheriff of Morgan County, Greg Bartlett, to address the Commission regarding the video visitation system.

Mr. Bartlett said the video visitation system currently used in the Jail was already outdated and the equipment was failing. He said they were introducing new technology that the County would not own and would not have to maintain. The system had I-Phone type capabilities. Inmates would set up an account and do video visitation with family members that is scheduled. It cuts down on staff time. Most importantly it would also generate more revenue, because it has the capability of doing off-site visitation. For instance ICE inmate family members live across the country and could not physically visit the inmates; however, this system would allow visitation for a price. So, not only would the system be paid for, but it would actually generate revenue. It's new technology and DeKalb County would be the first County to have it.

Mr. Kuykendall asked how it would generate revenue. Mr. Bartlett said an account would be set up for each inmate or family member and it would cost them to use the system and would save the family on gas money to come see them.

Mr. Sharp said a quote was received recently for about \$60,000 to replace the current system and that system would not generate any revenues. Mr. Sharp noted that all revenues generated from the proceeds would be deposited into the Special Jail Fund.

It was moved by Mr. Kuykendall, seconded by Mr. Nix, all members voting affirmatively, motion carrying to award the Inmate Telephone/Video Visitation System Contract to Talton.

Mr. Sharp notified the Commission that two legal claims had been filed effecting the County. The first is from former County inmate Jeffrey Phillips. He is suing former deputy Jonathan Hill in US District Court in his individual capacity. The incident occurred on July 6, 2009 while Mr. Hill was a County employee. Typically, the Liability Insurance Fund defends such cases. Mr. Maoney said he thought the Statue of Limitations was one year in these cases.

Also, former Chief Correction Officer Tony Durham filed a suit against the DeKalb County Commission in the Circuit Court in DeKalb County; however, he sent it to the ACCA office in Montgomery in-care of Buddy Sharpless (former ACCA executive director) who directed the ACCA Worker's Compensation Fund. The County has not been served; however, the suit is in the County's name. Mr. Sharp recommended this claim be sent to the Liability and Worker's Comp Insurance carrier and to their attorney Webb & Eley.

It was moved by Mr. Kuykendall, seconded by Mr. Jackson, all members voting affirmatively, motion carrying to forward the above legal claims to Meadowbrook/ASI and the ACCA Insurance Funds for final disposition.

Revenue Commissioner Martha Ogle addressed the Commission and asked the Commission to post the Chief Appraiser position. Former Chief Appraiser Ginger Lindsey resigned over a year ago and went to Etowah County and that position has not been filled. The position will be filled from within.

It was moved by Mr. Nix, seconded by Mr. Jackson, all members voting affirmatively, motion carrying to post a position for Chief Appraiser in the Revenue Commissioner's office to be filled from within.

Mr. Sharp notified the Commission that Marie Corsentino had recently retired as COA employee paid by the General Fund and Jo Russell had recently resigned as a bus driver for the RPT Program. He requested the Commission to post a FT position for the RPT vacancy and a 5hr/day PT position for the COA vacancy.

It was moved by Mr. Jackson, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to post a part-time and full time position at the Council on Aging/Rural

Mr. Nix requested that D.C. Kilgore be reappointed to another term on the County 911 Board.

It was moved by Mr. Nix, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to re-appoint Mr. Kilgore to the 911 Board.

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

