

SUMMARY OF MINUTES
CALHOUN COUNTY COMMISSION
AUGUST 28, 2008

Chairman Henderson called the regular meeting of the Calhoun County Commission to order on this date. Also attending were Commissioner Dunn, Commissioner Hess, and Commissioner Abbott. The Chairman asked that bids be submitted. David Talley gave an invocation.

City of Anniston Mayor-elect Gene Robinson and Councilman-elect Ben Little were recognized and congratulated on their elections.

The Commission approved the payment of warrants issued, to-wit:

Commissioner Dunn made a motion to adopt the agenda as presented. Commissioner Hess seconded the motion and all Commissioners present voted in favor of the motion.

Certificates of recognition were presented to Henry Regions, Hugh "Pops" Smitherman, Sr., and George Short, who are charter members of the Calhoun County Civil Defense Emergency Group, which was established November 1, 1962. Harold Rhodes, Commander of the group, presented a plaque to the Commissioners in appreciation for their support over the past 45 years.

Coaches from Saks High School and Wellborn High School were recognized, and a challenge was made between Chairman Henderson, whose commission district includes Wellborn High School, and Commissioner Hess, whose commission district includes Saks High School, that the one whose school lost would pick up trash on the opposing side.

A motion was made by Commissioner Abbott, and seconded by Commissioner Dunn, to adopt the minutes of the previous meeting. All Commissioners present voted in favor of the motion.

Commissioner Dunn made a motion to award the bid for the purchase of rack server hardware and support services for the Calhoun County IT Department to Dell Marketing, L.P., the low bidder, based on price and on past performance and support, as recommended by the IT Manager and County Administrator. Commissioner Hess seconded the motion and all Commissioners present voted in favor of the motion.

A motion was made by Commissioner Hess, and seconded by Commissioner Dunn, to award, extend, or reject various bids for the Calhoun County Highway Department, as recommended by the County Engineer. A vote of the Commissioners present was unanimously in favor of the motion.

Award bids as follows:

FY09-2B – Plantmix F.O.B. Plant – Award bid to the following bidders:
McCartney Construction, P. O. Box 1890, Gadsden, Al 35902
APAC Mid-South, Inc., P. O. Box 385025, Birmingham, AL 35238

- FY09-2 - Plantmix In-Place – Award bid to overall low bidder:
McCartney Construction, P. O. Box 1890, Gadsden, AL 35902
- FY09-04 Aluminum Sign Blanks & Finished Signs – Award bid to overall low bidder:
Traffic Signs Inc., 850 Whites Gap Road SE, Jacksonville, AL 36265
- FY09-5 Sign Post – Award bid to overall low bidder:
Vulcan Signs, P. O. Box 1850, Foley, AL 36536
- FY09-10 Aluminized Steel Type 2 Metal Pipe – Award bid to overall low bidder:
Harvey Culvert company, Inc., P. O. Box 259, Cleveland, AL 35049
- FY09-14 Bituminous Surface Treatment – Award bid to overall low bidder:
Charles E. Watts, Inc., P. O. Box 1686, Gadsden, AL 35902
- FY09-15 Crushed Limestone – Award bid to overall low bidder:
McCartney Construction, P. O. Box 1890, Gadsden, AL 35902
- FY09-17 Crushed Quartzite – Award bid to only bidder:
McCartney Construction, P. O. Box 1890, Gadsden, Al 35902
- FY09-19 Herbicide – Award bid to overall low bidder:
Helena Chemical, P.O. Box 626, Selma, AL 36702
- FY09-31 Parks and Recreation Material – Award bid to the following bidders:
Miller Sand & Gravel, 345 DeArmanville Dr. North, Anniston, AL 36207
McCartney Construction, P. O. Box 1890, Gadsden, Al 35902
R3 Farms Inc., 2405 Co. Road 29, Piedmont, AL 36272
- FY09-35 Chain Link Fence – Award bid to only bidder:
Piedmont Fencing, LLC, 299 King Gap Mountain Road, Piedmont, AL 36272
- FY09-37 Chain Link Fence Material – Award bid to only bidder:
Piedmont Fencing, LLC, 299 King Gap Mountain Road, Piedmont, AL 36272

Reject bids as follows:

- FY08-41 Bio Diesel Processor – Bidder did not meet requirements to enclose bid guarantee.
- FY09-20 Fuel and Lubricants – Miscalculation on vendor’s tab sheet.

Extend bids as follows:

- FY09-1 Liquid Asphalt:
Hunt Refining Company, 100 Towncenter Blvd., Suite 300, Tuscaloosa,
AL 35406
- FY09-3 Concrete:
Webb Concrete, P. O. Box 35, Heflin, AL 36264
- FY09-08 Guardrail:
Alabama Guardrail Inc., P. O. Box 728, Pinson, Al 35126
- FY09-12 Concrete Pipe:
Saks Pro Hardware, 1440 Lenlock Lane, Anniston, AL 36206
- FY09-13 Traffic Stripe:
Ozark Striping, P. O. Box 847, Ozark, AL 36361
- FY09-21 Tires and Tubes:
McGriff Tire, 190 Industrial Drive, Oxford, AL 36203
- FY09-33 Liner Pipe:
Contech Construction Products, Inc., 402 Office Park Drive, Suite 260,
Birmingham, AL 35223

A motion was made by Commissioner Hess to declare a public nuisance on property located at 220 Arthur Drive, Ohatchee, owned by Kevin Edmondson, as recommended by Environmental Enforcement Officer David Pirritano. The owner was not present. The motion was seconded by Commissioner Dunn and the motion carried by a unanimous vote of the Commissioners present. (RESOLUTION IN FILE)

The nuisance abatement on property located at 0 Eulaton Road, Anniston, owned by Pauline Lloyd, was dismissed. Commissioner Hess made a motion to dismiss the nuisance abatement as recommended by Mr. Pirritano, Commissioner Dunn seconded the motion, and all Commissioners present voted in favor of the motion.

Commissioner Hess made a motion to proceed with the nuisance abatement on property located at 0 Parkwood Drive, Anniston, owned by Eagle Premier Holdings LLC, as recommended by Mr. Pirritano. No one was present to represent the owner. Commissioner Dunn seconded the motion and a vote of the Commissioners present was unanimously in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Hess, and seconded by Commissioner Dunn, to dismiss the nuisance abatement on property located at 0 New Prospect, Anniston, owned by Owens Gilbert, as recommended by Mr. Pirritano. All Commissioners present voted in favor of the motion.

Mr. Pirritano presented an invoice in the amount of \$1,760.00, for the cost of removing a public nuisance on property located at 4522 Skyline Drive, Anniston, owned by Emert B. and Mary Gobble c/o Bill Wakefield. Commissioner Hess made a motion to adopt a resolution to approve the invoice and Commissioner Dunn seconded the motion. A vote of the Commissioners present was unanimously in favor of the motion. (RESOLUTION IN FILE)

An invoice in the amount of \$2,640 was presented by Mr. Pirritano for the cost of removing a public nuisance on property located at 0 West 11th Street, Anniston, owned by James L. & Corene Patillo. A motion was made by Commissioner Hess to adopt a resolution to approve the invoice. Commissioner Abbott seconded the motion and all Commissioners present voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Dunn made a motion, which was seconded by Commissioner Hess, to continue for thirty days, until September 25, 2008, a public nuisance declaration on property located at 518 Virginia Avenue, Anniston, owned by Dewayne and Gail Reid, as recommended by Mr. Pirritano. Ms. Reid was present and advised the non-operational motor vehicle was her son's school project and would soon be removed. A vote of the Commissioners present was unanimously in favor of the motion.

A motion was made by Commissioner Dunn to dismiss the nuisance declaration on property located at 0 Morrisville Road, Anniston, owned by Earnest Dover, as recommended by Mr. Pirritano. Mr. Dover was present and advised he was making slow progress due to heart surgery and diabetes. Following a second to the motion by Commissioner Abbott, all Commissioners present voted in favor of the motion.

Commissioner Dunn made a motion to declare a public nuisance on property located at 5844 US Hwy 431, Alexandria, owned by Jean Heard c/o Howard Higginbotham, as recommended by Mr. Pirritano. The owner was not present. The motion was seconded by Commissioner Hess and the motion carried by a unanimous vote of the Commissioners present. (RESOLUTION IN FILE)

A single bid was received from National Utility Equipment Co. LLC, for the purchase of a Boom (Bucket) Truck for the Calhoun County Highway Department. The bid, as well as two responses that were no-bids, were opened by Assistant County Administrator Faye Robertson. Commissioner Hess made a motion to refer the bid to the County Engineer for review and a recommendation. Commissioner Abbott seconded the motion and all Commissioners present voted in favor of the motion.

Bids for a New Recycling Baler were received, and opened by Ms. Robertson, from Quality Recycling Equipment Inc., of Hendersonville, NC; Waste Recycling, Inc., of Anniston; and International Baler Corporation, of Jacksonville, FL. Commissioner Hess made a motion to refer the bids to Recycling Coordinator Jennifer Yates, and the County Administrator for review and a recommendation. The motion was seconded by Commissioner Abbott and the motion carried by a unanimous vote of the Commissioners present.

Commissioner Dunn made a motion to adopt a resolution, as presented by Ms. Robertson, extending the contract with McCain Uniforms of Birmingham to provide uniforms and footwear

for the Calhoun County Sheriff's office and correction officers. Following a second to the motion by Commissioner Hess, all Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Abbott made a motion to adopt a resolution declaring certain camera equipment used by the Calhoun County Revenue Commissioners Office, Appraisal & Mapping Department, to be surplus property, and donating the cameras to various public schools as recommended by Revenue Commissioner Karen Roper. The motion was seconded by Commissioner Hess and all Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

A resolution was presented by Ms. Robertson providing for an adjustment to the rates currently being charged by Veolia for residential solid waste collection, and for transfer of solid waste from the county Transfer Station to a disposal site. Commissioner Dunn made a motion to adopt the resolution as read, followed by a second to the motion by Commissioner Hess. The motion carried by the following vote: Yeas – Commissioner Dunn, Commissioner Hess, Commissioner Abbott; Abstained – Chairman Henderson. (RESOLUTION ATTACHED)

The Chairman was authorized to sign a Construction Change Directive with Metro D. Construction LLC, for the Substance Abuse Center project, as recommended by the architect. Ms. Robertson advised the changes include installing power requirements to electric hand dryers, and providing a new door as specified. Commissioner Abbott made a motion to authorize the Chairman to sign the change directive and to approve the new door, pending approval of the County Administrator. Commissioner Hess seconded the motion and all Commissioners present voted in favor of the motion. (CHANGE DIRECTIVE AND REQUEST IN FILE)

Commissioner Dunn made a motion to authorize the Chairman to sign a Construction Change Directive with Forsyth Building Company, Inc., as recommended by the architect, for the installation of light fixtures and power requirements underneath overhead cabinets, as shown on the contract documents. Following a second to the motion by Commissioner Hess, all Commissioners present voted in favor of the motion. (CHANGE DIRECTIVE IN FILE)

An agreement with Mount Zion Baptist Church was presented by County Engineer Charles Markert, providing for property for a public cul-de-sac if the vacation of a portion of Mount Zion Road is approved as requested. Commissioner Hess made a motion to authorize the Chairman to sign the agreement, as recommended by the County Engineer, and Commissioner Dunn seconded the motion. The motion carried by a unanimous vote of the Commissioners present. (AGREEMENT ATTACHED)

The Chairman was authorized by a unanimous vote of the Commissioners present to sign the Calhoun County Health Department 2008-2009 permit application for the Calhoun County Transfer Station, as requested by Solid Waste Consultant Butler Green. Commissioner Dunn made the motion and Commissioner Hess seconded the motion. (APPLICATION IN FILE)

A motion was made by Commissioner Hess and seconded by Commissioner Abbott to adopt a resolution as presented by Ms. Robertson to extend a contract with Rite Way Services, Inc. for

janitorial services for the Calhoun County Courthouse. All Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

Ms. Robertson presented an Alabama Department of Youth Services Agency Grant Agreement providing for a Day School Program, and she requested authorization for the Chairman to sign the agreement. Commissioner Hess so moved, Commissioner Abbott seconded the motion, and the motion carried by a unanimous vote of the Commissioners present. (AGREEMENT ATTACHED)

Three resolutions were presented by Ms. Robertson naming the bank depositories for certain accounts, at Noble Bank & Trust National Association, Wachovia Bank, N.A., and Regions Bank, formerly held in the name of the Anniston-Calhoun County Fort McClellan Development Joint Powers Authority, and changing the name on the accounts to the Calhoun County McClellan Development Authority, pursuant to an order dated August 22, 2008, of the Honorable R. Joel Laird, Jr., Circuit Judge of the Seventh Judicial Circuit of Alabama. Commissioner Abbott made a motion to adopt the resolutions and Commissioner Hess seconded the motion. All Commissioners present voted in favor of the motion. (3 RESOLUTIONS ATTACHED)

Commissioner Dunn made a motion to adopt a resolution, as read by Ms. Robertson, accepting certain property at McClellan, pursuant to Judge Laird's order dated August 22, 2008. Commissioner Abbott seconded the motion and all Commissioners present voted in favor of the motion. (RESOLUTION ATTACHED)

County Engineer Charles Markert recommended accepting the following seven roads for maintenance: Avalon Lane Extension and Buckingham Street, in the Grandview Subdivision Phases 7, 8, & 9; Olde Colonial Road, Olde Springs Road, Pilgrims Path, and Jamestown Way, in The Colony at Jamestown Subdivision; and Easy Street, in Chosea Place Subdivision. Mr. Markert advised that the roads were built in accordance with the Subdivision Regulations and the final wearing surfaces have been installed and they meet all requirements. Commissioner Hess made a motion to approve all seven roads for maintenance. Following a second to the motion by Commissioner Abbott, the motion carried by a unanimous vote of the Commissioners present.

Hugh "Pops" Smitherman requested information concerning plans to widen Bynum-Leatherwood Road. He advised that the Civil Defense Building needs to be painted, but Civil Defense Group did not wish to spend the money if the building would soon be torn down. Discussion followed and Mr. Smitherman was advised that no immediate plans are known.

Commissioner Hess made a motion to adjourn, followed by a second from Commissioner Abbott. All Commissioners present voted in favor of the motion.

The next meeting was announced for Thursday, September 11, 2008, at 10:00 a.m.