

SUMMARY OF MINUTES
CALHOUN COUNTY COMMISSION
JUNE 11, 2009

Chairman Hess called the regular meeting of the Calhoun County Commission to order. Also attending were Commissioner Dunn, Commissioner Downing, and Commissioner Henderson. County Engineer Charles Markert gave an invocation.

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

A motion was made by Commissioner Dunn to approve the agenda as presented. Commissioner Downing seconded the motion and the agenda was approved by a unanimous vote of the Commissioners present.

Mike Poe, representing the Northeast Alabama Bicycle Club, thanked the Commissioners for supporting the Noble Street Festival and Cheaha Challenge Bicycle Race. He reported that the event was named a Top 10 event in Alabama, was the largest cycling event in Alabama, and involved an estimated 2,500 people – many from out of state.

Commissioner Dunn made a motion to adopt the minutes of the previous meeting as presented. Commissioner Downing seconded the motion and all Commissioners present voted in favor of the motion.

A motion was made by Commissioner Dunn to proceed with the nuisance abatement on property located at 0 Reaves Field Road, Anniston, owned by Donald Lewis, Jr., as recommended by Environmental Enforcement Officer David Pirritano. The owner was not present. Commissioner Henderson seconded the motion and the motion carried by a unanimous vote of the Commissioners present. (RESOLUTION IN FILE)

Commissioner Henderson made a motion, which was seconded by Commissioner Dunn, to dismiss the nuisance abatement on property located at 408 S. Stebbins Street, Anniston, owned by Waymon Shaneyfelt, as recommended by Mr. Pirritano. All Commissioners present voted in favor of the motion.

Two invoices in the amount of \$1,300 each were presented by Mr. Pirritano for the cost of removing a public nuisance on property located at 0 Parkwood Drive, Anniston, owned by Eagle Premier Holding LLC. No one was present to represent the owner. Commissioner Downing made a motion to adopt a resolution to approve the invoices as recommended by Mr. Pirritano, and Commissioner Dunn seconded the motion. All Commissioners present voted in favor of the motion. (2 RESOLUTIONS IN FILE)

Mr. Joiner presented for the second reading an application, submitted by Jerry Jake Baggett, Jr., for the sale of retail beer, off premises only, in the name of K and N General Store LLC, 4975 Alabama Highway 21 North, Piedmont. Commissioner Dunn made a motion to approve the application and Commissioner Downing seconded the motion. The motion carried by a unanimous vote of the Commissioners present.

A motion was made by Commissioner Downing, and seconded by Commissioner Dunn, to declare a public nuisance on property located at 609 N. Marshall Street, Anniston, owned by Timon Gardner, as recommended by Mr. Pirritano. The owner was not present. A vote of the Commissioners present was unanimously in favor of the motion. (RESOLUTION IN FILE)

A professional services contract with G Squared, LLC, was presented by Mr. Joiner, along with Task Order #008, which provides for an update of the orthophotography and planimetric mapping of the Northern 400 sq. miles of Calhoun County, at a total cost not to exceed \$81,500, to be completed by December 30, 2010. Mr. Joiner advised that the total amount is covered under the reappraisal budget. Commissioner Henderson made a motion to authorize the Chairman to sign the contract and Task Order #008 as requested by the Revenue Commissioner. Commissioner Dunn seconded the motion and the motion carried by a unanimous vote of the Commissioners present. (CONTRACT IN FILE)

Commissioner Dunn made a motion to adopt a resolution as presented by Mr. Joiner to declare certain 800 MHz portable radios to be surplus property, and to donate these radios to the City of Gadsden and Etowah County Commission, as designated. Following a second to the motion by Commissioner Henderson, all Commissioners present voted in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Downing to authorize the Chairman to sign a cooperative agreement for FY09 Emergency Management Performance Grant (EMPG) funding in the amount of \$56,658, as recommended by EMA Director Dan Long. Commissioner Dunn seconded the motion and all Commissioners present voted in favor of the motion. (AGREEMENT IN FILE)

Mr. Joiner presented a resolution to move the polling place for Beat 1, Box 2 in Calhoun County from the Jacksonville National Guard Armory to the EaglePoint Church. Commissioner Dunn made a motion to adopt the resolution as read, Commissioner Henderson seconded the motion, and the motion carried by a unanimous vote of the Commissioners present. (RESOLUTION ATTACHED)

A motion was made by Commissioner Henderson, and seconded by Commissioner Dunn, to appoint Commissioner Dunn as the voting delegate and Commissioner Downing as the alternate voting delegate for the National Association of Counties Annual Conference to be held July 24-28, 2009, in Davidson County, Tennessee. All Commissioners present voted in favor of the motion.

County Engineer Charles Markert recommended that the county accept for maintenance Katie Lauren Lane, in Cleburne Ridge Subdivision, and Cline Drive, in Wellington Heights Subdivision. Mr. Markert advised the roads were built and approved in accordance with the Subdivision Regulations of Calhoun County. Commissioner Downing so moved, Commissioner Dunn seconded the motion, and all Commissioners present voted in favor of the motion.

A motion was made by Commissioner Downing to adopt a resolution to accept certain rights-of-way along Stone Ridge Trail South, and to accept Stone Ridge Trail South for maintenance, as recommended by Mr. Markert. Following a second to the motion by Commissioner Dunn, a vote of the Commissioners present was unanimously in favor of the motion. (RESOLUTION AND DEEDS ATTACHED)

Commissioner Dunn made a motion to adopt a resolution, as presented by Mr. Joiner, to authorize an application for funding to extend the Safe and Drug-Free Schools and Communities Program. The motion was seconded by Commissioner Downing and the motion carried by a unanimous vote of the Commissioners present. (RESOLUTION ATTACHED)

Mr. Joiner summarized the basis of the Revenue Commissioner's Reports of Insolvencies, Errors and Taxes in Litigation for 2008 and Uncollected Insolvencies and Taxes in Litigation for Previous Years, and he recommended accepting the reports. Commissioner Henderson made a motion to accept the Revenue Commissioner's reports as submitted and to authorize the Chairman to sign the reports on behalf of the Commission. Commissioner Dunn seconded the motion and all Commissioners present voted in favor of the motion. (REPORTS IN FILE)

An agreement with the Anniston Water Works and Sewer Board (AWWSB) for water and sewer lines relocation for the McClellan industrial access road, and a request for the disbursement of \$25,000 from the utility relocation budget line and an additional \$24,131.35 from the storm water assessment budget line for this project were presented by Mr. Joiner. Commissioner Dunn made a motion to approve a budget amendment as requested and to authorize the Chairman to sign the agreement, as recommended by the McClellan Development Authority (MDA) Advisory Board, with the understanding that should blasting be required the AWWSB will first submit the estimated cost to the Calhoun County Commission for approval before proceeding with any blasting. This motion was seconded by Commissioner Henderson and the motion carried by a unanimous vote of the Commissioners present. (AGREEMENT IN FILE)

A motion was made by Commissioner Dunn to authorize the Chairman to sign a short term lease agreement with King Imports, Inc., d/b/a Sunny King Toyota, to provide for the use of certain areas at McClellan for an event known as the "2009 Car Wars" auto sale, commencing on June 24, 2009, and ending on July 1, 2009, for the amount of \$1,750. Commissioner Downing seconded the motion and all Commissioners present voted in favor of the motion. (AGREEMENT IN FILE)

Five task order resolutions for work being performed by various contractors at McClellan were presented by Mr. Joiner, as follows: (1) USA Environmental Inc. – total cost \$335,273; (2) PIKA International Inc. – amended authorized amount not to exceed \$1,199,158; (3) PIKA International Inc. – authorized amount not to exceed \$500,000; (4) NAEVA Geophysics, Inc. – amended total cost of \$602,740.25; and (5) NAEVA Geophysics, Inc. – total cost \$418,043.77. Commissioner Henderson made a motion to adopt resolutions to ratify Mr. Joiner's signature on the five task orders. Commissioner Dunn seconded the motion and a vote of the Commissioners present was unanimously in favor of the motion. (5 TASK ORDER RESOLUTIONS ATTACHED)

Commissioner Dunn made a motion to adopt a resolution as read by Mr. Joiner requesting Anniston officials to accept and maintain roads on McClellan property annexed by the city. The motion was seconded by Commissioner Downing and the motion carried by a unanimous vote of the Commissioners present. (RESOLUTION ATTACHED)

A motion was made by Commissioner Downing to authorize the Chairman to sign an agreement with the Spirit of Anniston, once it is in final form, to provide funding in the amount of \$1,500 for Super Saturday programs in downtown Anniston. Commissioner Henderson seconded the motion and all Commissioners present voted in favor of the motion. (AGREEMENT IN FILE)

Commissioner Henderson made a motion to adjourn and Commissioner Dunn seconded the motion. The meeting was adjourned by a unanimous vote of the Commissioners present.

The next meeting was announced for Thursday, June 25, 2009, at 10:00 a.m.