

SUMMARY OF MINUTES
CALHOUN COUNTY COMMISSION
DECEMBER 10, 2020

The regular meeting of the Calhoun County Commission was called to order by Chairman Hess and all Commissioners were present. County Engineer Brian Rosenbalm gave an invocation and led the Pledge of Allegiance.

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

A motion was made by Commissioner Henderson to adopt the agenda, followed by a second to the motion from Commissioner Wilson. All Commissioners voted in favor of the motion.

The Chairman announced a public hearing to be open concerning Calhoun County's ten year solid waste management plan. The notice of the public hearing was properly advertised. Steve Kelly, P.E., Owner and Senior Environmental Engineer of Kelly Engineering, LLC, summarized the scope of work, which includes information and plans concerning solid waste collection, recycling, and disposal, composting, unauthorized dump abatement, new and existing solid waste facilities, and other solid waste management needs and alternatives. There were no further comments and the Chairman declared the public hearing to be closed.

Amy Belcher, Communications Director for the Alabama Department of Agriculture and Industries, on behalf of State Commissioner Rick Pate, recognized Birmingham Farm as an Alabama Century Farm. The farm near Wellington in Calhoun County was originally purchased by Henry and Geneva Birmingham in 1919, and their grandchildren, Butch Haver and Elaine Bryant, own the farm today. Mr. Haver was present to accept the award.

Commissioner Patterson made a motion to adopt the minutes of the previous meeting. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion.

County Administrator Mark Tyner presented for the second reading an ABC Board application for a 020 - Restaurant Retail Liquor license, submitted by Si Senhor LLC, dba Si Senhor, located at 8922 Alabama Highway 9, Anniston. Commissioner Hodges made a motion to approve the application, Commissioner Henderson seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion.

Environmental Enforcement Officer Reggie Stewart recommended proceeding with the abatement of a public nuisance on property located at 4 West 33rd Street, Anniston, owned by John Pesnell. The owner was notified of the meeting but was not present. Commissioner Hodges made a motion to adopt the resolution, Commissioner Patterson seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Henderson made a motion to proceed, as recommended by Mr. Stewart, with the abatement of a public nuisance on property located at 8 West 33rd Street, Anniston, owned by John Pesnell. The owner was notified of the meeting but was not present. The motion was

seconded by Commissioner Hodges and the resolution was adopted by a unanimous vote of the Commissioners. (RESOLUTION IN FILE)

A motion was made by Commissioner Henderson and seconded by Commissioner Patterson to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 5 West 33rd Street, Anniston, owned by Neal and Doris P. Kilgore. The owners were notified of the meeting but were not present. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Hodges made a motion to proceed, as recommended by Mr. Stewart, with the abatement of a public nuisance on property located at 7 West 33rd Street, Anniston, owned by Neal and Doris P. Kilgore. The owners were notified of the meeting but were not present. Following a second to the motion from Commissioner Henderson, all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Stewart recommended proceeding with the abatement of a public nuisance on property located at 3 West 33rd Street, Anniston, owned by Neal and Doris Kilgore. The owners were notified of the meeting but were not present. Commissioner Patterson made a motion to adopt the resolution, Commissioner Henderson seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

Commissioner Henderson made a motion to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 2729 Simpson Street, Anniston, owned by Melvin Leigh. The owner was notified of the meeting but was not present. There was a second to the motion from Commissioner Hodges and a unanimous vote of the Commissioners in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Hodges and seconded by Commissioner Wilson to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 2733 Simpson Street, Anniston, owned by Melvin Leigh. The owner was notified of the meeting but was not present. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Stewart recommended proceeding with the abatement of a public nuisance on property located at 2191 Parkwood Drive, Anniston, owned by Brian Wright and Jennifer Phipps. The owners were notified of the meeting but were not present. Commissioner Patterson so moved, Commissioner Henderson seconded the motion, and the motion carried with a unanimous vote of the Commissioners. (RESOLUTION IN FILE)

Commissioner Hodges made a motion to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 308 Andrew Avenue, Anniston, owned by Jamie Keener and Jerry D. Alexander. The owners were notified of the meeting but were not present. Commissioner Henderson seconded the motion and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Patterson to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 2211 Parkwood Drive, Anniston, owned by Katy A. Cooper. The owner was notified of the meeting but was not present. There was a second to the motion from Commissioner Hodges and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Stewart recommended proceeding with the abatement of a public nuisance on property located at 426 Russell Avenue, Anniston, owned by Glen C. Clements. The owner was notified of the meeting but was not present. Commissioner Hodges made a motion to adopt the resolution, Commissioner Henderson seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

Commissioner Patterson made a motion to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 514 Airport Road, Oxford, owned by Stacy L. Stovall. The owner was notified of the meeting but was not present. Following a second to the motion from Commissioner Wilson, all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Hodges made a motion to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 2033 Old Choccolocco Road, Anniston, owned by John R. Taylor (Est) and Cathy Hopson. The owners were notified of the meeting but were not present. The motion was seconded by Commissioner Henderson and the motion carried with a unanimous vote of the Commissioners. (RESOLUTION IN FILE)

A motion was made by Commissioner Henderson and seconded by Commissioner Hodges to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 2045 Old Choccolocco Road, Anniston, owned by John R. Taylor (Est) and Cathy Hopson. The owners were notified of the meeting but were not present. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Stewart recommended proceeding with the abatement of a public nuisance on property located at 2081 Old Choccolocco Road, Anniston, owned by Reginald Chatman. The owner was notified of the meeting but was not present. Commissioner Hodges made a motion to adopt the resolution, followed by a second to the motion from Commissioner Wilson. There was a unanimous vote of the Commissioners in favor of the motion. (RESOLUTION IN FILE)

Commissioner Patterson made a motion to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 322 South Ledbetter Street, Anniston, owned by Darlene Haynes McDonald. The owner was notified of the meeting but was not present. Commissioner Henderson seconded the motion and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Henderson to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 604 South Hillman Street, Anniston, owned by Bobby Gene Jennings. The owner was notified of the meeting but was not

present. Commissioner Hodges seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Commissioner Hodges made a motion that was seconded by Commissioner Wilson to proceed as recommended by Mr. Stewart with the abatement of a public nuisance on property located at 303 Smith Street, Anniston, owned by Gennell Elaine Bond. The owner was notified of the meeting but was not present. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Stewart recommended proceeding with the abatement of a public nuisance on property located at 105 Murphee Lake Road, Anniston, owned by Prestige Sales/Kristena Clark. The owner was notified of the meeting but was not present. Commissioner Patterson so moved, Commissioner Henderson seconded the motion, and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

A motion was made by Commissioner Patterson to dismiss the public nuisance abatement, as recommended by Mr. Stewart, on property located at 2826 Paul Street, Anniston, owned by Rogelio and Maria Aguilar. Following a second to the motion from Commissioner Hodges, all Commissioners voted in favor of the motion.

Commissioner Henderson made a motion to dismiss the public nuisance abatement, as recommended by Mr. Stewart, on property located at 5121 Rock Springs Road, Ohatchee, owned by Mayron Gomez. There was a second to the motion from Commissioner Hodges and a unanimous vote of the Commissioners in favor of the motion.

Mr. Stewart recommended declaring a public nuisance on property located at 1023 West 32nd Street, Anniston, owned by Benny Carl Lovell. The owner was notified of the meeting but was not present. Commissioner Hodges made a motion to proceed as recommended and Commissioner Henderson seconded the motion. All Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Tyner presented a resolution to award the bid for an Inmate Telephone and Video Visitation Service for the Calhoun County Jail to Combined Public Communications, for a period of three years, effective January 4, 2021. Commissioner Hodges made a motion to adopt the resolution, followed by a second to the motion from Commissioner Wilson. All Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

A resolution was presented by Mr. Tyner to award the bid for Re-Roofing the Calhoun County Courthouse to Standard Roofing of Montgomery, for the bid amount of \$609,225.00. Commissioner Henderson made a motion to adopt the resolution, Commissioner Hodges seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Patterson made a motion to adopt a resolution that was presented by Mr. Tyner to award the bid for Community Tornado Shelter/Safe Rooms in Calhoun County to Harbor Enterprises LLC, dba Survive-a-Storm. The bid amounts are \$63,510.00 for a 10' x 32' x 8'

structure, and \$81,635.00 for a 10' x 48' x 8' structure. The motion was seconded by Commissioner Henderson and the motion carried with a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

A motion was made by Commissioner Henderson and seconded by Commissioner Hodges to award the bid for Professional Veterinary Services for the Calhoun County Animal Control Center to Roy S. Moring, DVM, of Hanceville, Alabama. The contract is for three years, effective the date of the award, and may be renewed for up to two additional years. All Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Mr. Tyner presented an updated Calhoun County Grower's Permit and Rules and Regulations for the Calhoun County Farmers Market. Commissioner Henderson made a motion to approve the permit as recommended by Dr. David West, County Extension Coordinator, and to authorize Dr. West to implement the rules and regulations through December 31, 2021. Following a second to the motion from Commissioner Patterson, all Commissioners voted in favor of the motion. (PERMIT/RULES IN FILE)

Commissioner Patterson made a motion to adopt a resolution presented by Mr. Tyner to appoint the Secretary of State to serve as its agent for the purposes of paying postage costs and collecting reimbursements for the required mailing of certain notices to voters. Following a second to the motion from Commissioner Henderson, a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Wilson to accept certain property located at 0 Paul Street, next to the Blue Mountain Community Center in Anniston, from Danny J. Gravette, once in final form. The total purchase cost for the property is \$11,433.04. The motion was seconded by Commissioner Hodges and the motion carried with a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

Mr. Tyner presented a contract with DataWorks Plus, LLC, which provides standard software and hardware support for a finger print machine located at the Sheriff's Office. The effective dates are January 1, 2021, through December 31, 2021, and the cost of the contract is \$6,050.00. Commissioner Hodges made a motion that was seconded by Commissioner Henderson to authorize the Chairman to sign the contract, for and on behalf of Calhoun County. All Commissioners voted in favor of the motion. (CONTRACT IN FILE)

Commissioner Henderson made a motion to adopt a resolution to declare as surplus certain property assigned to the Calhoun County Sheriff's Office and EMA, and to offer the vehicles and equipment for sale through GovDeals.com. The motion was seconded by Commissioner Wilson and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION ATTACHED)

Mr. Tyner presented a professional services agreement with Syscon Inc., extending a current agreement for three years effective November 5, 2020. The agreement provides for a PROMIS System, which maintains Probate Office records and filings. The monthly amount is \$2,719.00 for the PROMIS licenses and \$515.00 for the Court Clerk Licenses. Commissioner Patterson

made a motion to authorize the Chairman to sign the agreement for and on behalf of Calhoun County. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion. (AGREEMENT IN FILE)

Mr. Tyner presented a resolution and order authorizing and providing for the issuance of General Obligation Warrants in the amount of \$4,625,000, through The Bank of New York Mellon Trust Company, N.A. for jail renovations and construction of an arena. Commissioner Hodges made a motion to sign the closing documents once in final form, followed by a second to the motion from Commissioner Wilson. A vote of the Commissioners was unanimously in favor of the motion. (DOCUMENTS IN FILE)

A resolution was presented by Mr. Tyner to adopt a revised 2020-2030 Solid Waste Management Plan for Calhoun County, as required by ADEM and as prepared by Kelly Engineering, LLC. Commissioner Patterson made a motion to adopt the resolution once in final form. Commissioner Henderson seconded the motion, and the motion carried with a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

Commissioner Henderson made a motion to authorize the Chairman to sign a Memorandum of Agreement, once in final form, with Waste Recycling, Inc., to provide for certain recycling services to include the collection and marketing of recyclable materials. The initial term is 36 months, with an option to extend on an annual basis, effective on the date of execution. Commissioner Wilson seconded the motion and all Commissioners voted in favor of the motion. (MOA IN FILE)

Mr. Tyner presented a contract with the City of Anniston providing for certain animal control services by Calhoun County Animal Control, effective January 1, 2021, through December 31, 2021. The City will pay to Calhoun County \$100.00 per animal collected within the City's jurisdiction and delivered to the Animal Control Center by the City. Commissioner Henderson made a motion to authorize the Chairman to sign the contract once in final form, for and on behalf of Calhoun County. The motion was seconded by Commissioner Hodges and there was a unanimous vote of the Commissioners in favor of the motion. (CONTRACT IN FILE)

Commissioner Patterson made a motion to adopt a resolution naming Branch Bank and Trust (Trust) of Anniston, Alabama, as the County Depository for Calhoun County, Alabama, for the period January 1, 2021, through December 31, 2021. The motion was seconded by Commissioner Wilson, and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Henderson to reappoint William H. (Bill) Jackson, of Anniston, as the citizen appointee on the Calhoun County Community Punishment & Corrections (CCCP&C) Board of Directors, for a one-year term to expire December 31, 2021. Since the appointment of Mr. Jackson is a joint appointment of the Calhoun County Commission and the Calhoun County Legislative Delegation, the members of the Calhoun County Legislative Delegation will be contacted for their concurrence. Commissioner Hodges seconded the motion and all Commissioners voted in favor of the motion.

Mr. Tyner presented a Branch Bank and Trust/Truist Merchant Agreement that provides for a credit card machine for use at the Calhoun County Animal Control Center. Commissioner Patterson made a motion to authorize the Chairman to sign the agreement for and on behalf of Calhoun County, followed by a second to the motion from Commissioner Henderson. The motion carried with a unanimous vote of the Commissioners. (AGREEMENT IN FILE)

Mr. Rosenbalm recommended approving the Colony at Jamestown Resubdivision, located in District 2. He stated the proposed resubdivision has been inspected by the Engineering Department and was found to meet the provisions of the resubdivision regulations of Calhoun County. Commissioner Hodges made a motion to approve the resubdivision, Commissioner Henderson seconded the motion, and all Commissioners voted in favor of the motion.

EMA Director Michael Barton presented two Homeland Security Grant Cooperative Agreements: (1) \$47,584.000 to EMA for Emergency Operations Center upgrades, and (2) \$50,000 to the Sheriff's Office for a mobile command vehicle. The funding allocations have been pre-approved by Alabama Law Enforcement Agency (ALEA) and require no match requirements. The funding period is November 1, 2020, to October 31, 2021. Commissioner Patterson made a motion to authorize the Chairman to sign both agreements, for and on behalf of Calhoun County. Following a second to the motion from Commissioner Hodges, a vote of the Commissioners was unanimously in favor of the motion. (2 AGREEMENTS IN FILE)

A motion was made by Commissioner Hodges to adjourn the meeting. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion.

The next meeting was announced for Thursday, January 14, 2021, at 10:00 a.m.