

MORGAN COUNTY COMMISSION REGULAR MEETING

The Morgan County Commission of Morgan County, Alabama, convened in a regular meeting on Tuesday, January 24th, 2012, at 9:00 A.M. in the Conference Room of the Morgan County Commission Office, County Courthouse, Decatur, Alabama. The following members were present: Mr. Ray Long, Chairman; Mr. Jeff Clark, Mr. Randy Vest, Mr. Don Stisher and Mr. Greg Abercrombie, members. Absent: N/A. Mrs. Belinda Ealey and Mrs. Carol Long acted as the Clerks of the Meeting. The Chairman stated that a quorum was present and declared the Meeting open for the transaction of business.

VISITORS:

Bill Shinn, County Attorney
Greg Bodley, County Engineer
David Stephenson, Earthlink
Christy Holmes, Earthlink
Craig Stiles, Decatur Morgan County Celebration Arena
David Hannah, Data Processing
Greg Cain, Probate Judge
Jeff Simmons, Juvenile Probation
Donna Townson
Clif Knight, Hartselle Enquirer
Derrick Shull, WYAM 51
Sheryl Marsh, Decatur Daily

AGENDA

The Agenda for the regular meeting of Tuesday, January 24th, 2012, had been presented to the Commission for review. Item #4 – Old Business was revised to read “building for District 4 shop”.

After due consideration it is therefore ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Randy Vest and unanimously carried that the Agenda, be, and are hereby approved as amended for Tuesday, January 24th, 2012.

MINUTES

The Minutes of the regular meeting held on Tuesday, January 10th, 2012 at 9:00 A.M. had been presented to the Commission by email for their review.

After due consideration it is therefore ordered by the Commission on motion of Mr. Greg Abercrombie, seconded by Mr. Don Stisher, and unanimously carried that there being no additions or corrections to the Minutes of January 10th, 2012, are hereby approved as presented.

OLD BUSINESS:

ACCEPTANCE OF BIDS FOR THE LOW BIDDER MEETING SPECIFICATIONS FOR REMOTE OFFSITE BACKUP SOLUTION FOR MORGAN COUNTY

The Chairman brought to the attention of the Commission that this was date and time advertised to receive bids for remote offsite backup solution for Morgan County. The following bids were received:

- Earthlink Business-----\$325.00 per month w/\$100.00 setup fee*
- Teklinks-----\$800.00 per month w/\$800.00 setup fee

*Low Bidder

After due consideration, it is therefore ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Randy Vest, and unanimously carried that the low bid meeting specifications be accepted.

It is further ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Randy Vest, and unanimously carried that the Chairman, be, and he is hereby authorized and directed to issue a purchase order in the amount of \$325.00 per month with a \$100.00 set up fee to Earthlink Business for remote offsite backup solution for Morgan County, to be paid out of General Fund, Data Processing Department.

ACCEPTANCE OF BIDS FOR THE LOW BIDDER MEETING SPECIFICATIONS FOR HOSTING EMAIL SOLUTION FOR MORGAN COUNTY

The Chairman brought to the attention of the Commission that this was date and time advertised to receive bids for hosting email solution Morgan County. The following bids were received:

- Earthlink Business-----\$2,510.00 per month*
- Teklinks-----\$1,050.00 per month w/\$1,050.00 setup fee

*Low Bidder which met specs

After due consideration, it is therefore ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Greg Abercrombie, and unanimously carried that the low bid meeting specifications be accepted.

It is further ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Greg Abercrombie, and unanimously carried that the Chairman, be, and he is hereby authorized and directed to issue a purchase order in the amount of \$2,510.00 per month to Earthlink Business for hosting email solution for Morgan County, to be paid out of General Fund, Data Processing Department.

REJECTED ALL BIDS RECEIVED TO PROVIDE TELEPHONE SERVICE FOR MORGAN COUNTY AND AUTHORIZED THE CHAIRMAN TO RE-ADVERTISE FOR BIDS WITH APPROPRIATE REVISIONS OF THE SPECIFICATIONS

The Chairman brought to the attention of the Commission that this was the date and time advertised to receive bids to provide telephone service for Morgan County.

After due consideration, it is therefore ordered by the Commission on motion of Mr. Randy Vest, seconded by Mr. Jeff Clark, and unanimously carried that all bids be rejected to provide phone service for Morgan County and authorized the Chairman to re-advertise for bids with appropriate revisions of the specifications.

ACCEPTANCE OF BIDS FOR THE LOW BIDDER MEETING SPECIFICATIONS FOR BUILDING AT DISTRICT FOUR (4) SHOP

The Chairman brought to the attention of the Commission that this was the date and time advertised to receive bids for a building at the District Four (4) Shop. The following bids were received:

- Building Construction-----\$106,000.00
- Calenco, LLC-----\$113,999.00
- Dunlap Contracting-----\$ 92,311.00
- Fite Building Co., Inc.-----\$ 88,720.00
- Hershberger Builders, LLC-----\$ 78,429.00*
- Joiner Construction-----\$ 99,419.00
- Metal Roofing Solution-----\$112,415.00
- Rick Hall Construction-----\$120,000.00
- Complete Construction-----\$108,321.00

*Low Bidder

After due consideration it is therefore ordered by the Commission on motion of Mr. Greg Abercrombie, seconded by Mr. Don Stisher, and unanimously carried that the low bid meeting specifications be accepted.

It is further ordered by the Commission on motion of Mr. Greg Abercrombie, seconded by Mr. Don Stisher, and unanimously carried, that the Chairman, be, and he is hereby authorized and directed to issue a purchase order in the amount of \$78,429.00 to Hershberger Builders, LLC for a building at District Four (4) shop, to be paid out of District Four (4) Funds.

ACCEPTANCE OF BIDS FOR THE LOW BIDDER MEETING SPECIFICATIONS FOR PUBLICATIONS OF 2012 ELECTIONS IN A NEWSPAPER OF GENERAL CIRCULATION

The Chairman brought to the attention of the Commission that this was the date and time advertised to receive bids for the publications of 2012 Elections in a newspaper of general circulation. The following bids were received:

- Hartselle Newspapers, Inc.-----\$1.74 per column inch*
- Decatur Daily-----\$1.88 per column inch

After due consideration it is therefore ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Greg Abercrombie, and unanimously carried that the low bid meeting specifications be accepted.

It is further ordered by the Commission on motion of Mr. Don Stisher, seconded by Mr. Greg Abercrombie, and unanimously carried, that the Chairman, be, and he is hereby authorized and directed to issue a purchase order in the amount of \$1.74 per column inch to Hartselle Newspapers, Inc. for publication of 2012 elections, to be paid of out the General Fund – Election budget.

NEW BUSINESS

ADOPTED RESOLUTION RECOGNIZING THE 2012 NATIONAL CONFERENCE OF THE NATIONAL CITIZENS POLICE ACADEMY ASSOCIATION AND EXTENDING BEST WISHES TO ORGANIZERS AND PARTICIPANTS FOR A SUCCESSFUL AND MEMORABLE EVENT

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved its adoption. Upon the same being duly seconded by Mr. Randy Vest, it was put to a vote and unanimously adopted; to wit:

RESOLUTION 12-101

- WHEREAS,** it is a distinct pleasure to welcome members of the National Citizens Police Academy Association (NCPAA) as they participate in the 2012 National Conference in Decatur; and
- WHEREAS,** conceptualized in the United Kingdom in 1977, the Citizens Police Academy was established in the United States in the 1985 by Florida's Orlando Police Department. Today, Citizens Police Academy programs are opening the lines of communication between communities and police departments in towns across the country; and
- WHEREAS,** the mission of the NCPAA is to promote the professional development of information, instruction, guidance and assistance to public safety agencies and citizens involved or interested in the Citizens Police Academy concept, and the 2012 National Conference provides a fitting opportunity to acknowledge and commend this worthwhile endeavor;

NOW, THEREFORE, be it RESOLVED, by the Morgan County Commission, that the 2012 National Conference of the National Citizens Police Academy Association be recognized and that the Organizers and participants be extended sincere best wishes for a successful and memorable Event.

RESOLVED THIS THE 24TH DAY OF JANUARY, 2012.

RAY LONG, CHAIRMAN

ADOPTED RESOLUTION SETTING A MAXIMUM SPEED LIMIT OF 30 MPH ON HAGOOD DRIVE. SAID ROADWAY BEING A LOOP ROAD LOCATED OFF OF FRIENDSHIP ROAD IN THE SOUTH HALF OF SECTION 15, TOWNSHIP 6 SOUTH, RANGE 3 WEST IN MORGAN COUNTY COMMISSION DISTRICT ONE (1)

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved its adoption. Upon the same being duly seconded by Mr. Randy Vest, it was put to a vote and unanimously adopted; to wit:

RESOLUTION 12-102

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission hereby authorized setting a maximum speed limit of 30 mph on Hagood Drive. Said roadway being a loop road located off of Friendship Road in the South Half of Section 15, Township 6 South, Range 3 West in Morgan County Commission District One (1), this the 24th day of January 2012.

ADOPTED RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE AGREEMENT WITH JAMES ESTES FOR CUSTODY OF LIVESTOCK WHICH MAY BE TAKEN UP BY THE MORGAN COUNTY ANIMAL CONTROL OFFICER OR HER ASSISTANTS OR OTHER MORGAN COUNTY LAW ENFORCEMENT OFFICIALS

Mr. Don Stisher, member of the Commission, offered the following resolution and moved its adoption. Upon the same being duly seconded by Mr. Greg Abercrombie, it was put to a vote and unanimously adopted; to wit:

RESOLUTION 12-103

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that Chairman is hereby authorized and directed to execute the agreement with James Estes for custody of livestock which may be taken up by the Morgan County Animal Control Officer or her assistants or other Morgan County law enforcement officials, this the 24th day of January, 2012.

ADOPTED RESOLUTION AUTHORIZING THE PROBATE JUDGE ON BEHALF OF MORGAN COUNTY TO EXECUTE THE AGREEMENT WITH FIRST BAPTIST CHURCH OF AUSTINVILLE CONCERNING THE USE OF THEIR FACILITIES AS A VOTING PRECINCT IN MORGAN COUNTY

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved its adoption. Upon the same being duly seconded by Mr. Greg Abercrombie, it was put to a vote and unanimously adopted; to wit:

RESOLUTION 12-104

BE IT RESOLVED, by the Morgan County Commission, of Morgan County, Alabama, that Greg Cain, Morgan County Probate Judge, is hereby authorized and directed to execute the agreement with First Baptist Church of Austinville, on behalf of Morgan County, concerning the use of their facilities and a voting precinct in Morgan County, this the 24th day January, 2012.

ADOPTED RESOLUTION APPROVING THE PURCHASE OF RIGHT-OF-WAY FROM MULTIPLE OWNERS FOR A TOTAL OF \$18,725.00 – PROJECT MCP-52-127-10-DANVILLE ROAD (MEANS BRIDGE) – DISTRICT ONE (1)

Mr. Jeff Clark, member of the Commission, offered the following resolution and moved its adoption. Upon the same being duly seconded by Mr. Don Stisher, it was put to a vote and unanimously adopted; to-wit:

R E S O L U T I O N 12-105

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the County Commission hereby authorizes the purchase of Right-of-Way from multiple owners for a total of \$18,725.00 – Project MCP-52-127-10 – Danville Road (Means Bridge) – District One (1), this the 24th day of January, 2012.

ADOPTED RESOLUTION APPROVING ADVANCE TRAVEL IN THE AMOUNT OF \$600.00 FOR JOHNNY CANTRELL, EMA, TO ATTEND THE STATE OF ALABAMA 2012 RESPONSE AND RECOVERY WORKSHOP IN PRATTVILLE, ALABAMA, FEBRUARY 28 – MARCH 2, 2012.

Mr. Randy Vest, member of the Commission, offered the following resolution and moved its adoption. Upon the same being duly seconded by Mr. Don Stisher, it was put to a vote and unanimously adopted; to-wit:

R E S O L U T I O N 12-106

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama, that the Commission hereby authorized the Travel Advance in the amount of \$600.00 to Johnny Cantrell, Morgan County Emergency Management Agency, to attend the State of Alabama 2012 Response and Recovery Workshop in Prattville, Alabama, February 28 – March 2, 2012, this the 24th day of January, 2012.

ADOPTED RESOLUTION AMENDING THE MORGAN COUNTY PERSONNEL MANUAL TO ALLOW BRUCE LACKEY, DIRECTOR OF PARK AND RECREATIONS, TO BE RESPONSIBLE FOR HIRING SEASONAL PARK EMPLOYEES

Mr. Greg Abercrombie, member of the Commission, offered the following resolution and moved its adoption. Upon the same being duly seconded by Mr. Jeff Clark, it was put to a vote and unanimously adopted; to wit:

R E S O L U T I O N 12-107

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama that the Commission hereby approves amending the Morgan County Personnel Manual to allow Bruce Lackey, Director of Park and Recreations, to be responsible for hiring seasonal park employees, this the 24th day of January, 2012.

ADOPT RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE THE RENEWAL CONTRACT WITH HARLEYSVILLE LIFE INSURANCE COMPANY FOR PROVIDING EMPLOYEE LIFE INSURANCE

Mr. Randy Vest, member of the Commission, offered the following resolution and moved its adoption. Upon the same being duly seconded by Mr. Jeff Clark, it was put to a vote and unanimously adopted; to wit:

R E S O L U T I O N 12-108

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama that the Chairman is hereby authorized and directed to execute the renewal contract with Harleysville Life Insurance Company for providing Employee Life Insurance, this the 24th day of January, 2012.

ADOPT RESOLUTION APPROVING AN AGREEMENT BETWEEN MORGAN COUNTY AND SOE SOFTWARE CORPORATION FOR UPGRADING THE ELECTIONS WEBSITE FOR THE MORGAN COUNTY PROBATE OFFICE AND AUTHORIZING THE CHAIRMAN TO EXECUTE SAID AGREEMENT ON BEHALF OF MORGAN COUNTY, SAID AGREEMENT TO BE FUNDED SOLELY FROM FUNDS AVAILABLE THROUGH THE HAVA GRANT PREVIOUSLY APPROVED BY THE COMMISSION

Mr. Don Stisher, member of the Commission, offered the following resolution and moved its adoption. Upon the same being duly seconded by Mr. Greg Abercrombie, it was put to a vote and unanimously adopted; to wit:

RESOLUTION 12-109

BE IT RESOLVED by the Morgan County Commission of Morgan County, Alabama that the Commission does hereby approve an agreement between Morgan County and SOE Software Corporation for upgrading the elections website for the Morgan County Probate Office and does hereby authorize the Chairman to execute said agreement on behalf of Morgan County. This agreement is to be funded solely from funds available through the HAVA grant previously approved by the Commission, this the 24th day of January, 2012.

REVIEWED AND APPROVED INVOICES FROM S.S. NESBITT & COMPANY FOR \$150.00 REPRESENTING NOTARY BOND RENEWAL FOR THE FOLLOWING EMPLOYEES: TERESA GILLMAN – COMMUNITY CORRECTIONS; TRACY LAROCHE – LICENSE; AND HILDA ETIENNE – LICENSE HARTSELLE OFFICE, EFFECTIVE JANUARY 10, 2012 THROUGH JANUARY 11, 2016

The Chairman brought to the attention of the Commission that he was in receipt of invoices in the amount of \$150.00 from S.S. Nesbitt & Company representing notary bond renewal for the following employees: Teresa Gillman – Community Corrections; Tracy Laroche – License; and Hilda Etienne – License Hartselle Office, effective January 10, 2011 through January 11, 2016, payable out of the Community Corrections Fund (\$50.00); General Fund – License Budget (\$50.00); and General Fund – License Hartselle Budget (\$50.00)

After due consideration it is therefore ordered by the Commission on motion of Mr. Randy Vest, member of the Commission, seconded by Mr. Jeff Clark, and unanimously carried that the invoices be approved as presented.

It is further ordered by the Commission on motion of Mr. Randy Vest, seconded by Mr. Jeff Clark, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$150.00 payable out of the appropriate funds, representing notary bond renewal for Teresa Gillman, Tracy Laroche, and Hilda Etienne, effective January 10, 2011 through January 11, 2016.

REVIEWED AND APPROVED INVOICE FROM UNDERWOOD ASSOCIATES FOR \$1,947.00 REPRESENTING ARCHITECTURAL SERVICES FOR THE REPAIR OF THE ENVIRONMENTAL SERVICES TRUCK SHED

The Chairman brought to the attention of the Commission that he was in receipt of an invoice in the amount of \$1,947.00 from Underwood Associates representing architectural services for the repair of the Environmental Services truck shed, payable out of Environmental funds.

After due consideration it is therefore ordered by the Commission on motion of Mr. Randy Vest, member of the Commission, seconded by Mr. Jeff Clark, and unanimously carried that the invoice be approved as presented.

It is further ordered by the Commission on motion of Mr. Randy Vest, seconded by Mr. Jeff Clark, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$1,947.00 payable out of Environmental funds, representing architectural services for the repair of the Environmental Services truck shed.

REVIEWED AND APPROVED INVOICE IN THE AMOUNT OF \$5,940.00 FROM HARRIS, CADDELL & SHANKS, P.C. REPRESENTING LEGAL SERVICES RENDERED FOR DECEMBER 2011

The Chairman brought to the attention of the Commission that he was in receipt of an invoice in the amount of \$5,940.00 from Harris, Caddell & Shanks, P.C. representing legal services rendered for December 2011.

After due consideration it is therefore ordered by the Commission on motion of Mr. Greg Abercrombie, member of the Commission, seconded by Mr. Don Stisher, and unanimously carried that the invoice be approved as presented.

It is further ordered by the Commission on motion of Mr. Greg Abercrombie, seconded by Mr. Don Stisher, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$5,940.00 payable out of the General Fund and the Environmental Services Fund, payable to Harris, Caddell & Shanks, P.C. representing legal services rendered for December 2011.

REVIEWED AND APPROVED INVOICES IN THE AMOUNT OF \$400,000.00 REPRESENTING THE COUNTY COMMISSION FUNDING PORTION OF THE DOWNTOWN DECATUR ARTS CENTER FOR 2010 AND 2011 AS PREVIOUSLY APPROVED IN THE RESPECTIVE BUDGETS, PAYABLE OUT OF THE CAPITAL IMPROVEMENT FUND

The Chairman brought to the attention of the Commission that he was in receipt of invoices in the amount of \$400,000.00 from Calhoun Community College representing the County Commission funding portion of the Downtown Decatur Arts Center for 2010 and 2011 as previously approved in the respective budgets.

After due consideration, it is therefore ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Randy Vest, and unanimously carried that the invoices be approved as presented.

It is further ordered by the Commission on motion of Mr. Jeff Clark, seconded by Mr. Randy Vest, and unanimously carried that the Chairman is hereby authorized to issue a warrant in the amount of \$400,000.00 payable out of the Capital Improvement Fund, payable to Calhoun Community College, representing the County Commission funding portion of the Downtown Decatur Arts Center.

BE IT FURTHER RESOLVED by the Morgan County Commission of Morgan County, Alabama, that there being no further business to come before the Commission, the same on motion of Mr. Don Stisher, seconded by Mr. Greg Abercrombie, and unanimously carried that the Morgan County Commission duly adjourned.

RAY LONG, CHAIRMAN

These Minutes were approved

this the 16th day of February, 2012.

JEFF CLARK, MEMBER

RANDY VEST, MEMBER

DON STISHER, MEMBER

GREG ABERCROMBIE, MEMBER