

SUMMARY OF MINUTES
CALHOUN COUNTY COMMISSION
SEPTEMBER 13, 2007

The regular meeting of the Calhoun County Commission was called to order by Chairman Downing and all Commissioners were present. The Chairman asked for bids to be submitted and Commissioner Dunn gave an invocation.

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

A motion was made by Commissioner Henderson, and seconded by Commissioner Dunn, to adopt the agenda as presented. The agenda was adopted by a unanimous vote of the Commissioners.

Commissioner Dunn made a motion to adopt the minutes of the previous meeting. Following a second to the motion by Commissioner Hess, all Commissioners voted in favor of the motion.

County Administrator Ken Joiner presented an application for the sale of retail beer, off premises only, in the name of Pamela Lisa Austin, dba Austin's General Store, 5912 AL Highway 202, Anniston, AL 36201. Commissioner Henderson made a motion to approve the application, Commissioner Dunn seconded the motion, and the motion carried by a unanimous vote of the Commissioners.

A motion was made by Commissioner Dunn to approve the applications for the sale of retail beer and retail table wine, off premises only, submitted in the name of Pennymart, LLC, Terry Lee Penny and William Keith Penny dba, 10344 Choccolocco Road, Anniston, AL 36201. Commissioner Abbott seconded the motion and all Commissioners voted in favor of the motion.

Bids were opened by Mr. Joiner for Public Nuisance Non-operational Motor Vehicle Towing Services. Commissioner Abbott made a motion to refer the two bids received from Luxury Auto Parts, Inc., of Lincoln, and Angels Used Cars, of Anniston, to the Environmental Enforcement Officer for review and a recommendation. This motion was seconded by Commissioner Henderson and a vote of the Commissioners was unanimously in favor of the motion.

Mr. Joiner advised that a single bid was received and opened on September 7, 2007, for the purchase of a used Ford Taurus or equal for use by the Calhoun County Community Punishment & Corrections Authority, Inc. (CCCP&CA). Commissioner Henderson made a motion to award the bid to Sunny King Ford, and to authorize the purchase of a 2007 Ford Taurus, Unit #K2650, for the bid amount of \$11,900.00, as recommended by the Director of the CCCP&CA. Commissioner Dunn seconded the motion and all Commissioners voted in favor of the motion.

A motion was made by Commissioner Dunn to continue for 120 days, until January 24, 2007, the nuisance declaration on property of Leroy Fortenberry, Case No. 2238-2007, located at 564 Piedmont Jacksonville Road, Piedmont, as recommended by Environmental Enforcement Officer David Pirritano. Mr. Fortenberry was present and advised that his son-in-law, Thomas Fondrun, lives on the property and he is making progress on cleaning up the nuisance. Commissioner

Henderson seconded the motion and a vote of the Commissioners was unanimously in favor of the motion.

The nuisance declaration on property of Ricky Ponder, Case No. 2188-2007, located at 902 Ware Street, Anniston, was dismissed, as recommended by Mr. Pirritano. The owner was not present. Commissioner Henderson made a motion to dismiss the case as requested, Commissioner Dunn seconded the motion, and all Commissioners voted in favor of the motion.

Mr. Pirritano recommended declaring a public nuisance on property of Christopher Gill, Case No. 2308-2007, located at 35 Wildwood Drive, Jacksonville. The owner was not present. Commissioner Abbott so moved, Commissioner Hess seconded the motion, and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Henderson made a motion, which was seconded by Commissioner Dunn, to declare a public nuisance on property of Rusty Watts, Case No. 2096-2006, located at 0 South Corning Street, Anniston, as recommended by Mr. Pirritano. The owner was not present. A vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION ATTACHED)

EMA Director Dan Long presented Modification Two of the agreement with Piedmont Rescue Squad, Inc. which extends the date for expenditure of funds to December 31, 2007, and extends the completion date to December 15, 2007. Commissioner Abbott made a motion to authorize the Chairman to sign the modification. Following a second to the motion by Commissioner Hess, all Commissioners voted in favor of the motion. (MODIFICATION AGREEMENT ATTACHED)

A motion was made by Commissioner Dunn, and seconded by Commissioner Henderson, to adopt a resolution to accept property from the Calhoun County Board of Education to construct a new public road to White Plains School and Sports Complex. All Commissioners voted to adopt the resolution as presented by County Engineer Charles Markert. (RESOLUTION ATTACHED)

An agreement with Saks Youth Activities, Inc., to provide funding for maintenance and improvements on their property in the amount of \$3,300, was presented by Mr. Joiner. Commissioner Hess made a motion to authorize the Chairman to sign the agreement. Following a second to the motion by Commissioner Abbott, all Commissioners voted in favor of the motion. (AGREEMENT ATTACHED)

A motion was made by Commissioner Dunn to ratify the Chairman's signature, dated September 4, 2007, to an agreement with Calhoun County Future Farmers of America (FFA) allowing the use of the Pleasant Valley maintenance barn for a lamb show for county youth on September 11th through 19th, 2007. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion. (AGREEMENT IN FILE)

Commissioner Dunn made a motion to adopt a resolution, as presented by Mr. Joiner, to correct an error in the legal description of an unnamed street in Smoke Rise Subdivision which was vacated by the County Commission on July 26, 2007, and recorded in the office of the Judge of

Probate on August 31, 2007. Commissioner Henderson seconded the motion and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION ATTACHED)

Mr. Joiner presented an agreement with the East Alabama Regional Planning and Development Commission for the Federal Transit Administration (FTA) Section 5307 Urban Public and Section 5311 Rural Transportation Programs. Commissioner Henderson made a motion, which was seconded by Commissioner Dunn, to authorize the Chairman to sign the agreement. The motion carried by a unanimous vote of the Commissioners. (AGREEMENT ATTACHED)

A resolution was presented by Mr. Joiner to authorize the application for continuation of funding of a program entitled Violence Against Women Act (VAWA). Commissioner Dunn made a motion to adopt the resolution as presented. Following a second to the motion by Commissioner Hess, all Commissioners voted in favor of adopting the resolution. (RESOLUTION ATTACHED)

Commissioner Hess made a motion to adopt a resolution in support of the Calhoun County Community Punishment & Corrections Authority, Inc., as presented by Mr. Joiner. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

A motion was made by Commissioner Abbott to appoint Cheryl Roberts, of Jacksonville, to represent District 5 on the Calhoun County Department of Human Resources Board of Directors for a six-year term to expire September 1, 2013. Commissioner Hess seconded the motion and all Commissioners voted in favor of the motion.

Commissioner Dunn made a motion to appoint Willie Burnett, of Anniston, to an at-large position on the Calhoun County Department of Human Resources Board of Directors for a six-year term to expire September 1, 2013. Commissioner Hess seconded the motion and a vote of the Commissioners was unanimously in favor of the appointment.

County Engineer Charles Markert recommended adopting a resolution to provide for the replacement of a bridge on Prickett Trail. Commissioner Hess so moved, Commissioner Dunn seconded the motion, and the motion carried by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

A resolution was presented by Mr. Joiner to increase the total court costs for certain cases in circuit, district, juvenile, and probate courts, effective November 1, 2007. Mr. Joiner advised that the current \$15.00 charge per case is earmarked as follows: \$10.00 to the County General Fund to offset inmate medical costs, and \$5.00 to the Justice Network Board to support technology programs. Mr. Joiner further advised that the \$35.00 additional charge per case would be earmarked as follows: \$20.00 to the Sheriff's Department to hire new deputies, \$5.00 to the drug rehabilitation budget, and \$10.00 to cover one school resource officer and four law enforcement vehicles. Commissioner Dunn made a motion to adopt the resolution as presented. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Commissioner Dunn made a motion, which was seconded by Commissioner Henderson, to adopt a resolution authorizing a lump sum bonus to Calhoun County retirees, as provided for by Act 2007-257. Commissioner Henderson seconded the motion and a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION ATTACHED)

County Administrator Ken Joiner presented a resolution to adopt the 2007-2008 budget, which includes a four percent (4%) cost of living raise for county employees, as well as an increase in the number of steps on the employee pay scale from 22 to 25. Following further explanation about the budget and commendations to the commission office staff in preparation of the budget, Commissioner Dunn made a motion to adopt the resolution. Commissioner Hess seconded the motion, and all Commissioners voted in favor of adopting the resolution. (RESOLUTION & BUDGET ATTACHED)

Martha Hill, of Wellborn, requested assistance with cleaning up abandoned property next door to her residence. Environmental Enforcement Officer David Pirritano advised that the property in question is currently in the nuisance abatement process.

A motion was made by Commissioner Hess, and seconded by Commissioner Abbott, to adjourn the meeting. All Commissioners voted in favor of adjourning.

The next meeting was announced for Thursday, September 27, 2007, at 10:00 a.m.