

# CHEROKEE COUNTY COMMISSION CENTRE, AL

## MINUTES

The Cherokee County Commission met in regular session on the date specified below. Bills were reviewed and approved as per attached at month-end.

DATE:	PRESENT:	ABSENT:
March 14, 2005	Lori J. Owens, District I Earl Westbrook, District II Elbert St. Clair, District III Kay Y. Chumbler, District IV J. Kirk Day, Chairman	None

The Chairman called the meeting to order and Wayne Cochran opened with prayer.

1. Motion by Earl Westbrook, second by Lori Owens to approve the agenda for the March 14, 2005 meeting. Passed 4-0.
2. Motion by Lori Owens, second by Earl Westbrook to approve the minutes of the February 28, 2005 meeting. Passed 4-0.
3. Mr. Dick Green requested the Commission place a weight limit sign on County Road 540. The chairman asked the county engineer and attorney look into the request. No action taken.
4. Mr. H. G. Brisendine asked the Commission for information regarding the slow process of bridge work on County Road 47. John Bates from the highway department explained the progress of the bridge construction. Mr. Brisendine also expressed concerns of projects being on hold until new administration was in place after the general election. Commissioner Westbrook and Mr. Bates explained that as far as they knew, no projects have been put on hold. No action taken.
5. Mr. Wayne Cochran asked the Commission to adopt a resolution declaring April 18-23, 2005 to be "Cherokee County Cleanup Week". Motion by Lori Owens, second by Earl Westbrook to adopt the resolution. Passed 4-0.
6. Mr. Frank McPhillips, Public Finance Lawyer with Maynard, Cooper, and Gale, P.C. met with the commission to explain how the bond issue process works. Mr. McPhillips also explained the Parameter Resolution which authorizes the issuance of warrants within certain parameters. Following the execution of the Warrant Purchase Agreement the final Authorizing Ordinance will be presented to the Commission. Motion by Earl Westbrook, second Lori Owens to allow the chairman to sign the Warrant Purchase Agreement. Passed 4-0.
7. Mr. Raybon Williams addressed the Commission concerning a dangerous curve on County Road 567. Mr. Williams discussed the possibility of a right of way agreement with the property owner. The Chairman suggested that engineer will examine the issue and get back with Mr. Williams. No action taken.
8. Motion by Lori Owens, second by Earl Westbrook to allow Beverly Daniel EMA Director to let bid to purchase trailer and related equipment for first responders in relation to the Homeland Security Grant. Passed 4-0.
9. Sheriff Larry Wilson explained to the Commission that he is currently searching for a used vehicle to replace the vehicle that was recently wrecked.
10. Motion by Earl Westbrook, second by Lori Owens to adopt the Resolution In Honor of Spring Garden Basketball as read. Passed 4-0.
11. Motion by Earl Westbrook, second by Lori Owens to adopt the Resolution On Resumes For Board Appointments as read to become effective on the March 28, 2005 Commission Meeting. Passed 4-0.

12. Motion by Earl Westbrook, second by Elbert St. Clair to re-appoint Mr. W.A. (Dub) Ellis and Mr. Ronnie Kisor to the Cherokee County Water Board. Motion failed 3-2. Earl Westbrook and Elbert St. Clair voting yes. Lori Owens and Kay Chumbler voting no. Chairman exercised option to vote by voting no.

Motion by Lori Owens, second by Earl Westbrook to re-appoint Mr. Ronny Kisor to the Cherokee County Water Board for the six year term expiring March 1, 2011. Passed 4-0.

Motion by Earl Westbrook, second by Elbert St. Clair to re-appoint Mr. W.A. (Dub) Ellis to the Cherokee County Water Board. Motion failed 3-2. Earl Westbrook and Elbert St. Clair voting yes. Lori Owens and Kay Chumbler voting no. Chairman exercised option to vote by voting no.

Motion by Lori Owens, second by Kay Chumbler to appoint Ms. Tammy East to the Cherokee County Water Board to complete the two year term expiring March 1, 2007. Passed 3-2. Lori Owens and Kay Chumber voting yes. Earl Westbrook and Elbert St. Clair voting no. Chairman exercised option to vote by voting yes.

13. Motion by Earl Westbrook, second by Lori Owens to approve \$10,000 of restitution funds be given to the Cherokee County Human Society for capital improvements and authorize the Chairman to establish a rainy day fund with the remainder of the funds. Passed 4-0.
14. The Chairman entertained a motion for an additional employee for the Probate Office to allow for a training period to replace Gwen Formby who is retiring. Motion by Lori Owens, second by Kay Chumbler to approve the position. The motion failed 2-2. Lori Owens and Kay Chumbler voting yes. Earl Westbrook and Elbert St. Clair voting no. The Chairman recused himself from the issue.
15. Motion by Earl Westbrook, second by Lori Owens to pay the additional health insurance premium of \$2,380 for the month of March. Passed 4-0.
16. Motion by Earl Westbrook, second by Kay Chumbler to table the renewal of Blue Cross/Blue Shield Insurance until the March 28, 2005 meeting. Passed 4-0.
17. Motion by Earl Westbrook, second by Elbert St. Clair to approve the estimated Engineering Cost to Mactec Consultants in the amount of \$7,360.90 for Soil & Ground Water Corrective Action Plan from previously buried underground storage tanks (UST) due April 29, 2005. Passed 4-0.
18. Motion by Lori Owens, second by Earl Westbrook to advertise and let bids to hire a cleaning service for the Courthouse and Administrative Center. Passed 4-0.
19. Motion by Lori Owens, second by Elbert St. Clair to approve the excess land exemptions to Imogene Painter in the amount of \$349.44, Imogene Painter in the amount of \$105.42, and Imogene Painter in the amount of \$182.25. Passed 4-0.
20. Motion by Earl Westbrook, second by Kay Chumbler that the Commission not approve any construction change orders until all change orders are received in total. Passed 4-0.
21. Motion by Elbert St. Clair, second by Earl Westbrook to recess for lunch. Passed 4-0.
22. Motion by Earl Westbrook, second by Lori Owens to suspend rules to allow for discussion concerning Gadsden State Community College/Civic Center with Dr. Roy Johnson, Chancellor of Post-secondary education of Alabama and Representative Richard Lindsey. Passed 4-0.
23. Motion by Lori Owens, second by Earl Westbrook to reinstate rules. Passed 4-0.
22. Motion by Earl Westbrook, second by Lori Owens to adjourn. Passed 4-0.

There being no further business to come before the board, the meeting was adjourned subject to call.

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Lori J. Owens, District I

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J. Kirk Day, Chairman

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Earl Westbrook, District II

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Elbert St. Clair, District III

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Kay Y. Chumbler, District IV