

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:
May 08, 2006

PRESENT:
Lori J. Owens, District I
Mark Green, District II
Elbert St. Clair, District III
Kay Y. Chumbler, District IV
J. Kirk Day, Chairman

ABSENT:

1. The Chairman called the meeting to order.
2. Public Comment From Citizens: None Submitted
3. Public Comment from other Elected Officials: None Submitted
4. Roll Call to Establish Quorum:

District I, Commissioner Owens – Present
District II, Commissioner Green – Present
District III, Commissioner St. Clair – Present
District IV, Commissioner Chumbler – Present
5. Motion by Elbert St. Clair, second by Kay Chumbler to approve the agenda as published for the May 8, 2006 meeting. Passed 4-0.
6. The Chairman led the Pledge of Allegiance to the American Flag and Tim Burgess gave the Invocation.
7. Awards and Presentations: None Submitted
8. Motion by Mark Green, second by Lori Owens to approve the minutes as published for the April 24, 2006 regular meeting. Passed 4-0.
9. Reports from Staff:

County Administrator – Tim Burgess
Administrator explained to the commission the need for a contract to maintain chemical maintenance for the administrative building HVAC System. Garrett Callahan Company has requested that their contract be renewed for a sum of \$3,600 per year. This chemical treatment will allow the HVAC System to run properly.
County Engineer – None Submitted

County Attorney – None Submitted

Cherokee County MR310 Board
Jane Poovey representing the Northeast Alabama MR310 Board gave an update to the commission. Also attending the meeting with Ms. Poovey was Board Member Shad Ellis. Ms. Poovey explained that the 310 is the state legislative act that grants the board its authority. Also, the board was sanctioned in 1989. The board serves the mentally retarded patients only. Ms. Poovey explained that the board needed to fill a vacant position on the board. Darlene Glenn with the Group Home training center stated that a greenhouse for the patients needed to be started.
10. Old Business: None Submitted
11. New Business:
 - A. Motion by Elbert St. Clair, second by Kay Chumbler to adopt Cedar Bluff Utilities & Solid Waste Authority CDBG Program Resolution and permission for the Chairman to sign related application documents. Passed 4-0.

- B. Motion by Elbert St. Clair, second by Kay Chumbler to accept Cherokee Landing Subdivision County Road 580 into county maintenance. Passed 4-0. County Engineer Roger Hall presented a check in the amount of \$21,267.50 from the developer for paving and a warranty deed for the 60 foot right of way.
- C. Motion by Lori Owens, second by Mark Green to approve HVAC chemical & chemical maintenance contract with Garrett Callahan Company for \$3,600. Passed 4-0.
- D. Motion by Lori Owens, second by Kay Chumbler to purchase property from Child Advocacy Center in the amount of \$65,000 and allow chairman to negotiate related fees and sign documents. The Chairman explained that this is property that is adjacent to county property beside the old jail. Passed 4-0.
- E. Motion by Kay Chumbler, second by Mark Green to approve the replacement of 5 smoke detectors and one analog loop driver for the Cherokee County Jail to Siemens Building Technologies in the amount of \$2,961. Passed 4-0.
- F. Motion by Lori Owens, second by Elbert St. Clair to re-activate the Local Emergency Planning Commission (LEPC) and re-designate the Cherokee County Emergency Management Office as the focal point for the LEPC. Passed 4-0.
- G. Motion by Elbert St. Clair, second by Lori Owens to approve COLA for supernumerary retirement of county ad valorem tax officials in accordance with Act 2006-108 to provide for future cost-of-living increases in compensation equal to and on the same terms and conditions as increases in compensation of their county retirees, when granted by the county commissions. Passed 4-0.
- H. The Chairman announced an opening on the Cherokee County Human Resources Board and the announcement will serve as the 30 day notice for appointment.
- I. Motion by Mark Green, second by Elbert St. Clair to approve excess land redemptions to David McDaniel in the amount of \$148.67, Larry Teague in the amount of \$336.10, James W. Ray in the amount of \$204.95, and Jerry Findley in the amount of \$439.31. Passed 4-0.

12. Public Hearings: None Submitted

13. Discussion Items by Commissioners: None Submitted

14. Executive Session

- 1. Preamble.
- 2. Reason for Executive Session: Discussion of job performance of a county employee (Section 7a, 1 of Act 2005-40)
- 3. County Attorney Bill Hawkins issued a statement that this is a valid reason under Alabama Law (Section 7a of Act 2005-40) to go into Executive Session.
- 4. Motion by Kay Chumbler, second by Mark Green to go into Executive Session. Passed 4-0.
- 5. Roll Call Vote:
 - Commissioner Owens – Yes
 - Commissioner Green – Yes
 - Commissioner St. Clair – Yes
 - Commissioner Chumbler – Yes
- 6. Motion by Lori Owens, second by Mark Green to reinstate rules and reconvene meeting after executive session. Passed 4-0.

15. Motion by Elbert St. Clair, second by Mark Green to adjourn meeting. Passed 4-0.

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

Lori J. Owens, District I

J. Kirk Day, Chairman

Mark Green, District II

Elbert St. Clair, District III

Kay Y. Chumbler, District IV