

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:
October 23, 2006

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

ABSENT:

1. The Chairman called the meeting to order.
2. Public Comment From Citizens:

Harold Whitener – Friends For Life, Inc.
Carlo Whitehead – Safety for Local Schools
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 Fitzpatrick – Present
5. Motion by Lori Owens, second by Mark Green to approve the agenda as published for the October 23, 2006 regular 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 Elbert St. Clair, second by Lynn Fitzpatrick to approve the minutes as published for the October 9, 2006 regular meeting. Passed 4-0.
9. Reports from Staff:

County Administrator – None Submitted

County Attorney – None Submitted
10. Old Business: None Submitted
11. New Business:
 - A. Motion by Lori Owens, second by Lynn Fitzpatrick to table the action to adopt a resolution for Retirees Act 2006-510 to fund the cost of living increase of 7% for county retirees until the second meeting in January 2007. Passed 4-0.
 - B. Motion by Lori Owens, second by Mark Green to approve the Auburn University Proposal for County employee salary study, job descriptions, pay scale, etc at a cost of \$9,000.00. Passed 3-1. Opposed by Elbert St. Clair.
 - C. Motion by Mark Green, second by Elbert St. Clair to approve Terry Edwin Parker for Highway Maintenance Technician at a starting salary of \$8.17 per hour. Passed 4-0.
 - D. Motion by Mark Green, second by Lori Owens to approve to expend 2007 FAS Funds on County Road 19. Passed 4-0.
 - E. Motion by Lori Owens, second by Mark Green to adopt the attached County Flood Damage Prevention Ordinance. Passed 4-0.

- F. Motion by Lori Owens, second by Elbert St. Clair to adopt the County Floodplain Development Permit. Passed 4-0.
- G. Motion by Lori Owens, second by Lynn Fitzpatrick to approve the County participation in WEIS 2006 Shop at Home Holiday Campaign in the amount of \$985.00. Passed 4-0.
- H. Motion by Lynn Fitzpatrick, second by Elbert St. Clair to award Ideal/Contrex CRYSTAL G600 Basic Color Scanner bid to E&M Services, Inc. in the amount of \$12,595.00. The equipment will be purchased from the reappraisal fund. 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 with County Attorney – legal ramifications and legal options (Section 7a, 3 of Act 2005-40); in this case how it relates to a claim filed with the county.
- 3. County Attorney Chad Hopper 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 Lori Owens, second by Elbert St. Clair to go into Executive Session.
- 5. Roll Call Vote:
 Commissioner Owens – Yes
 Commissioner Green – Yes
 Commissioner St. Clair – Yes
 Commissioner Fitzpatrick – Yes
- 6. The Commission will not reconvene after this Executive Session.

In accordance with the Code of Alabama 1975, 11-3-1, the next regular meeting will be Tuesday, November 14, 2006 at 10:00 A.M.

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

 Lynn Fitzpatrick, District IV