

MINUTES, LIMESTONE COUNTY COMMISSION, JULY 15, 2013

The Limestone County Commission met in a regular meeting today, at 10:00 a.m. at the Clinton Street Courthouse Annex, 100 South Clinton Street, Athens, Alabama.

Paula Laurita presented their FY 2014 budget appropriation request for the Athens Limestone Public Library in the amount of \$150,000.00.

Rod Huffman, Library Board of Trustees President, introduced Laura Poe and announced that she was chosen as Library Journal’s 2013 Paralibrarian of the year.

Bill Giguere from the Mental Health of North Central Alabama presented their FY 2014 budget appropriation request of \$80,000.00 plus \$60,000.00 to continue the juvenile court liaison.

PRESENT: Gary Daly, Steve Turner, James W. “Bill” Latimer, and Ben Harrison.
Absent: None. Stanley Menefee, Chairman presided.

The meeting began with the Pledge of Allegiance.

MOTION was made by Steve Turner and seconded by Gary Daly to approve the minutes of June 26, July 1 & 10, 2013.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. “Bill” Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by James W. “Bill” Latimer and seconded by Steve Turner to approve the following claims

6/28/13	Check # 24631 - 24739	\$1,224,103.42
7/03/13	Check # 24740 - 27442	\$ 232,450.19
7/12/13	Check # 24773 - 24884	<u>\$ 977,548.55</u>
	TOTAL	\$2,434,102.16

with detailed claims of the above being on file for review upon request to the County Administrator.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. “Bill” Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Gary Daly and seconded by Ben Harrison to authorize the Chairman to execute the following Four-Factor Analysis & Language Access Plan for Limited English Proficiency Persons for Community Development Block Grant Programs in Limestone County. This is required to get federal money for CDBG grant programs.

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**FOUR - FACT ANALYSIS
and
LAUGUAGE ACCESS PLAN
FOR LIMITED ENGLISH PROFICIENCY PERSONS
for
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**

Purpose: In compliance with Executive Order 13166, the Limestone County Commission has developed the following Language Access Plan (LAP) for Limited English Proficiency (LEP) persons.

History: Title VI of the Civil Rights Act of 1964 is the federal law which protects individuals from discrimination on the basis of their race, color, or national origin in programs that receive federal financial assistance. In certain situations, failure to ensure that persons who have limited English proficiency can effectively participate in, or benefit from, federally assisted programs may violate Title VI's prohibition against national origin discrimination.

Persons who, as a result of national origin, do not speak English as their primary language and who have limited ability to speak, read, write, or understand English may be entitled to language assistance under Title VI in order to receive a particular service, benefit, or encounter.

**The Limestone County Commission's
Four-Factor Analysis**

The following initial factor/criteria from the Four-Factor Analysis guidelines served as the guide for determining language assistance measures required for LEP persons that the Limestone County Commission will undertake to guarantee access to information on all federal funds administered by, or on behalf of, the County Commission.

1. Number or proportion of LEP persons served or encountered in the eligible service population (served or encountered includes those persons who would be served by the recipient if the person received education and outreach and the recipient provided sufficient language services). Threshold requiring a Plan being set at: 1,000 or 5% LEP person population.

The 2010 U.S. Census does not provide data regarding Limited English Proficiency; and, available 2000 Census LEP data is deemed inappropriately dated to serve this function for current Federal grants/programs. Therefore, determining the LEP population -number/proportion of LEP persons for potential services or eligibility - was calculated using data from the American Community Survey. The Survey does provide data/estimates regarding Limited English Proficiency for Counties, including Limestone County, Alabama.

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Based on this data, Limestone County meets the 1,000 or 5% LEP person threshold by its estimated total number of persons that "do not speak English" or "do not speak English well" exceeding 1,000. Thus, **the County meets LEP requirements for having a Language Access Plan for Limited English Proficiency Persons.**

Additionally, through analysis, the Commission has determined that the prime language most familiar to the majority of the LEP population in the County is **Spanish**, making it their **LEP identified Language.**

Plan/Approach:

Presently, ADECA's website can be utilized to translate some written materials. Additionally, local Spanish speaking volunteers and contractors will be identified to provide oral translation services, as needed, at public meetings and during conversations with LEP residents. Furthermore, many of the common forms used in the implementation of ADECA/CDBG projects are available in multiple languages on the HUD and DOL websites.

Language Access Plan

As a result of the preceding Four-Factor Analysis, the Limestone County Commission has identified that language assistance will be provided on an as needed basis throughout the implementation of all programs and projects:

- All published citizen participation advertisements will include a statement in Spanish, the identified LEP Language, indicating that the program materials are available in Spanish, indicating thereby that program materials can be made available for non-English speaking/LEP person upon request.
- All citizen participation notices will include a statement in Spanish, the identified LEP Language, that translators will/can be made available at public meetings upon stated conditions of prior request/notice.
- If deemed needed for project execution, a translator may be retained to provide oral translation in the field during the implementation of any ADECA/CDBG project activity.
- The Limestone County Commission, will monitor both LEP population growth, and LEP persons participation in County Federally Funded Projects, and will, develop and consider implementing additional measures to serve the language access needs for non-English speak persons as their need arises.

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Adopted:

Date Adopted July 15, 2013

Attest: County Administrator

Chairman, County Commission

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by James W. "Bill" Latimer and seconded by Gary Daly to approve to submit a request for an additional van for Council on Aging through Alabama Department of Transportation, with a total cost of \$48,836.40; ALDOT \$39,069.12, and 20% County match of \$9,767.28.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Ben Harrison to reappoint Helen Carter to the North Central Alabama Mental Retardation Authority, Inc. Board for a six year term ending July 15, 2019.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Ben Harrison and seconded by Steve Turner to award the following bid proposals to the lowest responsible bidder meeting specifications as follows:

Proposal No.	Item	Awarded To	Amount
2443	Printing Business Cards (License Commission)	First Choice/Sundry Printing Co.	\$192.00
2444	Printing Security Envelopes (License Commission)	Currie Systems	\$171.75

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Gary Daly to approve the following merit increases, which are included in the base pay and cost of living pay as listed below.

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Name	Position	Effective Date
Michelle Burns	Appraisal Clerk	7/21/13
Blake Campbell	Corrections Officer	7/07/13
Jamie Ezell	Appraisal Clerk	7/25/13
Teresa Hall	Real Property Appraisal II	7/07/13
Jonathan Hardiman	Deputy	7/18/13
Rhonda Long	Nutrition Site Manager	7/21/13
Gary McNatt	Lieutenant	7/18/13
Maggie Settle	Corrections Officer	7/11/13

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Ben Harrison and seconded by James W. "Bill" Latimer to approve the following speed limit:

Road Name	District	Location	Miles Per Hour
Monks Road & Pearl Drive	4	West of New Cut Road	25

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by James W. "Bill" Latimer and seconded by Gary Daly to approve to sell a 1997 GMC Truck (Serial # IGTEC14RXVZ513982) on GovDeals, transferred from Recycling to County Commission.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Gary Daly to approve to sell the following vehicles for the Sheriff's Department at public auction; date and time to be determined and advertised.

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Unit #	County Asset #	Year/Make	VIN #
744	15160	1998 Ford Van	1FMRE1169WHB77296
706	15129	2006 Ford Crown Vic	2FAFP71W16X102585
727	15156	2006 Ford Crown Vic	2FAFP71W36X102586
746	15101	2006 Ford Crown Vic	2FAFP71W8X6102583
786	15112	2005 Ford Crown Vic	2FAFP71W25X122990
788	15157	2005 Ford Crown Vic	2FAFP71W65X122992
784	15159	2007 Ford Crown Vic	2FAFP71W67X130223
705	15158	2005 Ford Crown Vic	2FAFP71W05X122986
703	15110	2006 Ford Crown Vic	2FAFP71W56X102587
791	15139	2007 Ford Crown Vic	2FAFP71W47X130222
779	15109	2009 Ford Crown Vic	2FAHP71VX9X126243

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Gary Daly and seconded by Steve Turner to grant First Amendment to Tax Abatement Agreement with Advanced Technical Avionics (ATA), approved on May 20, 2013, to exclude real property costs.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Gary Daly and seconded by Steve Turner to grant Tax Abatement to Acanthus Industrial Properties (AIP) for the real property costs.

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

Chairman Menefee opened the public hearing to discuss the County's proposed grant application for a federal capital funding grant under Section 5310 of the Federal Transit Act through the Alabama Department of Transportation. The Chairman turned the floor over to Pam Ball, Limestone County Administrator, to present the application. Ms. Ball stated that the proposed application is to request grant funds for capital assistance to help meet the transportation needs of the elderly and disabled in Limestone County. The goal of the County Commission is to provide a new van for kidney dialysis transportation, while maintaining the current van in its fleet to be utilized during times of maintenance and repairs.

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Project Cost: \$ 48,836.40
80% ALDOT Share: \$ 39,069.12
20% Local Share: \$ 9,767.28

No one spoke in opposition

MOTION was made by James W. "Bill" Latimer and seconded by Gary Daly to authorize the Chairman to execute the following resolution.

RESOLUTION

WHEREAS, Federal financial assistance as authorized under Section 5310 of the Federal Transit Act Amendments of 1991, is available through the Alabama Department of Transportation to provide transportation services to meet the special needs of elderly individuals and individuals with disabilities; and

WHEREAS, the submission of an application for said financial assistance is deemed necessary to aid in addressing the transportation needs of the elderly and disabled residents of Limestone County, and

WHEREAS, any contract for capital financial assistance with the State of Alabama, acting by and through its Department of Transportation, will impose certain obligations upon the applicant, including the provision by it of the local share of project costs; and

WHEREAS, it is the goal of the applicant to provide the best transit project that can be provided with the funds available.

NOW, THEREFORE, be it resolved by the Limestone County Commissioners of the Limestone County Commission as follows:

That the Chairman of the Limestone County Commission is authorized to execute and file a grant application with the Alabama Department of Transportation for aid in the financing of a Section 5310 transportation assistance project.

Adopted this 15th day of July, 2013.

Signature: _____

Attest: _____

Typed Name: Stanley Menefee
Chairman, Limestone County Commission

Typed Name: Pam Ball
Title: County Administrator

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The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

Chairman Menefee stated the Courthouse renovations should be underway in a few weeks. For safety reasons, the District Attorney and Circuit Clerk's offices will need to relocate for 30 to 60 days.

MOTION was made by James W. "Bill" Latimer and seconded by Ben Harrison to approve the following road project, which will be reimbursed by the Limestone County Water & Sewer Authority.

Road Name	Length in miles	Width in feet	Cost
Sandy Road from Sewer Pump Station to Thomas Lee Hammond Road	0.4	20	\$50,000.00

The Chairman asked if there was any discussion. There was no discussion. The Chairman called the roll. Gary Daly, aye; Steve Turner, aye; James W. "Bill" Latimer, aye; and Ben Harrison, aye. Motion carries unanimously.

Recessed at 10:44 a.m. until 10:00 a.m. on Wednesday, July 31, 2013, at the Washington Street Courthouse Annex, 310 West Washington Street, Athens, AL.