

MINUTES, LIMESTONE COUNTY COMMISSION, SEPTEMBER 6, 2016

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.

Chairman Yarbrough presented retirement certificates to Carolyn Barnes and Sgt. Brenda Pack.

Kelly Howard, Martin & Cobey Construction Manager, gave an update on the Courthouse renovation project.

Present: Stanley Hill, Steve Turner, Jason Black, and Ben Harrison. Absent: None. Mark Yarbrough, Chairman presided.

The meeting began with the Pledge of Allegiance.

MOTION was made by Jason Black and seconded by Steve Turner to approve the minutes of August 12 & 31, 2016

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Jason Black, aye; Steve Turner, aye; Stanley Hill, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Stanley Hill to approve the following claims

| | | |
|---------|-----------------------------|-----------------------|
| 8/12/16 | Check # 39665 | \$ 100.00 |
| 8/12/16 | Check # 39666 – 39748 | \$ 250,338.22 |
| 8/19/16 | Check # 39749 – 39824 | \$ 866,547.17 |
| 8/19/16 | Check # 39825 – 39826 | \$ 2,307.68 |
| 8/26/16 | Check # 39827 – 39909 | \$1,210,628.56 |
| 8/30/16 | Check # 39910 – 39971 | \$ 221,245.93 |
| 8/31/16 | Check # 39972 – 39974 & EFT | \$ 59,664.45 |
| | TOTAL | \$2,610,832.01 |

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 Administrator called the roll. Steve Turner, aye; Stanley Hill, aye; Jason Black, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Jason Black and seconded by Stanley Hill to adopt the following resolution executing a General Obligation Warrant for the maximum principle amount of \$1,600,000.00 from First National Bank for the purpose of paying the overage on the jail expansion, shortfall on the courthouse renovation project, and any other capital costs permitted by law with unused funds being used to retire the debt.

RESOLUTION

WHEREAS, the Limestone County Commission (“Commission”) is the governing body of Limestone County, Alabama (“County”), and, the Commission has ascertained and found and does hereby declare as follows:

(a) Pursuant to the provisions of Chapter 28 of Title 11 of the Code of Alabama 1975, as amended, the County, by its Commission, is authorized to sell and issue warrants for the purpose of paying the costs of public facilities,

(b) It is necessary and desirable and in the best interests of the County and its citizens for the County to sell and/or issue warrant(s) for the purposes of paying (i) the costs of completion of the renovation of courthouse facilities of the County, (ii) the costs of the completion of the renovation of the Limestone County Jail, (iii) the costs of the repair and/or renovation of the roof and/or roofing system of the Limestone County Washington Street Annex, (iv) the issuance costs of any such warrant(s), and (v) any other capital costs permitted by law;

(c) The current existing debt of the County is as follows:

| | |
|---------------------------------|-----------------|
| Capital Lease Contracts Payable | \$ 596,272.74 |
| 2014 G.O. Warrants Payable | \$ 4,970,000.00 |
| 2013 G.O. Warrants Payable | \$ 2,775,000.00 |
| 2010 G.O. Warrants Payable | \$ 8,160,000.00 |
| 2009 G.O. Warrants Payable | \$ 1,610,000.00 |
| Note Payable | \$ 74,697.52 |

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(d) The total indebtedness of the County, including the warrant(s) contemplated herein, chargeable against the debt limitation for the County prescribed by the Constitution of the State of Alabama, will not be more than five percent of the assessed value of taxable property in the County for the fiscal year ended September 30, 2015;

(e) The County is not in default under any resolution authorizing any outstanding indebtedness of the County and no default is imminent;

(f) First National Bank has proposed to purchase from the County warrant(s) in the principal amount of \$1,600,000.00, with interest at 2.85%, for a term of 10 years; and,

(g) In comparison to other financing alternatives, the terms of the warrant(s) provide attractive and advantageous financing for the County;

Upon motion having been made by Commissioner Jason Black, and seconded by Commissioner Stanley Hill, with discussion having been conducted thereon, and a vote taken, with said vote being 3 to 1 in favor thereof, with 1 abstaining,

BE IT HEREBY RESOLVED that the County shall sell and issue general obligation warrant(s) to First National Bank for the purposes of paying (i) the costs of completion of the renovation of courthouse facilities of the County, (ii) the costs of the completion of the renovation of the Limestone County Jail, (iii) the costs of the repair and/or renovation of the roof and/or roofing system of the Limestone County Washington Street Annex, (iv) the issuance costs of any such warrant(s), and (v) any other capital costs permitted by law; and,

BE IT FURTHER RESOLVED the Chairman of the Commission shall be authorized to seek and/or apply for an agreement with First National Bank whereby the County will issue general obligation warrant(s) in the aggregate principal amount of \$1,600,000.00 to First National Bank, which bank at all times shall be (1) a commercial bank or trust company organized and doing business under the laws of the United States of America or qualified to do business under the laws of the State of Alabama, (2) authorized under such laws to exercise corporate powers, and (3) subject to supervision or examination by federal or state authority; and,

BE IT FURTHER RESOLVED that the terms of any such agreement shall provide for the issuance of general obligation warrant(s) in the principal amount of no more \$1,600,000.00, with interest at no more than a rate 2.85%, and for a term of no more than 10 years; and,

BE IT FURTHER RESOLVED that the Chairman of the Limestone County Commission and its County Administrator shall be authorized to execute any and all documents that may be necessary to further the foregoing.

The authority granted herein shall be in force and effect immediately upon adoption and passage of this Resolution.

ADOPTED AND APPROVED this 6th day of September, 2016.

Mark Yarbrough, Chairman
Limestone County Commission

ATTEST:

Pam Ball, County Administrator
Limestone County Commission

The Chairman asked if there was any discussion. Ben Harrison commented that there are funds in the reserve that could pay for the shortfall and overages. He said, "My idea is that we need to use the reserves and then build them back up." Chairman Yarbrough stated that nobody wants to borrow money, but we've got to provide basic services to our citizens. We need to have reserves in order to operate. The county CFO isn't comfortable taking the funds to pay the shortfall and overages from the reserves. Chairman Yarbrough said, "Money is in reserves, but it pulls us down to a dangerous level to operate." After further discussion, the Chairman asked the Administrator to call roll. Jason Black, aye; Stanley Hill, aye; Steve Turner, aye; and Ben Harrison, nay. Motion carries 3/1.

MOTION was made by Ben Harrison and seconded by Jason Black to authorize the Chairman to execute the following agreement with the Mental Health Center of North Central Alabama, Inc. to continue providing an on-site Juvenile Court Liaison for 40

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hours per week beginning October 1, 2016 through September 30, 2017; in amount of \$57,750.00 annually.

**MENTAL HEALTH CENTER OF NORTH CENTRAL ALABAMA, INC.
and
LIMESTONE COUNTY, BOARD OF COUNTY COMMISSIONERS**

SERVICE AGREEMENT

The Mental Health Center of North Central Alabama, through the auspices of its outpatient treatment facility in Limestone County, the Athens-Limestone Counseling Center, herein after referred to as ALCC, and the Limestone County, Board of County Commissioners, herein after referred to as Commission, do enter into an agreement for ALCC to continue providing Commission with a Juvenile Court Liaison (JCL) with the following characteristics:

1. This service agreement will go into effect October 1, 2016 and will continue through September 30, 2017.
2. Beginning October 1, 2016 ALCC will continue to provide Commission with an on-site Juvenile Court Liaison. JCL will provide services for the District Court of Limestone County or as specified by Commission.
3. ALCC JCL will provide on-site services for forty (40) hours per week during the normal Monday through Friday work schedule. Work schedule will be mutually agreed upon between ALCC and Commission.
4. ALCC JCL services will include, but are not limited to: mental health assessments; mental health evaluations; crisis counseling and interventions; individual, group and family counseling; consultation to District Court staff, adolescent anger management classes and other related services as needed. Prioritization of JCL services will remain a function of Chief District Judge of Limestone County.
5. Commission agrees to provide in-kind contributions of office space and furniture as well as reasonable access to a phone, internet access, copying machine, fax and the like in order for the JCL to carry out their job duties.
6. Commission and the District Court of Limestone County will abide and follow all state and federal requirements for sharing client protected health information (PHI).
7. Rates for stated JCL services will be fifty-seven thousand, seven hundred and fifty dollars (\$57,750) annually or four thousand, five-hundred, twelve dollars and fifty cents (\$4,812.50) per month. Method of invoicing will remain consistent with established JCL invoicing practices.

Monthly payments for JCL services are to be sent to:

Mental Health Center of North Central Alabama, Inc.
Attention: Melanie Reid, CFO 1316 Somerville Road, SE,
Suite 1 Decatur, Alabama 35601-4317
(256) 260-7342 / (256) 355-6092 fax / Mreid@mhcncal.org

This service agreement shall be in effect upon completed signatures. Either party may dissolve this agreement by providing thirty (30) days written notice to the other party.

Mark Yarbrough, Chairman
Limestone County Commission

Lisa Coleman, Interim Executive Director
Mental Health Center of North Central AL, Inc.

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Ben Harrison, aye; Jason Black, aye; Stanley Hill, aye; and Steve Turner, aye. Motion carries unanimously.

MOTION was made by Jason Black and seconded by Ben Harrison to authorize the Chairman to execute the following Alabama Department of Youth Services Long Term Detention Subsidy Contract to provide one detention bed for the use of the juvenile court at the Tennessee Valley Juvenile Detention Facility, beginning October 1, 2016 through September 30, 2017; without cost to the county.

MINUTES, LIMESTONE COUNTY COMMISSION, SEPTEMBER 6, 2016**ALABAMA DEPARTMENT OF YOUTH SERVICES
LONG TERM DETENTION SUBSIDY CONTRACT**

THIS CONTRACT is made and entered into by and between Limestone County (hereinafter called "County") and the Alabama Department of Youth Services (hereinafter called "DYS")

WITNESSETH

For and in consideration of the mutual covenants herein contained, and other good and valuable considerations, the parties hereto do hereby agree as follows:

1. The purpose of this agreement is to provide to County at least one (1) detention bed for the use of the juvenile court of County for the period October 1, 2016 through September 30, 2017, without cost to County.
2. DYS shall pay for the benefit of County, a sum determined by the Youth Services' Board, said payments made as herein specified, for the purposes herein set out.
3. These said payments may be made for the benefit of County regardless of other payments made to or for the benefit of County.
4. Said payments shall be made for the benefit of County to the juvenile detention center of its choice.
5. County shall contract with the detention center of its choice for detention (and other) services, which contract shall be subject to review and approval of DYS.
6. County shall not reduce its level of support for the juvenile court or juvenile services and facilities presently supported by County on account of the credit for payments made hereunder.

IN WITNESS WHEREOF, County and DYS has caused this agreement to be executed for each and in the name of each by the persons indicated below, in duplicate, either copy of which may be considered an original.

Indicate Detention Center chosen by County to receive funds below:

Tennessee Valley Juvenile Detention Center

Chairman, County Commission

ALABAMA DEPARTMENT OF YOUTH SERVICES

Steven P. Lafreniere
Executive Director

Legal Counsel (Approved as a form only)
Department of Youth Services

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Jason Black, aye; Ben Harrison, aye; Stanley Hill, aye; and Steve Turner, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Stanley Hill to authorize the Chairman to execute the TARCOG Area Agency on Aging Contract, effective October 1, 2016: reimbursement not to exceed \$126,030.00.

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Steve Turner, aye; Stanley Hill, aye; Jason Black, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Jason Black and seconded by Steve Turner to authorize the Chairman to execute the following TARCOG SenioRx Program Memorandum of Understanding, effective October 1, 2016: in the amount of \$20,848.00.

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (hereinafter referred to as "MOU") is entered into on this 1st day of October, 2016, by and between the Top of Alabama Regional Council of Governments (hereinafter referred to as "TARCOG") and the Limestone County Commission (hereinafter referred to as the "Commission"). The purpose of this MOU is to award funds to the Commission for the purpose of expanding the existing medication assistance program for the elderly, to be known as the SenioRx Program. This program will enable eligible low-income senior citizens to have access to life-sustaining

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medications that they would otherwise struggle to afford and access to wellness information and practices. The funds will be available under this MOU, and are to be utilized until the ending date of September 30, 2017.

TARCOG agrees to the following provisions:

- A. Will provide \$20,848 to the Commission, subject to receipt of funds from the Alabama Department of Senior Services, to be used for staff time and other support, in order to expand the medication assistance program. The final amount of funds will be confirmed or modified after appropriation from ADSS.
- B. Will provide forms for service records and other reporting materials.
- C. Will coordinate the SenioRx Program in the region, and provide specific training for the program to Commission staff as appropriate.

The Commission agrees to the following provisions:

- A. Will select and hire staff to expand the medication assistance program for low- income seniors in the County. A minimum of 210 people will be served in the County during the project period. At least 14 of the clients served should be new clients.
- B. Will select clients from those people who are over 55 years of age and who meet the pharmaceutical companies' standard for financial eligibility for the program and disabled persons of any age who have been approved for Social Security disability but are in the 2 year waiting period for Medicare.
- C. Will keep and submit accurate service and financial records for program activities and all clients served as required by TARCOG or the Alabama Department of Senior Services, using the AIMS data entry system. These records will be submitted to TARCOG by the 8th day following each month.
- D. Will adopt and use the program name "SenioRx" for use in any publicity on the program.
- E. Will work with TARCOG staff to develop a volunteer component of the County's SenioRx Program.
- F. Will work to connect participating seniors with other services and benefits offered by the County's Aging program.
- G. Will provide medication management information/assistance services related to the Alabama SenioRx Program to clients as needed and appropriate.
- H. Will recognize the County Council on Aging as an advisory council for this program and will seek its recommendation on major issues involving the welfare of the elderly and the delivery of services.
- I. Will adopt HIPAA standards that will protect health information and ensure client confidentiality.

This MOU may be terminated by either party with thirty (30) days written notice.

TARCOG

Jerry Jennings
Board President

Mark Yarbrough, Chairman
Limestone County Commission

Witness:

Witness:

Nancy Robertson
Executive Director

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Jason Black, aye; Steve Turner, aye; Stanley Hill, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Stanley Hill and seconded by Steve Turner to authorize the Chairman to execute the following Memorandum of Understanding between Alabama Department of Archives and History and the Limestone County Commission for a grant to purchase/install UV filters on records room windows and purchase and implement digital environmental tracking system for the Limestone Archives. Grant amount is \$1,894.25; In-Kind/Cash cost share amount is \$2,513 for total Project cost of \$4,407.25.

2016 ALABAMA REGRANT MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding ("MOU") is entered into as of the date last signed below, between the **Limestone County Commission** and the **Alabama Department of Archives and History (ADAH)**, on behalf of the **Alabama State Historical Records Advisory Board (Board)**.

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WHEREAS, the ADAH functions as the support agency for the Alabama State Historical Records Advisory Board and the Board received grant funds from the National Historical Publications and Records Commission (NHPRC) for a 2016 regrant program to support preservation and access to historical records across the state; and

WHEREAS, the recipient applied for and was awarded a Local Regrant from the State Historical Records Advisory Board for 2016 now

THEREFORE, the parties hereto agree as follows:

1. Purpose: This regrant is made for the purpose of:

- Purchase and install UV filters on records room windows.
- Purchase and implement digital environmental tracking system.

The Project is to be performed in accordance with the Recipient's approved grant application, a copy of which is attached.

2. Award and Match: This regrant is awarded on a cost-share basis. The Grant Recipient hereby pledges a cash and/or in-kind cost-share (*supplies purchased specifically for the project, for example, are a cash cost-share; a portion of an existing employee's/volunteer's time is in-kind cost-share*) of:

Grant Award Amount: \$ 1,894.25

Recipient In-Kind/Cash Cost-share: \$ 2,513.00

3. Cash and In-kind Cost-share Verification: The Recipient shall provide adequate proof of meeting the cash and/or in-kind cost-share requirement by providing documentation in its Final Report (see item 7) of the number of hours and amount paid to project staff; the salary and time that Recipient's staff devotes to the Project; and payments for Project materials and activities, as proposed in the approved application.

4. Project Period: The Project shall commence on September 1, 2016 and shall end on February 28, 2017, unless different dates are agreed to in writing by the ADAH and the Recipient.

5. Regrant Funds: Payment of the full amount of the grant award will be made to the Recipient as soon as the ADAH receives the funds from the NHPRC.

6. Supervision and Coordination: The Recipient shall designate a Project Administrator having the authority and responsibility to supervise the Project.

7. Plan and Reports: If significant changes in the Project occur from plans detailed in the Grant Application, the Recipient must notify the ADAH and receive written approval of the alteration. Within thirty days of conclusion of the Project, a detailed final report (the "Final Report") shall be submitted by the Recipient to the ADAH. The Final Report shall provide sufficient information and financial documentation for the ADAH to evaluate the results of the Project, including a summary of project activities, accomplishments, use of grant funds. In addition, as a requirement by NHPRC, the Recipient must include types of records and volume processed, preserved, and made accessible for public use and/or number of digital facsimiles made available for public use.

8. Compliance with Federal Laws: The Recipient shall comply with all Federal laws, regulations, and executive orders as may apply to the administration of this Project and the conduct of the Project, including but not limited to:

(a) National Archives and Records Administration Regulations (36 Code of Federal Regulations Parts 1206 and 1207), and particularly Sections 1207.20, *et seq.* (financial management); Section 1207.35 (subawards to debarred and suspended parties); Section 1207.36 (procurement); and Section 1207.42 (retention and access requirements for project records); 36 CFR Part 1210 (as applicable), 36 CFR Parts 1208, 1209 and 1211;

(b) Fair Labor Standards Act of 1938, as amended;

(c) Title VII of the Civil Rights Act of 1964, as amended;

(d) Age Discrimination in Employment Act of 1976, as amended;

(e) Americans with Disabilities Act of 1990, as amended;

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

| Name | Position | Effective Date | Current Rate Per Hour | New Rate Per Hour |
|--------------------|-----------------------------|----------------|-----------------------|-------------------|
| Roy Brooks | Operations Lieutenant | 9/25/16 | 27.76 | 28.63 |
| James Crouch | Corrections Officer | 9/21/16 | 17.04 | 17.57 |
| Johnna Ehendt | License Supervisor | 9/10/16 | 19.95 | 20.57 |
| John Fleming | Corrections Officer | 9/01/16 | 15.55 | 16.03 |
| John T. Kilgore | District 3 Foreman | 9/11/16 | 35.30 | 36.41 |
| Karla Lopez | Communications Officer | 9/02/16 | 16.03 | 16.53 |
| Marcus Massey | Assistant Engineer PE | 9/21/16 | 44.75 | 46.16 |
| Stanley McNatt | Chief Investigator | 9/01/16 | 43.09 | 44.44 |
| Anna lee Owens | Personal Property Appraiser | 9/24/16 | 26.35 | 27.17 |
| Regina Pierce | Nutrition Site Manager | 9/08/16 | 16.33 | 16.84 |
| Leslie Ramsey | Investigator | 9/17/16 | 26.73 | 27.57 |
| John L Russell | Corrections Officer | 9/15/16 | 22.73 | 23.45 |
| Justin Smith | Deputy | 9/15/16 | 19.54 | 20.15 |
| Janice A. Williams | Corrections Sergeant | 9/07/16 | 27.57 | 28.43 |

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Steve Turner, aye; Jason Black, aye; Stanley Hill, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Steve Turner and seconded by Stanley Hill approve the following subdivision:

| Name | S/D Type | Approval Type | Lots | District | Location |
|------------------------|----------|---------------|------|----------|------------------------|
| The Arbors Addition #6 | Major | Preliminary | 64 | 2 | North side of Newby Rd |

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Steve Turner, aye; Stanley Hill, aye; Jason Black, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Ben Harrison and seconded by Jason Black to approve a request from Laura Murrah for permission to cut across Lebanon Road for the purpose of placing utilities.

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Ben Harrison, aye; Jason Black, aye; Stanley Hill, aye; and Steve Turner, aye. Motion carries unanimously.

MOTION was made by Stanley Hill and seconded by Steve Turner to give Administrator Pam Ball the authority to approve departmental budget revisions as necessary for end of the year procedures.

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Stanley Hill, aye; Steve Turner, aye; Jason Black, aye; and Ben Harrison, aye. Motion carries unanimously.

MOTION was made by Jason Black and seconded by Steve Turner to approve the following Change Orders for Phase III of the Courthouse renovation project; \$14,857.00

- Garber Construction CO #43 – for adding new door hardware to the three set of double doors at the second floor exits, this includes weather-stripping, thresholds, door shoe and astragals; \$3,007.00
- Garber Construction CO #44 – for the extra cost to refinish the Terrazzo floors an 2nd and 3rd floor lobby areas that is above the allowance described in the specifications; \$11,850.00

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Jason Black, aye; Steve Turner, aye; Stanley Hill, aye; and Ben Harrison, aye. Motion carries unanimously.

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MOTION was made by Ben Harrison and seconded by Jason Black to award the following bid proposal to the lowest responsible bidder meeting specifications as follows:

| Proposal No. | Item | Awarded to | Amount |
|---------------------|---|-------------------------------------|---------------|
| 2590 | Printing – Business License Mail Notices & Envelopes (License Commission) | IMS Enterprises Negotiated price | \$523.75 |

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Ben Harrison, aye; Jason Black, aye; Stanley Hill, aye; and Steve Turner, aye. Motion carries unanimously.

Stanley Hill discussed the CSC railroad repairs in District 1. He asked drivers to be mindful of workers as they perform road repairs.

Steve Turner stated his district completed the second round of mowing and would hold off on future mowing until the farmers had harvested their crops. His crew is currently working on line-of-sight improvements at some intersections.

Jason Black said that Miller and Miller Contracting closed Lucas Ferry this morning for bridge replacement. He reported that his crew has started the second round of mowing.

Ben Harrison stated that his district had been bush hogging since May. He said improvements to Christopher Road are complete and his crew would work to improve the entrance to Patterson Hill Road.

Recessed at 10:39 a.m. until 10:00 a.m. on Wednesday, September 14, 2016 at the Washington Street Courthouse Annex, 310 West Washington Street, Athens, AL.

Mark Yarbrough, Chairman

Stanley Hill, D-I Commissioner

Steve Turner, D-II Commissioner

Jason Black, D-III Commissioner

Ben Harrison, D-IV Commissioner