

MINUTES, LIMESTONE COUNTY COMMISSION, DECEMBER 1, 2014

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.

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

Chairman Yarbrough presented Doug Batdorff a proclamation for outstanding achievement as the Athens Steelcase Plant Manager and is being promoted to Director of Manufacturing for Steelcase North America.

Kelly Howard, Jim Maynard and David Parker, from Martin & Cobey Construction, gave construction updates on the Courthouse and Jail expansion.

The meeting began with the Pledge of Allegiance.

MOTION was made by Steve Turner and seconded by Stanley Hill to approve the minutes of November 17 & 26, 2014.

The Chairman asked if there was any discussion. There was no discussion. The Chairman 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 claims

11/14/14	Check # 30907	\$ 884.62
11/14/14	Check # 30908 – 31118	\$ 22,662.95
11/21/14	Check # 31119 – 31171	\$ 137,093.61
11/26/14	Check # 31172 – 31275	\$1,317,991.47
11/26/14	Check # 31276	<u>\$ 481.90</u>
	TOTAL	\$1,479,114.55

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

MOTION was made by Steve Turner and seconded by Jason Black to authorize the Chairman to execute the following resolution authorizing execution of the Warrant Purchase Contract and the County Government Bond Financing Review Form.

**STATE OF ALABAMA)
LIMESTONE COUNTY)**

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**LIMESTONE COUNTY COMMISSION
RESOLUTION**

WHEREAS, Limestone County, Alabama (the "County") has determined to issue its General Obligation Warrants, Series 2014 (the "Warrants") and has hired Merchant Capital, L.L.C. (the "Underwriter") to serve as underwriter of the Warrants; and

WHEREAS, the Underwriter will request the County to execute a warrant Purchase Contract (the "Warrant Purchase Agreement") providing for the purchase of the Warrants from the County on the terms contained in therein; and

WHEREAS, the County Commission of the County has determined to approve the sale of the Warrants to the Underwriter pursuant to the Warrant Purchase Agreement and to approve certain other actions related to the sale; and

WHEREAS, upon motion having been made by Commissioner Steve Turner and seconded by Commissioner Jason Black, with discussion having been held thereon and a vote taken, with the motion carrying by a vote of 4 to 0;

NOW, THEREFORE, BE IT RESOLVED by the County Commission of the County as follows:

1. In connection with the sale of the Warrants, each of the Chairman of the County Commission (the "Chairman") and the Administrator of the County (the "Administrator") are authorized to execute and deliver a County Government Bond Financing Review Form (the "Bond Financing Form") in substantially the form presented to the meeting of the County Commission at which this resolution is adopted, with such changes and additions as either of them shall deem necessary or desirable, the determination of the definitive form of the Bond Financing Form to be conclusively established by his or her execution of such document. The County Commission represents and acknowledges that all action (including without limitation, all considerations, identifications, indications, acknowledgments, receipts, presentations and explanations) has been taken that is needed to satisfy all requirements referred to within the Bond Financing Form. The Chairman, the Administrator and Balch & Bingham LLP, bond counsel to the County, are authorized to cause the Bond Financing Form to be delivered to the Department of Examiners of Public Accounts.

2. In connection with said sale of the Warrants, the Chairman is authorized to execute and deliver the Warrant Purchase Agreement with the Underwriter in substantially the form customarily used by the County, with such changes and additions as the Chairman shall deem necessary or desirable, the determination of the definitive form of the Warrant Purchase Agreement by the Chairman to be conclusively established by his execution of such document. The Chairman is authorized to cause the said Warrant Purchase Agreement to be delivered to the Underwriter.

ADOPTED this 1st day of December, 2014.

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Mark Yarbrough, Chairman
Limestone County Commission

Attest:

Administrator

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

MOTION was made by Ben Harrison and seconded by Steve Turner to accept the attached grant in the amount of \$30,000.00 between Limestone County Drug Court and the Alabama Administrative Office of Courts; retroactive October 1, 2014; not received from the State until November 21, 2014.

The Chairman asked if there was any discussion. There was no discussion. The Chairman 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 Ben Harrison to authorize the Chairman to execute final documents pertaining to the Agreement with the City of Huntsville for the Old Highway 20 improvements approved June 3, 2014 for the assignment of easement.

**STATE OF ALABAMA
COUNTY OF LIMESTONE**

RESOLUTION OF THE LIMESTONE COUNTY COMMISSION

WHEREAS, the Limestone County Commission adopted that certain Resolution dated June 3, 2014, approving that certain Agreement for Old Highway 20 Phase II Improvements (the "Agreement"), attached as Exhibit "A"; and

WHEREAS, pursuant to the Agreement, Limestone County authorized the acquisition of certain real property described in the attached Exhibit "B" (fee simple) and Exhibit "C" (utility and drainage easement) (the "Property"), which is outside the city limits of the City of Huntsville, at the City's expense, by eminent domain proceedings should the City be unable to acquire the Property by voluntary conveyance; and

WHEREAS, the City of Huntsville, by and in the name of Limestone County, was required to acquire the Property by eminent domain proceedings in Limestone County Probate Case No. 27-451, as evidenced by that certain Final Order of Condemnation dated September 24, 2014, attached hereto as Exhibit "D"; and

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WHEREAS, the City of Huntsville has requested that Limestone County execute a statutory warranty deed to the Property described in the attached Exhibit "B" and an assignment of the utility and drainage easement to the Property described in the attached Exhibit "C" to the City of Huntsville.

NOW THEREFORE, BE IT RESOLVED by the County Commission of Limestone County, Alabama, as follows:

1. That in the judgment and opinion of the Limestone County Commission, it is in the public interest and for the public good that the Project be completed and that the County's interest in the Property be conveyed and/or assigned from Limestone County to the City of Huntsville.

2. That Limestone County hereby agrees that Mark Yarbrough, as Chairman of the Limestone County Commission, be and he is hereby authorized, empowered, and directed, on behalf of the County, to execute a statutory warranty deed to the Property described in Exhibit "B" and an assignment of the utility and drainage easement to the Property described in Exhibit "C" to the City of Huntsville.

DONE this 1st day of December, 2014.

LIMESTONE COUNTY COMMISSION

By: _____
Mark Yarbrough, Chairman

ATTEST:

Pam Ball, County Administrator

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

MOTION was made by Stanley Hill and seconded by Steve Turner to approve a Certified Destruction Agreement from Lambert Record Center for on-site shredding services for the Limestone County License Commissioner's Office, pending County attorney approval.

The Chairman asked if there was any discussion. There was no discussion. The Chairman 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 attached Limestone County Commission Kidney Dialysis Van Drivers Handbook for ALDOT 5310 Programs.

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

MOTION was made by Ben Harrison and seconded by Steve Turner to accept an ADEM grant agreement with Liberty Tire Recycling for tire recycling services (drop off and pick up trailers) for Districts 1 - 4. No County match.

The Chairman asked if there was any discussion. Commissioner Steve Turner stated this is a great program and helps keep old tires out of the ditches and streams. Commissioner Ben Harrison said that B & B Tire Landfill in Hayden, Alabama will take tires from dealers for \$1.10 per tire. The Chairman 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 appoint Camilla Gaston and reappoint Ernest Campbell to the Health Care Authority of Athens & Limestone County, both for six year terms beginning January 1, 2015.

The Chairman asked if there was any discussion. Commissioner Ben Harrison recommended the Commission, as a whole, should select the most qualified individual to serve on the board. In the future, he suggested interviewing all nominees for a board appointment. The Chairman 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 Stanley Hill to appoint Mark Yarbrough and Steve Turner to the Solid Waste Authority Board, for three year terms.

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

MOTION was made by Ben Harrison and seconded by Steve Turner to appoint Jason Black to the Tennessee Valley Youth Services Board.

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

MOTION was made by Steve Turner and seconded by Ben Harrison to appoint Stanley Hill to the Community Action Board, for a one year term.

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

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MOTION was made by Steve Turner and seconded by Stanley Hill to appoint Ben Harrison to the R C & D Council Board.

The Chairman asked if there was any discussion. There was no discussion. The Chairman 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 appoint Brian Johnstone to the Pryor Field Airport Authority Board, to fill vacancy for the remainder of the term which expires September 30, 2015.

The Chairman asked if there was any discussion. There was no discussion. The Chairman 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 Stanley Hill to award the following bid proposals to the lowest responsible bidder meeting specifications as follows:

Proposal No.	Item	Awarded To	Amount
2510	Full size Crew Cab 4x4 Pick-Up Truck (County Commission)	Champion Chevrolet	\$48,241.20
2512	Full size Crew Cab 4x4 Pick-Up Truck (District 3)	Long-Lewis Ford of the Shoals	\$47,998.50

The Chairman asked if there was any discussion.

Commissioner Ben Harrison questioned the purchase of two trucks for the Chairman and District 3 Commissioner. He agreed with the need for District 3 Commissioner to have a truck, but questioned the need for purchasing a truck for the Chairman. He suggested Bid No. 2510 be rejected and bid out something more economical. He said, "He didn't know any duties of the Commission Chairman that would require a big four-door truck".

District 2 Commissioner, Steve Turner, said he supported the purchases because last year when it snowed, he had to use his personal truck. He said the people of District 3 and Limestone County would hold each official responsible for what they do with the trucks.

Chairman Yarbrough said "The people of Limestone County elected a working chairman, and I'm going to be a working chairman." He also stated that economic development efforts of the county required him to be out in the community at work sites and severe weather would require him to be out in rough terrain.

The Chairman called the roll. Stanley Hill, aye; Steve Turner, aye; Jason Black, aye; and Ben Harrison, nay. Motion carries.

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MOTION was made by Ben Harrison and seconded by Steve Turner to enter into executive session pursuant to Code of AL Section 36-25A-7(l) to discuss the general reputation and character of certain public employee.

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

Entered into executive session at 10:31 a.m. and reconvened at 10:47 a.m.

MOTION was made by Ben Harrison and seconded by Stanley Hill to approve Family Medical Leave for Ronald Andris, beginning November 24, 2014 until December 12, 2014.

The Chairman asked if there was any discussion. There was no discussion. The Chairman 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 transfer Matthew Williamson from the Engineering Department to Equipment Operator III in District III.

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

MOTION was made by Stanley Hill and seconded by Ben Harrison to promote Chris Davis to Foreman in District 1.

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

MOTION was made by Steve Turner and seconded by Stanley Hill to employ Shannon Thrasher as a Deputy, pending drug and alcohol screening.

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

MOTION was made by Steve Turner and seconded by Jason Black to employ Patrick Shields as Corrections Officer, pending drug and alcohol screening.

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

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MOTION was made by Steve Turner and seconded by Stanley Hill to approve a request to vacate the utility and drainage easement at the rear of lot #24 in Tremont Subdivision.

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

MOTION was made by Steve Turner and seconded by Jason Black to approve the following Limestone County Policy on Public Notices Regarding Blanket Conditions of County Roads & Bridges.

**Limestone County Policy on Public Notice Regarding
Blanket Conditions of County Roads and Bridges**

PURPOSE:

This policy shall be utilized by the Limestone County Commission in order to effectively communicate the blanket conditions of county roads and bridges resulting from extreme weather conditions or other disaster events. The policy does not apply to other circumstances.

PROCESS:

Should conditions warrant blanket communication regarding the conditions of roads and bridges, the Limestone County Commission shall distribute such information through the Limestone County Emergency Management Agency.

ROAD and BRIDGE CONDITIONS:

When conditions warrant, the public shall be notified of the following information:

IMPASSABLE TRAVEL ADVISORY: Effective _____, all roads and bridges in Limestone County should be considered **IMPASSABLE** until further notice. Members of the general public are advised that all travel should be suspended or delayed. Only emergency vehicles may travel on county roads and bridges until further notice.

When conditions improve, the public shall be notified of the following information:

RESUMPTION OF TRAVEL: Effective _____, roads conditions have improved, therefore, the **IMPASSABLE TRAVEL ADVISORY** for Limestone

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County roads and bridges has been lifted. County officials, however, cannot ensure the safety or conditions of all roads. Drivers are reminded to use caution when travelling.

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

MOTION was made by Ben Harrison and seconded by Jason Black to name First National Bank as the county depository pursuant to Code of Alabama 1975, Section 11-4-41.

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

MOTION was made by Stanley Hill and seconded by Jason Black to approve to sell the following on GovDeals:

Department	Item	Inventory #	Serial #
District 3	2010 Ford Explorer	99003001	1FMEU7D85AUA42737
District 3	2004 Ford Ranger	931002	1FTYR10E54PB13269
District 3	2004 Chevrolet	9303001	1GBJC34R7YF476104
District 3	1991 Ford F600	9507001	1FDNK64PXMVA37331

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

MOTION was made by Steve Turner and seconded by Jason Black to remove the following items from inventory:

Department	Item	Serial #
Archives	Dell PowerEdge R200	1WMVVH1
Revenue Commission	Cisco 7910 IP Phone	INM08161T36
Revenue Commission	Cisco 7911 IP Phone	FCH1220EWHN
Revenue Commission	Cisco 7940 IP Phone	FCH111688C8
Revenue Commission	Cisco 7940 IP Phone	FCH111688T6

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The Chairman asked if there was any discussion. There was no discussion. The Chairman 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 close County offices the following dates:

- December 25 & 26, 2014 for Christmas
- January 1 & 2, 2015 for New Year's

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

Commissioner Stanley Hill stated that Chris Davis has done a great job for District 1.

Chairman Yarbrough thanked everyone for attending today's meeting and announced the Christmas tree lighting ceremony on December 4th at 5 p.m.

Recessed at 10:58 a.m. until 10:00 a.m. on Wednesday, December 10, 2014, at the Washington Street Courthouse Annex, 310 West Washington Street, Athens, AL.