

**MINUTES, LIMESTONE COUNTY COMMISSION, AUGUST 16, 2024,
COMMISSION MEETING**

The Limestone County Commission met in a regular meeting today, at 9:34 a.m. at the Clinton Street Courthouse Annex, 100 South Clinton Street, Athens, Alabama.

Present: Daryl Sammet, Danny Barksdale, Derrick Gatlin, and LaDon Townsend. Absent: None. Collin Daly, Chairman presided.

The meeting began with the Pledge of Allegiance.

MOTION was made by Daryl Sammet and seconded by Danny Barksdale to approve the minutes of August 5, 2024.

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Daryl Sammet, aye; Danny Barksdale, aye; Derrick Gatlin, aye; and LaDon Townsend, aye. Motion carries unanimously.

MOTION was made by Derrick Gatlin and seconded by LaDon Townsend to approve the following claims:

08/02/2024	0080017 – 0080065	\$ 1,619,163.47
08/02/2024	0080066 - 0080067	\$ 3,579.06
08/09/2024	0080068 – 0080162	\$ 506,415.06
	TOTAL	\$ 2,129,157.59

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. Derrick Gatlin, aye; LaDon Townsend, aye; Daryl Sammet, aye; and Danny Barksdale, aye. Motion carries unanimously.

MOTION was made by Danny Barksdale and seconded by Derrick Gatlin to approve a Resolution approving CPI adjustment to the solid waste collection rates.

**LIMESTONE COUNTY COMMISSION RESOLUTION
A RESOLUTION ESTABLISHING SOLID WASTE COLLECTION RATES**

WHEREAS, the Limestone County Commission (“Commission”) established a Solid Waste Department for the purpose of collecting and transporting solid waste, as permitted by the Code of Ala. 1975, Section 22-27-3; and

WHEREAS, the Commission desires establish a rule under which rates for solid waste collection will increase at the rate inflation increases costs associated with operating the Solid Waste Department.

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NOW, THEREFORE, BE IT RESOLVED by the Limestone County Commission at its meeting on August 16, 2024, that the rate charged for providing solid waste collections services to those households being served by its Solid Waste Department shall be increased October 1 of each year by the percentage rate of the inflation as determined by the Consumer Price Index for All Urban Consumers (CPI-U) Garbage and Trash Collection in U.S. City Average as of the preceding June of the same year, if a positive rate of inflation, or shall be left unchanged, if the rate of inflation shown by the index for the preceding June of the same year is zero or negative.

Adopted and approved this 16th day of August 2024.

Collin Daly, Chairman

ATTEST:

Ellen Morell, County Administrator

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Danny Barksdale, aye; Derrick Gatlin, aye; Daryl Sammet, aye; and LaDon Townsend, aye. Motion carries unanimously.

MOTION was made by LaDon Townsend and seconded by Danny Barksdale to approve a Temporary Easement Agreement (District 4).

TEMPORARY EASEMENT AGREEMENT

THIS AGREEMENT is made and entered into effective as of the 16th day of August 2024 by and between Wyman Gibbs, an individual, whose resides at 504 Wickerberry Way Athens, AL 35611 and Limestone County, Alabama, a political subdivision of the State of Alabama (hereinafter, "County").

WITNESSETH:

WHEREAS, pursuant to Ala. Code (1975) § 23-1-80, Limestone County, Alabama has a duty to keep the roads within its jurisdiction in a reasonably safe condition for travel; and

WHEREAS, Walnut Grove Road in the proximity of Ellis Lane requires some work to prevent water from pooling on the roadway; and

WHEREAS, it has been determined by the County that a reasonably efficient manner to accomplish a reduction in water pooling on the roadway is to clear the preexisting ditches on the County's right of way and on the privately owned property adjacent to the roadway area at issue; and

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WHEREAS, the owner of the adjacent real property at 504 Wickerberry Way Athens, AL 35611 desires to grant a temporary easement to the County so that it can carry out its planned work; and

WHEREAS, the parties desire to provide for their rights and obligations, each to the other, as set forth in this agreement.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are expressly acknowledged, each by the other, the parties intending to be legally bound, agree as follows:

1. Grant of Temporary Easement. Grantor grants a temporary easement to County, its agents and employees, with necessary equipment, to enter on and have access to the above-described real property owned by Grantor. Such temporary easement is for the express purpose of cleaning out the stormwater ditches on the County's adjacent right of way and on Grantor's property in order to allow water to drain away from the County's roadway. On termination, County will return the property as nearly as practicable to its original condition, taking into consideration the nature of the work being performed and excepting the removal of any debris or any other material blocking the stormwater ditches or impeding the flow of water therein.

2. Term of Easement. This grant of temporary easement shall terminate three (3) days after completion of the work as determined by the County or October 1, 2024, whichever occurs first.

3. Reservation of Rights. It is acknowledged and agreed that the temporary easement granted under this agreement is not an exclusive easement and that Grantor, his heirs and assigns, shall have the right to use and enjoy the easement area in any manner not inconsistent with the easement rights created in this agreement.

4. Authority of Grantor. Grantor represents and warrants that he has the full right, power and authority to enter into, deliver, and perform this agreement.

5. Jurisdiction and Venue. This Lease and the rights and obligations of the parties hereto shall be governed by and construed and enforced in accordance with the substantive laws of the State of Alabama without regard to any conflicts of law provisions thereof that would result in the application of the laws of any other jurisdiction. The parties further agree that (i) any claim of whatever character arising under this Lease or relating in any way, directly or indirectly, to the dealings between them during the term of this Lease shall be brought exclusively in a federal or state court of competent jurisdiction in Limestone County in the State of Alabama (including, any application for provisional relief); (ii) any such claim that is filed in any other court shall be conclusively deemed as violating the expressed intent of the parties in this mandatory forum selection clause; and (iii) any challenge to the filing of any such claim in a forum designated in this clause shall be deemed waived.

6. Entire Agreement. This writing constitutes the entire agreement of the parties and supersedes any prior understandings or agreements among the parties with respect to the subject matter and may not be modified or amended orally. There are no representations, arrangements, understandings or agreements, oral or written, among the parties hereto relating to the subject matter of this agreement, except those fully expressed herein. This agreement shall be governed by and construed in accordance with the laws of the State of Alabama. This agreement shall be binding upon the parties hereto, and upon their successors and assigns.

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7. Counterparts. This agreement may be executed in multiple counterparts, each of which shall be deemed an original but all of which shall constitute one and the same instrument.

8. Captions. The captions or headings in this agreement are made for convenience and general reference only and shall not be construed to describe, define, or limit the scope or intent of the provisions of this agreement.

9. Construction. Whenever the singular number is used in this agreement and when required by the context, the same shall include the plural and vice versa, and the masculine gender shall include the feminine and neuter genders and vice versa.

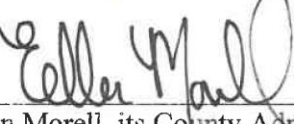
10. Miscellaneous. No delay or failure by either party to exercise any right under this agreement, and no partial or single exercise of that right, shall constitute a waiver of that or any other right, unless otherwise expressly provided herein. The provisions of this agreement shall be severable and if any provision shall be invalid or void or unenforceable, in whole or in part for any reason, then the remaining provisions shall remain in full force and effect.

IN WITNESS WHEREOF, Limestone County, Alabama, a political subdivision of the State of Alabama, has caused this agreement to be executed by the Chairman of its County Commission, Collin Daly, and by its County Administrator, Ellen Morell, who are thereunto duly authorized, and Wyman Gibbs, has set his hand and seal to this agreement effective as of the day and year first above written.

Limestone County, Alabama,
a political subdivision of the State of Alabama

By  _____
Collin Daly, its Chairman

Wyman Gibbs
 (SEAL)
Wyman Gibbs

Attest:

By: _____
Ellen Morell, its County Administrator

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. LaDon Townsend, aye; Danny Barksdale, aye; Daryl Sammet, aye; and Derrick Gatlin, aye. Motion carries unanimously.

MOTION was made by Daryl Sammet and seconded by LaDon Townsend to approve FY24-25 grant applications for Community Corrections for the following:

- Veterans' Treatment Court. Amount to be received: \$29,984.00
- Drug Court. Amount to be received: \$29,950.00
- Family Treatment Court. Amount to be received: \$29,540.00

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Daryl Sammet, aye; LaDon Townsend, aye; Danny Barksdale, aye; and Derrick Gatlin, aye. Motion carries unanimously.

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MOTION was made by Daryl Sammet and seconded by Danny Barksdale to approve the FY24-25 contract with the Alabama Department of Youth Services and Limestone County for detention bed use for the juvenile court.

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

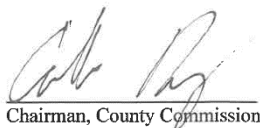
For and in consideration of the mutual covenants herein contained, and other good and valuable considerations, the parties hereto do hereby agree as follows:

1. The purpose of this agreement is to plan for detention bed use for the juvenile court of County for the period October 1, 2024 through September 30, 2025, to subsidize the detention of children in licensed juvenile detention facilities pursuant to Alabama Code §12-15-208, and to reimburse the county commission responsible for the cost of detention as required by Alabama Code § 12-15-215, as amended by Alabama Act 2024-305.
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. DYS shall also pay on behalf of County, the per diem expenses incurred for each day after DYS is required to accept children for commitment (i.e., after 12 business days, or 16 business days between October 1, 2024, and September 30, 2025), including, but not limited to, medical, dental, and mental health costs, as required by Alabama Code § 12-15-215, as amended by Alabama Act 2024-305. 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 to form only)
Department of Youth Services

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The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Daryl Sammet, aye; Danny Barksdale, aye; Derrick Gatlin, aye; and LaDon Townsend, aye. Motion carries unanimously.

MOTION was made by LaDon Townsend and seconded by Daryl Sammet to approve the following budget revision:

Department	Account Number	Title of Line Item	Amount
EMA	155-35910	Budgetary Fund Balance	- \$27,788.49
	155-52300-219	Other Misc. Supplies	+ \$27,788.49

The Chairman asked if there was any discussion. The Chairman noted that as discussed in the work session, the plus (+) and minus (-) signs as printed on the agenda needed to be reversed. The Administrator called the roll. LaDon Townsend, aye; Daryl Sammet, aye; Danny Barksdale, aye; and Derrick Gatlin, aye. Motion carries unanimously.

MOTION was made by Danny Barksdale and seconded by Daryl Sammet to approve to re-appoint Chairman Collin Daly to serve on the 2024-2025 ACCA Legislative Committee.

ACCA LEGISLATIVE COMMITTEE NOMINEE FORM

On August 16, 2024 (date), by majority vote of the
Limestone (county) County Commission,
 Judge / Chairman / Commissioner (circle one)
Collin Daly (name) was appointed to serve
 on the 2024-2025 ACCA Legislative Committee.

Signature 
 County Administrator

*Please return this form to Lisa Fiore by email (lfiore@alabamacounties.org) or fax
 (334-263-7678) before the August 1, 2024 deadline.*

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Danny Barksdale, aye; Daryl Sammet, aye; Derrick Gatlin, aye; and LaDon Townsend, aye. Motion carries unanimously.

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MOTION was made by Derrick Gatlin and seconded by LaDon Townsend to approve to award the following bids:

Proposal No.	Item	Awarded to	Amount
2861	Printing-Business License Mail Notices & Envelopes – License Commission	DivcoData	\$562.50
2862	Numerical/Color Banded Folders-Sheriff's Office	American Specialty	\$1,657.50

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Derrick Gatlin, aye; LaDon Townsend, aye; Daryl Sammet, aye; and Danny Barksdale, aye. Motion carries unanimously.

MOTION was made by Derrick Gatlin and seconded by LaDon Townsend to amend the Staffing Plan under “Appraisal Department” to add a Temporary Chief Appraiser Trainee.

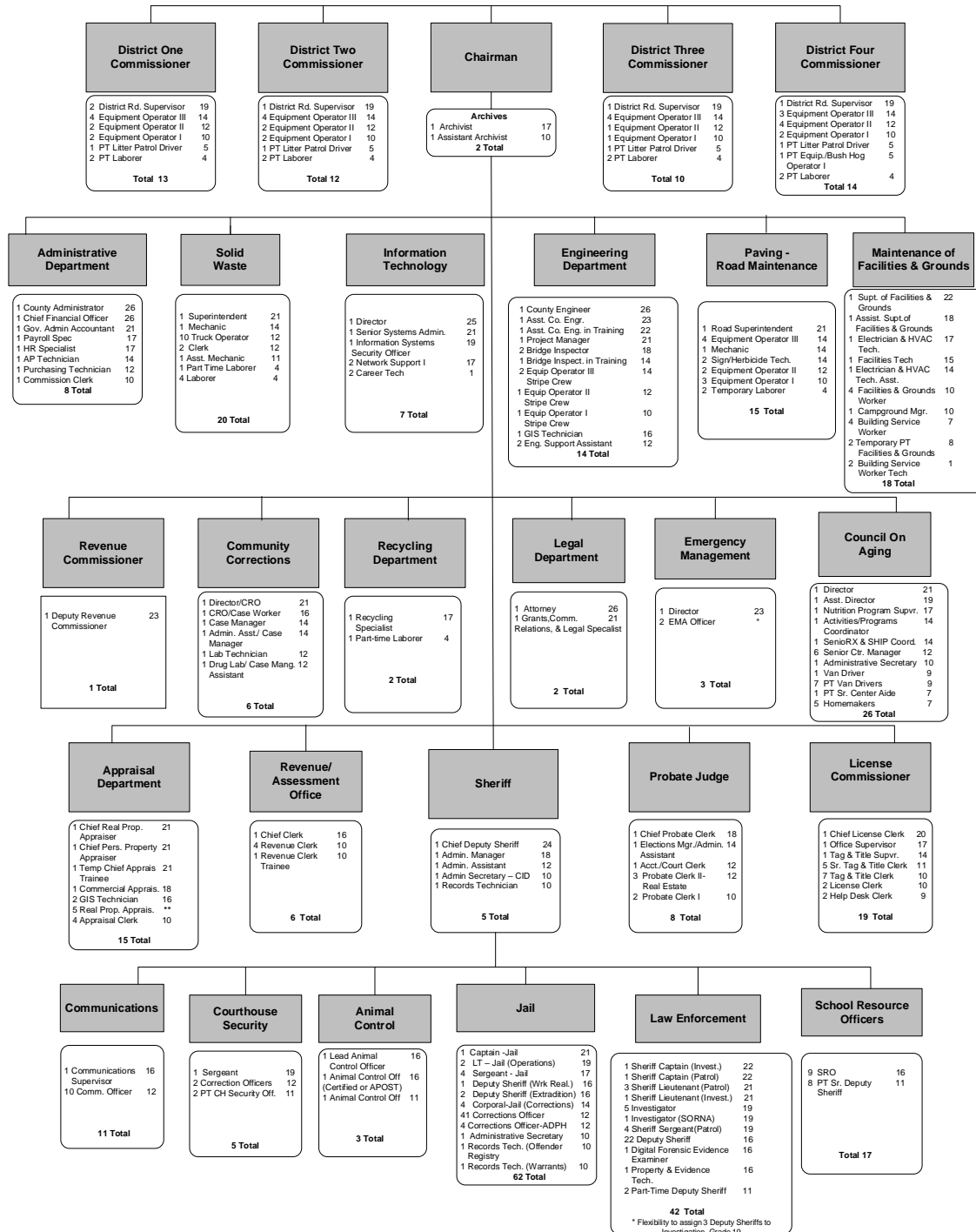
The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Derrick Gatlin, aye; LaDon Townsend, aye; Daryl Sammet, aye; and Danny Barksdale, aye. Motion carries unanimously.

MOTION was made by Daryl Sammet and seconded by Danny Barksdale to amend the Staffing Plan under “License Commissioner” to add an additional Help Desk Clerk making a total of two (2) Help Desk Clerk positions.

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Daryl Sammet, aye; Danny Barksdale, aye; Derrick Gatlin, aye; and LaDon Townsend, aye. Motion carries unanimously.

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LIMESTONE COUNTY COMMISSION STAFFING PLAN August 16, 2024



*EMA Officer
< 10 yrs experience:17; Ten Year Experience & required certifications:19

**Real Property Appraiser
Trainee: 14; 18 months' experience: 17; State certified: 18

Under "Law Enforcement", "4 Corrections Officer-ADPH" are paid through an ADPH grant which will go through July 31, 2024.

Solid Waste Dept. voted 11/22/2022

SW job Descript voted 1/3/2023

Acct. Specialist voted 1/3/2023

Grants,Comm. Relations, & Legal Spec. voted 1/3/2023

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MOTION was made by Derrick Gatlin and seconded by Danny Barksdale to approve to hire Suzanne Duggar as a Help Desk Clerk in the License Commissioner’s Office.

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Derrick Gatlin, aye; Danny Barksdale, aye; Daryl Sammet, aye; and LaDon Townsend, aye. Motion carries unanimously.

MOTION was made by LaDon Townsend and seconded by Daryl Sammet to approve to hire Lori Lefevre as Activities/Programs Coordinator at Council on Aging.

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. LaDon Townsend, aye; Daryl Sammet, aye; Danny Barksdale, aye; and Derrick Gatlin, aye. Motion carries unanimously.

MOTION was made by Danny Barksdale and seconded by Derrick Gatlin 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
Bradley Broadway	Deputy Sheriff – Extradition	8/16/2024
Jason Pendergrass	Deputy Sheriff (SRO)	8/23/2024
Tangela Legg	Communications Officer	9/19/2024
Jeffrey Martin	Corrections Officer	9/6/2024
James Keith Crouch	Corrections Officer	9/21/2024
Patrick Allynn Griffin	Case Manager	8/23/2024
Melissa Calvert	Probate Clerk I	8/15/2024
Jimmy Defoe	Part Time Laborer - Recycling	9/5/2024

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Danny Barksdale, aye; Derrick Gatlin, aye; Daryl Sammet, aye; and LaDon Townsend, aye. Motion carries unanimously.

MOTION was made by Daryl Sammet and seconded by Danny Barksdale to approve the following subdivisions:

Name	S/D Type	Approval Type	Lots	District	Location
Joyce Mitchell Subdivision	Minor	Preliminary & Final	2	1	On the north side of Hardiman Rd just west of Mooresville Rd

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Haney Leopard Farm Subdivision	Minor	Preliminary & Final	3	2	On the west side of Mooresville Rd just south of Newby Rd
Lakewood Creek Subdivision	Minor	Preliminary & Final	1	4	On the west side of Bill Black Rd and south of O'Neal Rd

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Daryl Sammet, aye; Danny Barksdale, aye; Derrick Gatlin, aye; and LaDon Townsend, aye. Motion carries unanimously.

MOTION was made by Derrick Gatlin and seconded by Danny Barksdale to approve the 2025 Re-Build Alabama Plan.



FY 2025 County Transportation Plan Limestone County



Date Approved by the Limestone County Commission: August 16, 2024

Date Amended by the Limestone County Commission: (If Applicable)

Map Index	Project No.	Road Name/Number	Begin		End		Project Details				Total Project Estimated Cost	Estimated Amount Planned To Be Utilized Under Competitive Bid	Estimated Amount Planned To Be Utilized Under Public Works	County Rebuild Alabama Funds or Federal Aid Exchange Funds (List fund type separately for projects involving both CRAF's and FAEF's)	CRAF Amount	FAEF Amount						
			Lat.	Long.	Lat.	Long.	Road Improvement Project	Bridge Improvement Project	Project Length (miles)	Description of Work												
Estimated Beginning Balance															\$300,000.00	\$0.00						
Estimated Annual Revenue															\$1,500,000.00	\$400,000.00						
1	RA-LCP 42-204-23	Gatlin Road	34.9512	86.8196	34.9918	86.8194	X		2.80	Resurfacing and Traffic Striping/Marking from Hwy 251 to Hwy 53	\$375,000.00	\$124,000.00	\$251,000.00	CRAF	\$375,000.00	\$0.00						
2	RA-LCP 42-205-23	Cambridge Lane	34.7302	86.8953	34.7448	86.8951	X		1.02	Widen, Resurface and Traffic Striping/Marking from Hurstville Brownsferry Rd to Newby Rd	\$211,000.00	\$45,000.00	\$166,000.00	CRAF	\$211,000.00	\$0.00						
3	RA-LCP 42-206-23	Ripley Road	34.7624	86.1208	34.7493	86.0386	X		4.94	Resurfacing and Traffic Striping/Marking from Shew Road to Brownsferry Road	\$675,000.00	\$201,000.00	\$474,000.00	FAEF	\$675,000.00	\$0.00						
4	RA-LCP 42-207-23	Blackburn/Fillman Mill Road	34.7918	87.0549	34.8789	87.0531	X		6.02	Resurfacing and Traffic Striping/Marking from Hwy 72 to Section Line Rd	\$775,000.00	\$224,000.00	\$551,000.00	CRAF & FAEF	\$375,000.00	\$400,000.00						
Totals/Page Totals																						
Total Miles Addressed by CTP (Total Mileage Does Not Include Bridge Projects)											14.78	Total CTP Estimated Costs		\$2,036,000.00	\$594,000.00	\$1,442,000.00	Total CRAF/FAEF Remaining Estimated	\$164,000.00	\$0.00			

Note: Any amendments to the CTP shall follow the same guidelines and procedures as the original approval process.

Remarks \$300,000 fund balance is rolled over from FY 2024 Blackburn Road project that was not completed.

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The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Derrick Gatlin, aye; Danny Barksdale, aye; Daryl Sammet, aye; and LaDon Townsend, aye. Motion carries unanimously.

MOTION was made by Derrick Gatlin and seconded by LaDon Townsend to approve to sell the following on GovDeals:

Department	Item	Inventory #	Serial #
District 3	1994 GMC Loader Truck	10329	1GDM7H1J2RJ500991

The Chairman asked if there was any discussion. There was no discussion. The Administrator called the roll. Derrick Gatlin, aye; LaDon Townsend, aye; Daryl Sammet, aye; and Danny Barksdale, aye. Motion carries unanimously.

Commissioner Sammet stated that projects were approved for the RC&D Council applications. He also thanked Cheryl Griggs, Holly Hollman, Tere Richardson, and Ben Maples for their help going through the projects. In closing, Commissioner Sammet complimented the construction of the new Veteran's Park.

Commissioner Gatlin gave bush hogging and paving update and reminded citizens that the County has the right to prepare the rights-of-way on roads without notifying citizens. He further mentioned the fire in the south part of the county.

Commissioner Townsend gave a bush hogging and paving update and asked citizens to be patient. He also inquired about the spray trucks.

Commissioner Barksdale commented that if Bermuda grass growth was promoted, that over the long-term bush hogging would be limited.

Chairman Daly recognized Tanner School Resource Officer, Sydney Townsend, for his positive engagement with the students and the video of same that went viral. Chairman Daly also thanked all law enforcement for the job they do and further thanked all four commissioners for serving as board members for different associations outside of being a commissioner which displays being a public servant.

Adjourned at 9:48 a.m. until 9:00 a.m. on Tuesday, September 3, 2024, at the Clinton Street Courthouse Annex, 100 South Clinton Street, Athens, Alabama.