

March 23, 2009

The Chilton County Commission met in a Regular Commission Meeting in the Chilton County Courthouse, in Clanton, Alabama at 6:00 p.m., Monday, March 23, 2009. The following Commissioners were present: Bobby Agee, Allen Caton, Joe Headley, Greg Moore, M.L. Turnipseed, Tim Mims and Heedy Hayes. A quorum being present, the Chairman opened the meeting for business. Sheriff Kevin Davis opened the meeting with a prayer, which was then followed by the Pledge of Allegiance led by Sheriff Kevin Davis.

WHEREAS, the minutes of the regular Commission Meeting of March 9, 2009 were reviewed and the Chairman asked for additions or corrections, all being correct, the Commissioners affixed their signatures to said minutes in the presence of the Commission and Administrator.

WHEREUPON, Commissioner Headley offered the following resolution which was seconded by Commissioner Moore:

BE IT RESOLVED that the minutes of the regular Commission meeting of March 9, 2009 stand approved as written.

Chairman Mims declared this resolution adopted by the following vote: Commissioners Agee, Moore, Caton, Headley, Turnipseed, Mims and Hayes voted "aye" with the following exceptions: Commissioner Turnipseed abstained from voting for the West Alabama Youth Services claim due to possible perception of conflict. Commissioner Headley abstained from voting for Headco claim due to possible perception of conflict.

WHEREAS, the Administrator presented the Commission with a list of purchases and claims and it appearing that all the claims are itemized with evidence of delivery of each item to the County as provided by law, and it appearing further that all claims are due, just, correct and unpaid and no part of same has been paid, Commissioner Headley offered the following resolution which was seconded by Commissioner Moore:

BE IT RESOLVED that the Chairman is hereby authorized and directed to draw warrants in favor of the person, firm or corporation to whom it is due and from the funds designated.

Chairman Mims declared this resolution adopted by the following vote: Commissioners Agee, Moore, Caton, Headley, Turnipseed, Mims and Hayes voted "aye" with the following exceptions: Commissioner Turnipseed abstained from voting for the West Alabama Youth Services claim due to possible perception of conflict. Commissioner Headley abstained from voting for Headco claim due to possible perception of conflict.

GASOLINE ~ OPERATING:

44826	Chilton Co. Commission	Payroll	67,704.58
44829	G & K Services	Invoices	115.38
44860	A T & T	Phone Service	135.94
44861	Alabama Power Compnay	Electric Service	1,762.88
44862	HiWAAY Internet	Internet Service	34.95
44866	Alabama Power Compnay	Electric Service	57.22
44865	Qwest	Phone Service	22.28
44864	Alagasco	Gas	144.91
44863	SouthernLINC	Cell Service	1,421.34
		Total	71,399.48
44957	Ace Hardware	Compression Elbow	5.39
44957	Ace Hardware	2 Water Filters	39.98
44957	Ace Hardware	Plumbing Parts for Bldg	59.76
44958	Advance Auto Parts	Battery for CT 10	76.22
44969	Bo-Mart Tire Service	4 Tires Mounted	100.00
44969	Bo-Mart Tire Service	Mounting Tires	50.00
44970	Chambers American Products	Skid Plates	158.96
44968	Clanton Advertiser	Advertising	158.61
44960	Clanton Auto Supply	Wiper Blades	54.16
44960	Clanton Auto Supply	Switch Tumbler for CT 4	60.84
44961	Clanton Tractor & Equipment	Blade Bolts CE 82 & 83	63.00

44975	Fastenal	Bolt	1.54
44975	Fastenal	Bolts	32.02
44975	Fastenal	Bolt	84.88
44964	Myers Business Products	Office Supplies	63.32
44977	Cheryl S. Self	Gravel	1,201.75
44976	Joyce S. Studinka	Gravel	1,201.75
44973	Sunsouth	Filters for CE 83	91.52
44973	Sunsouth	Filters for CE 83	172.32
44967	Thomas Oil	Delo	227.70
44967	Thomas Oil	Hydraulic Oil	157.20
44974	Thompson Tractor	Hose Clamps	84.96
44966	Tractor & Equipment Co.	Motor Grader Blades	1,333.50
44962	John M. Warren, Inc.	Bracade Tape	245.00
44955	Thompson Tractor	Late Fee	27.77
		Tail Light Assembly for CT	
44958	Advance Auto Parts	12	31.99
44958	Advance Auto Parts	Two Outer Tie Rod Ends	64.58
		Tail Light Assembly for CT	
44958	Advance Auto Parts	12	60.88
44969	Bo-Mart Tire Service	Front End Alignment	45.00
44969	Bo-Mart Tire Service	Tire Repair for CE 148	45.00
44959	Central Ind. Supply	Hydraulic Hose	173.79
44960	Clanton Auto Supply	Hydraulic Hose for CE 82	93.59
44978	GCR Truck Tire Center	Tires	940.00
44978	GCR Truck Tire Center	Truck Tire for CT 148	501.30
44971	Headco	Gas	2,555.49
44963	Lewis Machine	Metal For CL 1 - Lowboy	100.99
44965	Terry's Small Engine	Starter and Solenoid	133.95
44967	Thomas Oil	Delo	227.70
44967	Thomas Oil	Oil for Motor Graders	227.70
44972	Vulcan Signs	Signs	6,128.50
44956	City of Clanton	Water	49.22
		Grand Total	88,531.31

GENERAL ~ OPERATING:

44821	Chilton County Commission	Payroll	36,020.37
44831	A T & T	Telephone Service	585.12
44832	HiWAAY	Internet Service	699.95
44833	A T & T	Telephone Service	29.16
44834	Alabama Power Company	Electric Service	6,151.77
44835	HiWAAY	Internet Service	74.95
44836	A T & T	Telephone Service	78.50
44837	A T & T	Telephone Service	1,512.48
44838	SJK Services	VA Internet Service	356.47
44841	Qwest	Phone Service	221.28
44840	Alabama Power Company	Electric Service	145.14
44839	Avaya	Phone Rental	45.55
		Total	45,920.74
44870	Awlahjady Agee	Coroner Calls for Jan/Feb	350.00
44871	State of Alabama Dept. of Labor	Boiler Inspection & Cert.	110.00
44872	Royce Davis	NFIP - Contract Labor	359.50
44873-90	Chilton County EMC	1/2 of 1 mill Special AdVal	5,193.36
44891-906	Vol. Fire Dept.	Tax Act 81 370	27,089.12
44907	Sherry Gandy	CRI Contract Work	157.00
44908	InfoPrint Solutions Company	Maint. Agreement	203.00
44909	Mantek	Water Treat Prod. Contract	225.00
44910	Greg Moore	Reimbursement for Mtg.	121.83
44911	Taylor Made Transportation	Waste Hauled	19.75
44928	Auburn University	Classes for A. Caton	320.00
44928	Auburn University	Classes for G. Moore	320.00
44931	Messers	Name Plates	40.00
44926	Myers Business Products	Office Supplies	225.01
44922	Ace Hardware	Pipe Fittings for Boiler	51.21
44930	MTS Safety Products	Cert Vest - 20	78.00

44926	Myers Business Products	Office Supplies	188.26
44912	City of Clanton	Water	350.66
		Postage March Boat	
44913	Clanton Postmaster	Renewal	85.43
44914	Delta Computer Systems, Inc.	Software Maintenance	1,695.00
44915	Delta Computer Systems, Inc.	Software Maintenance	100.00
44916	Delta Computer Systems, Inc.	Software Maintenance	640.00
44917	Teresa Marcus, RN	Mar 09 CRI Assessment	800.00
44918	Oce' North America	Copier Maintenance	70.00
44919	Taylor Made Transportation	Waste Hauled	39.10
44920	Taylor Made Transportation	Waste Hauled	80.58
44921	Vanessa Hendrick	Reimbursement for Mtg.	266.09
44923	Current Corner	Light Bulbs	133.56
44924	J & J Janitorial	Cleaning Supplies	421.41
44925	Keepsake Marriage Certificates	Certificate of Marriage	125.00
44932	Precision Integration Systems	Computer & Warranty	800.00
		Renewal of Security	
44929	Premise, Inc.	Contract	1,995.00
44927	Radio Shack	UPS	59.99
		Grand Total	88,633.60

SHERIFF ~ OPERATING:

44822	Chilton County Commission	Payroll	102,693.08
44842	Avaya	Telephone System	29.64
44843	Alabama Power Company	Electric Service	7,035.33
44844	A T & T	Telephone Service	200.80
44845	Qwest	Telephone Service	188.16
		Total	110,147.01

44940	Bell's Transmission Service	Transmission Repair	1,950.00
44937	Clanton Xpress Lube	Oil Change	42.24
44938	Gulf States Distributors	Deputy Sheriff Hat	79.95
44933	City of Clanton	Water	1,298.85
44935	Advance Auto Parts	Oil & Air Filters	46.94
44939	Alabama Paper & Supply	Cleaning Supplies	1,205.42
44934	Azars Uniforms	Traffic Vest for Patrol Inv.	1,957.50
44936	Pete's Wrecker & Repair Service	Idle Air Control for Jail Van	296.89
		Grand Total	117,024.80

RE-APPRAISAL ~ OPERATING

44827	Chilton County Commission	Payroll	8,674.85
44867	A T & T	Telephone Service	30.58
44868	Qwest	Telephone Service	32.42
		Total	8,737.85

44984	Alabama Graphics	Plotter Paper	181.16
44983	Delta Computer	Software Maint	465.00
		Grand Total	9,384.01

TRADE SCHOOL ~ OPERATING

44824	Chilton County Commission	Payroll	3,571.47
44850	Alabama Power Company	Electric Service	26.25
44851	A T & T	Telephone Service	73.79
44852	Alabama Power Company	Electric Service	52.50
44853	Qwest	Telephone Service	4.96
44854	Alabama Power Company	Electric Service	84.24
44855	Chilton Propane Gas Col	Propane for house	259.00

		Total	4,072.21
44948	Frank Atkinson	Reimbursement for Supplies	42.88
44949	Chilton-Clanton Public Library	March 2009 Appropriation	4,017.00
44950	Chilton Shelby Mental Health	Appropriation for 2008-09	70,000.00
44951	McCord Communications	Repair To Sirens (county wide)	4,884.50
44953	RDIC, LLC	Bulbs & Handles	32.45
		Grand Total	83,049.04

PARK & REC ~ OPERATING

		Total	0.00
44952	City of Clanton	Water	64.68
		Grand Total	64.68

RURAL & IND. DEV. ~ OPERATING:

44825	Chilton County Commission	Payroll	1,811.36
44856	A T & T	Telephone Service	25.60
44857	Alabama Power Company	Electric Service	75.69
44585	HiWAAAY	Internet Service	44.95
44859	Qwest	Telephone Service	1.16
		Total	1,958.76
44954	Clanton Postmaster	Stamps	84.00
		Grand Total	2,042.76

BLDG. ROAD & BRDG. ~ OPERATING:

44979	Knox Pest Control	Monthly Pest Control	127.00
44980	RDIC	Drain Cln Mod. E	22.00
44981	ACME Building Supply	Roofing Tar	10.59
		Total	159.59

E-911 ~ OPERATING:

44823	Chilton County Commission	Payroll	20,345.05
44846	A T & T	Telephone Service	163.62
44847	A T & T	Telephone Service	6,222.22
44848	Qwest	Phone Service	19.83
44849	Qwest	Phone Service	28.48
		Total	26,779.20
44941	E-911 Building Fund	Transfer to Bldg. Project	5,000.00
44942	Language Line	Over the phone interpretation	32.54
44947	Myers Business Products	Pritner Supplies	1,157.17
44943	Centurytel	Phone	915.20
44944	CommServ-Inc	Plantronics 6 Wire HS Cord	525.00
44945	Majik Karpet Kleaners	Clean Carpet E911 Office	110.00
44946	SouthernLINC	Phone	73.50
		Grand Total	34,592.61

PROBATE INDEXING ~ OPERATING:

546	General Fund	Reimbursement for CC Salary	452.56
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		Total	452.56
RRR ~ OPERATING:			
		Total	0.00
CONSOLIDATED ~ OPERATING:			
		Total	0.00
SEVERANCE TAX ~ OPERATING:			
		Total	0.00
MOTOR VEHICLE REG. & TITLE			
		Total	0.00
MINOOKA PARK:			
		Total	0.00
1075	City of Jemison	Park Ranger - Feb 2009	3,344.17
		Grand Total	3,344.17
LAND MANAGEMENT:			
151	Chilton County Health Department	Mar 2009 Appropriation	8,233.33
		Total	8,233.33
PUBLIC HIGHWAY			
		Total	0.00
MTR. VEHICLE SPECIAL TRAINING			
		Total	0.00
MANUFACTURED HOME			
		Total	0.00
4 CENT BOND:			

Total 0.00

5 CENT GAS:

44982	Chilton Contractors	Paving CR 547	20,635.81
44982	Chilton Contractors	Balance due - CR 547	72,248.77
Total			92,884.58

7 CENT BOND:

Total 0.00

1065	Alabama Bridge	Bridge Replacement	392,048.38
1066	Hanson Pipe	Pipe for CR 195	6,488.04

Grand Total 398,536.42

PAYROLL ACCOUNT:

53294-466	Chilton County Commission	Salaries	131,594.49
53468	Erric Price	Contribution	5.00
53469	IRS	Levy Proceeds	116.20
53470	IRS	Levy Proceeds	115.00
53471	Circuit Court of Chilton County	Garnishment	195.02
53472	Circuit Court of Chilton County	Garnishment	154.50
53473	Chapter 13	Bankruptcy	480.00
53474	Chapter 13	Bankruptcy	115.00
53475	Alabama Child Support	Child Support	216.50
53476	Alabama Child Support	Child Support	150.00
53477	Alabama Child Support	Child Support	83.08
53478	Alabama Child Support	Child Support	297.50
53479	Child Support Enforcement	Child Support	297.23
53480	Alabama Child Support	Child Support	265.85
53481	Nationwide Retirement	Entity	345.00
53482	Mutual Savings Credit Union	Employee Deduction	4,459.66
53483	G & K Service	Uniform Rental	91.26
Total			138,981.29

March 23, 2009

Those in attendance for today's meeting were:

1. Coroner Randy Yeargan-Line Item Transfers
2. Mr. Lee Headley & Mr. Rex Marcus-Funding Volunteer Fire & EMS Departments
3. Attorney John Hollis Jackson
4. Attorney Hollis Jackson
5. Engineer Tony Wearren

Commissioner Hayes offered the following resolution seconded by Commissioner Caton and carried by a unanimous vote of this Commission.

BE IT RESOLVED to transfer the following line items in the gasoline fund: \$25,000 from line item 212; \$20,000 into 213; \$5,000 into 215.

Commissioner Headley offered the following resolution seconded by Commissioner Caton and carried by a unanimous vote of this Commission.

BE IT RESOLVED to transfer the following line items in the coroner fund: \$700 from 212 to line item 264 and \$100 from 470 to line item 265.

Commissioner Hayes offered the following resolution seconded by Commissioner Turnipseed and carried by a unanimous vote of this Commission.

BE IT RESOLVED to transfer the following line items in the General Fund Probate: \$1681.51 from 113 into 116; \$5000 from 265 into 235; \$201 from 131 into 253.

Commissioner Headley offered the following resolution which died for a lack of a second.

BE IT RESOLVED to issue Mark Edwards, police reserve, a courthouse key card.

Commissioner Agee offered the following resolution seconded by Commissioner Caton. BE IT RESOLVED that department heads must come before this Commission and request courthouse key cards for their department.

Chairman Mims declared this resolution adopted by the following vote: Commissioners Agee, Turnipseed, Moore, Mims, Caton and Hayes voted "aye" and Commissioner Headley voted "nay".

Commissioner Caton offered the following resolution seconded by Commissioner Hayes and carried by a unanimous vote of this Commission.

BE IT RESOLVED to charge \$15.00 for camping sites without sewer at Higgins Ferry Park.

WHEREAS, this being the date and time, March 23, 2009, 7:00 p.m. for the public hearing to close Hogue Road, Chairman Mims called the hearing to order. Those present for the hearing were Scott Mims, A.J. Doody, Pete Davenport, Debbie Davenport, Red Turnipseed, Bobby Agee, Joe Headley, Greg Moore, Tim Mims, John Hollis Jackson, Hollis Jackson, Allen Caton, Heedy Hayes, Cathy Martin and Vanessa Hendrick.

Chairman Mims asked if there was anyone who opposed the closing of Hogue Road and no one was present;

THEREFORE, Commissioner Hayes offered the following resolution seconded by Commissioner Turnipseed and carried by a unanimous vote of this Commission.

BE IT RESOLVED, to close Hogue Road located at Co Rd 867 from Co Rd 73, westerly 1.4 miles to private drive.

This being the time and date, March 23, 2009, 7:15 p.m. to open bids for the courthouse fire alarm system, Chairman Mims declared the bids as follows: Southern Electrical Service Inc. \$62,624.00; Crosby Electric Company \$67,601.71; Crystal Keys Locksmith & Security Services \$48,320.45.

THEREFORE, Commissioner Caton offered the following resolution seconded by Commissioner Hayes and carried by a unanimous vote of this Commission.

BE IT RESOLVED to accept the bids on the courthouse fire alarm system and that Commissioner Caton review the bids to determine the lowest and most responsive bid.

Commissioner Agee offered the following resolution seconded by Commissioner Hayes. BE IT RESOLVED to award the bid for the courthouse fire alarm system to the lowest and most responsive bid.

Chairman Mims declared this resolution adopted by the following vote. Commissioners Agee, Caton, Hayes, Headley, Moore and Mims voted "aye" and Commissioner Turnipseed voted "nay".

Commissioner Caton offered the following resolution seconded by Commissioner Turnipseed and carried by a unanimous vote of this Commission.

BE IT RESOLVED that this Commission go into executive session concerning pending legal matters and that Ms. Vanessa Hendrick, Ms. Cathy Martin and Ms. Janice Hull remain in the meeting.

Commissioner Headley offered the following resolution seconded by Commissioner Caton and carried by a unanimous vote of this Commission.

BE IT RESOLVED that this Commission go back into regular session.

Commissioner Turnipseed offered the following resolution seconded by Commissioner Moore and carried by a unanimous vote of this Commission.

BE IT RESOLVED, upon the recommendation of the County Attorney, to table discussion between the Chilton County Commission and Mr. Lee Headley and Mr. Anthony Marcus until mediation takes place with Volunteer Fire Departments and EMS.

Commissioner Turnipseed offered the following resolution seconded by Commissioner Caton.

BE IT RESOLVED that the FOP may cut and dispose of the tree located in front of the Courthouse near the flag pole.

Chairman Mims declared this resolution adopted by the following vote. Commissioners Turnipseed, Agee, Moore, Mims, and Caton voted “aye” and Commissioners Hayes and Headley abstained.

Commissioner Turnipseed offered the following resolution to be submitted to the Legislation for approval seconded by Commissioner Caton.

BE IT RESOLVED relating to Chilton County; providing for a transaction fee on computer generated business conducted and transacted in the offices of the Judge of Probate, Sheriff, Tax Assessor and Tax Collector and providing for disposition of the funds from the fees.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. In addition to all other fees and costs provided by law, a transaction fee of five dollars (\$5) shall be paid to the Chilton County Judge of Probate, Sheriff, Tax Assessor and Tax Collector when public business is transacted in the office of either county official that is computer generated. The transaction fee shall be collected by the Judge of Probate, Sheriff, Tax Assessor and Tax Collector and deposited in the county general fund for appropriation for general county purposes.

Section 2. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Chairman Mims declared this resolution adopted by the following vote. Commissioners Turnipseed, Agee, Moore, Mims, and Caton voted “aye” and Commissioners Headley and Hayes voted “nay”.

Commissioner Turnipseed offered the following resolution to be submitted to the Legislation for approval seconded by Commissioner Caton.

BE IT RESOLVED relating to Chilton County; to authorize the County Commission to set Business licenses in the same manner as business licenses are set in any municipality in the county.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The Chilton County Commission may set the fees for the issuance of business licenses in the same manner as business licenses are set in any municipality in the county. The cost of any business license set pursuant to this section may not exceed seventy-five per cent (75%) of the rate schedule set by the Alabama League of Municipalities for municipal business licenses. These licenses shall be purchased at the Judge of Probates’ office and any and all fees collected pursuant to this act shall be deposited in the county general fund.

Section 2. All laws or parts of law which conflict with this act are repealed.

Section 3. This act shall become effective on the first day of the third month following its passage and approval by the Governor, or it’s otherwise becoming law.

Chairman Mims declared this resolution adopted by the following vote. Commissioners Turnipseed, Agee, Moore, Mims and Caton voted “aye” and Commissioners Headley and Hayes voted “nay”.

WHEREAS, the County Administrator reported to this Commission a six month financial report of revenues and expenditures to date and anticipated revenues and expenditures for the remaining 2008-2009 fiscal year;

THEREFORE, based upon the information received, Commissioner Headley offered the following resolution seconded by Commissioner Caton and carried by a unanimous vote of this Commission.

BE IT RESOLVED that the 2008-2009 budget be cut. Each department head will use their discretion to determine what area to cut their budget by eight percent (8%).

BE IT FURTHER RESOLVED that the budget be evaluated in three months.

Commissioner Headley offered the following resolution seconded by Commissioner Turnipseed and carried by a unanimous vote of this Commission.

BE IT RESOLVED, upon recommendation of the Airport Authority, that the Commission condemn the Sorrell parcel. After some discussion the Commission decided to table until the next meeting.

Commissioner Caton offered the following resolution seconded by Commissioner Moore.

BE IT RESOLVED that there being no further business to come before this Commission that this Commission recess until the next regular scheduled meeting of this Commission.

This resolution was adopted unanimously by this Commission and declared duly adopted by the Chairman.

I, Vanessa Hendrick, Administrator for the Chilton County Commission, hereby certify the proceedings of this Regular Commission Meeting of March 23, 2009 were entered into this Minute Book and a copy placed in the Office of the Probate Judge and a copy placed in a conspicuous place in the Courthouse on April 1, 2009.

BOBBY AGEE

GREG MOORE

ALLEN CATON

M. L. "RED" TURNIPSEED

HEEDY HAYES

VANESSA HENDRICK, ADMIN.

JOE HEADLEY

TIM MIMS, CHAIRMAN