

ST. CLAIR COUNTY COMMISSION MEETING FEBRUARY 9, 2023

The St. Clair County Commission met in regular session on February 9, 2023, in the County Commission Chambers of the St. Clair County Courthouse Annex #1 (Administrative Center) in Ashville, Alabama.

Members Present: Stan Batemon, Chairman
Jeff Brown, Commissioner District One
Ricky Parker, Commissioner District Two
Tommy Bowers, Commissioner District Three
Bob Mize, Commissioner District Four

Members Absent:

Others Present: Tina Morgan, Administrator
Michelle Layfield, CFO
Corey Phillips, Assistant Deputy Administrator
Dan Dahlke, Engineer
Clay Phillips, Assistant Engineer
James E. Hill, III, County Attorney
Gary Hanner, License Inspector
Aislinn Campbell, E911 Director
Roddy Wolfe, Property Manager
Jason Goodgame, Construction Manager
Phillip Barnard, Assistant Jail Administrator
Freddie Turrentine, Operations Director
Lynn Crow, Maintenance
Jay Watson, Maintenance
David Atchison, St. Clair Times
Lyman Lovejoy, Lovejoy Reality

CALL TO ORDER of Regular Meeting

Chairman Batemon declared a quorum present at 12:38 p.m. and called the meeting to order.

APPROVAL OF AGENDA

On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the agenda be approved as presented.

APPROVAL OF MINUTES

On a motion by Commissioner Mize, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the minutes of the regular meeting on January 24, 2023, are approved.

ENGINEER'S REPORT

The first item of the Engineer's report was an informational item updating the road crews.

The next item was to discuss approval of the recommendation of County Engineer, Dan Dahlke, to change road department, Brad Davies', employment status from contract to a regular, full-time employee. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the recommendation of County Engineer, Dan Dahlke, to change road department, Brad Davies', employment status from contract to a regular, full-time employee is approved.

The next item was to discuss awarding the bid results for the Hazelwood Drive Relocation Project to Whitaker Contracting, lowest responsible bidder, out of Guntersville, as the prime contractor for the project in the amount of \$2,625,534.38. On a motion by Commissioner Bowers, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that the bid results for the Hazelwood Drive Relocation Project be awarded to Whitaker Contracting, lowest responsible bidder out of Guntersville, as the prime contractor for the project in the amount of \$2,625,534.38. (Recommendation letter to be made a part of these minutes as Attachment #1)

The next item was to discuss approval of a contract with EEFS (Engineering Environmental & Forestry Services) for Construction Engineering and Inspection Services on the Hazelwood Drive Relocation project in the amount of \$298,116.28. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the contract with EEFS for Construction Engineering and Inspection Services on the Hazelwood Drive Relocation project in the amount of \$298,116.28 is approved. (Contract to be made a part of these minutes as Attachment #2)

The next item was to discuss approval to rebid 2023-19 (Guardrail) and 2023-28 (Micro Surface Paving) due to no bids received. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that to rebid 2023-19 (Guardrail) and 2023-28 (Micro Surface Paving) is approved.

The next item was to discuss awarding bid 2023-26 (Hot Mix Paving) to Vulcan Materials Asphalt & Construction, LLC., lowest responsible bidder, and bid 2023-30 (Surface Treatment Paving) to Charles E. Watts, Inc., lowest responsible bidder. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that bid 2023-26 (Hot Mix Paving) be awarded to Vulcan Materials Asphalt & Construction, LLC., lowest responsible bidder, and bid 2023-30 (Surface Treatment Paving) be awarded to Charles E. Watts, Inc., lowest responsible bidder. (Recommendation letter to be made a part of these minutes as Attachment #3)

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The next item was to discuss adopting Resolution 2023-25 and a funding agreement between the County & ALDOT (Alabama Department of Transportation) for an ATRIP II project on the Kerr Road and the U.S. 411 Intersection in the amount of \$1,739,158.81. On a motion by Commissioner Parker, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that Resolution 2023-25 and a funding agreement between the County & ALDOT for an ATRIP II project on the Kerr Road and the U.S. 411 Intersection in the amount of \$1,739,158.81 is approved. (Resolution & agreement to be made a part of these minutes as Attachment #4 & 4A)

The next item was to discuss adopting Resolution 2023-26 in support of ALDOT doing a resurfacing project on SR-174(Odenville to Springville) from SR-7 to SR-25. On a motion by Commissioner Mize, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that Resolution 2023-26 in support of ALDOT doing a resurfacing project on SR-174(Odenville to Springville) from SR-7 to SR-25 is approved. (Resolution to be made a part of these minutes as Attachment #5)

The next item was to discuss approval to sign-up with ADEM (Alabama Department of Environmental Management) for the Scrap Tire Program through the Alabama Environmental & Compliance web portal. On a motion by Commissioner Brown, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that to sign-up with ADEM for the Scrap Tire Program through the Alabama Environmental & Compliance web portal is approved.

Informational item: Annie Lee Road in Moody. EPA has contractors hauling dirt & rock to the landfill to extinguish the fire. The dump trucks & other construction vehicles that are hauling rock & dirt to the site are tearing up Annie Lee Rd. The road is in the city limits of Moody, but the county is going to fix the areas of the road that need repairing.

ADMINISTRATOR'S REPORT

The first item of business of the Administrator's report was to discuss approval for Tina Morgan to attend the ACAA Administrator's Board Meeting in Montgomery, AL on February 16, 2023. On a motion by Commissioner Mize, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that for Tina Morgan to attend the ACAA Administrator's Board Meeting in Montgomery, AL on February 16, 2023, is approved.

COUNTY ATTORNEY'S REPORT

The first item of the Attorney's report was to approve a change order with SHI in the amount of \$5,700.00 related to work on our active directory server for a total contract amount of \$19,700.00. This is a professional service & the contract was approved on the meeting of October 25, 2022. On a motion by Commissioner Mize, seconded by Commissioner Bowers, with all voting aye, it was

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RESOLVED, that a change order with SHI in the amount of \$5,700.00 related to work on our active directory server for a total contract amount of \$19,700.00. This is a professional service & the contract was approved on the meeting of October 25, 2022, is approved. (Change order to be made a part of these minutes as Attachment #6)

The next item of the Attorney's report was to adopt Resolution 2023-27 to authorize Chairman Batemon to execute the new settlement agreements related to our Opioid litigation. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that Resolution 2023-27 to authorize Chairman Batemon to execute the new settlement agreements related to our Opioid litigation is approved. (Resolution to be made a part of these minutes as Attachment #7)

Informational item: County Attorney, James Hill, made a comment related to board appointments and the filling of an unexpired term. When the Commission appoints someone to fill an unexpired term that person serves the remainder of the term of the person that they replaced.

COMMISSIONER JEFF BROWN'S REPORT

Commented on the Road department working in the Chandler Mountain community.

COMMISSIONER RICKY PARKER'S REPORT

Commissioner Parker will attend a Ribbon cutting this afternoon for the Kelly Creek Commerce Park project.

COMMISSIONER TOMMY BOWER'S REPORT

Commissioner Bowers is talking with the Riverside community about roads. Commissioner Bowers is going to ask our Legislators about some funding while on the Washington, D.C. trip during the NACo conference.

COMMISSIONER BOB MIZE'S REPORT

Commissioner Mize stated that the concrete project at the operation building entryway is almost complete.

OLD BUSINESS

NONE

NEW BUSINESS

The first item of New Business was to discuss approval of the travel requests as presented in the work session. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that approving the travel requests as presented in the work session are approved. (Travel requests to be made a part of these minutes as Attachment #8)

The next item was to discuss approval of the request of Janet Smith, Public Transportation Director, to declare a 2013 Ford Cutaway transit van Vin#5627 as surplus and sell on Gov.deals.com. On a motion by Commissioner Bowers, seconded by Commissioner Mize, with all voting aye, it was

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RESOLVED, that the request of Janet Smith, Public Transportation Director, to declare a 2013 Ford Cutaway transit van Vin#5627 as surplus and sell on Gov.deals.com is approved. (List to be made a part of these minutes as Attachment #9)

The next item was to discuss adopting Resolution 2023-24 establishing Ad Valorem taxes within St. Clair County. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that Resolution 2023-24 establishing Ad Valorem taxes within St. Clair County is approved. (Resolution to be made a part of these minutes as Attachment #10)

The next item was to discuss approval to renew an agreement with Vulcan for the boilers at the Pell City Courthouse for one year in the amount of \$2,850.00. On a motion by Commissioner Mize, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that renewing an agreement with Vulcan for the boilers at the Pell City Courthouse for one year in the amount of \$2,850.00 is approved. (Agreement to be made a part of these minutes as Attachment #11)

The next item was to discuss approval of a quote from Ryan Smith for a project at Central Dispatch to renovate the hallway in the amount of \$5,400.00. On a motion by Commissioner Mize, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that a quote from Ryan Smith for a project at Central Dispatch to renovate the hallway in the amount of \$5,400.00 is approved.

The next item was to discuss approval of an agreement with Sofia for one Sofia Analyzer in the amount of \$1,200.00 and 40 boxes of test kits in the amount of \$13,000.00 for a total of \$14,200.00, pending County Attorney & ADPH (Alabama Department of Public Health) review. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that an agreement with Sofia for one Sofia Analyzer in the amount of \$1,200.00 and 40 boxes of test kits in the amount of \$13,000.00 for a total of \$14,200.00, pending County Attorney's & ADPH's review is approved. (Agreement to be made a part of these minutes as Attachment #12)

The next item was to discuss approval of the request of the recommendation of Roddy Wolfe, Property manager, to change maintenance employee, Nathan Davis', employment status from contract to a regular, full-time employee. On a motion by Commissioner Brown, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that the request of the recommendation of Roddy Wolfe, Property manager, to change maintenance employee, Nathan Davis', employment status from contract to a regular, full-time employee is approved.

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The next item was to discuss approval the request of Janet Smith, Public Transportation Director, for approval to apply for the FY23 Certifications & Assurances for Federal Transit Administration (FTA) Assistance. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of Janet Smith, Public Transportation Director, for approval to apply for the FY23 Certifications & Assurances for Federal Transit Administration (FTA) Assistance is approved. (Documents to be made a part of these minutes as Attachment #13)

The next item was to discuss approval to let bid for one tower on Chandler Mountain and let bid for one tower on Simmons Mountain and to be paid from ARPA Funds. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that to let bid for one tower on Chandler Mountain and let bid for one tower on Simmons Mountain and to be paid from ARPA Funds are approved.

The next item was to discuss a quote from Dollar Construction Company, Inc., to demo & replace the roof & siding for the Chandler Mountain Radio building in the amount of \$8,000.00, to be paid out of Operations Funds. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that a quote from Dollar Construction Company, Inc., to demo & replace the roof & siding for the Chandler Mountain Radio building in the amount of \$8,000.00, to be paid out of Operations Funds is approved.

The next item was to discuss approval to lease a Helicopter Hanger at the St. Clair County Airport in the amount of \$750.00/month, pending County Attorney's review. On a motion by Commissioner Bowers, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that to lease a Helicopter Hanger at the St. Clair County Airport in the amount of \$750.00/month, pending County Attorney's review, is approved. (Lease to be made a part of these minutes as Attachment #14)

BOARD APPOINTMENTS

Commissioner Ricky Parker made a motion to appoint Stan Batemon to M4A to fill the seat left vacant by Chairman Paul Manning. His term will continue until he resigns or his term as Chairman ends. Motion was seconded by Commissioner Brown with all voting aye, it was

RESOLVED, that the request to appoint Stan Batemon to M4A to fill the seat left vacant by Chairman Paul Manning.

Commissioner Ricky Parker made a motion to appoint Stan Batemon to the Leadership St. Clair County board. His term will continue until he resigns or his term as Chairman ends. Motion was seconded by Commissioner Mize with all voting aye, it was

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RESOLVED, that the request to appoint Stan Batemon to the Leadership St. Clair County board.

Commissioner Brown made a motion to appoint Freddie Turrentine to the BREMSS (Birmingham Regional EMS System) to fill Bill Richvalsky's seat, due to Bill Richvalsky's retirement from the County. His term will expire when he resigns or is no longer in the same position. Motion was seconded by Commissioner Mize with all voting aye, it was

RESOLVED, that the request to appoint Freddie Turrentine to BREMSS.

Commissioner Mize made a motion to appoint Lyle Harmon, District Attorney, to the St. Clair County Airport Authority to fill the vacant seat due to expired term of Ike Newton. Mr. Harmon's term will expire on January 10, 2029. Motion was seconded by Commissioner Brown with all voting aye, it was

RESOLVED, that the request to appoint Lyle Harmon, District Attorney, to the St. Clair County Airport Authority, with his term expiring on January 10, 2029.

Commissioner Brown made a motion to reappoint Carol Waid to the St. Clair Historic Development Commission. Her term will expire on March 1, 2028. Motion was seconded by Commissioner Bowers with all voting aye, it was

RESOLVED, that the request to reappoint Carol Waid, with her term expiring on March 1, 2028.

Commissioner Parker made a motion to reappoint Wayne Johnson to the New London Water, Sewer & Fire Protection Authority. His term will expire on March 1, 2029. Motion was seconded by Commissioner Mize with all voting aye, it was

RESOLVED, that the request to reappoint Wayne Johnson to the New London Water, Sewer & Fire Protection Authority, with his term expiring on March 1, 2029.

The next item for discussion was to approve payment of the monthly bills. On a motion by Commissioner Mize, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that the monthly bills be approved for payment with the exception of those that are questioned by the Commission before the close of business today.

There being no further business, the meeting adjourned, subject to call, at approximately 1:02 p.m. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye.

{SIGNATURE PAGE TO FOLLOW}

ST. CLAIR COUNTY COMMISSION MEETING FEBRUARY 9, 2023

Stan Batemon, Chairman

Jeff Brown, Commissioner

Ricky Parker, Commissioner

Tommy Bowers, Commissioner

Bob Mize, Commissioner