

ST. CLAIR COUNTY COMMISSION MEETING FEBRUARY 28, 2023

The St. Clair County Commission met in regular session on February 28, 2023, in the County Commission Chambers of the St. Clair County Courthouse in Pell City, Alabama.

Members Present: Stanley D. 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
James E. Hill, Attorney
Dan Dahlke, Engineer
Clay Phillips, Assistant Engineer
Gary Hanner, License Inspector
Patrice Kurzejeski, EMA Director
Charity Mitcham, EMA
Terry Fellow, Veteran's Outreach Administrator
Lance Bell, Senator
David Atchison, St. Clair Times
Jason Goodgame, Construction Manager
Don Smith, EDC Director
Lyman Lovejoy, Realtor
Kathy Burke, Circuit Clerk
Pat Shipp
Daryl McIntyre
Matt Tortorice
Jayme Anderson
Jodi Shirley
Holly Killian

CALL TO ORDER of REGULAR MEETING

Chairman Batemon declared a quorum present at 9:17 a.m. and called the meeting to order.

APPROVAL OF AGENDA

Amend agenda to include Chairman Batemon's report after the County Attorney's report and to add an item after the bill approval for a contract with Whorton Engineering to do a study for the heating & a/c controls of each County building, with a fee of 6% of the gross contract. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that amended agenda be approved.

APPROVAL OF MINUTES

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

RESOLVED, that the minutes of the Commission meeting on February 9, 2023, be approved.

VETERANS OUTREACH ADMINISTRATOR'S REPORT

Veterans Outreach Administrator, Terry Fellows, reported on several events & programs that he has attended and is a part of, such as, the Friendship Baptist Church Veterans event and St. Clair County Veteran's court with Judge Seay. He also mentioned an upcoming event for a Veteran's Resource Center/Fair on April 5th at the Pell City Civic Center to help veterans fill out claims & have screenings on-site. He has 30-40 vendors set-up for this event.

ENGINEER'S REPORT

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

The next item of the Engineer's report was to discuss approval of the recommendation of County Engineer, Dan Dahlke, to award bid #2023-26B(Hot Mix Paving Labor and Equipment) to Whitaker Contracting, lowest responsible bidder. On a motion by Commissioner Parker, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that the recommendation of County Engineer, Dan Dahlke, to award bid #2023-26B(Hot Mix Paving Labor and Equipment) to Whitaker Contracting, lowest responsible bidder is approved. (Recommendation letter to be made a part of these minutes as Attachment #1)

The next item of the Engineer's report was to discuss approval of the recommendation of County Engineer, Dan Dahlke, to award bid #2023-34 for a Truck Chassis to Nextran in the amount of \$96,604.00, lowest responsible bidder. 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 award bid #2023-34 for a Truck Chassis to Nextran in the amount of \$96,604.00, lowest responsible bidder is approved. (Recommendation letter to be made a part of these minutes as Attachment #2)

Informational item: Contract with Vulcan Materials Asphalt and Construction, LLC for PWB 2023-26 Annual Paving with Bituminous Concrete Asphalt (Plant Mix) is ready to be executed-approved in a previous meeting.

The next item of the Engineer's report was to discuss adopting Resolution 2023-30 in support of ALDOT (Alabama Department of Transportation) doing a resurfacing project from US-231 to US-11 to the Etowah County Line. On a motion by Commissioner Brown, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that Resolution 2023-30 in support of ALDOT doing a resurfacing project from US-231 to US-11 to Etowah County Line is approved. (Resolution to be made a part of these minutes as Attachment #3)

The next item of the Engineer's report was to discuss approval of a MOU (Memorandum of Understanding) between the County and the City of Moody regarding Annie Lee Road repairs. The City of Moody will resume maintenance on

Annie Lee road when this project is complete. On a motion by Commissioner Bowers, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that an MOU between the County and the City of Moody regarding Annie Lee Road repairs with the City of Moody resuming maintenance on Annie Lee Road when the project is complete is approved. (MOU to be made a part of these minutes as Attachment #4)

The next item of the Engineer's report was to discuss approval to reopen the Chief Mechanic Position which is a pay grade of 16. On a motion by Commissioner Brown, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that to reopen the Chief Mechanic Position which is a pay grade of 16 is approved.

The next item of the Engineer's report was to discuss approval of a proposal with First Step Pavement Management (Data Stream) to perform a condition assessment on the County Road Inventory in the amount of \$58,000.00. This is a Professional Services agreement, therefore not subject to the bid law. On a motion by Commissioner Parker, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that a proposal with First Step Pavement Management (Data Stream) to perform a condition assessment on the County Road Inventory in the amount of \$58,000.00 is approved. This is a Professional Services agreement, therefore not subject to the bid law. (Document to be made a part of these minutes as Attachment #5)

Informational item: Mr. Dahlke gave an update on the Trails End project. The condemnation proceeding for a landowner has been done and now the County is set to close on the property and once that has been done the County can move forward with the project.

ADMINISTRATOR'S REPORT

Informational item: To-date the County has received \$369,654.00 from Opioid settlements.

COUNTY ATTORNEY'S REPORT

The first item of the County Attorney's report was to discuss approval to modify County Engineer, Dan Dahlke's, employment contract for three years. On a motion by Commissioner Parker, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that modifying County Engineer, Dan Dahlke's, employment contract for three years is approved. (Contract to be made a part of these minutes as Attachment #6)

The next item of the County Attorney's report was to discuss approval to enter into a Water Supply Agreement with the Odenville Utility Board. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that entering into a Water Supply Agreement with the Odenville Utility Board is approved. (Agreement to be made a part of these minutes as Attachment #7)

The next item of the County Attorney's report was to discuss approval for Chairman Batemon to execute and to enter into an agreement, on behalf of Sheriff Murry, with the Operation Underground Railroad in the amount of \$14,000.00 to be paid out of the Sheriff's sex offender fund which will allow the Sheriff to purchase very specific software used in tracking sex offenders. The software is for the protection, safety & security of persons & property and not subject to the bid law. On a motion by Commissioner Mize, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that allowing Chairman Batemon to execute and to enter into an agreement, on behalf of Sheriff Murray, with the Operation Underground Railroad in the amount of \$14,000.00 to be paid out of the Sheriff's sex offender fund which will allow the Sheriff to purchase very specific software used in tracking sex offenders is approved. The software is for the protection, safety & security of persons & property and not subject to the bid law. (Agreement to be made a part of these minutes as Attachment #8)

The next item of the County Attorney's report was to discuss approval to purchase advertisement for County / County assets, including the arena, through the St. Clair Cattleman's Association in the amount of up to \$2,500.00. On a motion by Commissioner Bowers, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that purchasing advertisement for County / County assets, including the arena, through the St. Clair Cattleman's Association in the amount of up to \$2,500.00 is approved.

The next item of the County Attorney's report was to discuss approval authorizing Chairman Batemon to execute a 3 % change order in the amount of \$59,750.00 to the Taylor Corporation contract for the Pell City Jail construction related to storm water revisions. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that authorizing Chairman Batemon to execute a 3 % change order in the amount of \$59,750.00 to the Taylor Corporation contract for the Pell City Jail construction related to storm water revisions is approved. (Change order to be made a part of these minutes as Attachment #9)

CHAIRMAN STAN BATEMON'S REPORT

Chairman Batemon reported on his & Commissioner Bowers trip to Washington for the NACo Legislative conference. They met with both of our Senators & with Congressman Mike Rogers to discuss three different projects for St. Clair County.

COMMISSIONER JEFF BROWN'S REPORT

Commissioner Brown thanked Chairman Batemon & Commissioner Bowers for attending the conference in Washington & speaking with our Legislators.

COMMISSIONER RICKY PARKER'S REPORT

Commissioner Parker said that road crews are working on Kelly Creek, Annie Lee, and Blackjack roads. He is receiving calls from citizens in Moody related to the landfill fire site & what will happen to the site/property once the work is finished.

COMMISSIONER TOMMY BOWER'S REPORT

Commissioner Bowers reported that he & Chairman Batemon talked to our Legislators, during their trip to Washington about the zip code requests from the City of Argo & Margaret and about a water project for the County. Commissioner Bowers, also, talked to them about a bridge project in Riverside. He hopes to have announcements coming soon about the projects.

COMMISSIONER BOB MIZE'S REPORT

Commissioner Mize reported that the entryway project at the Operation building is finished, the wash station for horses at the arena is underway, and he met with Whorton engineering about the controls for County buildings.

OLD BUSINESS

NONE

NEW BUSINESS

The next item was to discuss approving 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 the travel requests as presented in the work session are approved. (Travel requests to be made a part of these minutes as Attachment #10)

The next item was to discuss approval of the request of Revenue Commissioner, Ken Crowe, for a PWP (Public Works Project) with St. Clair Glass & Mirror, LLC to add two office spaces to the Ashville Revenue office in the estimated amount of \$15,000.00. On a motion by Commissioner Bowers, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that the request of Revenue Commissioner, Ken Crowe, for a PWP (Public Works Project) with St. Clair Glass & Mirror, LLC to add two office spaces to the Ashville Revenue office in the estimated amount of \$15,000.00 is approved. (Contract to be made a part of these minutes as Attachment #11)

The next item was to discuss adopting Resolution 2023-29 and approving an agreement to renew participation in the Association of County Commissions of Alabama Liability Self-Insurance Fund Longevity Bonus for an additional 3-year term beginning January 1, 2024, and concluding December 31, 2026. On a motion by Commissioner Mize, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that Resolution 2023-29 and approving an agreement to renew participation in the Association of County Commissions of Alabama Liability Self-Insurance Fund Longevity Bonus for an additional 3-year term beginning January 1, 2024, and concluding December 31, 2026, is approved. (Resolution & agreement to be made a part of these minutes as Attachment #12 & 12A)

The next item was to discuss ratifying the request to Let Bid for the Inmate Phone System for the Pell City jail. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that ratifying the request to Let Bid for the Inmate Phone System for the Pell City jail is approved.

ST. CLAIR COUNTY COMMISSION MEETING FEBRUARY 28, 2023

The next item was to discuss approval of county levies for alcohol licensing 2023-2024. On a motion by Commissioner Brown, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that the county levies for alcohol licensing 2023-2024 is approved. (Document to be made a part of these minutes as Attachment #13)

The next item was to discuss approval of the request of EMA Director, Patrice Kurzejeski, to Let Bid for a storm shelter at the County marina at 40 Marina Drive Ashville, AL 35953. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the request of EMA Director, Patrice Kurzejeski, to Let Bid for a storm shelter at the County marina at 40 Marina Drive Ashville, AL 35953 is approved.

The next item was to discuss approval of the request of EMA Director, Patrice Kurzejeski, for a PWP (Public Works Project) with BadgePass to purchase & install a security system in the Operations Center/Building in the estimated amount of \$24,392.00, then \$2,400.00 per year for the subscription. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of EMA Director, Patrice Kurzejeski, for a PWP with BadgePass to purchase & install a security system in the Operations Center/Building in the estimated amount of \$24,392.00, then \$2,400.00 per year for the subscription is approved. (Contract to be made a part of these minutes as Attachment #14)

The next item was to discuss approval of the request of EMA Director, Patrice Kurzejeski, to pay an invoice without a purchase order to TSA Inc., for one monitor in the estimated amount of \$994.00, using EMA funds. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of EMA Director, Patrice Kurzejeski, to pay an invoice without a purchase order to TSA Inc., for one monitor in the estimated amount of \$994.00, using EMA funds is approved.

The next item was to discuss approval of the request of EMA Director, Patrice Kurzejeski, to pay an invoice without a purchase order to TSA, Inc., for one monitor in the estimated amount of \$994.00, using grant funds, pending ADPH approval. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of EMA Director, Patrice Kurzejeski, to pay an invoice without a purchase order to TSA, Inc., for one monitor in the estimated amount of \$994.00, using grant funds, pending ADPH approval is approved.

The next item was to discuss payment to Hewitt Concrete for a PWP (Public Works Project) to concrete the rear entryway at the Operations center/building in the amount of \$21,000.00. On a motion by Commissioner Bowers, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that payment to Hewitt Concrete for a PWP (Public Works Project) to concrete the rear entryway at the Operations center/building in the amount of \$21,000.00 is approved.

The next item was to discuss approval of the request of Construction Manager, Jason Goodgame, to pay for an invoice in the amount of \$4,200.00 for construction drawings for the Pandemic Response Center. On a motion by Commissioner Bowers, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that the approval of the request of Construction Manager, Jason Goodgame, to pay for an invoice in the amount of \$4,200.00 for construction drawings for the Pandemic Response Center is approved.

Board Appointments

NONE

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.

The next item was to discuss approval to amend the agenda to add an item to approve a contract with Whorton Engineering to do a study for the heating & air controls of each County building, with a fee of 6% of the gross contract, pending County attorney's review. On a motion by Commissioner Mize, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that the agenda be amended to add the item to approve a contract with Whorton Engineering to do a study for the heating & air controls of each County building, with a fee of 6% of the gross contract, pending the County attorney's review.

There being no further business, the meeting adjourned, subject to call, at approximately 10:22 a.m. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye.

{SIGNATURE PAGE TO FOLLOW}

Stanley D. Batemon, Chairman

Jeff Brown, Commissioner

Ricky Parker, Commissioner

Tommy Bowers, Commissioner

Bob Mize, Commissioner