

ST. CLAIR COUNTY COMMISSION MEETING APRIL 11, 2023

The St. Clair County Commission met in regular session on April 11, 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

Members Absent: Bob Mize, Commissioner District Four

Others Present: Tina Morgan, Administrator
Corey Phillips, Assistant Deputy Administrator
Dan Dahlke, Engineer
James E. Hill, III, County Attorney
Freddie Turrentine, Operations Center Admin.
Phillip Barnard, Jail

Gary Hanner, License Inspector
David Atchison, St. Clair Times
Lyman Lovejoy, Lovejoy Reality
Matt Tortorici, Visitor
Bill Watkins, Visitor
Dan Williams, Visitor
Nathan Williams, Visitor
Cheryl Fagan, Children's Advocacy
Candy Cato, D.A.'s office
Lyle Harmon, D.A.
Cathy Fine, Visitor
Justin Burns, St. Clair Schools Superintendent

CALL TO ORDER of Regular Meeting

Chairman Batemon declared a quorum present at 9:11 a.m. and called the meeting to order.

APPROVAL OF AGENDA

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

RESOLVED, that the agenda be approved as presented.

APPROVAL OF MINUTES

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

RESOLVED, that the minutes of the regular meeting on March 28, 2023, are approved.

ENGINEER'S REPORT

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

The next item was to discuss approval for Bhate to do geotechnical work on Blackjack Road and Annie Lee Road and approve a budget amendment in the amount of \$85,500.00 to cover the work. This work is considered a professional service and does not require to be let for bid. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that geotechnical work on Blackjack Road and Annie Lee Road and a budget amendment in the amount of \$85,500.00 to cover the work, which is considered a professional service and does not require to be let for bid is approved. (Agreement to be made a part of these minutes as Attachment #1)

The next item was to discuss approval of a supplemental agreement with Sain Associates on the Kelly Creek/1- 20 Project not to exceed \$16,000.00. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that a supplemental agreement with Sain Associates on the Kelly Creek/1- 20 Project not to exceed \$16,000.00 is approved. (Agreement to be made a part of these minutes as Attachment #2)

The next item was to discuss approval of an agreement with First Step/Data Stream to perform inspection/scoring of municipal roads in St. Clair County and a budget amendment to cover the agreement in the amount of \$40,000.00. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that an agreement with First Step/Data Stream to perform inspection/scoring of municipal roads in St. Clair County and a budget amendment to cover the agreement in the amount of \$40,000.00 is approved. (Agreement to be made a part of these minutes as Attachment #3)

The next item was to discuss approval to begin a hydraulic work study for a bridge in Riverside. This is in the planning stages & County Engineer, Dan Dahlke, will come back to the Commission to ask for approval of an amount and vendor at a later date. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that to begin a hydraulic work study for a bridge in Riverside and the County Engineer, Dan Dahlke, will come back to the Commission to ask for approval of an amount and vendor at a later date is approved.

The next item was to discuss approval of an Engineering services agreement with GEO Services to manage inspection work on a Slope Stabilization

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Project on CR-9 not to exceed \$36,530.00. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that an Engineering services agreement with GEO Services to manage inspection work on a Slope Stabilization Project on CR-9 not to exceed \$36,530.00 is approved. (Agreement to be made a part of these minutes as Attachment #4)

ADMINISTRATOR'S REPORT

Informational item: Sarah Stewart, Supreme Court Justice of Alabama, will visit the County Commission office today.

Informational item: Commission office staff meeting to follow the Commission meeting this morning.

COUNTY ATTORNEY'S REPORT

The first item of the Attorney's report was to adopt Resolution 2023-43 to amend the St. Clair County Employee Handbook, Section 40, Departments and Divisions Defined to bring the Technology Department as a division under the County Commission Administrator's curtain. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that Resolution 2023-43 to amend the St. Clair County Employee Handbook, Section 40, Departments and Divisions Defined to bring the Technology Department as a division under the County Commission Administrator's curtain is approved. (Resolution to be made a part of these minutes as Attachment #5)

The next item of the Attorney's report was to adopt Resolution 2023-44 to amend the St. Clair County Employee Handbook, Section 114, Classification and Pay Plan to allow appointing authorities to bring in qualified employees with experience into a step above a step zero in these circumstances. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that Resolution 2023-44 to amend the St. Clair County Employee Handbook, Section 114, Classification and Pay Plan to allow appointing authorities to bring in qualified employees with experience into a step above a step zero in these circumstances is approved. (Resolution to be made a part of these minutes as Attachment #6)

The next item of the Attorney's report was to approve adopting Resolution 2023-45 for the County to sell two sets of used garage doors, as surplus, that came with a building that the County bought in the Ashville commercial district/area. A business in Ashville, Laboratory Resources & Solutions, Inc., has asked to purchase the doors, in the amount of \$200.00, and incorporate those back into the Ashville community/commercial area. The County has no use for the two sets of doors. On a motion by Commissioner Brown, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that adopting Resolution 2023-45 for the County to sell two sets of used garage doors, as surplus, to an Ashville business,

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Laboratory Resources & Solutions, Inc., in the amount of \$200.00, and incorporate the doors back into the Ashville community/commercial area because the County has no use for the two sets of doors is approved. (Resolution to be made a part of these minutes as Attachment #7)

Informational item: County Attorney, James Hill, made everyone aware of potential legislation that has two bills pending, one in the House and one in the Senate, which could fast track the pending legislation. The legislation does the following: When a County or a City hires a contractor to pave a road that the County or City maintains, once they accept the work that the contractor has done and determine that it was done to the County or City's plans and/or specs, it gives immunity to the contractor and all liability is assumed by the governmental body.

CHAIRMAN STAN BATEMON'S REPORT

Chairman Batemon reminded everyone about Senator Katie Britt's visit to Moody tonight, at the Moody Civic Center at 5:30pm.

COMMISSIONER JEFF BROWN'S REPORT

NONE

COMMISSIONER RICKY PARKER'S REPORT

NONE

COMMISSIONER TOMMY BOWER'S REPORT

Commissioner Bowers reported that he took part in a phone call with ADEM (Alabama Department of Environmental Management) & EPA (Environmental Protection Agency) regarding the landfill on Annie Lee Road in Moody. He said that they are finished with their work there and are leaving behind a skeleton crew to monitor hot spots and will extinguish if necessary.

COMMISSIONER BOB MIZE'S REPORT

ABSENT

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 Bowers, seconded by Commissioner Brown, 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 the cancelation, by letter, of the Gorrie-Ragan timeclock contract and have County departments move to a different timekeeping management system. On a motion by Commissioner Parker, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that canceling, by letter, the Gorrie-Ragan timeclock contract and having County departments move to a different timekeeping management system is approved. (Letter to be made a part of these minutes as Attachment #9)

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The next item was to discuss approval to contract with Community Corrections for pre-employment drug screening at a cost of \$25.00 for each safety sensitive prospective employee. On a motion by Commissioner Brown, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that contracting with Community Corrections for pre-employment drug screening at a cost of \$25.00 for each safety sensitive prospective employee is approved. (Contract to be made a part of these minutes as Attachment #10)

The next item was to discuss approval to renew the municipality agreements for voting machines for use in elections for three years. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that renewing the municipality agreements for voting machines for use in elections for three years are approved. (Agreements to be made a part of these minutes as Attachment #11)

The next item was to discuss approval of the request of Jason Goodgame, Construction Manager, for a change order to Montgomery Technology Systems, LLC., for Video Conferencing in the new Pell City jail in the amount of \$54,125.00. The change order will not be outside of the contract 10%. Judge Phil Seay will pay \$15,000.00 toward the project. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the request of Jason Goodgame, Construction Manager, for a change order to Montgomery Technology Systems, LLC., for Video Conferencing in the new Pell City jail in the amount of \$54,125.00, the change order will not be outside of the contract 10%, and Judge Phil Seay will pay \$15,000.00 toward the project is approved. (Change order to be made a part of these minutes as Attachment #12)

The next item was to discuss approval to renew the Daikin D-net agreement which sends out alerts and warnings for the HVAC system in the estimated amount of \$2,249.00. On a motion by Commissioner Parker, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that renewing a Daikin D-net agreement which sends out alerts and warnings for the HVAC system in the estimated amount of \$2,249.00 is approved. (Agreement to be made a part of these minutes as Attachment #13)

The next item was to discuss rescinding Resolution 2023-31 for a PWP (Public Works Project) to purchase four generators from Home Depot for the radio towers at the Chandler Mountain, Beaver Mountain & the Springville location in the estimated amount of \$21,256.32, to be paid from the ARPA funds, from the meeting of March 14, 2023. Property Manager, Roddy Wolfe, will receive new quotes to be considered later. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that Resolution 2023-31 for a PWP to purchase four generators from Home Depot for the radio towers at the Chandler

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Mountain, Beaver Mountain & the Springville location in the estimated amount of \$21,256.32, to be paid from the ARPA funds, from the meeting of March 14, 2023 be rescinded.

The next item was to discuss approval of the request of Sheriff Billy Murray to let bid for five 2023 4WD SUV'S for the Sheriff's office. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of Sheriff Billy Murray to let bid for five 2023 4WD SUV'S for the Sheriff's office is approved.

The next item was to discuss approval of the request of Sheriff Billy Murray to award the inmate phone bid to CPC (Combined Public Communications), the lowest responsible bidder. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of Sheriff Billy Murray to award the inmate phone bid to CPC, the lowest responsible bidder is approved.

The next item was to discuss approval of the request of Sheriff Billy Murray to award the St. Clair County Honor Guard Uniform bid to North American Fire Equipment Company, Inc., the lowest responsible bidder. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the request of Sheriff Billy Murray to award the St. Clair County Honor Guard Uniform bid to North American Fire Equipment Company, Inc., the lowest responsible bidder is approved.

The next item was to discuss approval of the request of Freddie Turrentine, Operations Center Administrator, for a Temporary, Full-time Dispatcher (65-day duration) due to an employee out on medical leave. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the request of Freddie Turrentine, Operations Center Administrator, for a Temporary, Full-time Dispatcher (65-day duration) due to an employee out on medical leave is approved.

The next item was to discuss approval of a 3-year agreement with ThinkGard for an upgrade used to back-up the server in the amount of \$3,000.00 (one-time cost) with a monthly maintenance fee of \$2,398.00, pending the County Attorney's review. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that a 3-year agreement with ThinkGard for an upgrade used to back-up the server in the amount of \$3,000.00 (one-time cost) with a monthly maintenance fee of \$2,398.00, pending the County Attorney's review is approved. (Agreement to be made a part of these minutes as Attachment #14)

The next item was to discuss a General Fund budget amendment in the amount of \$15,456 to cover 50 Microsoft licenses, which is a sole source provider and the only license that will work with the current system 15 (+/-)

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Office 365 licenses added to cover the employees in the District Attorney's office. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that a General Fund budget amendment in the amount of \$15,456 to cover 50 Microsoft licenses, which is a sole source provider and the only license that will work with the current system with 15 (+/-) Office 365 licenses added to cover the employees in the District Attorney's office are approved.

The next item was to discuss adopting Resolution 2023-36 for the former E-911 Director, Bill Richvalsky, and present the resolution to him at the Open House/Celebration for 30 years of St. Clair County Central Dispatch on April 13, 2023. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that Resolution 2023-36 for the former E-911 Director, Bill Richvalsky, and present the resolution to him at the Open House/Celebration for 30 years of St. Clair County Central Dispatch on April 13, 2023, is approved. (Resolution to be made a part of these minutes as Attachment #15)

The next item was to discuss adopting Resolution 2023-37 and presenting a St. Clair County flag to Senator Katie Britt during her visit to Moody on April 11, 2023. Senator Britt will be the keynote speaker at the Ronald Reagan/Curtis Adkins Dinner honoring our Military/1st Responders & St. Clair County Educators. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that Resolution 2023-37 and presenting a St. Clair County flag to Senator Katie Britt during her visit to Moody to be the keynote speaker at the Ronald Reagan/Curtis Adkins Dinner honoring our Military/1st Responders & St. Clair County Educators on April 11, 2023, is approved. (Resolution to be made a part of these minutes as Attachment #16)

The next item was to discuss adopting Resolution 2023-38 declaring April, Confederate History month. On a motion by Commissioner Brown, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that Resolution 2023-38 declaring April, Confederate History month is approved. (Resolution to be made a part of these minutes as Attachment #17)

The next item was to discuss adopting Resolution 2023-39 declaring April, National County Government month. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that Resolution 2023-39 declaring April, National County Government month is approved. (Resolution to be made a part of these minutes as Attachment #18)

The next item was to discuss adopting Resolution 2023-40 declaring April, Fair Housing month. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

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RESOLVED, that Resolution 2023-40 declaring April, Fair Housing month is approved. (Resolution to be made a part of these minutes as Attachment #19)

The next item was to discuss adopting Resolution 2023-41 declaring April, Child Abuse Prevention month & recognizing the 30th Anniversary of the St. Clair County Children's Advocacy Center (Children's Place). On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that Resolution 2023-41 declaring April, Child Abuse Prevention month & recognizing the 30th Anniversary of the St. Clair County Children's Advocacy Center (Children's Place) is approved. (Resolution to be made a part of these minutes as Attachment #20)

The next item was to discuss adopting Resolution 2023-42 for NCVRW (National Crime Victims' Rights Week) April 23-29, 2023. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that Resolution 2023-42 for NCVRW (National Crime Victims' Rights Week) April 23-29, 2023, is approved. (Resolution to be made a part of these minutes as Attachment #21)

The next item was to discuss the request of Janet Smith, Public Transportation Director, to pay an invoice without a purchase order to TG Towing in the amount of \$325.00. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the request of Janet Smith, Public Transportation Director, to pay an invoice without a purchase order to TG Towing in the amount of \$325.00 is approved.

The next item was to discuss the request of Janet Smith, Public Transportation Director, to pay an invoice without a purchase order to Murray's Garage, Inc., in the amount of \$300.00. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of Janet Smith, Public Transportation Director, to pay an invoice without a purchase order to Murray's Garage, Inc., in the amount of \$300.00 is approved.

The next item was to discuss the request of Janet Smith, Public Transportation Director, to submit her proposed budget to ALDOT (Alabama Department of Public Transportation). On a motion by Commissioner Brown, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that the request of Janet Smith, Public Transportation Director, to submit her proposed budget to ALDOT is approved.

The next item was to discuss the request of Janet Smith, Public Transportation Director, for a budget amendment up to \$11,000.00 due to

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price increases for public transportation buses and vans. 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 a budget amendment up to \$11,000.00 due to price increases for public transportation buses and vans are approved.

The next item was to discuss approval to purchase one check printer and a maintenance agreement from Ameritek for the Commission office. The maintenance agreement will be \$1,095.00 annually and the cost of the check printer will be \$14,506.00. This will require a budget amendment. The IT Division has reviewed and approved the specs of the check printer. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that purchasing one check printer in the amount of \$14,506.00 and a maintenance agreement in the amount of \$1,095.00 annually from Ameritek for the Commission office and will require a budget amendment is approved. (Maintenance agreement to be made a part of these minutes as Attachment #22)

The next item was to discuss the request of Corrections Officer, Ashley Cain, for approval of Declaration of Emergency Sick leave. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the request of Corrections Officer, Ashley Cain, for approval of Declaration of Emergency Sick leave is approved.

The next item was to discuss the request of The Store for approval of a 050 Retail Beer (Off Premises Only) and 070 Retail Table Wine (Off Premises Only) for Asquare Two, Inc., located at 13895 Greensport Road, Ashville, AL, 35953. Commissioner Brown made a motion to table until the next commission meeting, seconded by Commissioner Parker, and with all voting aye, it was

RESOLVED, that the request of The Store for approval of a 050 Retail Beer (Off Premises Only) and 070 Retail Table Wine (Off Premises Only) for Asquare Two, Inc., located at 13895 Greensport Road, Ashville, AL, 35953 be tabled until the next meeting per policy.

The next item was to discuss approval to a called work session to discuss Subdivision Plats at the Annex building in Ashville at 10:30am on Tuesday, May 2, 2023. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that a called work session to discuss Subdivision Plats at the Annex building in Ashville at 10:30am on Tuesday, May 2, 2023 is approved.

BOARD APPOINTMENTS

NONE

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The next item for discussion was to approve payment of the monthly bills. On a motion by Commissioner Bowers seconded by Commissioner Parker, 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 10:05 a.m. On a motion by Commissioner Parkers, seconded by Commissioner Brown, with all voting aye.

{SIGNATURE PAGE TO FOLLOW}

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Stan Batemon, Chairman

Jeff Brown, Commissioner

Ricky Parker, Commissioner

Tommy Bowers, Commissioner

Bob Mize, Commissioner