

ST. CLAIR COUNTY COMMISSION MEETING MAY 4, 2023

The St. Clair County Commission met in regular session on May 4, 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
Corey Phillips, Assistant Deputy Administrator
Dan Dahlke, Engineer
James E. Hill, III, County Attorney
Freddie Turrentine, Operations Center Admin.
Phillip Barnard, Jail
Ashley Hay, Asset Manager
Roddy Wolfe, Property Manager
Sheriff Billy Murray
Gary Hanner, License Inspector
David Atchison, St. Clair Times
Matt Tortorice, Visitor

CALL TO ORDER of Regular Meeting

Chairman Batemon declared a quorum present at 1:43 p.m. and called the meeting to order.

APPROVAL OF AGENDA

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

RESOLVED, that the minutes of the regular meeting on April 25, 2023, are approved.

ENGINEER'S REPORT

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

Informational item: The Subdivision Plat Committee will meet again at 10:30 am in Ashville on May 18, 2023.

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The next item was to discuss approval to pay an invoice without a purchase order to Norfolk Southern Railroad in the amount of \$3,473.47. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that paying an invoice without a purchase order to Norfolk Southern Railroad in the amount of \$3,473.47 is approved.

The next item was to discuss approval to award bid 2023-27 for Geohazard Mitigation (Slope Failure CR-9) for Geostabilization in the amount of \$880,353.00, lowest responsible bidder. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that awarding bid 2023-27 for Geohazard Mitigation (Slope Failure CR-9) for Geostabilization in the amount of \$880,353.00, lowest responsible bidder is approved.

The next item was to discuss approval to advertise for nine (9) Seasonal Road Workers. On a motion by Commissioner Mize, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that advertising for nine (9) Seasonal Road Workers is approved.

ADMINISTRATOR'S REPORT

None

COUNTY ATTORNEY'S REPORT

The first item of the Attorney's report was to approve an agreement with the City of Riverside related to Depot Street where the City of Riverside applied & received a \$250,000.00 Rebuild Alabama Grant for the project and will engage the contractor that was awarded the low bid, which was from the County's annual bid. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that an agreement with the City of Riverside related to Depot Street where the City of Riverside applied & received a \$250,000.00 Rebuild Alabama Grant for the project and will engage the contractor that was awarded the low bid, which was from the County's annual bid be approved. (Agreement to be made a part of these minutes as Attachment #1)

CHAIRMAN STAN BATEMON'S REPORT

NONE

COMMISSIONER JEFF BROWN'S REPORT

NONE

COMMISSIONER RICKY PARKER'S REPORT

NONE

COMMISSIONER TOMMY BOWER'S REPORT

NONE

COMMISSIONER BOB MIZE'S REPORT

NONE

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 #2)

The next item was to discuss amending leases for use of the arena and adjoining properties of the arena. On a motion by Commissioner Bowers, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that the leases for use of the arena and adjoining properties of the arena be amended. (Lease agreements to be made a part of these minutes as Attachment #3)

The next item was to discuss ratifying the purchase of Ballistic shields from RSG Wholesale for the Sheriff's office in the amount of \$18,182.00. The purchase was exempt from the bid law due to the safety & security exception. Grant funds will be used to pay for \$16,202.00 & the remaining balance will be paid out of the General fund. On a motion by Commissioner Mize, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the purchase of Ballistic shields from RSG Wholesale for the Sheriff's office in the amount of \$18,182.00 be ratified. The purchase was exempt from the bid law due to the safety & security exception. Grant funds will be used to pay for \$16,202.00 & the remaining balance will be paid out of the General fund.

The next item was to discuss approval to create a second Jail/Building Maintenance position. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that creating a second Jail/Building Maintenance position is approved.

The next item was to discuss approval of the request of Roddy Wolfe, Property Manager, to promote Nathan Davis into the Jail/Building Maintenance position, effective next pay period. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of Roddy Wolfe, Property Manager, to promote Nathan Davis into the vacant Jail/Building Maintenance position, effective next pay period is approved.

The next item was to discuss approval for an invoice to OD Security North American to move the Body Scanner to the new jail in Pell City in the estimated amount of \$6,000.00. No budget amendment required. On a

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

RESOLVED, that an invoice to OD Security North American to move the Body Scanner to the new jail in Pell City in the estimated amount of \$6,000.00 (no budget amendment required) is approved.

The next item was to discuss approval of the request of Lt. Phillip Barnard, Assistant Jail Administrator, to create and post two kitchen steward positions for the new jail. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of Lt. Phillip Barnard, Assistant Jail Administrator, to create and post two kitchen steward positions for the new jail are approved. (Job description to be made a part of these minutes as Attachment #5)

The next item was to discuss approval for payment to Automatic Fire for a PWP (Public Works Project) at the Ashville IT building in the amount of \$26,913.00. On a motion by Commissioner Mize, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that payment to Automatic Fire for a PWP (Public Works Project) at the Ashville IT building in the amount of \$26,913.00 is approved.

The next item was to discuss approval of a quote/contract from MCA to repair fire microwaves on the three towers in the estimated amount of \$12,400.00, pending the County Attorney's review. On a motion by Commissioner Mize, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that a quote/contract from MCA to repair fire microwaves on the three towers in the estimated amount of \$12,400.00, pending the County Attorney's review is approved. (Contract to be made a part of these minutes as Attachment #6)

The next item was to discuss approval of the request of Freddie Turrentine, Operations Center Administrator, to award the Radio Tower bid to the lowest responsible bidder, Pittsburg Tank & Tower Company, Inc. (Allstate Tower, Inc) in the amount of \$736,800.00, lowest responsible bidder, and adopting Resolution 2023-49 to pay out of ARPA funds. On a motion by Commissioner Brown, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that the request of Freddie Turrentine, Operations Center Administrator, to award the Radio Tower bid to the lowest responsible bidder, Pittsburg Tank & Tower Company, Inc. (Allstate Tower, Inc) in the amount of \$736,800.00, lowest responsible bidder, and adopting Resolution 2023-49 to pay out of ARPA funds. is approved. (Resolution to be made a part of these minutes as Attachment #7)

The next item was to discuss adopting Resolution 2023-48 recognizing the month of May as National Mental Health Awareness month. On a motion by

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Commissioner Mize, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that Resolution 2023-48 recognizing the month of May as National Mental Health Awareness month is approved. (Resolution to be made a part of these minutes as Attachment #8)

The next item was to discuss the request of 231 Package Store for approval of a 011 Lounge Retail Liquor-Class II (Package) and 990 Tobacco only for ARJ Package LLC, located at 30635 US Highway 231, Ashville, AL 35953. Commissioner Brown made a motion to table until the next meeting per policy, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that the request of 231 Package Store for approval of a 011 Lounge Retail Liquor-Class II (Package) and 990 Tobacco only for ARJ Package LLC, located at 30635 US Highway 231, Ashville, AL 35953 be tabled until the following Commission meeting, per County policy.

The next item was to discuss the request of Trade Name: 231 Quick Stop for approval of a 050 Retail Beer (off premises only) and 070 Retail Table Wine (off premises only) for Applicant: ARJ Package LLC, located at 30637 US Highway 231, Ashville, AL 35953. Commissioner Brown made a motion to table until the next meeting per policy, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that the request of Trade Name: 231 Quick Stop for approval of a 050 Retail Beer (off premises only) and 070 Retail Table Wine (off premises only) for Applicant: ARJ Package LLC, located at 30637 US Highway 231, Ashville, AL 35953 be tabled until the following Commission meeting, per County policy.

The next item was to discuss ratifying the execution of Chairman Bateman's signature on a service agreement for Waste Management for the new jail dumpster service in the amount of \$519.60/month and a one-time fee of \$150.00. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the execution of Chairman Bateman's signature on a service agreement for Waste Management for the new jail dumpster service in the amount of \$519.60/month and a one-time fee of \$150.00 be ratified. (Agreement to be made a part of these minutes as Attachment #9)

The next item was to discuss approval of a Letter of Support for the DYS (Department of Youth Services) 2023-2025 Diversion Grant. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that a Letter of Support for the DYS (Department of Youth Services) 2023-2025 Diversion Grant is approved. (Letter to be made a part of these minutes as Attachment #9)

The next item was to discuss approval of the request from the City of Pell City for an appropriation in the amount of \$5,000.00 for the Heart of Pell

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City campaign for the Annual Christmas Tree lighting. On a motion by Commissioner Mize, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that the request from the City of Pell City for an appropriation in the amount of \$5,000.00 for the Heart of Pell City campaign for the Annual Christmas Tree lighting is approved. (Letter to be made a part of these minutes as Attachment #10)

The next item was to discuss approval to renew Lasley's Lawn Service contract for one year. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that renewing Lasley's Lawn Service contract for one year is approved. (Contract to be made a part of these minutes as Attachment #11)

The next item was to discuss scheduling a called work session to discuss Subdivision Plat requirements and Board appointments in Ashville at 10:30am on Thursday, May 18, 2023. On a motion by Commissioner Bowers, seconded by Commissioner Mize, with all voting aye, it was

RESOLVED, that a called work session to discuss Subdivision Plat requirements and Board appointments in Ashville at 10:30am on Thursday, May 18, 2023 is approved.

The next item was to discuss the request of Brandi Jenkins, Central Dispatch Employee, for approval of Declaration of Emergency Sick leave. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of Brandi Jenkins, Central Dispatch Employee, for approval of Declaration of Emergency Sick leave is approved.

The next item was to discuss approval to create and post an IT Maintenance Coordinator position. On a motion by Commissioner Mize, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that creating and posting an IT Maintenance Coordinator position is approved. (Job description to be made a part of these minutes as Attachment #12)

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.

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The next item of business was to convene into Executive Session. The County Attorney, James Hill, said that the purpose of the Executive Session is to discuss matters related to potential litigation and he anticipates the Commission being in Executive Session for a period of about 15 minutes. Also, no action will be taken while the Commission is in Executive Session. Mr. Hill presented his opinion letter to be made a part of the minutes in accordance with the act that he gives as reasons and justification for the session.

Chairman Batemon requested the commission to enter into Executive Session to discuss matters related to potential litigation at 1:59 p.m. Commissioner Bowers made a motion for approval and motion was seconded by Commissioner Parker. The motion was regularly put, and upon roll call, the vote thereon was as follows:

Ayes: Chairman Stan Batemon
 Commissioner Jeff Brown
 Commissioner Ricky Parker
 Commissioner Tommy Bowers
 Commissioner Bob Mize

Nays: None

RESOLVED, that the Commission enter into Executive Session.
(Opinion Letter to be made as part of these minutes as Attachment #12)

There being no further business, the meeting adjourned, subject to call, at approximately 2:12 p.m. On a motion by Commissioner Mize, seconded by Commissioner Parker, 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