

STATE OF ALABAMA)
COLBERT COUNTY)

Minutes of a Regular Meeting
of the
Colbert County Commission
09/21/2021

The Colbert County Commission met today in regular session at the Colbert County Courthouse. Chairman Bendall called the work session to order at 5:08 p.m. with the regular meeting following at 6:24 p.m., being the time and place previously scheduled for such work session and regular meeting. All Commissioners answered "present" at the call of the roll. Commissioner Gardiner offered the Invocation and led the Pledge of Allegiance. Chairman Bendall declared that a quorum was present for the purpose of the transaction of business.

PUBLIC COMMENTS

Steve Witmer spoke regarding CWI/Barton Landfill and presented Commissioners with a copy of a letter he had sent to SEDA requesting the sale of property adjoining the landfill. Mr. Witmer indicated the acquisition of this property would allow for a new road to be constructed to the Cane Creek boat launch.

Mr. Witmer also responded to questions by Commissioners regarding complaints of odors from the landfill, mud on, and damage to the road leading to the landfill and trash on the roadsides, and in the Barton Industrial Park.

AWARDS AND PRESENTATIONS

None

PUBLIC HEARING

None

CONSENT AGENDA

Chairman Bendall announced that the business before the Commission was the approval of the consent agenda. Commissioner Gardiner made motion to adopt and approve the matters placed on the consent agenda during the work session. The motion was duly seconded by Commissioner Barnes. Chairman Bendall stated that the adoption and approval of a consent agenda comprised of the following items of business was properly before the Commission and stated the matters as follows:

1. Waived reading of September 7, 2021 minutes and approved the same as written.
2. Approved payment of September 21, 2021 bills as presented by the Chief Financial Officer.
3. Consented to not post speed limit on Pruitt Drive.
4. Approved FY 2022 Budget which includes a 5% cost of living adjustment for each employee with the minimum adjustment set at \$1,200.00.
5. Set public hearing for Creekside Liquor License, Liquor-Class II Package, for Oct 5, 2021. @ 5:00 P.M.
6. Approve form of contract and escrow payment in the amount of \$10,000.00 to Muscle Shoals Holdings, LLC for potential purchase of infirmary building, sale contingent on CDBG - CV Grant Approval.

7. Awarded bid for Booster Pump Station and Water Meter Replacement - DWSRF # FS010264-01 to B.H. Craig Construction in the amount of \$381,600.00, by adoption of the following Resolution:

RESOLUTION NUMBER 2021-0058

A RESOLUTION TO AWARD BID FOR REPLACEMENT OF BOOSTER PUMP STATIONS

WHEREAS The Kelley Group, LLC, acting on behalf of the Colbert County Road and Water Department, did send out advertisements for bids for replacement of booster pump stations (Contract A) and replacement of water meters (Contract B), being a part of Project DWSRF #FS010264-01, and bids received were publicly opened and read aloud at the Colbert County Courthouse on September 15, 2021 at 1:15; and

WHEREAS that at the appointed time and place, specified above, the following bids were opened and tabulated as follows:

CONTRACT A – BOOSTER PUMP STATION REPLACEMENT

NAME	AMOUNT
B. H. CRAIG CONSTRUCTION COMPANY, LLC	\$381,600.00
JET-PEP, INC.	\$438,400.00

CONTRACT B – WATER METER REPLACEMENT

NAME	AMOUNT
UWS, INC	\$197,300.00

WHEREAS The Kelley Group’s recommendation to the Commission was to award Contract A - Booster Pump Station Replacement to B. H. Craig Construction Company, LLC, in the amount of \$381,600.00, and to decline to award Contract B to the sole bidder and review the project again once the County accepts a proposal for meter materials.

NOW THEREFORE, BE IT RESOLVED BY THE COLBERT COUNTY COMMISSION that the lowest, responsive, and responsible bidder has been determined to be B. H. Craig Construction Company, LLC with a total bid price of \$381,600.00.

BE IT FURTHER RESOLVED that the lowest responsive and responsible bidder, B. H. Craig Construction Company, LLC, is now awarded the bid for a booster pump station replacement pursuant to the specifications as advertised.

BE IT FURTHER RESOLVED, by the Colbert County commission that no award be made for Contract B – Water Meter Replacement at this time.

8. Awarded Annual Bids for Road Department by adoption of the following Resolution:

RESOLUTION NUMBER 2021-0059

A RESOLUTION TO AWARD ANNUAL BID FOR ROAD DEPARTMENT MATERIALS

WHEREAS the Colbert County Road and Water Department, did send out advertisements for bids for annual purchase of Road Department Materials as set forth below, and bids received were publicly opened and read aloud at the Colbert County Courthouse on September 15, 2021; and

WHEREAS that at the appointed time and place, specified above, the following bids were opened and tabulated as follows:

COARSE AGGREGATE

NAME	AMOUNT
VULCAN MATERIALS	See Attached Sheet for specific size, price, and materials
ROGERS GROUP	See Attached Sheet for specific size, price, and materials
SRM MATERIALS	See Attached Sheet for specific size, price, and materials

HDPE CIRCULAR PIPE

NAME	AMOUNT
ADCO PIPE & SUPPLY, LLC	See Attached Sheet for specific size, price, and materials

HOT MIX PLANT PICKUP

NAME	AMOUNT
MIDSOUTH	424-A Wearing - Plant Price \$63.50 424-B Binder - Plant Price \$57.00

METAL PIPE -- NO BIDS RECEIVED

CONCRETE PIPE -- NO BIDS RECEIVED

WHEREAS it is the recommendation of the County Engineer to award the bid for coarse aggregate to Vulcan Materials, Rogers Group, and SRM Materials, to award the bid for HDPE Circular Pipe to ADCO Pipe & Supply, LLC, and the bid for Hot Mix Plant Pickup to Midsouth and Rogers Group in the amounts shown on the attachments hereto.

NOW THEREFORE, BE IT RESOLVED BY THE COLBERT COUNTY COMMISSION that the lowest, responsive, and responsible bidders have been determined to be:

Coarse Aggregate:	Vulcan Materials, Rogers Group, SRM Materials
HDPE Circular Pipe:	ADCO Pipe & Supply, LLC
Hot Mix Plant Pickup:	Midsouth, Rogers Group
Metal Pipe:	No award
Concrete Pipe:	No award

BE IT FURTHER RESOLVED that the foregoing entities are awarded such bids pursuant to the specifications as advertised.

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9. Approved Unused Annual Leave Request for Jamie Ham for the amount of \$2,356.80.
 10. Agreed to allow Kelley Group to apply for a Recreational Trails Program Grant on behalf of the Commission for Alloys Park.
 11. Approved request to paint a cross walk on Old Hwy. 20 at Leighton Elementary School. Funds to be expended out of 25% Severance Tax.
 12. Appointed Walter Smallwood, Andy Wayne Smith, Eddie Russell, and Ollie Underwood to fill vacancies on the Non-Elected Board of Directors of the Northwest Alabama Council of Local Governments, by adoption of the following Resolution:

RESOLUTION NUMBER 2021-0060

A RESOLUTION APPOINTING MEMBERS TO THE NORTHWEST ALABAMA COUNCIL OF LOCAL GOVERNMENTS NONELECTED BOARD OF DIRECTORS

WHEREAS, the terms of four (4) members of the Non-Elected Board of Directors of the Northwest Alabama Council of Local Governments have expired and the Commission being desirous of making the necessary appointments to said board; and

WHEREAS, notice was given to the public of said pending vacancy and applications solicited for membership to said board; and

WHEREAS, the following individuals made proper application and met the requirements for appointment, are eligible for appointment to fill the pending vacancies:

Walter Smallwood
Andy Wayne Smith

Eddie Russell
Ollie Underwood

WHEREAS, Chairman Bendall announced that there were no other applicants or nominees to serve on said board; and

WHEREAS, no Commissioner put forth an objection to appointing all four of the above-named applicants to fill the vacant seats on said Board

NOW THEREFORE, BE IT RESOLVED BY THE COLBERT COUNTY COMMISSION that Walter Smallwood, Eddie Russell, Andy Wayne Smith, and Ollie Underwood be and they each are hereby appointed to serve a term on the Northwest Alabama Council of Local Governments Non-Elected Board of Directors.

The County Administrator is hereby directed to notify the above-named persons of their appointment and further to notify the respective board of said appointment.

UNFINISHED BUSINESS

REPORTS FROM STAFF

Chairman Bendall announced that the Commission would hear reports from staff. Upon being recognized by the Chair, the following reports were heard by the Commission:

County Administrator:

Administrator Roger Creekmore announced that the Sheriff has hired Johnathan Paul Terry as a Certified Deputy beginning Sep 17 with an annual salary of \$33,428.57. Lance Cabiness II has been hired as a non-certified deputy beginning September 13 with a starting salary of \$29,304.72. Michael Moore has been hired as a Booking deputy beginning Aug 31 with no benefits paying \$10.26/hr. The Sheriff has accepted the resignation of Bill Barnett on September 27 also the resignation of Jamie Ham on September 5. Administrator Creekmore and Commissioner Barnes met with The Kelly Group regarding the availability of a Recreational Trails Program Grant for Alloys Park. The Kelley Group will prepare the grant to be submitted by October 7 to ADECA for a 1-time fee of \$500.00. There will be an Octoberfest in the town of Cherokee to raise money for Autism. If any Commissioner would like to donate to the cause, Administrator Creekmore will have the details. Creekmore announced that the County's Wellness Screening is coming up and the county needs to have 80% of its employees to participate to maintain the same cost for insurance. He is requesting all Department Heads to encourage all employees to get screened.

Chief Financial Officer:

CFO April Eaton reported that with it being the end of the fiscal year, all open county Purchase Orders will need to be closed by September 30.

County Attorney:

Attorney Edgar Black reported that the closing of the property purchase with Muscle Shoals Holdings is now complete.

EMA Director:

Director Michael Smith reported that regarding the water line raising project submitted as a FEMA grant has been determined unacceptable. Smith provided handouts with the latest statistics of Covid cases and reported that he will distribute 10 Lucas Chest Compression Devices during Fire Prevention Night, Monday Oct 4.

County Engineer:

Charles King reported that the DWSRF Grant / Loan is moving forward.

NEW BUSINESS

Chairman Bendall next communicated to the Commission that He was informed that the Commission needed to vote on the matter of 911 board appointment. Chairman Bendall informed the commission that there are 4 applicants for the position: Mr. Tim McMullins, Dr. Carl Allen Barnes, Ms. Lynn Alison Pinckley and Mr. Charles Landsell. Chairman Bendall instructed the County Administrator to call the roll of the commissioners by district number. Each Commissioner will be allowed one vote for and applicant. Commissioners were recorded voting as follows:

District 1	Dr. Barnes
District 2	Mr. McMullins
District 3	Mr. McMullins
District 4	Mr. McMullins
District 5	Dr. Barnes
District 6	Mr. McMullins

Chairman Bendall declared that McMullins had the majority vote and will be on the 911 Board.

DISCUSSION ITEMS BY COMMISSIONERS

Commissioner Gardiner made a statement that Chairman Bendall has done an awesome job on getting us through this year’s budget.

Commissioner Barnes stated that at some point, we need to address getting the road moved at the Barton Landfill Site.

Chairman Bendall announced that there was no further business to come before the Commission, and upon motion duly made and seconded, the meeting was adjourned at 6:32 P.M.

COMMISSIONER, DISTRICT 1

COMMISSIONER, DISTRICT 2

COMMISSIONER, DISTRICT 3

COMMISSIONER, DISTRICT 4

CHAIRMAN

COMMISSIONER, DISTRICT 6