

STATE OF ALABAMA)
COLBERT COUNTY)

Minutes of a Regular Meeting
of the
Colbert County Commission
06/20/2023

The Colbert County Commission met today in regular session at the Colbert County Courthouse. Chairman Barnes called the work session to order at 5:00 p.m. Gavel was passed to Commissioner Mansell who will serve as Chairman for a period of 8 months. Chairman Mansell called the regular meeting to order at 5:29 p.m., All Commissioners answered “present” at the call of the roll. Commissioner Bendall offered the prayer and led the Pledge of Allegiance. Chairman Mansell declared that a quorum was present for the purpose of the transaction of business.

PUBLIC COMMENTS

Karen Crow with Auburn Extension addressed and informed the Commission that Tomato Sandwich Day will be held on the Courthouse Lawn July 28, 2023 from 11:00 A.M. till 1:00 P.M.

BOARD APPOINTEE REPORTS

None

AWARDS AND PRESENTATIONS

None

PUBLIC HEARING

None

CONSENT AGENDA

Chairman Mansell 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 Bailey. Chairman Mansell 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 June 06, 2023 minutes and approved the same as written.
2. Approved payment of June 20, 2023 bills as presented by the Chief Financial Officer.
3. Approved agreement with Alabama Department of Environmental Management for collection, management, disposal, and/or offering for beneficial use of discarded tires and regulated solid waste.
4. Gave assent to Declaration of Vacation of a portion of Sloan Drive filed by Paul Riggan and Shannon Riggan as presented by County Attorney, adopting the following Resolution:

RESOLUTION NUMBER 2023-0029

*A RESOLUTION ASSENTING TO THE VACATION OF A PORTION
OF A PUBLIC STREET, ALLEY, OR RIGHT OF WAY*

WHEREAS, a declaration in writing, executed and acknowledged by PAUL RIGGAN, and SHANNON RIGGAN (the “Declarants”) has been presented to the Colbert County Commission, proposing vacation of the following described portion of a public street right-of-way in Colbert County, Alabama, to wit:

All that portion of an unpaved or unmaintained Colbert County Road known as Sloan Drive which currently divides the Declarants’ property having tax parcel number 20-03-06-23-0-000-010.000, being near the intersection of the said Sloan Drive with Riverton Rose Trail as more particularly depicted on the map appearing on the following page.

WHEREAS, the Declarants state that they are the sole fee simple owners of the lands abutting the portion of the streets or alleys to be vacated; and

WHEREAS, the Declarants seek the Commission’s assent to said vacation pursuant to §35-2-54, Code of Alabama, 1975; and

WHEREAS, the Declarants state that the vacation of the above described public street right-of-way will not affect the means of ingress and egress to and from any property owned by others, and that convenient means of ingress and egress to and from all other nearby property, by the remaining streets and alleys dedicated to the public.

NOW THEREFORE, BE IT RESOLVED, by the Colbert County Commission that the assent of the Commission is hereby given to the declaration of vacation executed by PAUL RIGGAN and SHANNON RIGGAN, of the following described portion of a public street right-of-way, to wit:

All that portion of an unpaved or unmaintained Colbert County Road known as Sloan Drive which currently divides the Declarants’ property having tax parcel number 20-03-06-23-0-000-010.000, being near the intersection of the said Sloan Drive with Riverton Rose Trail as more particularly depicted on the map appearing on the following page.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed and recorded with the declaration of vacation by the Declarants in such manner as meets the requirements imposed by §35-2-54, Code of Alabama, 1975.

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5. Approved request for payment of unused accrued annual leave to Carlos Stanfield in the amount of \$947.52.
 6. Approved request for payment of unused accrued annual leave to Darren Green in the amount of \$11,851.20.
 7. Approved Resolution to accept State ARPA funds for drainage improvements as follows:

RESOLUTION NUMBER 2023-0030

*A RESOLUTION TO APPROVE THE APPLICATION TO ADEM
FOR MATCHING GRANT FUNDS*

WHEREAS, the County Commission of Colbert County, Alabama (the “Commission”) is desirous of construction or improving, by force account, by contract or both, stormwater management solutions on sections of roads included in the Colbert County Road System and described as follows:

Culvert Replacements on Various County Roads

WHEREAS, Ala. Acts, Act No. 2023-1, allocated a portion of the State’s American Rescue Plan Coronavirus State and Local Fiscal Recovery Funds to be provided as state-wide matching grants for investments in water and sewer projects eligible under 31 DFR 35.6.(3)(1)(i), (ii), (iii), and (v), to include stormwater projects; and

WHEREAS, the Alabama Department of Environmental Management (“ADEM”) is charged with the administration of the award of these funds to counties and other eligible entities; and

WHEREAS, ADEM has announced the availability of these funds for matching grants of up to \$150,000.00 per Alabama County to implement eligible stormwater projects; and

WHEREAS, the County intends to apply to ADEM for matching grant funding in the amount of \$150,000 for the construction of the above-referenced stormwater project; and

WHEREAS, the County wishes to commit sufficient funds and/or other resources to satisfy the thirty-five percent local match for this grant funding.

NOW THEREFORE, BE IT RESOLVED BY THE COMMISSION as follows:

1. The Commission hereby authorizes the submission of the grant application described herein and agrees to all of the provisions of any agreement which has been executed or will be executed covering the construction of the project and the award of grant funds by ADEM for the project.
 2. The Commission further allocates and authorizes the use of its own funds and/or other resources to be used to satisfy the matching funds requirement for the construction of the project.
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8. Approved request from County Engineer to surplus CE 080 and CE089, inoperable bush hog cutters and adopted the following Resolution:

RESOLUTION NUMBER 2023-0031

A RESOLUTION TO DECLARE CERTAIN PROPERTY AS SURPLUS

WHEREAS, the Colbert County Commission has been informed by the Waste Disposal Officer that certain property hereinafter described and previously used in the performance of duties at the Waste Disposal is no longer required for use by County personnel; and

WHEREAS, the Commission has determined that such property is surplus property and the County has no further use of such property due to the age and condition thereof, and that it is not economical for the County to retool or refit the property in order for it to be able to be placed in service at Waste Disposal.

NOW THEREFORE, BE IT RESOLVED by the Colbert County Commission that the following described property be declared surplus property and be disposed of by the Waste Disposal Officer in a manner that will require no further expenditure by the County or expose the County to any liability in the further use of or operation of such property and the County Commission does hereby authorize the Waste Disposal Officer to dispose of said property in such manner. The Commission finds that the following constitutes surplus property:

Equipment Description	Equipment ID
2009 BUSH-HOG 3710	CE089
2006 BUSH-HOG 3710 RPR	CE089

UNFINISHED BUSINESS

None

REPORTS FROM STAFF

Chairman Barnes 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 informed the Commission that Claressa Talley has been hired in the Revenue Commissioners office, effective July 3, 2023 to fill the position of Appraisal Valuation Analyst in the Appraisal Department at pay scale Grade 5, Step 1.

Creekmore also informed the Commissioners of an invitation extended by Valley Grove Church for their 150-year celebration to be held September 23-24. Commissioners were informed of an upcoming CRS insurance field audit to be conducted July 11. Administrator also asked Commissioners if it was the intent of the Commission to apply for an RC&D grant for 2023, differing the monies to be used at LaGrange College Park. All Commissioners concurred.

Chief Financial Officer:

CFO Eaton informed the Commission that the Alabama Department of Public Examiners Audit of the Commission is in progress and moving along well, anticipates audit to complete by end of month.

County Attorney:

None

EMA Director:

EMA Director Michael Smith reported on the recent AAEM Conference. Assistant Director Jody Hitt was elected District 5 Director and Grant Specialist Keith Reaves received his Emergency Management Certification.

County Engineer:

Chief Engineer Jeremy Robison reported that the Rebuild Alabama Paving Project is now out for bid. Bid opening July 5th.

DISCUSSION ITEMS BY COMMISSIONERS

Commissioner Barnes thanked the Commission for the support shown to him during his 8-month tenure as Chairman.

Commissioner Barnes informed the Commission of a financial request from the Old Railroad Bridge to be used for the purchase of lumber and screws to replace decking.

Commissioner Gardiner informed the Commission of the upcoming St. Jude's Trail Ride Event, July 13-15. The financial goal this year is \$400K.

Commissioner Bailey discussed the upcoming Handy Festival Events.

Upon motion made by Commissioner Gardiner, which was duly seconded and unanimously approved, the meeting was adjourned at 5:29 PM.

COMMISSIONER, DISTRICT 1

CHAIRMAN, DISTRICT 2

COMMISSIONER, DISTRICT 3

COMMISSIONER, DISTRICT 4

COMMISSIONER, DISTRICT 5

COMMISSIONER, DISTRICT 6