

SUMMARY OF MINUTES
CALHOUN COUNTY COMMISSION
July 13, 2023

Chairman Wilson called to order the regular meeting of the Calhoun County Commission at 10:00 a.m., and all Commissioners were present. Commissioner Danny Shears gave an invocation and led the Pledge of Allegiance.

The Commissioners approved the payment of warrants issued, to wit:

Commissioner Henderson motioned to adopt the agenda, followed by a second motion from Commissioner Howell. The motion was carried unanimously by a voice vote.

Commissioner Patterson made a motion to adopt the minutes of the previous meeting. Commissioner Shears seconded the motion. The motion was carried unanimously by a voice vote.

Environmental Programs Manager, Mr. Reggie Stewart, recommended proceeding with the public nuisance abatements on the following properties: (1) 215 Russell Avenue, Anniston, owned by Mattie Neal (2) 1136 Rhodes Street, Anniston, owned by Randall and Tamela Robertson; and (3) 4215 Wellborn Avenue, Anniston, owned by Wanda Robinson (Estate) c/o Derek Johns. Owners were adequately notified of the meeting but were not present, and no one spoke on behalf of the owners. Commissioner Shears made a motion to proceed as recommended. Commissioner Henderson seconded the motion. The motion was carried unanimously by a voice vote. (3 RESOLUTIONS IN FILE)

Mr. Reggie Stewart recommended dismissing public nuisances on the following properties: (1) 38 Jacks Drive, Anniston, owned by Charles and Dorothy White c/o Bobby Waldrop; (2) 211 Russell Avenue, Anniston, owned by Howard, Danny, and Darrell Bedford; and (3) 4305 Wellborn Avenue, Anniston, owned by Nual and Lena Forsyth. Owners were adequately notified of the meeting but were not present, and no one spoke on behalf of the owners. Commissioner Henderson made a motion to dismiss as recommended. Commissioner Shears seconded the motion. The motion was carried unanimously by a voice vote.

Mr. Reggie Stewart recommended approving invoices as shown in the itemized reports to be the cost of removal of public nuisances on the following properties: (1) 4500 Asbury Avenue, Anniston, owned by Grace McKinney c/o Brandy Bryant, for \$426.00; (2) 3210 Oakridge Avenue, Anniston, owned by Judy Barr c/o Benny, for \$1,026.00; and (3) 3218 Oakridge Avenue, Anniston, owned by Judy Barr c/o Benny, for of \$2,326.00. The owners were notified of the meeting, but no one was present to represent the owners. Commissioner Patterson made a motion to proceed with invoices. Commissioner Howell seconded the motion. The motion was carried unanimously by a voice vote.

Mr. Reggie Stewart recommended declaring public nuisances on the following properties: (1) 174 Warrior Circle, Ohatchee, owned by Robert Duran and Angela Barclay; (2) 814 S. Hollingsworth Drive, Anniston, owned by Rachel Haynes c/o Mary; (3) 5433 Rogers Avenue, Anniston, owned by John Smith. Owners were adequately notified of the meeting but were not present, and no one spoke on behalf of the owners. Commissioner Henderson made a motion to declare as recommended. Commissioner Howell seconded the motion. The motion was carried

unanimously by a voice vote. Mr. Stewart recommended declaring a public nuisance on the following property: (1) 0 Creek Trail, Anniston, owned by Indian Oaks Community Golf Course Inc./RCO Enterprises. Owners were adequately notified of the meeting. Mr. Ronald Cofield, President of RCO Enterprises, read from a prepared statement addressing that his company should not be responsible for this property due to selling it to the Indian Oaks Community Golf Course Inc., with whom he is currently in legal litigation for their nonpayment. Commissioner Henderson made a motion to declare as recommended. Commissioner Shears seconded the motion. Commissioners took a roll call vote. The motion was carried by a majority voice vote by Commissioner Henderson, Commissioner Shears, Commissioner Wilson, and Commissioner Patterson. Commissioner Howell abstained from the vote. (4 RESOLUTIONS IN FILE)

County Administrator, Mr. Mark Tyner, presented a resolution to award the bid for the Use of County Property – Batting Cage Facility, to the sole bidder, Grit Softball Academy, for the negotiated lease price of \$600.00 monthly for three years. Commissioner Howell made a motion to adopt the resolution. Commissioner Shears seconded the motion. The motion was carried unanimously by a voice vote. (RESOLUTION ATTACHED)

Mr. Mark Tyner presented a resolution to extend the following awarded bids for an additional year: Plant Mix – In place; Concrete; Aluminum Signs Blank/Finished; Sign Posts; Guardrail; Crushed Limestone; Crushed Quartzite; Crushed Granite; Herbicide; Park & Recreational Materials; and Office Supplies. Commissioner Shears made a motion to adopt the resolution. Commissioner Henderson seconded the motion. The motion was carried unanimously by a voice vote. (RESOLUTION ATTACHED)

Mr. Mark Tyner presented a resolution declaring an E-805 Bad Boy Elite Mower from the Highway Department as surplus property and to sell via GovDeals. Commissioner Patterson made a motion to adopt the resolution. Commissioner Howell seconded the motion. The motion was carried unanimously by a voice vote. (RESOLUTION ATTACHED)

Mr. Mark Tyner presented a subdivision plat for Cherokee Knolls Phase II Sector 2, recommended by the County Engineer. This plat meets the provisions of subdivision regulations. Commissioner Henderson made a motion to authorize acceptance of the plat and to authorize the Chairman to sign. Commissioner Howell seconded the motion. Motion carried unanimously by a voice vote of the Commissioners present. (LETTER IN FILE)

Mr. Mark Tyner presented a resolution for the Federal Bridge Investment Program. This is a joint application, recommended by the County Engineer, for a Bridge Investment Program Planning Grant and will require an investment of approximately \$1,212.00 to be included in the application. Commissioner Henderson made a motion to adopt the resolution. Commissioner Howell seconded the motion. The motion was carried unanimously by a voice vote. (RESOLUTION ATTACHED)

Mr. Mark Tyner presented an agreement with Certified Automatic Fire Sprinklers, Inc. for the annual testing of the Highway Department's fire sprinkler equipment for \$1,175.00. Commissioner Shears made a motion to authorize the Chairman to sign the agreement. Commissioner Howell seconded the motion. The motion was carried unanimously by a voice vote. (AGREEMENT IN FILE)

Mr. Mark Tyner presented an MOU with Mid America Health, Inc. to provide on-site dental services at the Jail for \$2,400.00 per visit. Commissioner Howell motioned to authorize the Chairman to sign the agreement. Commissioner Patterson seconded the motion. The motion was carried unanimously by a voice vote. (MOU IN FILE)

Mr. Mark Tyner presented a one-year agreement with Landauer to provide Dosimetry Services for Court Security Radiation Monitoring. Commissioner Patterson motioned to authorize the Chairman to sign the agreement. Commissioner Shears seconded the motion. The motion was carried unanimously by a voice vote. (AGREEMENT IN FILE)

Commissioner Henderson motioned to appoint Commissioner Lee Patterson to serve on the 2023-2024 ACCA Legislative Committee. Commissioner Shears seconded the motion. The motion was carried unanimously by a voice vote.

Mr. Mark Tyner presented an ARPA resolution for a Saks Community Center Sewer project. This resolution allocates up to \$70,000.00 from ARPA funds for facilities improvements connecting Saks Community Center to the sewer. Commissioner Howell made a motion to adopt the resolution. Commissioner Henderson seconded the motion. The motion was carried unanimously by a voice vote. (RESOLUTION ATTACHED)

Mr. Mark Tyner presented an ARPA resolution for the Jail Medical & Mental Health Addition. This resolution allocates up to \$3,300,000.00 from ARPA funds for County Jail renovations. Commissioner Henderson made a motion to adopt the resolution. Commissioner Howell seconded the motion. The motion was carried unanimously by a voice vote. (RESOLUTION ATTACHED)

Mr. Mark Tyner presented a resolution for the Jail Medical Unit Addition acknowledging 35% completion of the design phase for the Mental Health Medical Unit at the County Jail and authorizing JMR+H to proceed to the 65% level of the design phase. Commissioner Howell motioned to adopt the resolution. Commissioner Patterson seconded the motion. The motion was carried unanimously by a voice vote.

Mr. Mark Tyner presented an agreement with Piedmont Rescue for services to be provided and an appropriation for \$220,000.00. Commissioner Henderson motioned to authorize the Chairman to sign the agreement. Commissioner Howell seconded the motion. The motion was carried unanimously by a voice vote. (AGREEMENT IN FILE)

Mr. Mark Tyner presented the Revenue Commissioner's Report of Insolvent and Litigations for the tax year 2022. The amount collected for the prior year's insolvents and litigations was \$115,829.51. Commissioner Henderson motioned to accept the report and authorize the Chairman to sign the agreement. Commissioner Shears seconded the motion. The motion was carried unanimously by a voice vote. (AGREEMENT IN FILE)

Ms. Chandy Gordon with Agency for Substance and Abuse Prevention announced a Back-to-School Fair they are hosting at Norwood Hodges Community Center on July 27, 2023. She spoke on the successful event of Barbers against Bullets and thanked the community and Commission for their support.

Mr. Larry Hensley, a resident of the Indian Oaks subdivision, expressed his opinion regarding the public nuisance of the Indian Oaks Golf Course, saying he thinks any action from the Commission should wait until the legal litigation has ended.

Mr. Joe Price, a County resident who lives near the Greenleaf Shooting Range, expressed his concern over the noise made from the range. He said he believes the noise is an environmental nuisance and would like the Commission's help setting new hours and regulations for the range.

The Piedmont Rescue Director, Mr. Pat Brown, expressed his appreciation and thanked the Commission for the appropriation to assist with the continued EMS services in the unincorporated areas of the County.

Mr. Johnny Warren with the Anniston EMS also thanked the Commission for helping the Piedmont Rescue and hopes to see this help be continued for the ambulance services provided in the County.

County Extension Coordinator Dr. David West invited the Commission to attend the extension reporting day that will be held on July 14.

Ms. Audrey Maxwell, Chamber of Commerce Tourism Director, announced preparations for "The Flawless Delivery Hospitality Training Program" for hotel staff coming in August and thanked Commissioner Shears for signing up to speak. She also said the Chamber was working with different municipalities to help put on a Restaurant Week in August, where they will highlight restaurants in our area.

County Attorney Ms. Gloria Floyd reminded everyone that the Landfill will have another free day this Saturday, July 15.

Ms. Gloria Floyd, County Attorney, recommended that the Commission move into an executive session to discuss with the attorney of record regarding the matter, Mr. Craig Dillard, County Administrator, Mr. Mark Tyner, Assistant County Administrator, Ms. Melissia Wood, and the County's Engineer, Mr. Rodney McCain, the legal ramifications/options regarding pending litigation. Ms. Floyd made a public declaration that the discussion to be held meets the executive session exception regarding pending litigation. Commissioner Henderson made a motion that the Commission move into executive session for the stated purpose and as recommended by the County Attorney. Commissioner Shears seconded the motion. A roll call vote was taken of all Commissioners, and the motion was carried unanimously.

Chairman Wilson stated there would be no further business for this regular meeting, and the Commission would not reconvene after the executive session. He announced the next Commission meeting would be July 27, 2023, at 10:00 a.m. The executive session began at approximately 10:37 a.m. and concluded at approximately 11:17 a.m.