

SUMMARY OF MINUTES
CALHOUN COUNTY COMMISSION
AUGUST 27, 2009

Chairman Hess called the regular meeting of the Calhoun County Commission to order and all Commissioners were present. The Chairman asked that bids be submitted. Rev. Randy Postell, Pastor of First Baptist Church of Saks, gave an invocation.

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

Commissioner Downing made a motion to adopt the agenda and Commissioner Dunn seconded the motion. All Commissioners voted in favor of the motion.

Saks High School and Wellborn High School football coaches were recognized, and a challenge was made between Chairman Hess, whose commission district includes Saks High School, and Commissioner Henderson, whose commission district includes Wellborn High School, that the one whose school lost the game would pick up trash on the opposing side.

Rose Munford, President of Cheaha Creative Arts, Inc., presented information and requested support for a cultural arts center for the community. Board members also attending were Ridgely Smith, Secretary, and Betty Mills.

A motion was made by Commissioner Henderson to adopt the minutes of the previous meeting. Commissioner Abbott seconded the motion and all Commissioners voted in favor of the motion.

A motion was made by Commissioner Dunn, and seconded by Commissioner Downing, to award or extend various bids for the Calhoun County Highway Department, as recommended by the County Engineer. A vote of the Commissioners was unanimously in favor of the motion.

Award bids as follows:

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| FY10-1 | Liquid Asphalt – Award Bid to overall low bidder:
Hunt Refining Company, 100 Towncenter Boulevard, Suite 300,
Tuscaloosa, AL 36406 |
| FY10-2 | Plantmix In-Place – Award Bid to overall low bidder on commonly used
items:
McCartney Construction, P. O. Box 1890, Gadsden, AL 35902 |
| FY10-2B | Plantmix F.O.B. Plant – Award Bid to the overall low bidder:
APAC Mid-South, Inc., P. O. Box 385025, Birmingham AL 35238 |
| FY10-3 | Concrete – Award Bid to overall low bidder:
Ready Mix USA, 3001 Old Wilmer Avenue, Anniston, AL 36202 |
| FY10-8 | Guardrail – Award Bid to only bidder:
Alabama Guardrail, P. O. Box 728, Pinson, AL 35126 |

- FY10-12 Concrete Pipe – Award Bid to overall low bidder, with 3” local vendor on most commonly used items:
Saks Hardware, 1440 Lenlock Lane, Anniston, AL 36206
- FY10-13 Traffic Stripe – Award bid to overall low bidder on commonly used items:
Ozark Striping Company, P. O. Box 847, Ozark, AL 36361
- FY10-14 Bituminous Surface Treatment – Award Bid to only bidder:
Charles E. Watts, Inc., P. O. Box 1686, Gadsden, AL 35902
- FY10-15 Crushed Limestone – Award Bid to both bidders:
McCartney Construction, P. O. Box 1890, Gadsden, AL 35902
Vulcan Materials Company, P. O. Drawer 486, Alexandria, AL 36250
- FY10-17 Crushed Quartzite – Award Bid to only bidder:
McCartney Construction, P. O. Box 1890, Gadsden, AL 35902
- FY10-31 Parks and Recreation Material – Award Bid to the following bidders:
Miller Sand & Gravel, 345 DeArmanville Dr. No., Anniston, AL 36207
Crimson Stone, Inc., 6510 Keenes Mill Road, Cottondale, AL 35453
Calhoun County Farmers Co-op, 900 US Hwy 278 Bypass E, Piedmont,
AL 36272
Calhoun County Farmers Co-op, 1575 Pelham Road, South, Jacksonville,
AL 36265
- FY10-33 Liner Pipe – Award Bid to only bidder:
Contech Construction Products, Inc., 402 Office Park Drive, Suite 260,
Birmingham, AL 35223
- FY10-21 New Tires – State Bid

Extend bids as follows:

- FY10-4 Aluminum Sign Blanks and Finished Signs:
Traffic Signs, 900 Rochester Road SE, Jacksonville, AL 36265
- FY10-5 Sign Post:
Vulcan Signs & Stamping, Inc., P. O. Box 1850, Foley, AL 36536
- FY10-10 Aluminized Steel Type 2 Metal Pipe:
Harvey Culvert Company, P. O. Box 259, Cleveland, AL 35049
- FY10-19 Herbicide:
Helena Chemical Company, P. O. Box 626, Selma, AL 36702

- FY10-20(a) Gasoline and Diesel Fuel:
Green Oil Company, P. O. Box 7040, Oxford, AL 36203
- FY10-20(b) Lubricants:
Green Oil Company, P. O. Box 7040, Oxford, AL 36203
- FY10-35 Chain Link Fencing:
Piedmont Fencing LLC, 299 King Gap Mtn Road, Piedmont, AL 36272
- FY10-37 Chain Link Fence Material:
Piedmont Fencing LLC, 299 King Gap Mtn Road, Piedmont, AL 36272

Commissioner Henderson made a motion to continue for thirty days, until October 8, 2009, the nuisance abatement on property located at 30 Huckleberry Lane, Anniston, owned by Lauren Shelnut, as recommended by Environmental Enforcement Officer David Pirritano. Ms. Shelnut was present and asked for an extension. Commissioner Abbott seconded the motion and all Commissioners voted in favor of the motion.

A motion was made by Commissioner Henderson, and seconded by Commissioner Abbott, to proceed with the nuisance abatement on property located at 402 Hunter Street, Anniston, owned by Carrie Perrey, as recommended by Mr. Pirritano. The owner was not present. A vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

Commissioner Henderson made a motion to proceed with the nuisance abatement on property located at 275 Mountain Road, Ohatchee, owned by William and Cassandra Denney, as recommended by Mr. Pirritano. The owners were not present. Following a second to the motion by Commissioner Abbott, all Commissioners voted in favor of the motion. (RESOLUTION IN FILE)

Mr. Pirritano recommended dismissing the nuisance abatement on property located at 998 Mary Jane Drive, Anniston, owned by Jerel E. Greathouse. Commissioner Henderson so moved, Commissioner Dunn seconded the motion, and all Commissioners voted in favor of the motion.

A motion was made by Commissioner Henderson to declare a public nuisance on property located at 444 West Glenn Road, Alexandria, owned by Michael A. & Theresa Brambley, as recommended by Mr. Pirritano. The owners were not present. Following a second to the motion by Commissioner Dunn, a vote of the Commissioners was unanimously in favor of the motion. (RESOLUTION IN FILE)

Invitations to bid were sent to numerous contractors for the removal of non-operational motor vehicles located on properties that have been declared to be a public nuisance. Mr. Joiner advised that no bids were received.

Commissioner Abbott made a motion to reappoint Keith Word for a six-year term on the Calhoun County Department of Human Resources Board of Directors, effective September 1,

2009. The motion was seconded by Commissioner Downing and the motion carried by a unanimous vote of the Commissioners.

Mr. Joiner presented a resolution for local match for the Section 5307 transit program and agreements for urban and rural transportation services for fiscal year 2010. Commissioner Dunn made a motion to adopt the resolution as read and Commissioner Henderson seconded the motion. All Commissioners voted in favor of the motion. (RESOLUTION & AGREEMENTS ATTACHED)

Commissioner Henderson made a motion to authorize the Chairman to sign an agreement with the Friends of Janney Furnace, Inc. to provide funding in the amount of \$2,000 to help with the Ohatchee Fest and 5K Run to be held during the month of October 2009. The motion was seconded by Commissioner Dunn and the motion carried by a unanimous vote of the Commissioners. (AGREEMENT IN FILE)

A motion was made by Commissioner Downing and seconded by Commissioner Henderson to adopt a resolution as presented by Mr. Joiner to extend a contract with Rite Way Services, Inc. for janitorial services for the Calhoun County Courthouse. All Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

Mr. Joiner presented a proposed electronic payment processing agreement with IMS Enterprises, Inc. as requested by Revenue Commissioner Karen Roper. Commissioner Abbott made a motion to authorize the Chairman to sign the agreement pending approval of the County Attorney. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion. (AGREEMENT IN FILE)

Commissioner Dunn made a motion, which was seconded by Commissioner Downing, to adopt a resolution as read by Mr. Joiner to authorize the execution of a recycling agreement between BAE Systems, Veolia ES Solid Waste Southeast, Inc., and Calhoun County. The motion carried by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

A motion was made by Commissioner Dunn to ratify and approve the Service Agreement with Dynamic Security, Inc., to provide uniformed guard service for the McClellan Development Authority (MDA), signed by Chairman J. D. Hess on August 13, 2009, for and on behalf of Calhoun County, as successor to the Joint Powers Authority and its court ordered receiver of properties at McClellan. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion. (AGREEMENT IN FILE)

Mr. Joiner presented a resolution to authorize the termination of the Land Use Agreement dated March 11, 2009, with the Alabama National Guard, due to the potential sale of certain properties at McClellan. Commissioner Downing made a motion to adopt the resolution as read, followed by a second from Commissioner Dunn. All Commissioners voted in favor of the motion. (RESOLUTION ATTACHED)

A resolution was presented by Mr. Joiner authorizing the Chairman to sign a task order adjustment, related to the munitions and explosives of concern remediation, as requested by the

MDA Program Management Committee. Commissioner Downing made a motion to adopt the resolution, Commissioner Dunn seconded the motion, and the motion carried by a unanimous vote of the Commissioners. (RESOLUTION ATTACHED)

Seven task order resolutions for work being performed by various contractors at McClellan were presented by Mr. Joiner, as follows: (1) NAEVA Geophysics, Inc. – total cost not-to-exceed \$455,135.10; (2) L. I. Smith & Associates, Inc. – total cost not-to-exceed \$77,525; (3) PIKA International Inc. – total amended cost of \$726,341.55; (4) PIKA International Inc. – amended authorized amount not-to-exceed \$1,146,037.09; (5) USA Environmental Inc. – total amended cost of \$496,357; (6) USA Environmental Inc. – total amended cost of \$167,334; and (7) Matrix Environmental Services, L.L.C. – lump sum of \$3,648,169. Commissioner Henderson made a motion to adopt resolutions to ratify Mr. Joiner's signature on the seven task orders. Commissioner Dunn seconded the motion and a vote of the Commissioners was unanimously in favor of the motion. (7 TASK ORDER RESOLUTIONS ATTACHED)

Commissioner Downing made a motion to amend the agenda to consider two MDA recommendations, as requested by MDA Chief Executive Officer Robin Scott: (1) Property asking price list & demolition list, and (2) Property sale pending MDA Advisory Committee recommendation. Commissioner Abbott seconded the motion and a vote of the Commissioners was as follows: Commissioner Dunn – Yes; Commissioner Downing – Yes; Commissioner Henderson – Yes; Commissioner Abbott – Yes; and Chairman Hess – Yes.

Gen. Scott presented a list of proposed asking prices for land and selected buildings, and a proposed demolition list of structures to be demolished at McClellan. He advised that the MDA Advisory Committee recommends that the Calhoun County Commission approve the asking prices and proposed demolition lists. Commissioner Downing made a motion to approve the asking prices as presented, and to approve the demolition list with the following deletions: Priority Areas 3, 4, & 5. Commissioner Henderson seconded the motion and all Commissioners voted in favor of the motion. (LISTS IN FILE)

Gen. Scott also asked that Ken Joiner, as receiver of properties for the McClellan Development Authority, be authorized to sign a letter of intent for the sale of certain property at McClellan pending MDA Advisory Committee recommendation. Commissioner Downing so moved, Commissioner Dunn seconded the motion, and the motion carried by a unanimous vote of the Commissioners.

Commissioner Henderson made a motion to adjourn and Commissioner Downing seconded the motion. The meeting was adjourned by a unanimous vote of the Commissioners.

The next meeting was announced for Thursday, September 10, 2009, at 10:00 a.m.