

Cleburne County Commission Meeting Minutes
Regular Commission Meeting June 17, 2024
Cleburne County Mountain Center

Roll Call

Present:

Commissioner Terry Hendrix
Commissioner Roger Hill
Commissioner Emmett Owen
Chairman Ryan Robertson

Absent: Commissioner Laura Cobb

Comments from Citizens

Comments from Board Members or Officials

Jail Administrator, Lane Kilgore, discusses the jail needing their generator repaired. The quote received will cost \$5,000 - \$6,000 to repair. They are looking at other options for repair that will be cheaper.

Consent Agenda

The Commission passes the June 2024 Consent Agenda Resolution #5456 1-12

Action as related to **Resolution #5456 1-12** 2024 Consent Agenda:

Motion made by Commissioner Terry Hendrix, Seconded by Commissioner Emmett Owen

In Support: Commissioners Roger Hill, Emmett Owen and Terry Hendrix

In Opposition: None

Motion Passed

Resolution #5456-1

The Cleburne County Commission hereby resolves to approve the minutes of May20, 2024

as presented.

Resolution #5456-2

June 17, 2024, Board Vacancies:

Hospital Board- District 4

Board Appointments: None

Resolution #5456-3

Whereas, the Cleburne County Administrator requests that the Cleburne County Commission allow for a change in the Administrative Department;

Whereas the change adds the position of County Finance Officer, to the department;

Therefore, the Cleburne County Commission resolves to allow the change to the Administrative Organizational Chart.

Resolution #5456-4

RESOLUTION FOR THE EXPENDITURE OF AMERICAN RESCUE PLAN ACT LOCAL AND TRIBAL CONSISTENCY FUNDS FOR GOVERNMENT PURPOSE

WHEREAS, Cleburne County, Alabama (the "County") has received an award from the American Rescue Plan Act Local and Tribal Consistency Funds ("LATCF Funds") and is charged with ensuring that such funds are expended in accordance with state and federal law; and

WHEREAS, the County may expend LATCF Funds for programs, services, and capital expenditures to fulfill a governmental purpose; and

WHEREAS, the provision of construction and maintenance to County roads, serves a governmental purpose to provide for the safety and well-being of residents; and

WHEREAS, consistent with this government purpose, the County has identified a project to widen and level County Road 30 (the "Project"); and

WHEREAS, the County has determined that the procurement of materials and services to support ongoing road projects is a necessary, reasonable, and proportionate measure to further this governmental purpose; and

WHEREAS, the County has procured these materials and services in a manner consistent with state laws and guidelines, including compliance the Public Works Law, codified as Title 39 of the Code of Alabama 1975 and the Competitive Bid Law, codified as 41-16-50, *et seq.*, Code of Alabama 1975, as applicable

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

1) The County shall use up to \$64,938.59 of LATCF Funds to fulfill the governmental purpose described herein.

2) The County Administrator is hereby authorized to expend these funds to purchase goods and services to support this Project.

3) Expenditure of these funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of LATCF Funds for this purpose.

Resolution #5456-5

Whereas, Commissioner Terry Hendrix wishes to use \$78,016.41 of discretionary funds, allocated to District 3, on widening and leveling County Road 30;

Whereas, the fund will be used in conjunction with LATCF Funds, to complete the project;

Whereas, The Commission finds that this is an appropriate use of discretionary funds for a proper public purpose;

Therefore, the Cleburne County Commission agrees to allow the use of \$78,016.41 of Commissioner Hendrix's discretionary fund for this purpose.

Resolution #5456-6

RESOLUTION FOR THE EXPENDITURE OF AMERICAN RESCUE PLAN ACT LOCAL AND TRIBAL CONSISTENCY FUNDS FOR GOVERNMENT PURPOSE

WHEREAS, Cleburne County, Alabama (the "County") has received an award from the American Rescue Plan Act Local and Tribal Consistency Funds ("LATCF Funds") and is charged with ensuring that such funds are expended in accordance with state and federal law; and

WHEREAS, the County may expend LATCF Funds for programs, services, and capital expenditures to fulfill a governmental purpose; and

WHEREAS, the provision of construction and maintenance to roads in the County, serves a governmental purpose to provide for the safety and well-being of residents, including those who reside within municipalities; and

WHEREAS, Section 11-1-10, Code of Alabama 1975, authorizes the County to enter into agreements with municipalities in the state for the purpose of receiving benefits deemed to be for the public interest in the promotion of any beneficial development; and

WHEREAS, the City of Heflin, Alabama has requested funds to make improvements to County Road 114 (the "Project"), located within the city limits; and

WHEREAS, the County has determined that the procurement of materials and/or services to support this Project is a necessary, reasonable, and proportionate measure to further this governmental purpose.

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

4) The County shall use up to \$64,938.59 of LATCF Funds to fulfill the governmental purpose described herein.

5) The Chairman is hereby delegated the authority to negotiate and execute a funding agreement with the City of Heflin, Alabama in support of this public purpose, conditioned upon the following:

- a. The funding agreement is consistent with this Resolution;
- b. The funding agreement is consistent with all applicable state laws and federal regulations relating to the expenditure of LATCF funds including, but not limited to, compliance with the Build America Buy America Act; and
- c. In the sole discretion of the Chairman, the terms and conditions are in the best interest of the County.

6) Once executed, the County Administrator is hereby authorized to expend funds to the City of Heflin, Alabama to support this Project.

7) Expenditure of these funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of LATCF Funds for this purpose.

Resolution #5456-7

Whereas, Commissioner Terry Hendrix and Commissioner Roger Hill wish to use \$6,500.00 each of discretionary funds, allocated to District 2 and District 4;

Whereas, the fund will be used for gravel and resurfacing of County Road 51;

Whereas, The Commission finds that this is an appropriate use of discretionary funds for a proper public purpose.

Therefore, the Cleburne County Commission agrees to allow the use of \$6,500.00 each of Commissioner Owen's and Commissioner Hill's discretionary fund for this purpose.

Resolution #5456-8

Whereas, the Cleburne County Engineer states that he is trying to have power connected to the District 3 Convenience Center;

Whereas, Alabama Power requires an easement from the County to install power to this property;

Therefore, the Cleburne County Commission agrees to the easement and that Chairman Ryan Robertson sign the easement for Alabama Power.

Resolution #5456-9

Whereas, the Cleburne County Commission currently has an agreement with the Town of Ranburne for inmate housing;

Whereas, the inmate housing agreement with the City of Heflin, was recently amended;

Whereas, the inmate housing agreement for the Town of Ranburne did not change, due to the Town having a municipal court;

Whereas, the Town of Ranburne no longer has a municipal court, and is asking for the same agreement terms as the City of Heflin;

Therefore, the Cleburne County Commission resolves to amend the agreement to match the terms of the agreement with the City of Heflin, with the Chairman and Sheriff signing on behalf of the County.

Resolution #5456-10

Whereas, the Cleburne County Commission is inquiring about the proper ways in which to increase pay rates for elected officials;

Therefore, the Cleburne County Commission agrees to task the County Human Resource Officer with obtaining this information;

Resolution #5456-11

Whereas, the Cleburne County Commission has an "Agreement for Service" with East Alabama Regional Planning Commission;

Whereas, the agreement EARPDC is to provide a public transportation service;

Whereas, the County Commission has been unable to retain a driver to continue providing the service;

Therefore, the Cleburne County Commission hereby resolves to discontinue the service.

Resolution #5456-12

Whereas, the Cleburne County Probate Judge requests that the Cleburne County Commission authorize the surplus of small office equipment that is no longer useful as follows:

Item numbers: 0362, 0367, 0412

Therefore, the Cleburne County Commission hereby authorizes the surplus of this equipment.

Reports from staff:

- A. The County Administrator, Lisa Copeland introduces Tracy Williamson as the new Chief Finance Officer. She provided the Commission with updates of the ARPA and LATCF money. She has given the Commission updated amounts left for their Discretionary funds. She states she will be attending the County Administrator/Attorney update class in July. Commissioner Emmett Owen and Lisa discuss various classes for our accounting software for Tracy Williamson to attend. Commissioner Emmett Owen and Lisa discuss where we stand with the completion of FY22 and FY23 for auditing. Commissioner Owen states we need to get FY 22 done as quickly as possible so we can get ready for the upcoming budget. Commissioner Emmett Owen states with upcoming vehicle changes we need to make sure if it is no longer in use that it is taken off of our insurance. Commissioner Emmett Owen and Lisa discuss the inmate worker situation. He states Fred Cain needs to come in earlier so he can pick up inmates earlier to help him with County maintenance. Commissioner Terry Hendrix asks if we can use the same Inmate Housing contract we have with Heflin to be used for Ranburne? Both Lisa and the County Attorney states yes it can be.
- B. The County Engineer, Lee Estes states states the Road department's F150 be given to Fred Cain, and added to Maintenance Assets. Engineer also has another truck that will need to be surplused. Lisa Copeland will work on that.
- C. The County Attorney, Jason Odom states he has been provided with the Church survey. He will get the deed prepared and signed by the Judge.

Discussion Items from the Chairman and Commission:

Commissioner Emmett Owen states he is waiting on a job description for Economic Developer position from Emily Brown. HE states Tammy Perry will stay until October. Commissioner Terry Hendrix states a letter needs to be sent to pull out of the current Economic Development Contract, but will be discussed at the next work session.

Action as related to **Resolution #5457**

Motion made by Commissioner Emmett Owen, Seconded by Commissioner Terry Hendrix

In Support: Commissioners Roger Hill, Emmett Owen and Terry Hendrix

In Opposition: None

Motion Passed

Resolution #5457

Meeting adjourned.

Certified by:

Ryan Robertson – Chairman

Laura Cobb – District 1

Emmett Owen – District 2

Terry Hendrix – District 3

Roger Hill – District 4