

MINUTES CHEROKEE COUNTY COMMISSION CENTRE, ALABAMA

The Cherokee County Commission met in regular session on the date noted below in the Commission Office. During the course of the meeting, bills were reviewed and approved as per attached at month-end. Members present or absent are noted accordingly.

DATE	PRESENT	ABSENT
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January 14, 2002	All	None
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The chairman called the meeting to order and Wayne Cochran opened with prayer.

Motion by Kathryn Black seconded by Harold Woodall to purchase an ad in the Progress Edition of the Herald for 222.39 as described by Vicki Robinson passed 4-0.

Motion by Harold Woodall seconded by Earl Westbrook to set the county mileage rate at 36.5 cents per mile in accordance with the state rate passed 4-0.

Motions by Earl Westbrook seconded by Harold Woodall to adopt a resolution as per attached regarding paving of CR 233 and by Harold Woodall seconded by Earl Westbrook to adopt a resolution as per attached regarding paving CR 87 passed 4-0.

The chairman presented clarification of the previous minutes regarding CR 31. The road to be paved in separated into two parts, one of which qualifies for FAS funding.

Motion by Earl Westbrook seconded by Dale Welsh to adopt the minutes of the previous meeting passed 4-0.

Motion by Kathryn Black seconded by Harold Woodall to accept and adopt the final conclusion of the Grievance Board regarding a claim filed by Terry Nichols passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to approve a YMCA contract as per attached passed 4-0.

Excess Land Redemption's were unanimously approved 4-0 as follows:

MOTION AMOUNT	SECOND	REDEMPTION	
Harold Woodall	Earl Westbrook	Robert Duarte	167.21
Earl Westbrook	Kathryn Black	Robert Duarte	2085.13
Earl Westbrook	Kathryn Black	Kenneth Reiad	
166.29			

There being no further business to come before the Board, the meeting was adjourned subject to call.

January 28, 2002

All

None

The chairman called the meeting to order and Harold Woodall opened with prayer.

Motion by Dale Welsh seconded by Earl Westbrook to authorize the engineer to develop bid specs for four new tandem axle dump trucks to be funded with bond issue proceeds passed 4-0.

Motion by Earl Westbrook seconded by Kathryn Black to have the engineer purchase 6 used single axle dump trucks from the state property list for a total cost of 77,300.00. Funds are to be made available one month from today. Motion passed 4-0.

Highway Department personnel will review the condition and status of a bridge on CR 422 with state personnel today. The bridge has deteriorated below the water line.

The Highway Department and the State will review drains near the KTH Plant that relates to the widening of State Road 68 in Leesburg. Some drainage pipes may be required to be relocated.

Motion by Earl Westbrook seconded by Kathryn Black to authorize the Highway Department to develop bid specs for the following roads to be funded with bond proceeds once the bond issue is finalized. The projects will be bid as a group. Motion passed 4-0.

CR 91 from CR 41 to CR 46; CR 12 from CR 29 to CR 29; CR 31 from SR 9 to SR 9;
CR 40 from CR 31 to CR 45; CR 155 from CR 113 to CR 13; CR 472 from CR 155 to
end;

CR 144 from CR 75 to SR 68; CR 560 from CR 22 to CR 22; CR 13 from CR 22 to CR
13;

CR 93 from CR 16 to CR 86 and from CR 86 to CR 22; CR 113 from CR 16 to CR 93

Motion by Kathryn Black seconded by Dale Welsh to have the Highway Department post speed limit signs on CR 194 as 25 MPH passed 4-0.

Motion by Kathryn Black seconded by Harold Woodall to approve the contract with the Chamber of Commerce which includes revenues from Lodging Taxes passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to approve Excess Land Redemption Certificate to Glen Harrison for 11.08 passed 4-0. Copy attached.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

The meeting was recessed until 9:00 AM on January 31, 2002 in accordance with the attached verbiage provided by bond attorneys.

The chairman called the meeting out of recess at 9:00 AM on Thursday, January 31, 2002 . Larry Ward with Morgan Keegan and Tim Williams with Regions Bank were in attendance. Larry explained the issuance of AAA debt bonds totaling 3,605,000.00 at

4.152% interest for 10 years as has been discussed previously. Motion by Dale Welsh seconded by Earl Westbrook to suspend the rules as instructed by the bond attorneys passed 4-0. Subsequently, motion by Harold Woodall seconded by Earl Westbrook to adopt the resolution to issue the bonds as defined passed 4-0. Funds are expected to be deposited by or before February 11, 2002.

Motion by Earl Westbrook seconded by Kathryn Black to authorize the engineer to secure the following vehicles and equipment in the defined manner.

Develop bid specs and secure bids for a used 25 ton Compactor; purchase a new service truck from the state bid list; purchase 2 used pickups off the state surplus property list; purchase 6 used single axle dump trucks from the state surplus property list; and develop bid specs and secure annual bids for the Reclaimer.

Motion passed 4-0.

A change in meeting times was discussed. Possibly once per month on the second Monday according to law or at 8:00 or 9:00 AM on the 2nd and 4th Mondays.

There being no further business to come before the Board, the meeting was adjourned subject to call.

DATE	PRESENT	ABSENT
February 11, 2002	All	None

The chairman called the meeting to order and Wayne Cochran opened with prayer.

Motion by Kathryn Black seconded by Earl Westbrook to ratify the minutes of the previous meeting as per attached passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to approve a draft of bid specs for plant mix, striping, and guardrail to be dispatched by the Highway Department passed 4-0. The bids will be opened March 21, 2002.

Motion by Harold Woodall seconded by Kathryn Black to authorize the chairman to sign various documents regarding the Bells Crossroads Water Project passed 4-0. Morton & Associates was the only bidder for Administrative services and ADL, Inc. was the only bidder for Engineering. The matter is progressing towards letting bids for Construction.

Wayne Cochran was asked to handle the matter of allowing members of a rock climbing club to perform cleanup activities at Cherokee Rock Village on March 23.

Motion by Earl Westbrook seconded by Kathryn Black to declare certain unused and broken furniture and equipment as not economically feasible to repair. The property has been stored in the boiler room and was cleared out due to the installation of an elevator. Motion passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to approve the Preferred Health Services contract for the Nutrition and Public Transportation projects passed 4-0.

Motion by Harold Woodall seconded by Kathryn Black to adopt the minutes of the previous meeting passed 4-0.

The chairman recessed the meeting pending the arrival of Ben Connally, Architect. Upon Mr. Connally's arrival, the meeting was called into session. Discussion ensued regarding the brand of elevator to install in the main building. Otis Elevator Company had been preferred but due to comments from the contractor, Alton Sanders, a comparable brand meets the specs and would not be required to be serviced by the provider as is the case with Otis. They were authorized to commence construction not using the Otis Elevator brand.

There being no further business to come before the Board, the meeting was adjourned subject to call.

DATE	PRESENT	ABSENT
February 25, 2002	All	None

The chairman called the meeting to order and Harold Woodall opened with prayer.

A group of citizens discussed a dangerous intersection with Kay Davis, Superintendent of Education and Ben Thackerson with the State Highway Department. A road they live on is not a county road. It intersects with US411 in the Key Community. Concerns for school children and school busses was discussed. The matter has no connection with county roads.

Motion by Dale Welsh seconded by Earl Westbrook to authorize the Highway Dept to issue a Purchase Order for Ford Tandem axle dump trucks that were bid last week at a cost of 292,876.00. Alabama Truck Center was low bidder. The trucks are made by Mac Trucks. Motion passed 4-0.

The engineer will research performance and costs for bituminous coated pipe.

Motion by Dale Welsh seconded by Earl Westbrook to approve Excess Land Sale Redemption for 260.10 to John M. Brown as per attached passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to approve the minutes of the previous meeting passed. 4-0.

Motion by Earl Westbrook seconded by Kathryn Black to reappoint Martha Burkhalter to the Public Library Board passed 4-0. Term expires 2006.

Motion by Dale Welsh seconded by Kathryn Black to adopt a resolution to withdraw from the East Central Alabama Solid Waste Disposal Authority passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to post NO SMOKING signs throughout the courthouse buildings passed 4-0.

There being no further business to come before the Board, the meeting was adjourned subject to call.

DATE	PRESENT	ABSENT
March 11, 2002	All	None

The chairman called the meeting to order and Wayne Cochran opened with prayer.

Pete Yonce and Cindy Morehead with AlaTax presented a proposal to collect local sales taxes. They currently collect for several municipalities in the county. A package outlining their presentment is on file.

Motion by Earl Westbrook seconded by Kathryn Black to award the bid for a 25-Ton Vibratory Compactor to Tractor and Equipment Company for 46,460.00 passed 4-0. Five requests to bid was mailed, eight were received from four companies with exact specs being met by T&E.

Letters of intent were prepared and approved to be sent to ALDOT for the use of Federal Aid Funds for bridgework. A description of the road and bridge with motion and second for approval is as follows:

	Motion	Second
CR 12 bridge	Dale Welsh	Kathryn Black
CR 47 Wolf Creek bridge	Kathryn Black	Harold Woodall
CR 47 bottom of hill bridge	Kathryn Black	Dale Welsh
CR 83 off Hwy 9 bridge	Earl Westbrook	Harold Woodall
CR 24 bridge	Dale Welsh	Earl Westbrook
CR 39 bridge	Harold Woodall	Dale Welsh

All motions passed 4-0.

The engineer, speaking for Mr. Hunter who was expected to, but did not, attend the meeting, discussed a request to make four cuts to newly paved roads at Tuckers Chapel. Mr. Hunter, a contractor working with NE Alabama Water & Sewer, is installing water lines in the area. The need to cut rather than bore is due to solid rock about 24 inches under the surface. The roads involved are CR 47 which is asphalt and CR's 142 and 754 which is tar and gravel. District 3 Commissioner Kathryn Black will review the site with the contractor and render a decision as to the avenue to travel to solve the problem. Motion by Dale Welsh seconded by Earl Westbrook to support her decision and approve any solution she decides passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to approve the purchase of property adjacent to the Public Library for 5,000.00 at the request of the Cherokee County Public Library Board passed 4-0. The Law family currently owns a plot roughly 90 by 280 feet that is ideal for future expansion when needed.

Motion by Harold Woodall seconded by Earl Westbrook to approve Excess Land Sale Redemption for 66.10 to Glen Harrison passed 4-0.

Motion by Earl Westbrook seconded by Dale Welsh to approve Excess Land Sale Redemption for 212.48 to Joseph Cochran passed 4-0.

There being no further business to come before the Board, the meeting was adjourned subject to call.

DATE	PRESENT	ABSENT
March 25, 2002	All	None

The chairman called the meeting to order and Charles Moody opened with prayer.

J. C. Stallings with the Park Board discussed the possibility of the Commissions' feelings of accepting Pratt Memorial Park into the county park system. The Park Board is willing to accept upkeep and maintenance if it is accepted. Ann Jordan gave a brief overview of the park and cemetery history. Myra Hampton expressed the importance and pride that should be associated with the park/cemetery that houses the remains of John J. Pratt, inventor of the typewriter. The Commission will take the matter under advisement.

Motion by Kathryn Black seconded by Dale Welsh to authorize the engineer to sign a letter of commitment for water and soil sample tests in the area that underground fuel tanks occupied at the Highway Dept. Testing, sanctioned by ADEM, will cost about 30,000.00. Motion passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to award various paving jobs as per attached to the low bidder, Cash Construction Company, Rome, Georgia, at a cost of 1,379,965.56 passed 4-0.

Motion by Harold Woodall seconded by Earl Westbrook to change the voting place for Beat 14 Box 1 from Ms. Prince's to Barrett Chapel Fellowship Hall passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

There being no further business to come before the Board, the meeting was adjourned subject to call.

DATE	PRESENT	ABSENT
April 8, 2002	All	None

The chairman called the meeting to order and Wayne Cochran opened with prayer.

Daryl Hames, Inland Rome Paper Company, requested closure of CR 101 that intersects with the Georgia state line. The Commission will consider the matter until the next meeting at which time a petition to close and a legal description of the road is provided.

Todd Williams, Sanders Construction Company, explained an unforeseen matter that occurred while preparing the pit for the elevator. Drain lines from window wells and into the sewer caused flooding due to them being stopped up. A change order was presented as per attached. The Commission will await the Architect signoff of the invoice or change order before paying the bill.

The engineer asked to interview for two replacement employees as HMT I. Motion by Earl Westbrook seconded by Kathryn Black to approve the request passed 4-0.

Motion by Harold Woodall seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

The press was made aware of the annual spring cleanup week April 15-20 which is a joint venture with PALS. The landfill will be open 7-5 PM Monday-Friday and 7-12 Noon on Saturday.

Motion by Earl Westbrook seconded by Harold Woodall to change the voting place for Beat 9 from Adrian's Store to Shady Grove Baptist Church fellowship hall passed 4-0.

There being no further business to come before the Board, the meeting was adjourned subject to call.

DATE
April 22, 2002

PRESENT
All

ABSENT
None

The chairman called the meeting to order and Harold Woodall opened with prayer.

Jody Burdette, National Resources and Conservation Association presented a report of watersheds within the county. Annual inspections indicate structures are in good shape with some evidence of 4-wheeler activity.

Motion by Kathryn Black seconded by Dale Welsh to approve a change order as per attached regarding the installation of the elevator passed 4-0. The extra work required as a result of rains about a month ago prompted the change order.

Motion by Harold Woodall seconded by Earl Westbrook to adopt a Proclamation as per attached regarding May as Older Americans Month passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

Motion by Harold Woodall seconded by Earl Westbrook to allow NE Alabama Water to cut across CR 91 at the intersection of CR 141 and ultimately repair it according to established policy passed 4-0.

There being no further business to come before the Board, the meeting was adjourned subject to call.

The Cherokee County Commission met in regular session on the date below. Bills were reviewed and approved as per attached at month-end. Members present are so noted.

DATE	PRESENT	ABSENT
May 13, 2002	All	None

The chairman called the meeting to order and Harold Woodall opened with prayer.

Chamber of Commerce representatives, Lonnie Sallee, Mel Williams, Ethel Sprouse, and others requested the Commission appoint its representative to the Civic Center Board of Directors. It was noted that all cities and towns have already appointed members. The Chamber group recommended Jane Poovey be considered if the Commission does not have anyone in mind. The chairman noted that considerations have been given to a number of individuals, both private and governmental. No action was taken at this meeting.

Mel Williams addressed an issue regarding the Health Department rule concerning bake sales, etc. She asked the Commissioners to review a document regarding legislation to change those rules.

Motion by Kathryn Black seconded by Harold Woodall to secure Bob Carter & Associates as the engineering firm to provide services for the Weiss Lake sewage upgrade project. Funding for such is commonly referred to as "the Aderholt money" that has been committed towards upgrading the Leesburg sewage treatment plant. Motion passed 4-0.

Preparation of profile sheets for 6 bridge replacements under the state bridge bond issue administration were approved as follows. All motions passed unanimously.

- A 41 foot bridge at Sandy Creek on CR 40 east of CR 34 in District 1 was motioned by Dale Welsh seconded by Earl Westbrook.
- A 49 foot bridge at Ball Play Creek on CR 32 east of CR 71 in District 2 was motioned by Earl Westbrook seconded by Harold Woodall.
- A 34 foot bridge at Wolf Creek on CR 43 east of CR 53 in District 3 was motioned by Kathryn Black seconded by Harold Woodall.
- A 27 foot bridge at Wolf Creek on CR 49 southeast of CR 43 in District 2 motioned by Earl Westbrook seconded by Kathryn Black.
- A 23 foot bridge at Mills Creek on CR 97 northeast of Alabama Highway 68 in District 4 motioned by Harold Woodall seconded by Earl Westbrook.
- A 20 foot unnamed bridge at CR 14 6 tenths mile east of CR 19 motioned by Earl Westbrook seconded by Kathryn Black.

The engineer presented a watershed management plan drafted by CH2M Hill concerning the Upper Coosa River Basin in accordance with grant requirements of EPA and ADEM. The county's cost was some 20,000.00 which was met through "in-kind" services.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

There being no further business to come before the Board, the meeting was adjourned subject to call.

The Cherokee County Commission met in regular session on the date below. Bills were reviewed and approved as per attached at month-end. Members present are so noted.

DATE	PRESENT	ABSENT
May 28, 2002	All	None

The chairman called the meeting to order and Jerry Baker opened with prayer.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the FY 2001 Tax Levy passed 4-0. The language was not included in that years adoption of the Revenue Commissioners Report of Errors and Insolvancies. This was detected by the current auditor as the department is under audit for FY 2001.

Motion by Harold Woodall seconded by Kathryn Black to secure Law Engineering to develop a study and render results regarding threatened or endangered species and wetlands delineation preliminarily detected under the state bridge program. The engineer explained that this matter must be paid from local funds, not from grant funding. Motion passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to adopt the minutes of the previous meeting passed 4-0.

Attached is a listing of high school recipients of the 2002 Cherokee County/Waste Management Scholarship program.

Motion by Kathryn Black seconded by Harold Woodall to appoint the Commission Chairman, Phillip Jordan, to the Civic Center Board of Directors passed 4-0.

There being no further business to come before the Board, the meeting was adjourned subject to call.

DATE	PRESENT	ABSENT
June 10, 2002	All	None

The chairman called the meeting to order and Dale Welsh opened with prayer.

Vicki Robinson, Cherokee County Herald, asked the Commission to purchase an ad in the Past Times Magazine Section of the paper to be published in August. Motion by Kathryn Black seconded by Dale Welsh to pay for an ad for 236.64 passed 4-0. The publication goes to 36,000 subscribers plus “box-buys” and counter sales.

Motion by Kathryn Black seconded by Harold Woodall to prepare paperwork at the Highway Department to pave CR 15 in the Leesburg Town Limits pending local match of some 43,000.00 to be provided by Leesburg passed 4-0. The project must be submitted to ALDOT prior to mid-July.

Motion by Dale Welsh seconded by Earl Westbrook to employ Ben Walker, Hurley Foster, and Leroy Taylor as requested by the engineer passed 4-0. The employment date will be June 17.

Motion by Earl Westbrook seconded by Kathryn Black to allow the Administrator to have authority to prepare two-party checks to “Safe Room” recipients and manufacturer upon receipt of proper paperwork from the EMA Director rather than to await Commission approval during a regular meeting. Each individually submitted request for payment will be provided the EMA office for disbursement. Motion passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

Motion by Kathryn Black seconded by Dale Welsh to allow TDS to cut across CR 57 at Black Oak Church where it intersects with CR 43 passed 4-0.

There being no further business to come before the Board, the meeting was adjourned subject to call.

DATE:	PRESENT:	ABSENT:
June 24, 2002	All	None

The chairman called the meeting to order and Harold Woodall opened with prayer.

Johnny Roberts, Revenue Commissioner, presented a report of errors and insolvencies and litigation report for the tax year just ended. Motion by Earl Westbrook seconded by Kathryn Black to approve the reports passed 4-0.

Motion by Earl Westbrook seconded by Kathryn Black to approve the local tax levy at 42 mills which is unchanged from the previous year passed 4-0.

Dean Buttram, Jr. requested the county close and vacate CR 670 which dead-ends off CR 166. He is the only property owner on the road. The temporary drawing of property lines will be held in the Commission Office pending any public comment.

Motion by Kathryn Black seconded by Harold Woodall to offer employment to Kevin Stargell to replace newly employed Leroy Taylor who resigned last week passed 4-0. The entry-level position will be HMT I.

Motion by Kathryn Black seconded by Dale Welsh to appoint Sid Garrett as the contact person regarding the sewer system improvements in Leesburg. The appointment was requested by Bob Carter & Associates who performed a study and produced documents of action. One minor change was initialed in the document changing "Covington County" to "Cherokee County". The motion authorized the chairman to sign and passed 4-0.

State bid letting for CR 15 in Leesburg will be accomplished this week. Funding is 80/20 and the county match, to be provided by Leesburg, will be in Montgomery within 3 weeks. Additionally, State July lettings with extra FAS funds for "upper" CR 31 to US 411 was motioned by Dale Welsh and seconded by Earl Westbrook with a 4-0 vote and CR 75 was motioned by Harold Woodall and seconded by Kathryn Black with a 4-0 vote. Both FAS road funds amount to 103,000.00.

The engineer noted that a bill by Senator Hollings, sponsored by utilities, requires 48 hours advance notice for digging, plowing, drilling, or otherwise disturbing the ground near or above utility lines although ROW belongs to the county.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

The chairman proposed that the engineer and Wayne Cochran review the current garbage pickup contract with Etowah Solid Waste which expires September 30, 2002. They are to propose any changes and submit them to the Commission. They will prepare to go out for bids for service at the appropriate time. Also, they are to explore the costs of trucks and other related devices necessary if the county decides to "go into the garbage business". Motion by Earl Westbrook seconded by Kathryn Black to approve the proposed matters passed 4-0.

Motion by Earl Westbrook seconded by Harold Woodall to place "No Thru Trucks" signs on CR 83 from US 411 to SR 9 and on CR 475 passed 4-0.

There being no further business to come before the board, the meeting was adjourned subject to call.

DATE:
July 8, 2002

PRESENT:
Phillip W. Jordan
Dale Welsh
Earl Westbrook
Kathryn Black

ABSENT:
Harold Woodall

The chairman called the meeting to order and Wayne Cochran opened with prayer.

Roger Hall & Wayne Cochran presented preliminary specs for garbage pickup services and specs for two types of vehicles in case the county desires to not award a private contract for said services. The Etowah Solid Waste contract expires in September and replacement operations must begin October 1, 2002. Modifications to the original document were discussed and the County Administrator is to make those identified changes.

Motion by Earl Westbrook seconded by Dale Welsh to approve the sheriff employing two temporary employees in a contractual nature to work 3 days per week at 12 hours per day not to exceed 8 weeks passed 4-0. One employee has had neck surgery and the other back surgery.

An executive session was called.

Motion by Dale Welsh seconded by Earl Westbrook to approve a resolution providing retiree increases as defined in Act 393 of the regular session of the Legislature passed 4-0. Copy attached.

Motion by Dale Welsh seconded by Kathryn Black to adopt the minutes of the previous meeting passed 4-0.

Motion by Earl Westbrook seconded by Dale Welsh to close CR 670 to the dead-end as requested previously by Dean Buttram passed 4-0. The road is near Yellow Creek Falls and he is the only property owner on the road to be closed.

A request by Grace Woodall to install a cemetery was delayed until the Commission meets again.

The chairman recessed the meeting until 8:30 AM July 12 at which time the matter of garbage pickup document revisions will be again discussed.

8:30 AM July 12, 2002

Bid specs for three 20 cubic yard and one 10 cubic yard garbage trucks were approved with an opening date of August 12, 2002 at 9:00 AM in the Commission Office. The administrator and the engineer are to distribute. The matter was approved through motion by Dale Welsh seconded by Kathryn Black and passed unanimously 4-0 as Mr. Woodall was in attendance.

Motion by Earl Westbrook seconded by Kathryn Black to distribute bid specs to prospective service providers of garbage pickup passed 4-0. Bids will be opened and read aloud on August 12, 2002 at 9:00 AM in the Commission Office. A pre-bid meeting will be held

on July 22. Bidders must bid on the base specifications in order to qualify to bid on the alternate specifications. The administrator and engineer are to distribute appropriately.

Motion by Harold Woodall seconded by Earl Westbrook to approve equipment as per attached listing at the Highway Department be declared surplus and be auctioned off by Mid-States Auction Company in an auction to be held in Fort Payne on July 26, 2002 passed 4-0.

Motion by Earl Westbrook seconded by Kathryn Black to place speed limit signs of 25 MPH on CR 441 near Bakery Feeds passed 4-0.

Motion by Harold Woodall seconded by Kathryn Black to approve NE Alabama Water's request to cut across CR 87 prior to plant mixing it passed 4-0.

Motion by Harold Woodall seconded by Earl Westbrook to approve installation of a cemetery by Grace Woodall in accordance with Health Department approval as per attached passed 4-0.

Motion by Kathryn Black seconded by Harold Woodall to approve and authorize the chairman to sign an agreement with Colbert County for software support for 12 months passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to pay transportation to Forensic Sciences in Birmingham from the Coroners portion of the GF budget passed 4-0. The budget has sufficient funds to pay such expenses this year. The DA Office is attempting to determine legalities as to who is responsible for said activity and a permanent method of payment will be established at that time.

There being no further business to come before the board, the meeting was adjourned subject to call.

DATE:
July 22, 2002

PRESENT:
All

ABSENT:
None

The chairman called the meeting to order and Wayne Cochran opened with prayer.

The engineer presented a resolution and paperwork regarding a 254,000.00 road project for CR 87 from CR 41 N to State 273. Motion by Harold Woodall seconded by Kathryn Black to approve the documents and authorize the chairman to sign passed 4-0.

The engineer presented a resolution and paperwork regarding a 118,000.00 road project for CR 233 from CR 43 N to CR 11. Motion by Dale Welsh seconded by Kathryn Black to approve the documents and authorize the chairman to sign passed 4-0.

Motion by Kathryn Black seconded by Earl Westbrook to hire Jones, Blair, Waldrup, and Tucker as the engineering contractor for ROW acquisition for bridge projects located near Troy Chestnut's home. They are to survey and sketch documents required by the state and the cost is not to exceed 700.00. Motion passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

The chairman read aloud a letter of appreciation from Jacksonville State University relating to the scholarship funds provided Christa Helms.

There being no further business to come before the board, the meeting was adjourned subject to call.

DATE:
August 12, 2002

PRESENT:
All

ABSENT:
None

The chairman called the meeting to order and Wayne Cochran opened with prayer.

Jane Poovey, MR-310 Board reported on activities of the board and presented a budget request for fy2002/2003.

Motion by Kathryn Black seconded by Harold Woodall to authorize the engineer to place 25 MPH speed limit signs on CR 567 passed 4-0.

The engineer advised that a "broom" is needed and that some 113,000.00 remains of the original 551,000.00 of bond issue funds. Permission was given to expend the balance of the bond appropriated money.

Motion by Dale Welsh seconded by Kathryn Black to approve Excess Land Redemption to David McDaniel for 57.79 as per attached passed 4-0.

Motion by Kathryn Black seconded by Dale Welsh to approve Excess Land Redemption to Glenn Harrison for 37.17 as per attached passed 4-0.

Motion by Kathryn Black seconded by Earl Westbrook to approve moving the voting place that has historically been at Mays Store to the Fellowship Hall of Ebenezer Methodist Church passed 4-0. The chairman will dispatch a letter to the U.S. Justice Dept.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

Motion by Earl Westbrook seconded by Kathryn Black to reaffirm Buttram, Hawkins, & Hopper, LLC as county attorneys passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to secure some 6.85 acres of Centre Manufacturing property that lies adjacent to the jail for a sum of 200,000.00. First Baptist Church property that abuts the said property is desired and church deacons have tentatively agreed to consider selling to the county. The motion approved securing the church property if available and authorized the chairman to sign deeds, and other appropriate documents when advised to do so by the county attorneys. The attorneys were authorized to commence title searches of all property. Motion passed 4-0.

The meeting was recessed until 9:00 AM on August 15 to allow time to review bids that were opened today relating to county wide garbage pickup.

The meeting reconvened on time. Vicki Robinson, Cherokee County Herald, solicited the Commission for an advertisement that will be published in the paper on September 11 spotlighting local government activities that may coincide with the 9-11 terrorist attack. She will develop a layout and present it at the August 26 meeting for review.

Motion by Dale Welsh seconded by Kathryn Black to reappoint Betty Fann to the Alabama Mountain Lakes board of directors passed 4-0.

Considerable discussion and evaluation of garbage pickup transpired. Waste Management is low bidder for services and Ingram Equipment is low bidder for trucks. Both avenues are pursued should the Commission decide to perform the service for the citizens rather than contract with private enterprise. No conclusion was reached and the meeting recessed until Saturday, August 17 at 8:00 AM.

The meeting was recessed until 8:00 AM Saturday, August 17.

Motion by Earl Westbrook seconded by Dale Welsh to cease recess passed 4-0.

Motion by Harold Woodall seconded by Earl Westbrook to award a contract to Waste Management for a period of 3 years, with details of the contract being drawn by the county attorney, passed 3-1 with Dale Welsh voting no.

There being no further business to come before the board, the meeting was adjourned subject to call.

The Cherokee County Commission met in regular session on the date specified below. Bills were reviewed and approved as per attached at month-end.

DATE:	PRESENT:	ABSENT:
August 26, 2002	All	None

The chairman called the meeting to order and Harold Woodall opened with prayer.

Motion by Dale Welsh seconded by Earl Westbrook to acquire an advertisement in the Cherokee County Herald to be used in a special 9-11 Edition on September 11 passed 4-0. Layout of the ad was presented by Vicki Robinson as requested at the prior meeting.

John Bates gave a verbal briefing of six State road plans that were prepared to go to Montgomery and provided a status of Cash Construction Company activities. He noted that there will be a pre-construction conference for CR 15 soon.

Motion by Earl Westbrook seconded by Dale Welsh to refine and clarify the award for garbage pickup to Waste Management to include the cost of "carts" which is .50 higher than the lowest option but only .25 more expensive than Etowah Solid Waste currently bills for. Motion passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to adopt the minutes of the previous meeting passed 4-0.

Motion by Kathryn Black seconded by Dale Welsh to approve an invoice regarding the elevator installation project for 1,681.00 from Cherokee Glass to install 2 doors on the main and upper floors of the courthouse that will allow privacy for the Revenue Commissioner office and the courtroom. The project was not included in the original bid specs. Motion passed 4-0.

Motion by Earl Westbrook seconded by Harold Woodall to approve Excess Land Sale Redemption for 132.08 to Rodney and Jeanette Jones passed 4-0.

Motion by Harold Woodall seconded by Dale Welsh to authorize the chairman to sign various documents received from Ease Alabama Regional Planning and Development Commission regarding Public Transportation and Nutrition activities passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to enter into a 5-year contract with the engineer effective October 1, 2002 as per attached passed 3-1 with Commissioner Woodall voting "no".

There being no further business to come before the board, the meeting was adjourned subject to call.

The Cherokee County Commission met in regular session on the date specified below. Bills were reviewed and approved as per attached at month-end.

DATE:
September 9, 2002

PRESENT:
All

ABSENT:
None

The chairman called the meeting to order and Jerry Baker opened with prayer.

Daryl Hames and Jerry Anderson with Inland Rome presented a petition to close CR 101 as has been discussed previously. The matter will be acted upon at the next meeting pending the county attorney's review and approval.

Motion by Kathryn Black seconded by Dale Welsh to adopt the minutes of the previous meeting passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to approve Excess Land Redemption for 144.26 to James Phillips passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to approve Excess Land Redemption for 62.17 to Charles Garrett passed 4-0.

Motion by Kathryn Black seconded by Dale Welsh to approve Excess Land Redemption for 162.17 to Imogene Painter passed 4-0.

Motion by Kathryn Black seconded by Dale Welsh to approve Excess Land Redemption for 125.08 to David McDaniel passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to approve Excess Land Redemption for 112.17 to Charles Garrett passed 4-0.

Motion by Earl Westbrook to appoint Joe Hayes and Billy Joe Peek as License Inspectors to work together and to divide lawful fees in a manner to which both agree. After some discussion, it was decided that the county attorney review the laws pertaining to the job at which time Commissioner Westbrook withdrew his motion pending results of that research.

There being no further business to come before the board, the meeting was adjourned subject to call.

The Cherokee County Commission met in regular session on the date specified below. Bills were reviewed and approved as per attached at month-end.

DATE: September 23, 2002 PRESENT: All ABSENT: None

The chairman called the meeting to order and Harold Woodall opened with prayer.

Motion by Kathryn Black seconded by Dale Welsh to close CR 101 as previously requested by Mr. Anderson with Georgia Kraft passed 4-0. The county attorney will prepare a deed regarding the ROW.

The engineer recommended awarding annual Highway Dept bids as follows and each bid was approved as noted with unanimous consent.

		Motion	Second
Aggregate	Vulcan Materials	Dale Welsh	Harold Woodall
Redi Mix	Kerr	Earl Westbrook	Kathryn Black
Concrete Pipe	Sherman	Kathryn Black	Dale Welsh
Grader Blades	Joe Money	Earl Westbrook	Kathryn Black
Guardrail	Al Guardrail	Dale Welsh	Kathryn Black
Herbicide	Helena Chemical	Dale Welsh	Kathryn Black
Liq Asphalt	Vulcan Materials	Kathryn Black	Dale Welsh
Tar/Gravel	Watts	Earl Westbrook	Dale Welsh
Metal Pipe	Harvey	Kathryn Black	Dale Welsh
Petroleum	Green (Oxford)	Earl Westbrook	Kathryn Black
Plant Mix (patching)	Fort Payne	Kathryn Black	Earl Westbrook
Plant Mix (resurface)	McCartney	Dale Welsh	Kathryn Black
Stone Haul	T S & W Trucking	Dale Welsh	Kathryn Black
Striping	Ozark Striping	Dale Welsh	Kathryn Black

Motion by Harold Woodall seconded by Earl Westbrook to award the bid for water lines in the Bell's Cross-Roads community to Leath & Associates as recommended by ADL engineering for 110,115.00 as per attached passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to adopt the minutes of the previous meeting passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to approve Excess Land Sale Redemption to Lamar Chasteen for 64.57 passed 4-0.

Motion by Kathryn Black seconded by Earl Westbrook to approve Excess Land Sale Redemption to Darrell Mitchell for 258.92 passed 4-0.

Motion by Harold Woodall seconded by Dale Welsh to approve Excess Land Sale Redemption to Lamar Chasteen for 51.73 passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to approve Excess Land Sale Redemption to Lamar Chasteen for 427.92 passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to approve Board of Registrars budgeted travel for an association meeting November 14-16 passed 4-0.

There being no further business to come before the board, the meeting was adjourned subject to call.

The Cherokee County Commission met in regular session on the date specified below. Bills were reviewed and approved as per attached at month-end.

DATE:	PRESENT:	ABSENT:
October 14, 2002	All	None

The chairman called the meeting to order and Harold Woodall opened with prayer.

Motion by Kathryn Black seconded by Earl Westbrook to grant a request by Carey Brown to cut CR 691, a dead-end tar and gravel road, because he is developing a subdivision. He has received a ROW permit. Motion passed 4-0.

Motion by Harold Woodall seconded by Kathryn Black to award low bid for paving CR 87 to Goodhope Construction for 223,410.95 passed 4-0.

Motion by Kathryn Black seconded by Harold Woodall to adopt the county personnel policy as presented previously and to include as an attachment to that policy a drug/alcohol testing policy that applies county-wide passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to approve the Department of Youth Services agreement that state funds be allocated to Coosa Valley Youth Services passed 4-0.

Motion by Dale Welsh seconded by Earl Westbrook to approve the East Alabama Regional Planning & Development Commission agreement for the county aging program passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to adopt the minutes of the previous meeting passed 4-0.

Motion by Kathryn Black seconded by Earl Westbrook to approve Excess Land Sale Redemption for 30.41 to David Hammonds passed 4-0.

Motion by Harold Woodall seconded by Dale Welsh to grant excess land redemption for 258.76 to Susan Dobbins passed 4-0.

Motion by Earl Westbrook seconded by Dale Welsh to adopt the fy 2002/2003 budget and supporting attachments as per attached passed 4-0. A county-wide drug testing policy and a new personnel policy is part of the approved budget.

Earl Westbrook will contact Joe Hayes to determine if he is interested in the License Inspector job and will report at the next meeting.

Motion by Kathryn Black seconded by Earl Westbrook to authorize the chairman to sign an agreement with the state for paving CR 31 and CR 22 passed 4-0/

Motion by Earl Westbrook seconded by Kathryn Black to authorize the chairman to sign an agreement with the state for paving CR 6 passed 4-0.

There being no further business to come before the board, the meeting was adjourned subject to call.

The Cherokee County Commission met in regular session on the date specified below. Bills were reviewed and approved as per attached at month-end.

DATE:	PRESENT:	ABSENT:
October 28, 2002	All	None

The chairman called the meeting to order and Dale Welsh opened with prayer.

Jerry Culberson and members of the Weiss Lake Improvement Association requested financial support for stocking the lake with Crappie for the next three years. Some 20,000 Crappie have been placed this year. There are usually about 4,000 fishermen who come to the lake each year but because of the slow catch rate, only 1,800 came this year. The Association needs 25,000.00 each year for the 3-year period and has raised 15,000.00 so far. They asked for 10,000.00 from the Commission. The Association is a 501 C3 Non-Profit Organization and the chairman will determine if appropriations are lawful. The group requested to be included in the next year's county budgets.

Motion by Dale Welsh seconded by Harold Woodall to approve Excess Land Redemption for 115.21 to David Cride passed 4-0.

Motion by Earl Westbrook seconded by Kathryn Black to award a bid for a self-propelled sweeper to Cowan Equipment Company for 28,448.00 passed 4-0. A Joe Money bid of 27,974.00 was low bid but it did not meet specs.

Motion by Harold Woodall seconded by Earl Westbrook to authorize the replacement of a resignee, Stargell, at the Highway Department whose last day will be Thursday, the 31st passed 4-0.

All agreed that the next meeting will be held on the 12th of November due to the elections and laws governing such.

Motion by Kathryn Black seconded by Dale Welsh to adopt the minutes of the previous meeting passed 4-0.

Mr. Peek was present and advised that he and Joe Hayes have talked about the License Inspector job but no definite resolution was forthcoming.

Motion by Dale Welsh seconded by Kathryn Black to approve the hiring of Tabatha Robertson to replace Martha Acrey who transferred to the Revenue Commissioner Office from the Tag Office passed 4-0. She has some experience and starting pay will be determined in accordance with current Personnel Policy procedures.

There being no further business to come before the board, the meeting was adjourned subject to call.

DATE:	PRESENT:	ABSENT:
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November 12, 2002 All

None

The chairman called the meeting to order and Leon Smith opened with prayer. The chairman administered the oath of office to Harold Woodall and to Earl Westbrook who were re-elected for a four-year term of office.

Leon Smith, EMA Director, discussed the tornado damage of November 10. One siren was destroyed; 88 families are affected; 40 houses are damaged or destroyed; more than 40 campers are damaged or destroyed; 12 persons seriously injured; and one death has occurred. Motion by Earl Westbrook seconded by Kathryn Black to adopt a proclamation as per attached that will express the concerns of the Commission and will lay preliminary groundwork for any future aid passed 4-0.

Leon also discussed cleanup procedures involving Highway Dept employees, the Health Dept, the chairman, and the engineer and assistant engineer. They will determine methods in which to process debris working within state laws concerning ROW's.

Motion by Kathryn Black seconded by Dale Welsh to secure "shop at home" ads on radio station WEIS for November and December at a cost of 495.00/month to be run 5 ads/day, 150/month. Motion passed 4-0.

John Bates noted that all roads may be traveled safely but no significant work will be conducted until the local power company restores power to homes in the tornado devastated areas.

Motion by Dale Welsh seconded by Earl Westbrook to adopt the minutes of the previous meeting passed 4-0.

Motion by Harold Woodall seconded by Dale Welsh to approve excess land sale redemption to Wayne Thomason for 203.04 passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to approve excess land sale redemption to Wayne Thomason for 281.27 passed 4-0.

Motion by Dale Welsh seconded by Kathryn Black to approve excess land sale redemption to Martha Thomason for 136.99 passed 4-0.

Motion by Dale Welsh seconded by Harold Woodall to approve excess land sale redemption to Martha Thomason for 76.28 passed 4-0.

There being no further business to come before the board, the meeting was adjourned subject to call.

DATE:
November 25, 2002

PRESENT:
All

ABSENT:
None

The chairman called the meeting to order and Billy Joe Baker opened with prayer.

1. The chairman discussed storm cleanup needs. Various companies have contacted county officials with a desire to clean up the debris. Four proposals were sent to the State EMA office. That office recommended two of the companies. Alabama Emergency Response & Recovery, Inc. quoted 12.75/cubic yard plus stump removal according to size which ranged from 200.00 to 1,500.00 and includes some degree of "landscaping". Storm Reconstruction Services quoted 9.63/cubic yard plus an equipment rate not to exceed 50,000.00 subject to Commission consent. Motion by Kathryn Black seconded by Dale Welsh to contract with Alabama Emergency Response and Recovery to perform the cleanup in accordance with FEMA regulations, to set a performance bond at one million dollars, to authorize the county attorney to draft a contract in accordance with FEMA guidelines and requirements, and to authorize the county engineer to monitor removal of debris through the use of temporary non-employee storm disaster monitors at a cost of 10.00/hour or the amount within FEMA parameters. Motion passed 4-0.
2. Motion by Dale Welsh seconded by Earl Westbrook to appoint the county engineer as the county's local agent for contact regarding cleanup of debris passed 4-0. Copy attached.
3. Motion by Dale Welsh seconded by Kathryn Black to adopt the minutes of the previous meeting passed 4-0.
4. Motion by Earl Westbrook seconded by Kathryn Black to adopt the 2003 Holiday Schedule as per attached passed 4-0.
5. Motion by Earl Westbrook seconded by Harold Woodall to authorize the County Administrator to publish a public notice through seven news papers and three radio stations that the county will accept bids for the four storage buildings located adjacent to the jail. Motion passed 4-0.
6. Motion by Harold Woodall seconded by Dale Welsh to cancel the second regular meeting in December as it occurs very close to Christmas Day passed 4-0.
7. Motion by Dale Welsh seconded by Earl Westbrook to declare a plotter at the Highway Dept as surplus and not economically feasible to repair and to arrange to auction a roadway broom that is also surplus. Motion passed 4-0.

There being no further business to come before the board, the meeting was adjourned subject to call.

The Cherokee County Commission met in regular session on the date specified below. Bills were reviewed and approved as per attached at month-end.

DATE:	PRESENT:	ABSENT:
December 9, 2002	All	Present

The chairman called the meeting to order and Wayne Cochran opened with prayer.

1. Motion by Earl Westbrook seconded by Kathryn Black to declare a 1987 Ford mower tractor and a 1988 GMC pickup as surplus equipment and to place them in an auction as soon as practical passed 4-0.
2. Motion by Dale Welsh seconded by Kathryn Black to employ Jeffrey Rogers as HMT I at entry level pay pending him passing an employment physical and a pre-employment drug test passed 4-0. Upon being informed of the pre-employment testing, he declined the job offer and Edward I. East was placed in the job.
3. The engineer noted that Goodhope is in the process of paving CR 87.
4. The engineer noted that Floyd Prater, Buddy Cox, George Gamble, and Robbie Pollard are serving as monitors for the loading and accumulation of debris from the tornado areas.
5. Motion by Earl Westbrook seconded by Harold Woodall to authorize the Administrator to secure a temporary replacement for Freda Kelsey who is on sick leave at an hourly rate of 9.00/hour for a period of 8 weeks. Employment will be of a contract nature with no benefits. The Administrator placed Marie Forrest in the temporary position. Motion passed 4-0.
6. Motion by Earl Westbrook seconded by Kathryn Black to approve and authorize the chairman to sign an agreement with ADECA for 250,000.00 to be paid by the Water Authority for Treatment Plant expansion passed 4-0.
7. Motion by Harold Woodall seconded by Kathryn Black to adopt a resolution amending the Bells Crossroads water project that came in under budget by some 54,000.00 passed 4-0. Certain lines are being extended in the project.
8. Motion by Harold Woodall seconded by Earl Westbrook to follow the state rule to set the mileage rate at .36/mile passed 4-0.
9. Motion by Dale Welsh seconded by Kathryn Black to approve the agreement with EARPCD for the Section 511 Public Transportation program and to authorize the chairman to sign passed 4-0.
10. Motion by Harold Woodall seconded by Dale Welsh to adopt the minutes of the previous meeting passed 4-0.
11. Motion by Earl Westbrook seconded by Kathryn Black to appoint Billy Joe Peek as License Inspector passed 4-0.

12. The meeting was recessed until 8AM December 20 to allow more time for insurance companies to compile quotes for liability insurance since loss runs were not received in time for use.
13. At the appointed time and date, the meeting resumed and the assistant engineer presented a local disaster agreement with FEMA necessary to disburse funds for tornado victims. Motion by Kathryn Black seconded by Dale Welsh to approve the agreement and authorize the chairman to sign passed 4-0.
14. Motion by Earl Westbrook seconded by Kathryn Black to approve state agreements to pave CR 71 from Terrapin Creek to Hwy 9 passed 4-0.
15. Motion by Dale Welsh seconded by Harold Woodall to approve state agreements to pave CR 31 from Al 9 to an unspecified branch passed 4-0.
16. Motion by Kathryn Black seconded by Dale Welsh to approve state agreements to pave CR 13 from CR 22 to Mays Store passed 4-0.
17. Motion by Kathryn Black seconded by Earl Westbrook to approve state agreements to pave CR 107 from SR 68 to SR 35 passed 4-0.
18. Motion by Earl Westbrook seconded by Kathryn Black to authorize the chairman to sign a deed for First Baptist Church property that adjoins current county owned property that was recently acquired for the Administration Building passed 4-0.
19. Motion by Dale Welsh seconded by Earl Westbrook to adopt the policy as per attached regarding action necessary as a result of the most recent audit passed 4-0.
20. Motion by Kathryn Black seconded by Dale Welsh to set the definition of a county fixed asset as: "A PIECE OF PROPERTY THAT HAS A PURCHASE, DONATED, OR ESTIMATED VALUE OF 5,000.00 OR MORE AND HAS A LIFE EXPECTANCY OF 3 YEARS OR MORE" passed 4-0. Certain other assets that fall outside the definition for which the county will maintain accountability are defined as: "Any electronic or wireless device that has a purchase, donated, or estimated value of 100.00 or greater".
21. Motion by Harold Woodall seconded by Earl Westbrook to award the county liability insurance package to Insurance Facilities, Inc. passed 4-0.
22. Motion by Dale Welsh seconded by Kathryn Black to approve excess land redemption to Donna Bohannon for 168.04 passed 4-0.
23. Motion by Earl Westbrook seconded by Kathryn Black to approve excess land redemption to Charles Garrett for 124.52 passed 4-0.
24. Motion by Kathryn Black seconded by Dale Welsh to approve excess land redemption to Dewey Carver for 238.63 passed 4-0.
25. Motion by Kathryn Black seconded by Dale Welsh to approve excess land redemption to Charles Garrett for 91.32 passed 4-0.

There being no further business to come before the board, the meeting was adjourned subject to call.