

CHEROKEE COUNTY COMMISSION CENTRE, AL

MINUTES

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:
May 14, 2007

PRESENT:
Lori J. Owens, District I
Kimball Parker, District II
Elbert St. Clair, District III
Carlton Teague, District IV
Melvyn Salter, Chairman

ABSENT:

1. The Chairman called the meeting to order.
2. Public Comment From Citizens: None
3. Public Comment from other Elected Officials: None
4. Roll Call to Establish Quorum:

District I, Commissioner Owens – Present
District II, Commissioner Parker – Present
District III, Commissioner St. Clair – Present
District IV, Commissioner Teague – Present
5. Motion by Lori Owens, second by Carlton Teague to approve the agenda as published for the May 14, 2007. Passed 4-0.
6. The Chairman led the Pledge of Allegiance to the American Flag and the Chairman gave the Invocation.
7. Awards and Presentations: None Submitted.
8. Motion by Elbert St. Clair, second by Kimball Parker to approve the minutes as published for the April 23, 2007 regular meeting. Passed 4-0.
9. Reports from Staff:

County Administrator – None Submitted

County Engineer – None Submitted

County Attorney – None Submitted
10. Old Business:
11. New Business:
 - A. Motion by Lori Owens, second by Carlton Teague for permission from Commission to Order 6 Dump Trucks and 1 Lowboy Tractor in the lease rollover plan to be delivered in March 2008.
 - B. Motion by Carlton Teague, second by Elbert St. Clair for Execution of Warrants for Gadsden State Community College and allow Chairman, Commissioners and Administrator to Sign. Passed 4-0.
 - C. Motion by Carlton Teague, second by Kimball Parker for permission from Commission to re-let Pre-Disaster Contract Bid.
 - D. The Chairman announced that the Cherokee County Water Board appointment will be at the June 11, 2007 regular meeting.

- E. Motion by Carlton Teague, second by Lori Owens to allow the Highway Department to rent a roller. Each Commissioner will be responsible for one month of the rental cost out of discretionary funds. The rental cost is \$3,750 per month. Passed 4-0.
- F. Motion by Kimball Parker, second by Elbert St. Clair to adopt the attached Resolution For Funding For County Schools to support the Cherokee County Board of Education in its endeavor to request a special election. Passed 4-0.
- G. Motion by Kimball Parker, second by Elbert St. Clair to adopt the attached Resolution To Honor the 2006-2007 Cherokee County High School Boys and Girls Tennis Teams. Passed 4-0.
- H. Motion by Elbert St. Clair, second by Carlton Teague to adopt the attached Resolution to Honor the 2006-2007 Cedar Bluff High School Boys and Girls Track Teams. Passed 4-0.
- I. Motion by Lori Owens, second by Elbert St. Clair to Award Contract for County Inmate Health Plan to Southern Partners, Inc. per Sheriff Jeff Shaver recommendation. Passed 4-0.
- J. Motion by Carlton Teague, second by Kimball Parker to approve Excess Land Redemptions to John Benefield in the amount of \$597.45, Joyce Anne Blackwell in the amount of \$708.63, and Olene McDaniel in the amount of \$744.36. Passed 4-0.
- K. Motion by Kimball Parker, second by Elbert St. Clair to revise public hearing date and action to vacate a portion of County Road 670 to a regular meeting of the Cherokee County Commission on June 25th, 2007. Passed 4-0.
- L. Motion by Lori Owens, second by Elbert St. Clair to adopt the attached resolution to support a local legislative act authorizing the Cherokee County Health Care Authority to offset indigent care cost at the local hospital. Passed 4-0.
- M. Motion by Kimball Parker, second by Carlton Teague to adopt the attached resolution to allow the Commission to petition the Health Care Authority to pay for certain health related facilities and services now funded by the county's general fund. Passed 4-0.
- N. The Chairman appointed a committee concerning the Animal Control Ordinance. The Committee consist of Tim Burgess, Chairman; Commissioner Kimball Parker, Commissioner Elbert St. Clair, Public Health Officer Wayne Cochran, Sheriff Jeff Shaver.
- O. The Chairman stated that the Commission needed to approve or disapprove the issue concerning payroll structure and job descriptions. The Chairman added that three agencies had placed quotes. Auburn University quoted \$9,000, Jacksonville State University quoted \$12,500 and Mercer quoted \$41,000. Motion by Lori Owens, second by Kimball Parker to authorize the Chairman to sign the Auburn University Center for Governmental Services Agreement. Passed 4-0.
- P. Motion by Elbert St. Clair, second by Carlton Teague to authorize the administrator to purchase a vehicle for the Solid Waste Officer whose vehicle was destroyed in an accident. Passed 4-0.

12. Public Hearings: None Submitted:

13. Discussion Items by Commissioners:

14. Executive Session

- 1. Preamble.
- 2. Reason for Executive Session: Discussion with County Attorney – legal ramifications and legal options (Section 7a, 3 of Act 2005-40); in this case how it relates to a claim filed with the county.
- 3. Statement from County Attorney Bill Hawkins that this is a valid reason under Alabama Law (Section 7a of Act 2005-40) to go into Executive Session.

4. Motion by Elbert St. Clair, second by Kimball Parker to go into Executive Session. The Chairman stated that the Commission would reconvene after the executive session.
5. Roll Call Vote:
 - Commissioner Owens - Yes
 - Commissioner Parker - Yes
 - Commissioner St. Clair - Yes
 - Commissioner Teague - Yes
6. Reconvene for Commission Action on Executive Session.
7. Motion by Lori Owens, second by Carlton Teague stating that “While admitting no liability as to the allegations of the claim we agree to authorize the insurance company to enter settlement negotiations”. Passed 4-0.

15. Motion by Elbert St. Clair, second by Carlton Teague to adjourn meeting. Passed 4-0.

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

Lori J. Owens, District I

Melvyn Salter, Chairman

Kimball Parker, District II

Elbert St. Clair, District III

Carlton Teague, District IV