

**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.

<b>DATE:</b>	<b>PRESENT:</b>	<b>ABSENT:</b>
January 12, 2004	All	None

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

1. Keith with Waste Management met to request the Commission's approval on route changes for garbage pick up. Some pick-ups will be changed from Friday to Thursday and some Thursday pick-ups to Wednesday totaling approximately 104 changes in order to better balance the workload. Post cards will be sent and phone calls made to inform customers of the changes which are to begin the first week in February. Earl Westbrook made a motion and Kathryn Black a second to approve the changes. Passed 4-0.
2. David Dodd, representing SNI Arms, presented a deed and resolution prepared requesting the vacating of a portion of County Road 80, located off Hwy. 23. Since most of the road is already vacated, Harold Woodall made a motion and Kathryn Black a second authorizing the Chairman to sign the deed. Passed 4-0.
3. Vicki Robinson, with the Cherokee County Herald asked the Commission's approval to run an ad in the upcoming Review and Forecast edition at a cost of \$233. A motion was made by Dale Welsh and a second by Kathryn Black to purchase the ad. Passed 4-0.
4. Roger Hall informed the Commission of a pre-construction conference held regarding bridgework on county road 24 in the Ball Play community. Notification signs have been posted and the work will take about five months beginning Feb. 2, 2004. He also told of an agreement between the county and state for four culverts, three on county road 4 and one on county road 39 at an estimated cost of \$9,800 to be paid by state and federal funds with no cost to the county. Earl Westbrook made a motion and Kathryn Black a second authorizing the chairman to sign the agreement. Passed 4-0.
5. Carol Singleton and other interested parties met again requesting a larger culvert be placed on county road 422 allowing the passage of larger boats accessing her lake property. Commissioner Westbrook informed her that since she had already agreed to the present culvert that it would not be replaced and the issue was closed.
6. Motion by Harold Woodall, second by Dale Welsh to approve excess land redemption of 12.10 to Lee Anthony. Passed 4-0.
7. Motion by Earl Westbrook, second by Kathryn Black to approve excess land redemption of 313.3 to Tim Colbert. Passed 4-0.
8. Motion by Earl Westbrook, second by Dale Welsh to approve excess land redemption of 8. to Gary Tuttle. Passed 4-0.
9. Motion by Dale Welsh, second by Earl Westbrook to approve the minutes of the December 8, 2003 meeting. Passed 4-0.
10. Rev. Commissioner Johnny Roberts requested the Commission change the mileage reimbursement rate to 35 cents per mile in accordance with the state rate. Motion by Harold Woodall, second by Earl Westbrook to adopt the new rate. Passed 4-0.
11. Motion by Dale Welsh, second by Earl Westbrook to permanently reimburse at whatever the state rate is in the future. Passed 4-0.

12. Motion by Earl Westbrook, second by Dale Welsh authori ing the Chairman to sign an agreement with the Department of outh Services providing one detention bed for Cherokee county for 03-04 at no cost to the county. Passed 4-0.

13. Motion by Harold Woodall, second by Dale Welsh designating EMA Director Beverly Daniel as contact person for the Alabama Homeland Security Agency. Passed 4-0.

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

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Dale Welsh, District I

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Phillip W. Jordan, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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:	PRESENT:	ABSENT:
January 26, 2004	All	

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

1. Attorney William Hawkins presented a resolution to vacate a portion of CR732 requested by Joel Helms. Motion by Kathryn Black second by Harold woodall to adopt this resolution passed 4-0.
2. Motion by Harold Woodall second by Earl Westbrook to dismiss a legal complaint against Mr. Wells concerning items on the right-of-way (these items have been removed) passed 4-0.
3. The County Engineer presented a list of proposed FAS routes for resurfacing for 2004 as follows:  
  
Motion by Harold Woodall second by Kathryn Black to resurface a portion of CR 41 from 75 north 5.25 miles to the intersection of AL 35 passed 4-0.  
  
Motion by Kathryn Black second by Harold Woodall to resurface a portion of CR 30 from CR31 1.60 miles to the intersection of CR13 passed 4-0.  
  
Motion by Kathryn Black second by Dale Welsh to resurface a portion of CR45 from CR16 north 2.70 miles to the intersection of CR22 passed 4-0
4. Motion By Dale Welsh second by Earl Westbrook to grant excess land redemption of \$21.41 to Glen Harrison passed 4-0.
5. Motion by Dale Welsh second by Earl Westbrook to amend the Cherokee County Personnel Policy sick leave portion to add section X (2) B to allow transfer of sick leave from one employee to another under certain circumstances passed 4-0.

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

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Dale Welsh, District I

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Phillip W. Jordan, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b>	<b>PRESENT:</b>	<b>ABSENT:</b>
February 9, 2004	All	None

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

1. Shani Kruljak, coordinator for rewriting the Upper Coosa Watershed Plan met to inform the commission of their work. She explained that in order to qualify for grant money from ADEM a plan must be in place. She encouraged the commission to participate in and become involved in their efforts to protect and maintain the beneficial uses and water quality standards in Cherokee County.
2. A motion was made by Harold Woodall and a second by Dale Welsh to grant the request of Sheriff Wilson to reclassify Deputy Jimmy Deberry to investigator at a salary of \$37,900 per year. He also requested to reclassify Deputy Bo Jolly to investigator at a salary of \$29,000 per year. Both positions will be salaried and over time exempt. Passed 4-0.
3. Roger Hall presented three resolutions for plantmix resurfacing and striping projects. Resolution #1 is for Co. Rd. 11 from Alabama Hwy. 68 north 3.20 miles. Motion by Earl Westbrook, second by Kathryn Black to accept. Passed 4-0. Resolution #2 is for Co. Rd. #29 from Co. Rd. #33 north 1.35 miles. Motion by Dale Welsh, second by Kathryn Black to accept. Passed 4-0. Resolution #3 is for Co. Rd. #27 and #29 from U. S. 278 north 3.50 miles. Motion by Dale Welsh, second by Kathryn Black to accept. Passed 4-0.
4. Motion by Dale Welsh second by Kathryn Black to adopt the minutes of the Jan. 26, 2004 commission meeting. Passed 4-0. Motion by Dale Welsh, second by Earl Westbrook to adopt the minutes of the Feb. 2, 2004 special called meeting. Passed 4-0.
5. Motion by Earl Westbrook, second by Kathryn Black to approve the Revenue Commissioner Tax Levy at 42 mills. Passed 4-0.
6. Vicki Moon and Michael Terrell with the Alcoholism Substance Abuse Council/Court Referral Program along with Cassie Shields met to explain the services provided by their organization. They also inquired as to why the decision was made to charge their office for rental space. The Chairman stated the position of the commission and after much discussion they were informed that the rental charges were justified and would remain as decided during the adoption of the 2003-04 county budget at a rate of \$600 per month.

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

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Dale Welsh, District I

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Phillip W. Jordan, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b> February 23, 2004	<b>PRESENT:</b> All	<b>ABSENT:</b> None
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The Chairman called the meeting to order and Jerry Baker opened with prayer.

1. District Attorney Mike O'Dell met with the Commission to request that the County Commission serve as a host agency in order for him to apply for a grant to begin a drug court. Costs for this project approximately \$90,000 per year to be paid by the grant. Motion by Harold Woodall second by Dale Welsh passed 4-0.
2. Solid Waste Officer Wayne Cochran informed the Commission that the week of April 17-24 is scheduled for County wide clean-up to coincide with the State PALS clean-up week. He also discussed signs for the road leading to the landfill to inform for the need for covers for the trash being hauled to the landfill. He is to obtain prices.
3. Motion by Dale Welsh second by Earl Westbrook to approve the minutes of the February 9, 2004 meeting passed 4-0.

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

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Dale Welsh, District I

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Phillip W. Jordan, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b> March 8, 2004	<b>PRESENT:</b> All	<b>ABSENT:</b> None
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The Chairman called the meeting to order, Jerry Baker opened with prayer.

1. Dub Ellis met to request that the commission consider providing financial assistance to the newly established "Drug Court". The commission agreed to take this request under consideration.
2. Rev. Commissioner Johnny Roberts requested the commission's approval on his decision to hire Tracy Morris as a new employee in the Revenue Commission office beginning March 28, 2004, with a starting salary of \$9.91 per hour. Earl Westbrook made a motion and Harold Woodall a second to approve the request. Passed 4-0. The Chairman opposed starting the employee at \$2.13 above entry level. Other employees have been started at \$7.78 as provided in the county personnel policy.
3. The Chairman informed the commission that he had received a check in the amount of \$5,500 as a reimbursement from the YMCA as a result of legal proceedings when the local YMCA closed.
4. Dale Welsh made a motion and Earl Westbrook a second to prepare a resolution recognizing and honoring the Spring Garden girls basketball team on their winning the state championship basketball play-offs. Passed 4-0.
5. Dale Welsh made a motion and Harold Woodall a second to sign and adopt the newly state approved EMA Emergency Operations Plan. Passed 4-0.
6. Motion by Harold Woodall, second by Earl Westbrook to approve the minutes of the February 23, 2004 meeting. Passed 4-0.
7. Motion by Earl Westbrook, second by Dale Welsh to approve excess land redemption of \$26.31 to Glen Harrison. Passed 4-0.
8. Motion by Dale Welsh, second by Kathryn Black to approve excess land redemption of \$10.10 to Glen Harrison. Passed 4-0.
9. Motion by Harold Woodall, second by Earl Westbrook to approve excess land redemption of \$276.91 to Gerald McAnnally. Passed 4-0.

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

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Dale Welsh, District I

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Phillip W. Jordan, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b>	<b>PRESENT:</b>	<b>ABSENT:</b>
March 22, 2004	All	None

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

1. Tonya Ford with prepaid legal services presented a proposal for prepaid legal services to county employees through payroll deduction. No action was taken.
2. Motion by Earl Westbrook second by Harold Woodall to approve the minutes of the March 8, 2004 meeting passed 4-0.
3. Motion by Dale Welsh second by Earl Westbrook to adopt a resolution regarding the securing of Federal monies by Senator Sessions and Senator Shelby for the Pinhoti trail passed 4-0.
4. Motion by Earl Westbrook second by Harold Woodall to grant excess land redemptions in the amounts of \$241.28, 310.41, 83.65, 68.10, 96.69, 172.48, 212.23, 54.13, and 382.18 to Shad Ellis and Mallory Whorton passed 4-0.
5. Motion by Harold Woodall second by Earl Westbrook to grant excess land redemptions in the amounts of \$1041.22, 244.49, 232.46, 886.59, and 61.43 to Shad Ellis passed 4-0.
6. Motion by Earl Westbrook second by Katherine Black to grant excess land redemption to Wayne Thomason in the amount of \$43.35 passed 4-0.

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

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Dale Welsh, District I

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Phillip W. Jordan, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b> April 26, 2004	<b>PRESENT:</b> All	<b>ABSENT:</b> None
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The Chairman called the meeting to order and Harold Woodall opened with prayer.

1. Teresa Hulgán with the Cherokee County Chamber of Commerce informed the Commission of National Tourism Week May 8-16, 2004. She told of plans that they had made and requested that the Commission adopt a resolution that she had prepared promoting the event. Earl Westbrook made a motion and Harold Woodall a second to adopt the resolution as written. Passed 4-0.
2. Connie Cantrell, a landowner in the Sand Valley Subdivision expressed her concerns about the privately owned sewer system in that neighborhood. They are charged a \$1,500 tie on fee and a monthly charge of \$30 thereafter. She and other residents feel that the charges are too high and are concerned that there are no regulations governing the amount that could be charged in the future. The Chairman informed the group that the Commission had no input in the amount that was charged by the owners of the sewer system, thus no action was taken at this time.
3. Motion by Harold Woodall, second by Kathryn Black to approve excess land redemption of \$156.95 to Gary Tuttle. Passed 4-0.
4. Motion by Earl Westbrook, second by Dale Welsh to approve excess land redemption of \$279.39 to Lamar Chasteen. Passed 4-0.
5. Motion by Earl Westbrook, second by Harold Woodall to approve the minutes of the April 12, 2004 meeting. Passed 4-0.

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

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Dale Welsh, District I

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Phillip W. Jordan, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b> May 10, 2004	<b>PRESENT:</b> All except	<b>ABSENT:</b> Phillip W. Jordan, Chrmn.
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Harold Woodall, presiding, called the meeting to order and Tim Burgess opened with prayer.

1. Motion by Dale Welsh, second by Earl Westbrook to Reappoint Garry Hopper and Becky Smith to the Cherokee County Communications District Board of Directors (E911 Board). Passed 3-0.
2. Motion by Dale Welsh, second by Kathryn Black to appoint Ricky Steele to the Cherokee County Communications District Board of Directors (E911 Board) for Kathryn Black who asked not to be re-appointed. Passed 3-0.
3. Roger Hall, County Engineer asked the Commission to schedule a work session with the highway department to discuss equipment needs.
4. Motion by Dale Welsh, second by Earl Westbrook to recognize in the minutes that funds of Grant # CY ED PF 00-011 for the Leesburg Waste Water Treatment Plant was built using EPA grant funds. Ownership has transferred from the Cherokee County Commission to the Cherokee County Water Authority. Passed 3-0.
5. Motion by Dale Welsh, second by Earl Westbrook to approve the minutes of the April 26, 2004 meeting. Passed 3-0.

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

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Dale Welsh, District I

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Phillip W. Jordan, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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:	PRESENT:	ABSENT:
May 24, 2004	All	None

1. James Estes representing a group of homeowners that access County Road 832 expressed concerns over the county's responsibility in maintaining the road and earth dam underneath the road. County engineer explained that he was not sure of the terms in which the county originally accepted the road from the developer. The chairman explained that the matter would be looked into. No action was taken.
2. Bill Hawkins updated the commission on pending lawsuit hearing date with the Homebuilders Licensure Board of Alabama. The hearing date is set for October 4, 2004 at 9:00a.m.
3. Motion by Dale Welch, second by Earl Westbrook to approve the minutes of the May 10, 2004 meeting. Approved 4-0.
4. Motion by Earl Westbrook, second by Kathryn Black to approve remaining Commission meeting schedule as prescribed by Act No. 2004-384. Approved 4-0.

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

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Dale Welch, District I

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Phillip W. Jordan, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

## 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:	PRESENT:	ABSENT:
June 14, 2004	All	None

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

1. Vickie Robinson from Past Times Magazine asked the commission to renew a half page advertisement in the magazine for a cost of \$236.64. Motion by Kathryn Black, second by Dale Welsh to approve the ad. Passed 4-0.
2. Marquita Cox asked to commission to provide her with county water. She is the only resident on the road. The estimated cost is \$7,250. The chairman stated that the correct district needed to be determined and then see what could be done. No action was taken.
3. Billy Peek expressed concerns over licensing enforcement. He was informed by The State of Alabama that campers and mobile home license are collected and enforced through the revenue department. Motion by Earl Westbrook, second by Kathryn Black to adopt a resolution to support the revenue department in their efforts to identify, assess the proper fees, and the collection of fees from campers, travel trailers, and mobile homes. Passed 4-0.
4. Roger Hall, county engineer, proposed certain criteria changes for the acceptance of subdivision roads by the county. Motion by Dale Welsh, second by Earl Westbrook to approve the criteria changes. Passed 4-0.
5. Roger Hall expressed the immediate need to replace the truck dedicated to pulling the low boy trailer due to its unsafe condition. He also discussed the opportunity to enter the Mack Truck Lease Rollover Program in conjunction First Continental Leasing with no payment due and interest due only after twelve months. Motion by Earl Westbrook and seconded by Kathryn Black to lease the truck under the Mack Truck lease rollover program and evaluate at the end of the twelve month period to determine the best option to continue leasing, purchase, rollover, or return truck. The motion also authorizes the Commission Chairman to sign all necessary documents. Passed 4-0.
6. Roger Hall asked the commission to review the Solid Waste Management Plan. Any additions, deletions, or corrections will be considered.
7. John Bates informed the commission that Odyssey Health Spa & Fitness, Inc. is offering the corporate rate for single and family memberships for County employees. This will be of no cost to the commission. A letter will be provided to each employee explaining rates.
8. Motion by Kathryn Black, second by Earl Westbrook to approve Cherokee County to disburse \$46,215 in state funds to greenhouses affected by Ralstonia. Approved 4-0.
9. Motion by Dale Welsh, second by Harold Woodall to adopt a resolution to authorize the county to borrow funds should the need arise from Morgan Keegan. Any funds borrowed would be repaid by the bond issue. Passed 4-0.
10. Motion by Harold Woodall, second by Earl Westbrook to appoint the county engineer, county health officer, and Alabama Power representative to adopt a policy to address the issue of extracting dead animals from the lake. After representatives meet and adopt a policy they are to report back to the commission for approval.

11. Motion by Harold Woodall, second by Kathryn Black to approve the minutes of the May 24, 2004 meeting. Approved 4-0.

12. Motion by Harold Woodall, second by Dale Welsh to adjourn meeting. Approved 4-0.

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

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Dale Welsh, District I

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Phillip W. Jordan, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b> June 28, 2004	<b>PRESENT:</b> All except	<b>ABSENT:</b> Phillip W. Jordan, Chrmn.
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Earl Westbrook, presiding, called the meeting to order and Tim Burgess opened with prayer.

1. Mike O'Dell, District Attorney discussed with the commission on applying for around \$200,000 in grant funds for a drug court in the county. The funds would be used for equipment and related expenses. Motion by Kathryn Black, second by Harold Woodall to approve Tim Burgess County Administrator to sign necessary paperwork to begin the application process due to the absence of Commission Chairman Phillip Jordan. Passed 3-0.
2. William A Richardson representing the local chapter of American Association of Retired People and other concerned citizens discussed the implementation of Project Lifesaver , a tracking system which would be used to locate persons with Alzheimer's, or other forms of dementia. The chapter is requesting a budget item in the amount of \$6,500, which would cover the cost of the system, the training, and allow for unforeseeable expenses in getting the system set up. This will considered for appropriation in the 2004-2005 budget.
3. Theresa Hulgan, Executive Director of Chamber of Commerce is requesting \$2,000 on behalf of the Lookout Mountain Parkway Association for a project to promote and bring attractions to the area. The matter will be taken under advisement.
4. Motion by Harold Woodall, second by Dale Welsh to approve the annual Insolvency and Errors Report issued by the Tax Assessors Office as presented by John A. Roberts, Revenue Commissioner. Passed 3-0.
5. Motion by Dale Welsh, second by Harold Woodall to approve the minutes of the June 14, 2004 meeting. Passed 3-0.
6. Motion by Dale Welsh, second by Harold Woodall to adjourn meeting. Passed 3-0.

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

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Dale Welsh, District I

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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:	PRESENT:	ABSENT:
July 12, 2004	All	

Earl Westbrook, presiding due to resignation of Commission Chairman Phillip W. Jordan, called the meeting to order and Tim Burgess opened with prayer.

1. Larry Wilson, Sheriff, discussed funding difficulties which are mainly due to the loss of INS prisoners. Motion by Dale Welsh, second by Harold Woodall to reimburse Sheriff Wilson for cleaning supplies purchased up to \$7,500. Passed 3-0.
2. Harley McGatha, speaking on behalf of several area contractors, explained to Commission the Alabama Homebuilders Licensure Board is considering eliminating Cherokee County as a County that would not require a license for residential construction. Mr. McGatha believes that it will be detrimental to the county if there is no licensing requirement and is asking for the commissions support. No action was taken.
3. Wayne Cochran informed the Commission of the Cherokee County Solid Waste Management Plan 2004-2014. The Plan is available for public review at the County Commission Office until the 17<sup>th</sup> day of August, when a public hearing is scheduled on the Plan. The Public hearing will be held in the 2<sup>nd</sup> floor courtroom beginning at 6:30 p.m. on Tuesday the 17<sup>th</sup>. The purpose of the hearing is to take questions and comments into consideration prior to the adoption of the Plan by the Commission and subsequent approval of the Plan by the ADEM.
4. Motion by Harold Woodall, second by Kathryn Black to approve Regions Bank line of credit with a limit of \$1,000,000, initial rate of 4.250%, maturing January 13, 2005 to draw as needed for the completion of the new Cherokee County Administrative Center, furnishings, and telephone system and authorize Tim Burgess, Administrator to sign necessary documents. Passed 3-0.
5. Wilson Miller asked the commission to straighten county road 676 as it connects with other roads. Commission asked John Bates from the highway department to look into matter. No action was taken.
6. Beverly Daniel, EMA Director explained that EMA grant applications would need to be approved at a later date after current change requirements were made.
7. Motion by Harold Woodall, second by Dale Welsh to approve agreement with Colbert County for the maintenance of computer software programs for the annual fee of \$10,000. Passed 3-0.
8. Motion by Dale Welsh, second by Harold Woodall to approve the excess land redemption of \$258.68 to Reba Ray. Passed 3-0.
9. Motion by Harold Woodall, second by Dale Welsh to approve the excess land redemption of \$33.71 to Gary Tuttle. Passed 3-0.
10. Motion by Dale Welsh, second by Harold Woodall to divide the commission chairman portion of discretionary money equally between the four districts effective July 1, 2004. Passed 4-0.
11. Motion by Kathryn Black, second by Dale Welsh to accept the attached Final inspection for the Leesburg WWTP Expansion by the Alabama Department of Environmental Management. Passed 3-0.

12. Motion by Dale Welsh, second by Harold Woodall to approve \$2,000 in request by Chamber of Commerce Executive Director on behalf of the Lookout Mountain Parkway for a project to promote and bring attractions to area. Passed 3-0.
13. Motion by Dale Welsh, second by Harold Woodall to approve the minutes of the June 28, 2004 meeting. Passed 3-0.
14. Motion by Dale Welsh, second by Kathryn Black to adjourn meeting. Passed 3-0.

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

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Dale Welsh, District I

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b> July 26, 2004	<b>PRESENT:</b> All	<b>ABSENT:</b>
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Earl Westbrook, presiding, called the meeting to order and Tim Burgess opened with prayer.

1. Mr. James Bell, Airport Authority updated the commission on airport construction bid. The bid submitted was \$1,936,000 by W.S. Newell in Montgomery. Mr. Bell mentioned that that the commission had committed \$30,000 in matching funds but that amount could possibly be reduced to \$15,000 for the 2004/05 budget.
2. Shad Ellis, Weiss Lake Improvement Authority requested \$25,000 from the Commission for restocking crappie in the lake. The project is to renew rivers. No action taken.
3. Harold Lovelace requested that a subdivision road be accepted as a county road. County Engineer Roger Hall explained that the road met conditions relating to the old acceptance criteria. Due to the timing of the roads completion and acceptance the road will be accepted but was stipulated that Mr. Lovelace maintain a one-year maintenance agreement with the contractor. Motion by Dale Welsh to accept the road, seconded by Kathryn Black. Passed 3-0.
4. Dewandee Neyman requested the \$5,000 for the Farm City Days for children K-3 in the 2004/05 budget. The request was taken under advisement.
5. Bill & Nancy Nixon speaking for residents living on County Road 648 asked that sign be placed on the road as a memorial for James Manshew. The sign would be of no cost to the county and would read "James Manshew Loop.
6. Motion by Harold Woodall and seconded by Kathryn Black to re-appoint Betty Fann to the Alabama Tourism Board. Passed 3-0.
7. Motion by Dale Welsh, second by Kathryn Black to accept the furniture bid for the new administrative building from Bodine for \$184,000. Passed 3-0.
8. Motion by Dale Welsh, second by Harold Woodall to allow the administrator to sign equipment acceptance notice for low-boy tractor previously purchased. Passed 3-0.
9. Motion by Dale Welsh, second by Harold Woodall to approve excess land exemption of \$178.15 to Reba Ray, \$781.79 to Reba Ray, \$297.88 to James W. Ray, \$283.68 to Reba Ray. Passed 3-0.
10. Motion by Harold Woodall, second by Kathryn Black to approve excess land Exemption of \$3,740.16 to Vivian Pope. Passed 3-0.
11. Motion by Kathryn Black, second by Dale Welsh to approve \$32,500 to the Cherokee County Civic Center Authority from ADECA Grant fund established by Representative Richard Lindsey. Passed 3-0.
12. Motion by Dale Welsh, second by Kathryn Black to purchase fuel truck for Highway department in the amount of \$34,637.57. Passed 3-0.
13. Motion by Harold Woodall, second by Kathryn Black to approve temporary Part-time employee Kayla Evans at \$5.15 per hour at highway department to cover for Lydia Garrett. Passed 3-0.

14. Motion by Dale Welsh , second by Kathryn Black to approve the minutes of the July 12, 2004 meeting. Passed 3-0.
15. Motion by Harold Woodall, second by Kathryn Black to approve change account for the Probate Office and Tag Office in the amount of \$1,500.00. Passed 3-0.

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

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Dale Welsh, District I

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b> August 9, 2004	<b>PRESENT:</b> All	<b>ABSENT:</b> None
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The Honorable J. Kirk Day appointed by Governor Bob Riley as Probate Judge/Commission Chairman and was sworn into office on August 6, 2004 called the meeting to order and Tim Burgess opened with prayer.

1. Motion by Harold Woodall, second by Dale Welsh to approve meeting agenda for the August 9, 2004 meeting. Passed 4-0.
2. Motion by Harold Woodall, second by Earl Westbrook to approve the minutes of July 26, 2004 meeting. Passed 4-0.
3. Shane Woodham, Forestry Commission request \$300.00 for Arbor Day. Motion by Earl Westbrook, second by Kathryn Black to approve the request. Passed 4-0.
4. Thereasa Hulgan, Executive Director of the Chamber of Commerce, request the Commission to reinstate the 5% lodging tax to be funded 100% to the Chamber. The funds are to be used for tourism in the county. Motion by Harold Woodall, second by Kathryn Black to reinstate lodging tax funding to the Chamber from this date forward and will be considered for future budgets. Passed 3-1. Opposed Dale Welsh.
5. Jane Poovey from the MR-310 Board thanked the Commission for its support in the past, explained services and requested to be considered in 04/05 budget.
6. Motion by Earl Westbrook, second by Harold Woodall to accept telephone system low bid from TDS Telecom for the new administrative building. The costs of cabling, installation and equipment totaled \$39,643.12 with a five-year 24/7 maintenance agreement totaling \$3,412.50. The total bid amount is \$43,055.62. Passed 4-0.
7. Motion by Earl Westbrook, second by Kathryn Black to authorize Chairman to enter into the airport funding agreement between Piedmont, Centre, and Cherokee County to pay one-third of five percent for site preparation funding for the new regional airport. Passed 4-0.
8. The Commission Chairman announced that Mack Tillery had resigned from Cherokee County Water Board.
9. Motion by Harold Woodall, second by Earl Westbrook to pay excess land exemption to David McDaniel in the amount of \$938.35. Passed 4-0.
10. Commission Chairman announced that the new plaque on the Cherokee County Administration Center would include the statement "This Building is Dedicated to The People of Cherokee County", The Cherokee County Commission. The plaque also list the Architects – 2WR Holmes Wilkens, and the Contractor, C.D. Wilson & Son, Inc. with the completion year date 2004.
11. Commission Chairman announced that new meeting times would be the second and fourth Monday each month at 5:30p.m. There will be a work session before each meeting beginning at 4:30p.m. and would be open to the press and public.
12. Probate Judge/Commission Chairman announced that he desires to exercise a voluntary diminution of salary from \$93,460.08 to \$81,460.08.

13. Motion by Earl Westbrook, second by Dale Welsh to replace air conditioning unit in judges chamber for a price no more than \$3,500.00. Passed 4-0.
14. Dean Buttram, County Attorney explained to the commission that Alabama Land and Timber Co., LLC made a settlement offer of \$13,200 for damage to county roads 171 and 342. Motion by Earl Westbrook, second by Harold Woodall to accept the settlement offer of \$13,200 for the repair. Passed 4-0.

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

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Dale Welsh, District I

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J. Kirk Day, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**CHEROKEE COUNTY COMMISSION  
CENTRE, AL**

**MINUTES**

The Cherokee County Commission met in special session on the date specified below.

<b>DATE:</b> August 30, 2004	<b>PRESENT:</b> All	<b>ABSENT:</b> None
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The Commission Chairman called the meeting to order and Tim Burgess opened with prayer.

1. Motion by Earl Westbrook, second by Harold Woodall to approve the minutes of the August 9, 2004 meeting. Passed 4-0.
2. Motion by Earl Westbrook, second by Dale Welsh to adopt a resolution to have a split commission meeting with the first meeting of each month to be held on the second Monday at 10:00 AM, and the second meeting of the month to be held on the fourth Monday at 5:00 PM. Passed 4-0.
3. Judge Sheri Carver speaking on behalf of the Cherokee Chapter of the American Red Cross request \$10,000 appropriation to fund local disasters such as single family fires and possible appropriation of \$2,000 for emergencies in the 2004/2005 budget. No action taken.
4. Motion by Harold Woodall, second by Earl Westbrook to transfer the Chevrolet Tahoe to the Sheriff's Department. Passed 4-0.
5. Motion by Harold Woodall, second by Kathryn Black to approve the excess land redemption to Reba Ray in the amount of \$274.65. Passed 4-0.
6. Chad Hopper, County Attorney explained that a new law had been passed that requires a public hearing before a road can be vacated. Previously, property owners who were contiguous to the road could sign documents to vacate. The Petition to Vacate and Annul Right of Way and Resolution to Vacate and Annul Right of Way and Quitclaim Deed has been tabled until the October 25, 2004 meeting to allow public notice of hearing on vacation of county road 491.
7. Motion by Harold Woodall, second by Kathryn Black to appoint Ronny Kisor to the Cherokee County Water Board to complete the appointed term vacated by the resignation of Mack Tillery. The term will be from the time it is passed through March 2005. Passed 3-2. Opposed Dale Welsh and Earl Westbrook.
8. Al Shumaker representing the Rotary Club discussed the So-Cool program and request \$5,000 to be placed in the 2004/2005 budget. No action taken.

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

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Dale Welsh, District I

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J. Kirk Day, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b> August 9, 2004	<b>PRESENT:</b> All	<b>ABSENT:</b> None
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The Honorable J. Kirk Day appointed by Governor Bob Riley as Probate Judge/Commission Chairman and was sworn into office on August 6, 2004 called the meeting to order and Tim Burgess opened with prayer.

1. Motion by Harold Woodall, second by Dale Welsh to approve meeting agenda for the August 9, 2004 meeting. Passed 4-0.
2. Motion by Harold Woodall, second by Earl Westbrook to approve the minutes of July 26, 2004 meeting. Passed 4-0.
3. Shane Woodham, Forestry Commission request \$300.00 for Arbor Day. Motion by Earl Westbrook, second by Kathryn Black to approve the request. Passed 4-0.
4. Thereasa Hulan, Executive Director of the Chamber of Commerce, request the Commission to reinstate the 5% lodging tax to be funded 100% to the Chamber. The funds are to be used for tourism in the county. Motion by Harold Woodall, second by Kathryn Black to reinstate lodging tax funding to the Chamber from this date forward and will be considered for future budgets. Passed 3-1. Opposed Dale Welsh.
5. Jane Poovey from the MR-310 Board thanked the Commission for its support in the past, explained services and requested to be considered in 04/05 budget.
6. Motion by Earl Westbrook, second by Harold Woodall to accept telephone system low bid from TDS Telecom for the new administrative building. The costs of cabling, installation and equipment totaled \$39,643.12 with a five-year 24/7 maintenance agreement totaling \$3,412.50. The total bid amount is \$43,055.62. Passed 4-0.
7. Motion by Earl Westbrook, second by Kathryn Black to authorize Chairman to enter into the airport funding agreement between Piedmont, Centre, and Cherokee County to pay one-third of five percent for site preparation funding for the new regional airport. Passed 4-0.
8. The Commission Chairman announced that Mack Tillery had resigned from Cherokee County Water Board.
9. Motion by Harold Woodall, second by Earl Westbrook to pay excess land exemption to David McDaniel in the amount of \$938.35. Passed 4-0.
10. Commission Chairman announced that the new plaque on the Cherokee County Administration Center would include the statement "This Building is Dedicated to The People of Cherokee County", The Cherokee County Commission. The plaque also list the Architects – 2WR Holmes Wilkens, and the Contractor, C.D. Wilson & Son, Inc. with the completion year date 2004.
11. Commission Chairman announced that new meeting times would be the second and fourth Monday each month at 5:30p.m. There will be a work session before each meeting beginning at 4:30p.m. and would be open to the press and public.
12. Probate Judge/Commission Chairman announced that he desires to exercise a voluntary diminution of salary from \$93,460.08 to \$81,460.08.

13. Motion by Earl Westbrook, second by Dale Welsh to replace air conditioning unit in judges chamber for a price no more than \$3,500.00. Passed 4-0.
14. Dean Buttram, County Attorney explained to the commission that Alabama Land and Timber Co., LLC made a settlement offer of \$13,200 for damage to county roads 171 and 342. Motion by Earl Westbrook, second by Harold Woodall to accept the settlement offer of \$13,200 for the repair. Passed 4-0.

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

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Dale Welsh, District I

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J. Kirk Day, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b> September 13, 2004	<b>PRESENT:</b> Dale Welsh, District I Earl Westbrook, District II Kathryn Black, District III J. Kirk Day, Chairman	<b>ABSENT:</b> Harold Woodall, District IV
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The Chairman called the meeting to order and Tim Burgess opened with prayer.

1. Motion by Kathryn Black, second by Earl Westbrook to approve the agenda for the September 13, 2004 meeting. Passed 3-0.
2. Motion by Earl Westbrook, second by Kathryn Black to approve the minutes of the August 30, 2004 meeting. Passed 3-0.
3. Roger Hall, County Engineer explained that ongoing water monitoring at the Leesburg Landfill is scheduled subject to signing agreement. Motion by Earl Westbrook, second by Kathryn Black to authorized Chairman to sign agreement with MACTEC for Annual Ground-Water Monitoring at the Leesburg Solid Waste Landfill in the amount of \$4,800. Passed 3-0.
4. Roger Hall, County Engineer, explained that the existing Waste Management Plan had expired and ADEM was requesting a new plan be adopted. Beginning on July 14, 2004 an advertisement was placed in the Cherokee County Herald for four weeks for notice for a public meeting to be held on August 17, 2004 in the Cherokee County Courthouse. Also a copy of the plan was placed in the Annex Building for public view and comments. The meeting was held on August 17, 2004. Those in attendance were Probate Judge/Commission Chairman J. Kirk Day, Roger Hall and Wayne Cochran. No public attended. Motion by Earl Westbrook, second Kathryn Black to adopt the Solid Waste Management Plan. Passed 3-0.
5. Roger Hall, County Engineer requested that new county road 769 be considered for county maintenance on three conditions. (1) Owner provides one-year warranty for road and drainage features. (2) The owner provides a recorded deed for the right of way. (3) Provide the Highway Department with a receipt of materials report for materials used in construction of the roadbed. Motion by Kathryn Black, second by Earl Westbrook to accept the road into county maintenance. Passed 3-0.
6. Motion by Earl Westbrook, second by Kathryn Black to approve the following excess land redemptions: Gary L. Pace in the amount of \$116.58, Imogene Painter in the amount of \$253.03, Donna Bohannon in the amount of \$6.09, James W. Ray in the amount of \$245.46, William L. St. Clair in the amount of \$177.00, William L. St. Clair in the amount of \$78.11, and, William L. St. Clair in the amount of \$309.80. Passed 3-0.
7. Motion by Earl Westbrook, second by Kathryn Black to authorize the Chairman to sign Long-Term Detention Subsidy Contract with Coosa Valley Youth Services. Passed 3-0.
8. The Commission met in executive session.
9. Cassie Shields discussed with the Commission that the Alcohol Substance Abuse Council needed \$6,200 for conference expense and was inquiring about the budget line item in the same amount. The county administrator is to clarify the line item in question. No action taken.
10. Motion by Earl Westbrook, second by Kathryn Black to authorize Chairman to sign Consent Judgment with the Alabama Homebuilders Association. Passed 3-0.
11. Motion by Earl Westbrook, second by Kathryn Black to adjourn meeting. Passed 3-0.

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

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Dale Welsh, District I

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J. Kirk Day, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

**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.

<b>DATE:</b> September 27, 2004	<b>PRESENT:</b> Dale Welsh, District I Earl Westbrook, District II Kathryn Black, District III Harold Woodall, District IV J. Kirk Day, Chairman	<b>ABSENT:</b> None
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The Chairman called the meeting to order and Tim Burgess opened with prayer.

1. Motion by Dale Welsh, second by Kathryn Black to approve the agenda for the September 27, 2004 meeting. Passed 4-0.
2. Motion by Earl Westbrook, second by Kathryn Black to approve the minutes of the September 13, 2004 meeting. Passed 3-0. Abstained Harold Woodall.
3. John Hooker, resident of Cherokee County expressed thanks for changing meeting times. Discussed with the commission his concerns over county road 189. Asked for road to be paved completely. Explained that loggers had also recently destroyed culvert. Also express concerns over washouts, holes, and patches on county road 19. Request that road be better maintained. Mr. Hooker also mentioned that county road 707 needs repair. Requested that all these roads be given attention. The Chairman request that the highway department give a report on condition of these roads at the next scheduled planning meeting.
4. J. Kirk Day, Probate Judge/Commission Chairman discussed with the commission that a reduction in force be recommended for the position elimination of Probate Judge secretary due to the lack of work. The Chairman also requested to extend the time of the position from September 30, 2004 to October 12, 2004 at which time the position will be eliminated on October 13, 2004. The extension is due mainly to allow the secretary to possibly transfer to a position that is likely to become available in the library. Motion by Dale Welsh, second by Kathryn Black to approve the reduction in force and extend employment time to October 12, 2004. Passed 4-0.
5. Motion by Dale Welsh, second by Earl Westbrook to approve attached annual bids and award recommendations from the highway department as read by John Bates. Passed 4-0.
6. Roger Hall, county engineer, made surplus equipment declaration on 1989 Chevrolet Fuel Truck CO82, 1975 International Lowboy Tractor CO1404, 1969 Chevrolet Van C50 to be placed in auction and apply to sale proceeds to the new fuel truck. Motion by Kathryn Black, second by Harold Woodall to approve the surplus equipment declaration and place equipment in auction. Passed 4-0.
6. Motion by Earl Westbrook, second by Kathryn Black to approve the following excess land redemptions: Gerald McAnnally in the amount of \$504.05, Imogene Painter in the amount of \$235.28, Reba Ray in the amount of \$442.96, David McDaniel in the amount of \$501.59. Gary L. Pace in the amount of \$15.73, Olin Tumlin in the amount of \$22.17. Passed 4-0.
7. Motion by Kathryn Black, second by Harold Woodall to meet in executive session.
8. John Coggin, speaking for Childrens Policy Council request \$5,000 appropriation in 2004/2005 budget for family resource council and office space in the courthouse annex basement. The matter is taken under advisement.

9. Motion by Earl Westbrook, second by Kathryn Black to adjourn meeting.  
Passed 4-0.

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

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Dale Welsh, District I

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J. Kirk Day, Chairman

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Earl Westbrook, District II

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Kathryn Black, District III

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Harold Woodall, District IV

# 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:	PRESENT:	ABSENT:
October 11, 2004	Dale Welsh, District I Earl Westbrook, District II Kathryn Black, District III Harold Woodall, District IV J. Kirk Day, Chairman	None

The Chairman called the meeting to order and Tim Burgess opened with prayer.

1. Motion by Kathryn Black, second by Harold Woodall to approve the agenda for the October 11, 2004 meeting. Passed 4-0.
2. Motion by Kathryn Black, second by Earl Westbrook to approve the minutes of the September 27, 2004 meeting. Passed 4-0.
3. Mrs. Doris Pearson, representing the Cherokee County Library Board recommended Malinda Wood for the Director of the Cherokee County Public Library at rate of \$11.00 per hour. Motion by Harold Woodall, second by Earl Westbrook to approve the recommendation of the Library Board. Passed 4-0.
4. The Chairman requested a motion that the rules be suspended so that the comments or questions on the adoption of the budget could be discussed more freely. Motion by Harold Woodall, second by Earl Westbrook to suspend rules. Passed 4-0. After discussion the Chairman requested a motion that the rules be reinstated. Motion by Harold Woodall, second by Kathryn Black to reinstate rules. Passed 4-0.
5. Motion by Harold Woodall, second by Earl Westbrook to adopt the budget for the 2004/2005 fiscal year. Passed 4-0.
6. Motion by Earl Westbrook, second by Harold Woodall to authorize the Chairman to sign agreement for the Commission with Larry Wilson, Sheriff, concerning the feeding of prisoners in the County jail on a one (1) year basis from October 1, 2004 thru September 30, 2005 as read by the Chairman. Passed 4-0.
7. Chad Hopper, County Attorney presented the commission with the remainder of the settlement from damage to County Roads 171 and 342. The amount of the settlement totaled \$13,200 and is paid in full. Motion by Earl Westbrook, second by Kathryn Black to receive the settlement and approve the Chairman to sign a waiver to release Canal Wood, L.L.C. from any further claims or responsibilities on these roads. Passed 4-0.
8. Motion by Earl Westbrook, second by Kathryn Black to adjourn meeting. Passed 4-0.

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

# 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:	PRESENT:	ABSENT:
October 25, 2004	Dale Welsh, District I Earl Westbrook, District II Kathryn Black, District III Harold Woodall, District IV J. Kirk Day, Chairman	None

The Chairman called the meeting to order and Tim Burgess opened with prayer.

1. Motion by Harold Woodall, second by Earl Westbrook to approve the agenda for the October 25, 2004 meeting. Passed 4-0.
2. Motion by Earl Westbrook, second by Kathryn Black to approve the minutes of the October 11, 2004 meeting. Passed 4-0.
3. Derrick Wheeler from the Cherokee County High School Baseball Complex Organization requested funds for the completion of the new baseball field from discretionary money. Commissioner Westbrook pledged \$3,000, Commissioner Woodall pledged \$2,000, Commissioner Welsh pledged \$1,000 if the city would be willing to also donate. All funds would be from discretionary money.
4. Jerry Baker from WEIS Radio request the commission to participate in the shop at home program for November and December. The cost is \$895 for each month. Motion by Earl Westbrook, second by Kathryn Black to table item until the November 9, 2004 meeting. Passed 4-0.
5. The Chairman expressed that J.C. Stallings was unable to attend the meeting but the desire of the Park Board is to recommend that Henry Wright be appointed to the Park Board to fill the vacancy of Charles Moody's expired term. Motion by Harold Woodall, second by Earl Westbrook to appoint Henry Wright to the Park Board. Passed 4-0.
6. Chad Hopper, County Attorney expressed that it had been properly advertised to vacate county road 491 and this was time for anyone who wished to speak on the matter could do so at this time. Motion by Dale Welsh, second by Harold Woodall to adopt Resolution to Vacate and Annul Right of Way of County Road 491 and sign Quitclaim Deed. Passed 4-0.
7. Motion by Dale Welsh, second by Earl Westbrook to adopt the attached Resolution Concerning Regional Airport Authority to authorize the Commission to expend matching funds in the amount of \$34,223.33. Passed 4-0.
8. Motion by Harold Woodall, second by Earl Westbrook to adopt the attached Section Section 5311 Non-Urbanized Area Public Transportation Resolution. This agreement is with the East Alabama Planning and Development Commission and commits \$11,000 as local non-federal match for capital, administrative and operations expenditures during Fiscal Year 2005. Passed 4-0.
9. Motion by Dale Welsh, second by Earl Westbrook to authorize the Chairman to sign the Grant Agreement with East Alabama Planning and Development Commission for Transportation. Passed 4-0.
10. Motion by Harold Woodall, second by Kathryn Black to authorize the Chairman to Sign the Grant Agreement For Services For The Elderly with East Alabama Planning and Development for Nutrition and matching funds of \$1,788. Passed 4-0.

11. Motion by Earl Westbrook, second by Dale Welsh to authorize chairman to sign Lease Contract with First Continental Leasing. The contract comes with a resolution. The approval to purchase the fuel truck was passed in the July 26, 2004 meeting. Passed 4-0.
12. Motion by Earl Westbrook, second by Kathryn Black to approve the excess land redemption to Reba Ray in the amount of \$234.28. Passed 4-0.
13. The Chairman announced that the next Commission Meeting will be Tuesday, November 9, 2004 as prescribed by Alabama Law.
14. Motion by Earl Westbrook, second by Kathryn Black to adopt resolution to ask for an Attorney General's opinion concerning the water board. Passed 4-0.
15. Motion by Dale Welsh, second by Kathryn Black to adjourn meeting. Passed 4-0.

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

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Lori Owens, District I

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J Kirk Day, Chairman

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Earl Westbrook, District II

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Elbert St. Clair, District III

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Harold Woodall, District IV

# 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:	PRESENT:	ABSENT:
November 9, 2004	Lori J. Owens, District I Earl Westbrook, District II Elbert St. Clair, District III Harold Woodall, District IV J. Kirk Day, Chairman	None

The Chairman called the meeting to order and Chad Hopper opened with prayer.

1. Motion by Elbert St. Clair, second by Earl Westbrook to approve the agenda for the November 9, 2004 meeting. Passed 4-0.
2. Motion by Earl Westbrook, second by Harold Woodall to approve the minutes of the October 25, 2004 meeting. Passed 2-0. Abstaining new commissioners Lori J. Owens and Elbert St. Clair.
3. Doris Pearson, representing the Cherokee County Library Board, request that the Commission approve Glenda Abernathy to fill the vacant librarian position at a rate of \$8.00 per hour. Motion by Harold Woodall, second by Earl Westbrook to accept the recommendation of the Library Board. Passed 4-0.
4. Jerry Baker from WEIS Radio request the Commission to participate in the shop at home program for November and December. The cost is \$895 for each month. The request was tabled from the October 25, 2004 meeting. The Chairman requested that rules be suspended for discussion on the matter. Motion by Lori Owens, second by Elbert St. Clair to suspend the rules. Passed 4-0. After discussion the Chairman requested that the commission go back into regular session. Motion by Elbert St. Clair, second by Earl Westbrook to go into regular session. Passed 4-0. Motion by Harold Woodall, second by Lori Owens to grant a one month advertisement beginning after Thanksgiving for \$895 to promote local merchants. Passed 3-1. Opposed Elbert St. Clair.
5. Motion by Earl Westbrook, second by Lori Owens to adopt the attached Resolution appointing Billy Joe Peek as County License Inspector. Passed 4-0.
6. Motion by Harold Woodall, second by Earl Westbrook to approve the Chairman to sign the EPA Cost Amendment documents relating to closing out the Leesburg Waste Water Plant project grant. Passed 4-0.
7. Motion by Lori Owens, second by Harold Woodall to adopt the Commission meeting times for the new year with the first meeting of each month to be held on the second Monday at 10:00 AM, and the second meeting of each month to be hold on the fourth Monday at 5:00 PM. The planning session will begin 30 minutes prior to each meeting. Passed 4-0.
8. Motion by Earl Westbrook, second by Elbert St. Clair to approve excess land

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

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Lori J. Owens, District I

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J. Kirk Day, Chairman

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Earl Westbrook, District II

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Elbert St. Clair, District III

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Harold Woodall, District IV

# 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:	PRESENT:	ABSENT:
November 22, 2004	Lori J. Owens, District I Earl Westbrook, District II Elbert St. Clair, District III Harold Woodall, District IV J. Kirk Day, Chairman	None

The Chairman called the meeting to order and Elbert St. Clair opened with prayer.

1. Motion by Earl Westbrook, second by Lori Owens to approve the agenda for the November 22, 2004 meeting. Passed 4-0.
2. Motion by Earl Westbrook, second by Elbert St. Clair to approve the minutes of the November 7, 2004 meeting. Passed 4-0.
3. A Proclamation declaring the week of November 21 – 27, 2004 as National Family Week was presented to Linda Prater.
4. Kevin Ware with the Firefighters Association met with the Commission with concerns about restitution funds.
5. Motion by Harold Woodall, second by Earl Westbrook to distribute the County's restitution as per attached. Passed 4-0.
6. Motion by Lori Owens, second by Harold Woodall to go into executive session. Passed 4-0.
7. Motion by Earl Westbrook, second by Lori Owens to go back into regular session. Passed 4-0.
8. Commissioner Westbrook commended the two school resource officers, Mr. Richard Priebe and Mr. Thomas Owens for doing a good job.
9. Motion by Earl Westbrook, second by Harold Woodall to adjourn meeting. Passed 4-0.

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

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Lori J. Owens, District I

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J. Kirk Day, Chairman

# 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:	PRESENT:	ABSENT:
December 13, 2004	Lori J. Owens, District I Earl Westbrook, District II Elbert St. Clair, District III Harold Woodall, District IV J. Kirk Day, Chairman	None

The Chairman called the meeting to order and Tim Burgess opened with prayer.

1. Motion by Earl Westbrook, second by Lori Owens to approve the agenda for the December 13, 2004 meeting. Passed 4-0.
2. Motion by Earl Westbrook, second by Elbert St. Clair to approve the minutes of the November 22, 2004 meeting. Passed 4-0.
3. Jeff Adcock discussed concerns for the condition of County Road 19. He also expressed that on free garbage day that garbage and debris from vehicles accumulated on the road and along the roadsides. No action taken at this time.
4. Mr. Dennis Holden and Dr. Tian Wu with Spatial Net, Inc. discussed the implementation of a GIS (Global Information System). The new system would upgrade the E911 System. Dr Wu explained that the GIS would also benefit the Highway Department and local utility companies. Estimated costs of implementation would be \$271,000. The costs can be divided between the County and the local utility companies and could be spread across three budget years. No action taken at this time.
5. Mr. O.H. (Buddy) Sharpless, Executive Director of the Association of County Commissions presented a liability insurance proposal. The total premium quote for liability coverage is \$98,192. Mr. Sharpless explained that this is a claims-made policy. He also explained that 49 other counties in Alabama are currently under the ACCA Self-Insurance Fund. No action taken at this time.
6. Ms. Connie Grochola, Representative from Insurance Facilities, Inc. gave an insurance proposal on property and liability insurance. She explained that the policy was a occurrence-type policy. The total premium quote for property and liability coverage is \$164,251. No action taken at this time.
7. Motion by Earl Westbrook, second by Lori Owens to call the Commission into a five minute recess. Passed 4-0.
8. Roger Hall, county engineer recommended to Commission to declare four old tailgate spreader boxes as surplus and sell. Motion by Earl Westbrook, second by Elbert St. Clair to declare the equipment as surplus. Passed 4-0.
9. Roger Hall, county engineer recommended that to Commission to accept County

13. Motion by Lori Owens, second by Earl Westbrook to approve the 2005 County Holiday Schedule as attached. Passed 4-0.
14. Motion by Earl Westbrook, second by Elbert St. Clair to approve excess land to Shad Ellis & T. Mallory Whorton in the amount of \$127.97.
15. Motion by Earl Westbrook, second by Elbert St. Clair to allow administrator to add Wayne Lindsey onto existing cell phone service. Passed 4-0.
16. Earl Westbrook announced that a proposal for repairing the roof on the Board of Education building is being worked on and the company will contact the administrator with the estimate.
17. Motion by Earl Westbrook, second by Elbert St. Clair to enter into executive session to discuss employee grievance board findings. Passed 4-0.
18. Motion by Earl Westbrook, second by Lori Owens to enter into general session. Passed 4-0.
19. Motion by Lori Owens, second by Elbert St. Clair to table discussion of grievance matter pending legal and other findings until the December 27, 2004 meeting. Passed 4-0.
20. Motion by Earl Westbrook, second by Lori Owens to adjourn meeting. Passed 4-0.

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

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Lori J. Owens, District I

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J. Kirk Day, Chairman

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Earl Westbrook, District II

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Elbert St. Clair, District III

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Harold Woodall, District IV

# 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:	PRESENT:	ABSENT:
December 27, 2004	Lori J. Owens, District I Earl Westbrook, District II Elbert St. Clair, District III Harold Woodall, District IV J. Kirk Day, Chairman	None

The Chairman called the meeting to order and Tim Burgess opened with prayer.

1. Motion by Earl Westbrook, second by Lori Owens to approve the agenda for the December 27, 2004 meeting. Passed 4-0.
2. Motion by Lori Owens, second by Earl St. Clair to approve the minutes as published for the December 13, 2004 meeting. Passed 4-0.
3. The chairman read a letter from the Cherokee County Health Care Authority recommending the re-appointment of Board Members Mr. Ralph Bradley, Mr. Troy Chesnut and Mr. Tom Harton. Motion by Earl Westbrook, second by Elbert St. Clair to table the matter until the next meeting to allow for further discussion. The motion failed 3-2. Earl Westbrook and Elbert St. Clair voting yes. Harold Woodall and Lori Owens voting no. The Chairman exercised his right to break the tie by voting no. Motion by Lori Owens, second by Harold Woodall to re-appoint Mr. Ralph Bradley, Mr. Troy Chesnut and Mr. Tom Harton to the Cherokee County Health Care Authority Board effective January 1, 2005 for a term of six years. Passed 4-0.
4. Motion by Earl Westbrook, second by Harold Woodall to approve repairing the roof on the Board of Education Building by Roof Craft Systems, Inc. for the sum of \$7,450.00. Passed 4-0.
5. Motion by Lori Owens, second by Elbert St. Clair to table employee grievance issue pending legal findings. Passed 4-0.
6. Motion by Earl Westbrook, second by Elbert St. Clair to call a special meeting on January 13, 2005 at 4:30 PM to meet with Congressman Mike Rogers and/or staff concerning needs in this area. Passed 4-0.
7. Motion by Earl Westbrook, second by Lori Owens to allow the Chairman to sign on behalf of the Commission a Resolution Adopting The Cherokee County Natural Hazards Mitigation Plan Dated June 30, 2004 In Fullfillment of the Planning Criteria Of The Federal Disaster Mitigation Act of 2000 as requested by Beverly Daniel, EMA Director. Passed 4-0.
8. Motion by Lori Owens, second by Earl Westbrook to suspend the rules to discuss the renewal of the county insurance policy. Passed 4-0. After discussion a motion was made by Lori Owens, second by Earl Westbrook to re-instate the rules.

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

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Lori J. Owens, District I

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J. Kirk Day, Chairman

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Earl Westbrook, District II

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Elbert St. Clair, District III

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Harold Woodall, District IV