

ST. CLAIR COUNTY COMMISSION MEETING JUNE 9, 2020

The St. Clair County Commission met in regular session on June 9, 2020 in the County Commission Chambers of the St. Clair County Courthouse Annex #1 (Administrative Center) in Ashville, Alabama.

Members Present: Paul Manning, Chairman
Ricky Parker, Commissioner District Two
Tommy Bowers, Commissioner District Three
Jeff Brown, Commissioner District One

Members Absent: Jimmy Roberts, Commissioner District Four

Others Present: Tina Morgan, Administrator
Donna Wood, CFO
Corey Phillips, Administrative Assistant
Dan Dahlke, Engineer
James E. Hill, III, County Attorney
Gary Hanner, License Inspector
John McWaters, Sheriff Dept.
Don Smith, Economic Development Council
David Atchison, St. Clair Times
Lyman Lovejoy, Lovejoy Reality
Trey Massey, Massey Asphalt

CALL TO ORDER

Chairman Manning declared a quorum present at 9:03a.m. and called the meeting to order.

APPROVAL OF AGENDA

On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the Agenda be approved as presented.

APPROVAL OF MINUTES

On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the minutes of the regular meeting on May 26, 2020 be approved.

ENGINEER'S REPORT

The first item of the Engineer's report was an informational item updating the road crews.

Informational Item: Engineer, Dan Dahlke, recommendation to hire Andy Olsen to one of the vacant Seasonal Road Worker positions.

The next item was to discuss posting the Crew Leader Position left vacant upon Howard Harp's retirement. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

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RESOLVED, that posting the vacant Crew Leader Position is approved.

ADMINISTRATOR'S REPORT

No travel requests.

COUNTY ATTORNEY'S REPORT

The first item of the County Attorney's report was to discuss approval of CARES Act Projects and authorizing Chairman Manning, the staff, or the County Administrator, Tina Morgan, to the extent that her execution is necessary, to execute applications for grants related to the CARES Act. Four (4) of the potential applications are upgrades to the St. Clair County Arena to make it a disaster recovery type center where we can provide various functions but it needs to be more climate controlled in its nature so we can do testing and house medicines, supplies and things of that nature. Second, an upgrade to the radio system. Third, in regard to certain protection equipment that would be helpful inside both courthouses. Fourth, touchless access security. On a motion by Commissioner Parker, seconded by Commissioner Bowers, with all voting aye, it was

RESOLVED, that authorizing Chairman Manning, the staff, or the County Administrator, Tina Morgan, to the extent that her execution is necessary, to execute applications related to the CARES Act is approved.

The next item was to consider making the County's Declaration of Emergency Conditions (the "Declaration") consistent from a timing perspective with the State of Alabama's Declaration unless the County amends it at a later date. The County passed a Declaration of Emergency conditions that Chairman Manning executed on March 16, 2020. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the Declaration be made consistent with the State of Alabama's Declaration from a timing perspective inclusive of any extensions, renewals, re-issuances, etc., unless St. Clair County amends the same at a later date.

OLD BUSINESS

The first item was to discuss the request of Trade name: MOUNTAINVIEW PACKAGE STORE; for approval of 011 - LOUNGE RETAIL LIQUOR - CLASS II (PACKAGE) for Applicant: MOUNTAINVIEW PACKAGE STORE INC. located at 8525 Whitfield Avenue; Suite 101, Leeds, Alabama 35094 tabled from last meeting. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of Trade name: MOUNTAINVIEW PACKAGE STORE; for approval of 011 - LOUNGE RETAIL LIQUOR - CLASS II (PACKAGE) for Applicant: MOUNTAINVIEW PACKAGE STORE, INC. located at 8525 Whitfield Avenue; Suite 101, Leeds, Alabama 35094 tabled from last meeting is approved.

NEW BUSINESS

The first item of New Business was to discuss approval of Public Works Projects with American Detention Services, LLC. For renovation in the Ashville and Pell City Jails replacing windows in the approximate amount of \$35,250.00. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the Public Works Projects with American Detention Services, LLC. for renovation in the Ashville and Pell City Jails replacing windows in approximate amount of \$35,250.00 is approved.

The next item was to discuss the request of Probate Judge, Mike Bowling to correct the item from 5-12-20 meeting. The Correction is to create a regular paygrade eleven (11) advanced clerk. The paygrade will be removed when the vacant paygrade fourteen (14) Probate Court Clerk position is filled. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the request from Probate Judge, Mike Bowling on 5-12-20 meeting be corrected to creating a regular paygrade eleven (11) advanced clerk and also removing the paygrade (11) advanced clerk once the vacant paygrade fourteen (14) Probate Court Clerk position is filled.

The next item was to discuss approving the request of County Engineer, Dan Dahlke, to pay an invoice without a P.O. (Purchase Order) in the amount of \$2,108.40 from Highway Management Systems. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the request of County Engineer, Dan Dahlke, to pay an invoice without a P.O. (Purchase Order) in the amount of \$2,108.40 from Highway Management Systems is approved.

The next item was to discuss approving the 2019 Insolvents, Errors, and Taxes in Litigation and uncollected insolvents and taxes in litigation for previous years. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the 2019 Insolvents, Errors, and Taxes in Litigation and uncollected insolvents and taxes in litigation for previous years is approved. (List to be made a part of these minutes as Attachment #2)

The next item was to discuss approving the request of Sheriff, Billy Murray, to pay (2) two Jail invoices to Budget Janitorial supplies without a purchase order in the amounts of \$192.38 and \$374.24. On a motion by Commissioner Brown, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the request of Sheriff, Billy Murray, to pay (2) two Jail invoices to Budget Janitorial supplies without a purchase order in the amounts of \$192.38 and \$374.24 are approved.

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The next item was to discuss authorizing Chairman, Paul Manning to execute and submit the Cares Act Expenditure Request Form and Certification. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that authorizing Chairman, Paul Manning, to execute and submit the Cares Act Expenditure Request Form and Certification is approved.

The next item was to discuss approving quote/warranty for replacing the Heat Pump unit #3 at the Pell City Courthouse in the estimated amount of \$9,727.63. On a motion by Commissioner Bowers, seconded by Commissioner Parker, with all voting aye, it was

RESOLVED, that the quote/warranty for replacing the Heat Pump unit #3 at the Pell City Courthouse in the estimated amount of \$9,727.63 is approved.

The next item was to discuss approving Service Agreements with Johnson Control in the amount of \$600.00 for each location, Annex Building, Ashville and Pell City Courthouses. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the Service Agreements with Johnson Control in the amount of \$600.00 for each location, Annex Building, Ashville and Pell City Courthouses is approved. (Agreements to be made a part of these minutes as Attachment #3)

The next item was to discuss reappointing Chairman Paul Manning to the 2020-2021 ACCA (Association of County Commissions of Alabama) Legislative Committee representative. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that Chairman Paul Manning be reappointed to the 2020-2021 ACCA (Association of County Commissions of Alabama) Legislative Committee.

BOARD APPOINTMENTS

None

Chairman Manning said the next item of business was to convene an Executive Session with County Attorney James Hill.

Mr. Hill said the purpose of the Executive Session is to discuss pending or threatened litigation. He said we expect to be in Executive Session approximately 10 minutes and no action is anticipated related to the Executive Session when the Commission returns. Mr. Hill presented his opinion letter to be made a part of the minutes in accordance with the act that gives the reasons and justification for the session.

Chairman Manning requested the commission to enter into Executive Session to discuss pending or threatened litigation. Commissioner Brown made a motion for approval and motion was seconded by Commissioner Parker.

Ayes: Chairman Paul Manning
Commissioner Jeff Brown

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Commissioner Ricky Parker
Commissioner Tommy Bowers

Nays: None

RESOLVED, that the Commission enter into Executive Session. (Opinion letter to be made a part of these minutes as Attachment #4.)

The next item for discussion was to approve payment of the monthly bills. On a motion by Commissioner Bowers, seconded by Commissioner Brown, with all voting aye, it was

RESOLVED, that the monthly bills be approved for payment with the exception of those that are questioned by the Commission before the close of business today.

There being no further business, the meeting adjourned, subject to call, at approximately 9:32a.m. On a motion by Commissioner Parker, seconded by Commissioner Brown, with all voting aye.

Paul Manning, Chairman

Jeff Brown, Commissioner

Ricky Parker, Commissioner

Tommy Bowers, Commissioner

Absent

Jimmy Roberts, Commissioner