

October 15, 2013

The Marshall County Commission met in regular session on Tuesday, October 15, 2013 at 6:00 p.m. in the Marshall County Commission Chambers.

PRESENT WERE:

James Hutcheson, Chairman
R.E. Martin, Dist. 2 Commissioner
C.W. "Buddy" Allen, Dist. 3 Commissioner
Tamey Hale, Dist. 4 Commissioner
Shelly Fleisher, County Administrator
Jennifer Lewis, Commission Clerk
Bob Pirando, County Engineer
Karen Young, Administrative Assistant

NOT PRESENT:

William H. Strickland, III, Dist. 1 Commissioner

Chairman Hutcheson opened the floor for public comments. John Gartrell with Marshall County Humane Society spoke regarding the animal control situation. He proposed a resolution regarding same. Chairman Hutcheson agreed to put proposed resolution on the agenda for the next commission meeting.

Chairman Hutcheson called the meeting to order and asked Bruce Sanford, Associate Pastor of Boaz Assembly of God Church, to deliver the invocation. He then asked Commissioner Allen to lead the Pledge of Allegiance.

CONSENT AGENDA

A motion was made by Commissioner Martin, duly seconded by Commissioner Allen, all members voting affirmatively and so carried to approve the consent agenda as read by Chairman Hutcheson. The consent agenda includes the minutes from the September 23, 2013 commission meeting and the claims docket for September 19, 2013 – October 9, 2013 in the amount of \$310,548.24.

JUVENILE PROBATION – APPROVE COOSA VALLEY DETENTION CENTER CONTRACT

A motion was made by Commissioner Allen, duly seconded by Commissioner Hale, all members voting affirmatively and so carried to approve the contract between Department of Youth Services/Juvenile Probation and Coosa Valley Detention Center.

DISTRICT ATTORNEY – APPROVE DOMESTIC VIOLENCE GRANT; MATCH FROM DISTRICT ATTORNEY

A motion was made by Commissioner Allen, duly seconded by Commissioner Hale, all members voting affirmatively and so carried to approve the Domestic Violence Grant. The match will be paid by the District Attorney's office.

APPROVE PRO BONO PROCLAMATION

A motion was made by Commissioner Allen, duly seconded by Commissioner Hale, all members voting affirmatively and so carried to approve the Pro Bono Proclamation as read by County Attorney Clint Maze.

Office of the County Commission
Marshall County, Alabama

MARSHALL COUNTY
PROCLAMATION

WHEREAS, last year one in every four of the 821,268 Alabamians living in poverty experienced legal problems, with the majority of these civil problems being consumer issues (creditor harassment, utility non-payment, bankruptcy issues), health issues (Medicaid, government insurance, nursing home), family law issues (divorce, child support/custody, abuse), employment issues (unemployment benefits, pension, lost job), and housing issues (unsatisfactory repairs, foreclosure, eviction,

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poor living conditions); and

WHEREAS, 19.7% of the citizens in Marshall County live in poverty; and

WHEREAS each year the low-income citizens of Marshall County lack access to legal assistance for their legal problems that are often critical to their safety and independence, forcing them to resolve complex legal problems on their own; and

WHEREAS, the need for legal aid in Alabama is dire, since unlike in the criminal defense system, funding for low-income Alabamians who need civil legal assistance has not yet been met, with the consequences being a lack of access to justice which is devastating for the poor and which weakens our democratic society as a whole; and

WHEREAS, there are fewer than 60 paid legal aid lawyers to serve the more than 422,119 low-income households in the State of Alabama; and

WHEREAS, although 34% of the members of the Marshall County legal community donated their time and talents in free legal services each year, a huge unmet need for legal assistance remains for the disadvantaged in our area; and

WHEREAS, the State of Alabama continues to be impacted by the lingering national recession and high unemployment, resulting in significant budget cuts to numerous State programs and services, such as indigent defense, and State agencies such as the judicial system; and

WHEREAS, as a result of these events and the continuing needs of Alabama's residents, the demand for pro bono services by members of the Alabama State Bar has never been greater; and

WHEREAS, sponsored by the Alabama State Bar and its Pro Bono Celebration Task Force, with support from local bar associations statewide, Pro Bono Week 2013, from October 20th to 26, 2013, will educate the public about the extensive work Alabama lawyers are doing donating their time to improve the lives of vulnerable members of our community, and will encourage more individuals in the legal community to get involved in pro bono work and financially support the legal aid system; and

WHEREAS, Pro Bono Week 2013 will feature legal aid clinics throughout the State, assisting Alabamians who greatly need legal assistance but cannot afford to pay for that help, and will also feature service projects throughout the State of Alabama helping lawyers and law students make volunteer connections with legal aid organizations serving Alabamians:

NOW, THEREFORE, MARSHALL COUNTY, does hereby proclaim October 20-26, 2013 to be PRO BONO WEEK, and urge all Marshall County residents to recognize the contributions of our legal community helping those most in need.

DATED this the 15th day of September, 2013.

JAMES HUTCHESON, CHAIRMAN

APPROVE DIRECT SUPPORT FOR LIBERTY LEARNING FOUNDATION; \$2,814 FROM COUNTY WIDE

Representative from Liberty Learning Foundation, Tawanna Vickers, presented a request for direct support for child resource program. A motion was made by Commissioner Allen, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve direct support for Liberty Learning Foundation in the amount of \$2,814 to be paid from county wide.

APPROVE CHAIRMAN TO SIGN CONSTRUCTION CONTRACT FOR ROOF REPAIR

A motion was made by Commissioner Hale, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve Chairman Hutcheson to sign construction contract for roof repair to Gunterville Courthouse. The contract is between Marshall County Commission and PM Construction in the amount of \$18,312.

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APPROVE ADDITIONAL FUNDING OF \$11,000 FROM FUND BALANCE FOR PROBATE TO RELOCATE ALBERTVILLE OFFICE TO CROSSROADS MALL

A motion was made by Commissioner Allen, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve additional funding in the amount of \$11,000 to be paid from fund balance for relocation of Albertville Probate Office to Crossroads Mall. This motion is contingent upon receipt of contract between Marshall County Commission and Crossroads Mall. Judge Mitchell stated the agreement is for rent free office space.

EMA – APPROVE APPLICATION OF HMPG GRANT; \$6,875 MATCH FROM CONTINGENCY FUND

A motion was made by Commissioner Allen, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve application of HMPG Grant in the amount of \$6,875. The match will be paid from the contingency fund.

JUVENILE PROBATION – APPROVE ACCEPTANCE OF YAP GRANT FOR ELK RIVER TREATMENT PROGRAM

A motion was made by Commissioner Hale, duly seconded by Commissioner Allen, all members voting affirmatively and so carried to approve acceptance of YAP Grant for Elk River Treatment Program.

DEU – APPROVE DEU GRANT APPLICATION WITH ADECA; MATCH PAID BY DISTRICT ATTORNEY

A motion was made by Commissioner Allen, duly seconded by Commissioner Hale, all members voting affirmatively and so carried to approve DEU Grant application in the amount of \$94,212 with a match of \$31,404 to be paid by District Attorney's Office.

APPROVE CRO GRANTING A MORTGAGE TO CITIZENS BANK AND TRUST ON THE LEASEHOLD INTEREST FOR THE CONSTRUCTION OF THE CRO BUILDING

A motion was made by Commissioner Martin, duly seconded by Commissioner Allen, with Commissioner Hale abstaining from the vote, and so carried to approve CRO granting a mortgage to Citizens Bank and Trust on the leasehold interest for the construction of the CRO Building.

EMA – APPROVE ACCEPTANCE OF HEAVY RESCUE GRANT; NO MATCH

A motion was made by Commissioner Martin, duly seconded by Commissioner Allen, all members voting affirmatively and so carried to approve acceptance of EMA Heavy Rescue Grant. This grant has no match.

APPROVE ACCEPTANCE OF ESG GRANT FOR HOMEPLACE; MATCH IS PROVIDED BY IN-KIND SERVICES

A motion was made by Commissioner Hale, duly seconded by Commissioner Allen, all members voting affirmatively and so carried to approve acceptance of ESG Grant for Homeplace in the amount of \$30,000. The match for this grant is provided by In-Kind Services.

DISCUSSION

Chairman: Chairman Hutcheson announced Marshall County's bond rating has been released and has increased from A+ to an AA rating.

District 3: Commissioner Allen discussed the paperwork has been processed for Douglas-Hyatt Rd. He also stated this is a federal project.

District 4: Commissioner Hale announced construction began today on Howell Rd and traffic will be affected due to construction.

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County Attorney: Clint Maze announced that former District 1 Commissioner Larry Hack passed away over the weekend.

ADJOURNMENT

There being no further business; a motion was made by Commissioner Allen, duly seconded by Commissioner Hale and so carried to adjourn.

MEETING ADJOURNED

James Hutcheson, Chairman

absent

William H. Stricklend, District 1 Commissioner

R.E. Martin, District 2 Commissioner

C.W. "Buddy" Allen, District 3 Commissioner

Tamey Hale, District 4 Commissioner