

01/10/2018

The Marshall County Commission met in regular session on Wednesday, January 10, at 10:00am in the Marshall County Commission Chambers.

PRESENT:

James Hutcheson, Chairman  
William H. Stricklend, III, District 1 Commissioner  
R.E. Martin, District 2 Commissioner  
David Kelley, District 3 Commissioner  
Jessie C. Swords, District 4 Commissioner  
Bob Pirando, County Engineer  
Karen Young, Administrative Assistant  
Norma Parker, Commission Clerk  
Clint Maze, County Attorney

NOT PRESENT:

Shelly Fleisher, County Administrator

Chairman Hutcheson called the meeting to order and led the invocation. He then asked Commissioner Kelley to lead the Pledge of Allegiance.

CONSENT AGENDA

A motion was made by Commissioner Martin, duly seconded by Commissioner Swords, 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 December 13, 2017 commission meeting and the claims docket for December 12, 2017 – January 8, 2018 in the amount of \$1,794,271.25.

APPROVE THE 2018 HOLIDAY SCHEDULE IN ACCORDANCE WITH THE STATE OF ALABAMA

A motion was made by Commissioner Kelley, duly seconded by Commissioner Swords, all members voting affirmatively and so carried to approve the 2018 holiday schedule in accordance with the State of Alabama.

MARSHALL COUNTY  
OFFICIAL STATE HOLIDAYS FOR 2018

Adopted January 10, 2018

January 1*	New Year's Day
January 15	Robert E. Lee Day/Martin Luther King Jr. Birthday
February 19	George Washington/Thomas Jefferson Birthday
April 23	Confederate Memorial Day
May 28	National Memorial Day
June 4	Jefferson Davis' Birthday
July 4	Independence Day
September 3	Labor Day
October 8	Columbus Day/Fraternal Day/ American Indian Heritage Day
November 11**	Veterans' Day
November 22	Thanksgiving Day
December 25	Christmas Day

\*\*\*All full-time county employees employed before January 1, 2018, are granted a personal leave day, which may be taken anytime during this year. This day does not carry over into the next year.\*\*\*

\*\* As Veteran's Day falls on Sunday, offices will be closed on Monday, November 12, 2018.\*\*

01/10/2018

DISTRICT 1 – APPROVE TO RENEW CONTRACT SERVICE AGREEMENT WITH USDA WILDLIFE SERVICES FOR BEAVER CONTROL

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve to renew Contract Service Agreement with USDA Wildlife Services for beaver control.

DISTRICT 2 – APPROVE PAYMENT REQUEST TO WILK'S TIRE AND BATTERY; \$125.89

A motion was made by Commissioner Martin, duly seconded by Commissioner Kelley, all members voting affirmatively and so carried to approve payment request to Wilk's Tire and Battery.

DISTRICT 2 – APPROVE TO ANNOUNCE PUBLIC HEARING FOR PETITION TO VACATE CLAYTON DRIVE ON 01/24/18

A motion was made by Commissioner Martin, duly seconded by Commissioner Stricklend, all members voting affirmatively and so carried to delay announcement of Public Hearing for Petition to vacate Clayton Drive until road name could be clarified by the recommendation of County Engineer.

DISTRICT 2 – ANNOUNCE WHITE GOODS PICKUP AND DUMPSTER FOR JANUARY 22, 2018

Commissioner Martin announced white goods pick up for January 22, 2018. The Town of Grant and District #2 takes turns paying for the dumpster. The dumpster for January 22<sup>nd</sup> will be funded by the District.

DISTRICT 4 – APPROVE BID AWARD FOR USED 2010 OR NEWER ARTICULATED MOTOR GRADER

A motion was made by Commissioner Swords, duly seconded by Commissioner Kelley, all members voting affirmatively and so carried to award Bid #56-17 to the low bid Tractor and Equipment in Decatur, AL as recommended by County Engineer. The bid is for a used a 2010 Komatsu Motor Grader for \$118,985.00. Commissioner Sword's stated his current Motor Grader is over 50 years old.

COUNTYWIDE – APPROVE RENEWAL OF DISASTER DEBRIS REMOVAL BID WITH DRC EMERGENCY SERVICES

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve renewal of Disaster Debris Removal Bid with DRC Emergency Services as recommended by County Engineer.

APPROVE MAPPING AND APPRAISAL BUDGET REVISION REQUEST REGARDING SALARIES AND INSURANCES

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve Mapping and Appraisal Budget Revision Request regarding salaries and insurances as submitted.

APPROVE ACCA 2018 LIABILITY/ PROPERTY INSURANCE DECLARATIONS AND PARTICIPATION AGREEMENT

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve ACCA 2018 Liability/ Property Insurance Declarations and Participation Agreement.

APPROVE REQUEST FOR FUNDING OF A DRIVER FOR HOME DELIVERED MEALS; \$6,000 FROM GENERAL FUND FUND BALANCE

A motion was made by Commissioner Kelley, duly seconded by Commissioner Swords, all members voting affirmatively and so carried to approve request for funding of a driver for home delivered meals from the General Fund fund balance.

01/10/2018

HOME PLACE – APPROVE EMERGENCY SOLUTIONS GRANT \$20,000; MATCH TO BE PROVIDED BY AGENCY

A motion was made by Commissioner Kelley, duly seconded by Commissioner Swords, all members voting affirmatively and so carried to approve Emergency Solutions Grant \$20,000; match to be provided by agency.

JUVENILE PROBATION – APPROVE CONTRACT BETWEEN MARSHALL COUNTY COMMISSION AND PINNACLE SCHOOLS TO PROVIDE SERVICES FUNDED BY DYS GRANT

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve contract between Marshall County Commission and Pinnacle Schools to provide services funded by DYS grant.

APPROVE THE SELL, TRADE OR SCRAP OF FIXED ASSETS

A motion was made by Commissioner Kelley, duly seconded by Commissioner Swords, all members voting affirmatively and so carried to approve the sell, trade or scrap of fixed assets.

	<u>FA#</u>	<u>DESCRIPTION</u>	<u>DEPARTMENT</u>	<u>REASON</u>
<u>SCRAP</u>	11211	<i>Copier /Fax</i>	<i>District 1</i>	<i>Item is obsolete, broken or worn out</i>
	7551	<i>Printer</i>	<i>Probate</i>	<i>Item is obsolete, broken or worn out</i>

APPROVE TO ENTER INTO EXECUTIVE SESSION TO MEET AND CONFER WITH LEGAL COUNSEL REGARDING THREATENED LITIGATION RELATED TO THE OPIOIDE EPIDEMIC

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to enter into Executive Session to meet and confer with legal counsel regarding threatened litigation related to the opioide epidemic as recommended by County Attorney (see insert). Chairman Hutcheson requested a roll call vote, Commissioner Swords, yay, Commissioner Martin, yay, Commissioner Kelley, yay, Commissioner Swords, yay. Marshall County Attorney Commission and County Attorney entered Executive Session at 10:12 a.m.

ADJOURN EXECUTIVE SESSION

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to adjourn into Executive Session at 11:02 a.m.

APPROVE RESOLUTION AUTHORIZING THE CHAIRMAN TO EXECUTE AN ENGAGEMENT LETTER AND CONTINGENCY FEE AGREEMENT WITH OUTSIDE COUNSEL RELATED TO THE OPIOIDE EPIDEMIC

A motion was made by Commissioner Kelley, duly seconded by Commissioner Stricklend, all members voting affirmatively and so carried to approve a resolution to engage Attorney's Beard & Beard, and authorize the Chairman to execute and engagement letter and contingency fee agreement related to the opioide epidemic. Chairman Hutcheson requested a roll call vote, Commissioner Stricklend, yay, Commissioner Martin, yay, Commissioner Kelley, yay, Commissioner Swords, abstained from voting.

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

MEETING ADJOURNED

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James Hutcheson, Chairman

01/10/2018

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William H. Strickland, District 1 Commissioner

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R.E. Martin, District 2 Commissioner

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David Kelley, District 3 Commissioner

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Jessie Swords, District 4 Commissioner