

June 10, 2013

The Marshall County Commission met in regular session on Tuesday, June 10, 2013 at 6:00 p.m. in the Marshall County Commission Chambers.

PRESENT WERE:

James Hutcheson, Chairman  
William H. Stricklend, III, Dist. 1 Commissioner  
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

Chairman Hutcheson called the meeting to order and asked Kenny Baskins, Pastor at Arab First United Methodist Church to deliver the invocation. Commissioner Stricklend led the Pledge of Allegiance.

CONSENT AGENDA

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Hale, 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 May 28, 2013 commission meeting and the claim docket for May 21, 2013 – June 4, 2013 in the amount of \$791,207.67.

REVENUE COMMISSION – APPROVE 2012 INSOLVENCIES

A motion was made by Commissioner Martin, duly seconded by Commissioner Hale, all members voting affirmatively and so carried to approve the 2012 insolvencies. The numbers for insolvencies and errors in assessments were down with taxes in litigation showing a little increase.

APPROVE INDIGENT BURIAL POLICY

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve the Indigent Burial Policy.

**MARSHALL COUNTY INDIGENT BURIAL POLICY**  
**Adopted June 10, 2013**

Under Alabama law, the County Commission is financially responsible for the disposition of remains when an individual dies in Marshall County, Alabama leaving no estate and no relatives in the county with the ability or estate adequate to defray his necessary burial expenses. Ala Code § 38-8-2(1975).

The Marshall County Commission, in such cases, will provide for the cremation of the remains or for the burial all the body (in certain circumstances). It is the position of the Alabama Attorney General that embalming and vaults are not "necessary burial expenses" and that, as a result, such items will not be paid for from the county funds. Further, it is the policy of the Marshall County Commission to cremate all remains of such individuals, unless cremation is prohibited under a certified religious belief of the decedent or the decedent's family, which would prohibit cremation.

The determination of whether the decedent had sufficient assets must be made on a case-by-case basis, using the attached application. If the deceased died with assets, the Commission will require the assignment of those assets for the purpose of offsetting the cost of cremation or burial.

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APPROVE SELL, TRADE OR SCRAP OF FIXED ASSETS

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

Surplus – FA#7440      Toshiba Copier – Revenue Commission  
                  FA#8718      2002 New Holland TN65 – District 3

COA – APPROVE JOB DESCRIPTIONS AND PLACEMENT UNDER PERSONNEL BOARD

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve recommendation to the Personnel Board the employees of Council on Aging be placed under the Personnel Board and the grades that were recommended by Dr. Clark be ratified and they enter at the current salary rate present. The difference in the salary rates will be taken up at the time of budget hearing. That would be director (grade 16), senior rx coordinator (grade 10), medical waiver and transportation coordinator (grade 14) and nutrition coordinator (grade 14). The effective date of this change will be the date the Personnel Board approves placing COA employees under the Personnel Board.

DISTRICT 3 – APPROVE FINANCE AGREEMENT FOR RESURFACING ONEONTA CUT-OFF RD (STPNU-CN13(207))

A motion was made by Commissioner Allen, duly seconded by Commissioner Hale, all members voting affirmatively and so carried to follow the recommendation of County Engineer Pirando and approve the finance agreement for resurfacing of Oneonta Cut-Off Road. The bid letting is expected to take place before the end of June 2013.

SHERIFF – APPROVE USE OF FUNDS FROM VEHICLE REPLACEMENT LINE ITEM TO PURCHASE TRUCK TO PULL METH TRAILER

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve the use of funds from the vehicle replacement fund to purchase a new truck to pull the meth trailer. This vehicle will be purchased from Woodson Jones off the state bid list; \$44,473.75. The previous truck was purchased with federal grant funds and when sold, proceeds were placed in the equipment replacement fund. These funds, along with additional monies in the equipment replacement fund are being used to purchase the new truck.

SHERIFF – APPROVE SOLICITATION OF BIDS FOR JAIL KITCHEN UPGRADE PROJECT

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve for County Engineer Pirando to solicit bids for the jail kitchen upgrade project.

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve the purchase of two (2) washer/dryer systems from the state bid list. This will be paid from the courthouse-jail fund in the amount of \$31,44.00.

EMA – APPROVE RESOLUTION BETWEEN MARSHALL COUNTY AND CITY OF HUNTSVILLE FOR REIMBURSEMENT OF TRAINING EXPENSES

A motion was made by Commission Hale, duly seconded by Commissioner Allen, all members voting affirmatively and so carried to approve the resolution between Marshall County and City of Huntsville for reimbursement of training expenses. This is a Homeland Security Grant with no match from Marshall County Commission.

Adopted 05/23/13

**RESOLUTION NO. 13-397**

**BE IT RESOLVED** by the City of Huntsville, Alabama, that the Mayor be, and he is hereby authorized to enter into an Agreement by and between the City of Huntsville, DBA the Huntsville-

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Madison County Emergency Management Agency and the Marshall County EMA for the transfer for the transfer of grant funds, on behalf of the City of Huntsville, a municipal corporation in the State of Alabama, which said agreement is substantially in words and figures similar to that certain document attached hereto and identified as "Agreement Between the City of Huntsville, DBA The Huntsville-Madison County Emergency Management Agency and The Marshall County EMA for the transfer of grant funds" consisting of a total of four (4) pages, and the date of May 23, 2013, appearing on the margin of the first page, together with signature of the President or President Pro Tem of the City Council, an executed copy of said document being permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville, Alabama.

DISTRICT 4 – APPROVE AGREEMENT BETWEEN STATE OF ALABAMA AND MARSHALL COUNTY FOR PRELIMINARY DESIGN SERVICES FOR DOUBLE BRIDGES

A motion was made by Commissioner Hale, duly seconded by Commissioner Allen, all members voting affirmatively and so carried to approve the agreement as read by County Engineer Pirando between the State of Alabama and Marshall County for preliminary design services for Double Bridges. This agreement includes geotech, surveying, roadway plan update and preparation.

Discussion:

District 2: Commissioner Martin stated one storm shelter was set today in Claysville and the Watts Paving began the paving

District 1: Commissioner Stricklend announced a projected start date for the Union Grove project; 07/8/13 with a projected duration of 5-8 weeks

Commissioner Stricklend stated a storm shelter was set today at District 1 shop and the second storm shelter is set to start 06/12/13

Commissioner Stricklend also announced that an agreement had been secured with Arab Electric Coop in that they will no longer be charging deposits for shelters and will be issuing refunds for previous deposits paid.

Commission: Chairman Hutcheson announced the check for the property purchased from the City of Guntersville had been issued and would be given to the Mayor this week.

ADJOURNMENT

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

MEETING ADJOURNED

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James Hutcheson, Chairman

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William H. Stricklend, District 1 Commissioner

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R.E. Martin, District 2 Commissioner

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

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Tamey Hale, District 4 Commissioner