

01/12/2022

The Marshall County Commission met in regular session on Wednesday, January 12, 2022 at 10:00am in the Marshall County Commission Chambers.

PRESENT:

James Hutcheson, Chairman
Ashleigh Bubbett, County Administrator
Ronny Shumate, District 1 Commissioner
James R. Watson, District 2 Commissioner
Lee Sims, District 3 Commissioner
Joey Baker, District 4 Commissioner
Bob Pirando, County Engineer
Karen Young, Administrative Assistant
Norma Parker, Commission Clerk
Clint Maze, County Attorney

AWARD PRESENTATION:

Commissioner Rick Watson presented Chairman James Hutcheson award of recognition for serving on the ACCA insurance board for 6 years.

CONSENT AGENDA

A motion was made by Commissioner Shumate, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve the consent agenda presented as read by Chairman Hutcheson. The consent agenda includes the minutes from the December 8, 2021 meeting, December 17, 2021 and January 3, 2022 emergency meetings and the claims docket for December 7, 2021 – January 10, 2022 for \$1,942,158.63.

DISTRICT 1 – APPROVE 20 MPG REGULATORY SPEED LIMIT FOR DRIFTWOOD DRIVE

A motion was made by Commissioner Shumate, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve 20 mpg regulatory speed limit for Driftwood Drive as recommended by the County Engineer.

DISTRICT 3 – APPROVE PAYMENT REQUEST TO CINTA'S; \$153.93

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve payment request to Cinta's for \$153.93.

ENGINEERING – APPROVE FY2021 REBUILD ALABAMA ANNUAL REPORT

A motion was made by Commissioner Baker, duly seconded by Commissioner Shumate, and all members voting affirmatively and so carried to approve FY2021 Rebuild Alabama Annual Report as recommended by County Engineer.

Cathedral Caverns Highway	\$400,000.00
Union Chapel Road	\$579,260.91
Martling Road	\$185,363.48
Martling Road	\$393,897.42
Martling Road	\$152,483.00

APPROVE TO AWARD BID FOR THE MARSHALL COUNTY ANIMAL SHELTER REBID

A motion was made by Commissioner Watson to award Bid #67-20 Renovation of Marshall County Animal Shelter to the low bid Complete Construction LLC in Albertville AL, for \$963,370, that price includes the base bid price of \$922,748.00, plus \$40,622.00 for new metal roof. This motion died due to lack of motion.

01/12/2022

APPROVE RESOLUTION AND AGREEMENT TO PARTICIPATE IN THE JOINT BIDDING PROGRAM FOR COUNTIES PARTICIPATING IN INVESTING IN ALABAMA COUNTIES, A PROGRAM WITH THE ASSOCIATION OF COUNTY COMMISSIONS (ACCA)

A motion was made by Commissioner Watson, duly seconded by Commissioner Shumate, and all members voting affirmatively and so carried to approve Resolution and Agreement to participate in the Joint Bidding Program for Counties Participating In Investing in Alabama Counties, a program with the Association of County Commissions (ACCA) as read by County Attorney.

APPROVE ANNUAL TRANE SERVICE AGREEMENT ON (2) AIR- COOLED CHILLERS AT GUNTERSVILLE COURTHOUSE; \$5,213.57 FROM MAINTENANCE BUDGET

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve annual Trane Service Agreement on (2) Air- Cooled Chillers at Guntersville Courthouse for \$5,213.57 to be paid from Maintenance budget.

EMA – APPROVE PAYMENT REQUEST TO ACCESSED MANAGED SYSTEMS; \$895 COURTHOUSE AND JAIL FUND

A motion was made by Commissioner Baker, duly seconded by Commissioner Shumate, and all members voting affirmatively and so carried to approve payment request to Accessed Managed Systems for \$895 paid from Courthouse and Jail Fund.

EMA – APPROVE APPLICATION OF HOMELAND SECURITY GRANT PROGRAM; \$16,447.20 NO MATCH

A motion was made by Commissioner Baker, duly seconded by Commissioner Watson, and all members voting affirmatively and so carried to approve application of Homeland Security Grant Program; \$16,447.20 no match.

APPROVE FRANCHISE AGREEMENT WITH SPECTRUM SOUTHEAST, LLC LOCALLY KNOWN AS CHARTER COMMUNICATIONS

A motion was made by Commissioner Sims, duly seconded by Commissioner Watson, and all members voting affirmatively and so carried to approve Franchise Agreement with Spectrum Southeast, LLC locally known as Charter Communications.

APPROVE PURCHASING OF JUROR SEATING OFF STATE BID LIST FROM BUSINESS INTERIORS FOR GVCH COURTROOM 1; \$6,036.80 COURTHOUSE AND JAIL FUND

A motion was made by Commissioner Shumate, duly seconded by Commissioner Watson, and all members voting affirmatively and so carried to approve purchasing of juror seating off state bid list from Business Interiors for GVCH Courtroom 1; \$6,036.80 Courthouse and Jail Fund.

PERSONNEL – APPROVE TO ACCEPT RESOLUTION RECOMMENDING THAT THE COMMISSION FUND A ONE-TIME ANNUAL LEAVE PAY OUT

A motion was made by Commissioner Sims, duly seconded by Commissioner Shumate, and all members voting affirmatively and so carried to accept resolution from Marshall County Personnel Board recommending that the Commission fund a one-time annual leave pay out up to 80 hours on any employee with excess of 300 hours to be paid out of the General Fund fund balance.

APPROVE APPLYING FOR TIRE DISPOSAL PROGRAM GRANT OFFERED THROUGH ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT (ADEM) WITH NO ADDITIONAL COST TO THE COUNTY

A motion was made by Commissioner Watson, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve applying for Tire Disposal Program Grant offered through Alabama Department of Environmental Management (ADEM) with no additional cost to the county.

APPROVE THE SELL, TRADE OR SCRAP OF FIXED ASSETS

A motion was made by Commissioner Baker, duly seconded by Commissioner Shumate, and 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>
SCRAP	12150	caution light Union Grove Road	District 1	Item is obsolete, broken or worn out
	11432	Geo Antenna	District 1	Item is obsolete, broken or worn out
SELL	12115	Kubota Tractor	District 4	Item is no longer needed in department
	12114	Boom Mower	District 4	Item is no longer needed in department
	11666	John Deere Tractor	District 4	Item is no longer needed in department
	11667	Loader	District 4	Item is no longer needed in department
	11882	John Deere Tractor	District 4	Item is no longer needed in department
	11884	Loader	District 4	Item is no longer needed in department
	8967	Excavator Gradall	District 4	Item is no longer needed in department
	11881	John Deere Tractor	District 4	Item is no longer needed in department
	11883	Loader	District 4	Item is no longer needed in department

APPROVE RESOLUTION OF THE MARSHALL COUNTY COMMISSION RELATED TO THE ADMINISTRATIVE FEES RECEIVED FROM FIRE SERVICE FEES FROM ACT 2013-403.

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve Resolution of the Marshall County Commission related to the administrative fees received from Fire Service Fees from Act 2013-403. Roll call vote: Commissioner Shumate, yea, Commissioner Watson, yea, Commissioner Sims, yea, Commissioner Baker, yea, Motion passed with 4/0.

WHEREAS, 2013 Ala Act 403 allowed for the creation of fire districts and the collection of a Fire Service Fee (the "Act");

WHEREAS, Georgia Mountain Volunteer Fire Department, Four-C Volunteer Fire Department, Hebron Volunteer Fire Department, Waterfront Volunteer Fire Department, Pleasant Grove Volunteer Fire Department, Nixon Chapel Volunteer Fire Department, Grant Volunteer Fire Department, Douglas Volunteer Fire Department, and Ruth Volunteer Fire Department have been duly created and recognized as fire districts by the Commission pursuant to the Act;

WHEREAS, a referendum vote was held for each of these fire districts and the majority of the votes cast at the election voted to collect the assessment of a Fire Service Fee at the rate of \$5.00/month for "each residence, dwelling, and business within the geographic boundaries of the fire districts";

WHEREAS, the Act requires the Marshall County Revenue Commissioner to assess, bill, collect, administer, and enforce the Fire Service Fee in accordance with the Act 2013-403.

WHEREAS, the Marshall County Commission wishes to pledge financial support to the Marshall County Revenue Commissioner's office, from the administrative fee collected from the fire district fee, for systems, software and personnel necessary to properly assess, administer and collect Fire Service Fee as required by the Act.

01/12/2022

NOW, THEREFORE, BE IT RESOLVED BY THE MARSHALL COUNTY COMMISSION as follows:

1. The Commission fully supports the assessment, administration and collection of the Fire Service Fees as required by the Act, and pledges such resources to the Marshall County Revenue Commissioner as are needed to carry out the Act.
2. The Act allows for the collection by Marshall County, Alabama of an administration fee on the Fire Service Fee collected. Said administration fee is deposited in the General Fund of the Marshall County Commission. The Marshall County Commission hereby pledges and commits the administration fees to be used in the collection, enforcement and administration of the Act and Fire Service Fee.
3. The Commission hereby pledges its willingness to fund and pay for such reasonable and necessary expenses to collect, enforce and administer the Fire Service Fee; including any software needs and upgrades as may be needed by the Marshall County Revenue Commissioner to properly administer, assess, collect, distribute and report the Fire Service Fee.

Adopted on the 12 day of January, 2022.

S/James Hutcheson
JAMES HUTCHESON, Chairman

RESOLUTION OF THE MARSHALL COUNTY COMMISSION

ATTEST:

S/Ronny Shumate
RONNY SHUMATE, District 1

S/Lee Sims
LEE SIMS, District 3

S/James R Watson
JAMES R. WATSON, District 2

S/Joey Baker
JOEY BAKER, District 4

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

MEETING ADJOURNED

James Hutcheson, Chairman

Ronny Shumate, District 1 Commissioner

01/12/2022

James R. Watson, District 2 Commissioner

Lee Sims, District 3 Commissioner

Joey Baker, District 4 Commissioner