

06/14/2017

The Marshall County Commission met in regular session on Wednesday, June 14, 2017 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
- Shelly Fleisher, County Administrator
- Norma Parker, Commission Clerk
- Clint Maze, County Attorney

AWARDS AND PRESENTATIONS: RECOGNIZE VOLUNTEERS FOR ANIMAL CONTROL

Postponed till later in meeting

Chairman Hutcheson called the meeting to order and asked Commissioner David Kelley to lead the invocation. He then asked Commissioner R.E. Martin to lead the Pledge of Allegiance.

CONSENT AGENDA

A motion was made by Commissioner Martin, duly seconded by Commissioner Stricklend, 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 24, 2017 commission meeting and the claims docket for May 23, 2017 – June 12, 2017 in the amount of \$581,929.01.

REVENUE COMMISSIONER – APPROVE INSOLVENCIES

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve Insolvencies as submitted by the Revenue Commissioner.

INSOLVENTS, ERRORS AND TAXES IN LITIGATION FOR 2016 AND  
UNCOLLECTED INSOLVENTS AND TAXES IN LITIGATION FOR PREVIOUS YEAR(S)

THE STATE OF ALABAMA \_\_\_\_\_ Marshall \_\_\_\_\_ County

BE IT REMEMBERED, That at the meeting of the Board of County Commissioners of said County, held

on this \_\_\_\_\_ 14th \_\_\_\_\_ day of \_\_\_\_\_ June \_\_\_\_\_, 2017 \_\_\_\_\_,

\_\_\_\_\_ Michael Johnson \_\_\_\_\_ Tax Collector of said County, made his report of

"Insolvents", "Errors in Assessment" and "Taxes in Litigation" on taxes for the current year 2016, as required by Code of Ala. 1975, Section 40-5-23. And after a careful and rigid examination of said reports by said Board, it was considered and adjudged that said collector be allowed credit on his final settlement with the Comptroller for the following amounts:

Insolvents: State Taxes-General -----	\$ <u>378.70</u>
-Soldier-----	\$ <u>151.48</u>
-School -----	\$ <u>454.44</u>
Errors in Assessments: State Taxes-General -----	\$ <u>11,786.50</u>
-Soldier-----	\$ <u>4,714.60</u>
-School-----	\$ <u>16,670.28</u>

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Taxes in Litigation: State Taxes-General ----- \$48.05  
 --Soldier----- \$19.22  
 --School ----- \$57.66

And said Collector has also made his report for final allowance of the uncollected balances of Insolvent Taxes for the previous year 2015, as required by Code of Ala. 1975, Section 40-5-29; and the Board There upon made the following allowances to said Collector of such Insolvent Taxes as he may have been unable to collect, as follows:

State Taxes-General----- \$ 146.80  
 -Soldier ----- \$ 58.72  
 -School ----- \$ 176.16

And said Collector is also allowed credit for the following taxes in litigation for the previous year(s) which he has been unable to collect as follows:

	General	Soldier	School
<u>2007</u>	\$ <u>342.75</u>	\$ <u>137.10</u>	\$ <u>411.30</u>
<u>2008</u>	\$ <u>310.80</u>	\$ <u>124.32</u>	\$ <u>372.96</u>
<u>2009</u>	\$ <u>281.15</u>	\$ <u>112.46</u>	\$ <u>337.38</u>
<u>2010</u>	\$ <u>531.40</u>	\$ <u>212.56</u>	\$ <u>637.68</u>
<u>2011</u>	\$ <u>1.25</u>	\$ <u>.50</u>	\$ <u>1.50</u>
<u>2012</u>	\$ <u>45.02</u>	\$ <u>18.02</u>	\$ <u>54.06</u>
<u>2013</u>	\$ <u>118.25</u>	\$ <u>47.30</u>	\$ <u>141.90</u>
<u>2014</u>	\$ <u>3.20</u>	\$ <u>1.28</u>	\$ <u>3.84</u>
<u>2015</u>	\$ <u>29.90</u>	\$ <u>11.96</u>	\$ <u>35.88</u>

Given under my hand this 14th, day of June 2017

S/Chairman James Hutcheson  
 Presiding Officer

See Code of Ala. 1975, Sections 40-5-23, 40-5-24 and 40-5-25 as to taxes of current year and Sections 40-5-26, 40-5-28 and 40-5-29 as to insolvent taxes and taxes in litigation of previous year(s).

AWARDS AND PRESENTATIONS: RECOGNIZE VOLUNTEERS FOR ANIMAL CONTROL

Upon the Arrival of Animal Control Volunteers, Chairman Hutcheson has requested to back the agenda up in order to recognize Animal Control volunteers, Mary Harris and Linda Morris (not present). Chairman Hutcheson thanked Mrs. Harris for time, money and resources, presenting them with a plaque. With the help of these volunteers, Marshall County has been a No-Kill County since April 2014.

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REVENUE COMMISSIONER – APPROVE THE RESOLUTION RATIFYING THE COUNTYWIDE LEVY DUE TO CHANGE

A motion was made by Commissioner Kelley, duly seconded by Commissioner Swords, all members voting affirmatively and so carried to approve the Resolution ratifying the countywide levy due to change as read by County Attorney.

RESOLUTION AND ORDER CONFIRMING AND RATIFYING THE LEVY OF COUNTY AD VALOREM TAXES AND SPECIAL FEES

WHEREAS; The Code of Alabama 1975, §40-7-42 requires that at the first regular meeting in February in each year the Marshall County Commission shall levy the general and special ad valorem taxes for the county and shall certify the rates and purposes of taxation to the Marshall County Revenue Commissioner and,

WHEREAS;pursuant to Act 2014-433, the general and special ad valorem tax levies, rates, and purposes, once established, shall remain in place in all subsequent tax years unless there is a change in the tax rate by the county commission in compliance with general law and,

WHEREAS;the election of special fire fees, pursuant to Act 2013-403, occurred November 8, 2016,

NOW THEREFORE BE IT RESOLVED and ordered by the Marshall County Commission that the following taxes are hereby levied along with applicable fees at the rate or rates and for the purpose or purposes set out below, and shall be assessed and collected for the tax year beginning October 1, 2016 in accordance with all applicable law; and for each subsequent tax year until altered by the county commission pursuant to a change in tax rate by general law;

PURPOSE	LEVY	AUTHORITY CHANGE
County General	6.00 mil	No Change
Road & Bridge	2.40 mil	No Change
Courthouse & Jail	0.60 mil	No Change
Hospital	4.50 mil	No Change
Schools	4.50 mil	No Change
School District – Rural	13.00 mil	No Change
Douglas VFD 32 Fire Fee	\$5/month/applicable structure	No Change
Four C FVD 11 Fire Fee	\$5/month/applicable structure	No Change
Hebron VFD 24 Fire Fee	\$5/month/applicable structure	No Change
Nixon Chapel VFD 34 Fire Fee	\$5/month/applicable structure	No Change
Pleasant Grove VFD 35 Fire Fee	\$5/month/applicable structure	Act 2013-403 elected 11/08/2016
Waterfront VFD 27 Fire Fee	\$5/month/applicable structure	No Change

BE IT FURTHER RESOLVED and ordered by the Marshall County Commission that it does hereby certify this tax levy to the Marshall County Revenue Commissioner by copy of this resolution, which includes the rates of taxation and the purposes for which each tax is levied.

BE IT FURTHER RESOLVED and ordered by the Marshall County Commission that, pursuant to Act 2014-433, this certification shall remain in full force and effect until and unless altered by the Marshall County Commission pursuant to a change in tax rate by general law.

IN WITNESS WHEREOF, the Marshall County Commission has caused this Resolution to be executed in its name and on its behalf by its Chairman on this the 14th day of June, 2017.

S/James Hutcheson  
James Hutcheson  
Chairman, Marshall County Commission

S/Bill Strickland  
Bill Strickland  
District 1 Commissioner

S/R.E.Martin  
RE Martin  
District 2 Commissioner

S/David Kelley  
District 3 Commissioner  
David Kelley

S/Jessie Swords  
Jessie Swords  
District 4 Commissioner

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ENGINEERING – APPROVE ITEMS TO BID ON ANNUAL BIDS FOR FY2018

A motion was made by Commissioner Kelley, duly seconded by Commissioner Swords, all members voting affirmatively and so carried to approve items to bid on Annual Bids for Fiscal Year 2018.

- |  |   |
|--|---|
| 1. Traffic Striping                      | 2. Guardrail & End Anchor   |
| 3. Elevator Maintenance                  | 4. Surface Treatment  |
| 5. Hot Bituminous Pavement (CIP)         | 6. High Density Mineral Bond (HDMB) (CIP)                         |
| 7. Coarse Aggregate                      | 8. Hot Bit. Pavement (FOB Plant)                                  |
| 9. Cold Mix (FOB Plant)                  | 10. Cold Mix (Delivered)  |
| 11. Bituminous Materials (CRS-2 Asphalt) | 12. Hot Bit. Pavement (FOB Plant) (Plant Not Meeting State Specs) |

DISTRICT 1 – APPROVE SPEED LIMIT FOR GLENDALE ROAD

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Martin, all members voting affirmatively and so carried to approve a 25 mph speed limit for Glendale Road as recommended by County Engineer.

DISTRICT 1 – APPROVE SPEED LIMIT FOR WARRENTON SHORES SUBDIVISION

A motion was made by Commissioner Stricklend, duly seconded by Commissioner Kelley, all members voting affirmatively and so carried to approve a 20 mph speed limit for Warrenton Shores Subdivision as recommended by County Engineer.

DISTRICT 2 – APPROVE BID AWARD FOR USED 2011 OR NEWER MOTOR GRADER

A motion was made by Commissioner Martin, duly seconded by Commissioner Kelley, all members voting affirmatively and so carried to award the 2<sup>nd</sup> lowest bid for Bid #54-16 to Tractor & Equipment in Decatur Alabama as recommended by County Engineer. The lowest bid was Thompson Tractor in Huntsville, AL but the bid did not meet the requirements.

DISTRICT 2 – APPROVE INSTALLING NO PARKING SIGNS ON NEW HOPE HIGHWAY NORTH

A motion was made by Commissioner Martin, duly seconded by Commissioner Kelley, all members voting affirmatively and so carried to approve installation of NO PARKING signs on New Hope Highway North.

DISTRICT 4 – APPROVE PAYMENT REQUEST TO CHARLES LYNN STEWART FOR BEAVER TRAPPING; \$50

A motion was made by Commissioner Swords, duly seconded by Commissioner Kelley, all members voting affirmatively and so carried to approve payment request to Charles Lynn Stewart for beaver trapping.

DISTRICT 4 – APPROVE PAYMENT REQUEST TO WHITAKER CONTRACTING FOR MOVING EQUIPMENT; \$900

A motion was made by Commissioner Swords, duly seconded by Commissioner Kelley, all members voting affirmatively and so carried to approve payment request to Whitaker Contracting for moving equipment.

APPROVE THE SELL, TRADE OR SCRAP OF FIXED ASSETS

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

<u>SCRAP</u>	Analog phones	EMA	Item is obsolete, broken or worn out
	Spool & Cable	EMA	Item is obsolete, broken or worn out
	Wireless Router	EMA	Item is obsolete, broken or worn out
	Wireless Router	EMA	Item is obsolete, broken or worn out

		<i>Battery Back Up</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Break Box</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Charger</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Dewalt Battery</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>DVD ROM Drive</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Hitch Lock</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>NOAA Radio</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Motorola Battery</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Motorola Battery</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Motorola Battery</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Motorola Battery</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Motorola Charger</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Panasonic Battery</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
		<i>Trimble Battery</i>	<i>EMA</i>	<i>Item is obsolete, broken or worn out</i>
<u>SURPLUS</u>	6535	<i>Grader Cell Phones</i>	<i>Dist #2 Dist #2</i>	<i>Item no longer needed in department Item no longer needed in department</i>
		<i>Cell Phone</i>	<i>Dist #3</i>	<i>Item no longer needed in department</i>
		<i>Cell Phones</i>	<i>Enginnering</i>	<i>Item no longer needed in department</i>
		<i>Cell Phone</i>	<i>IT</i>	<i>Item no longer needed in department</i>

There being no further business; a motion was made by Commissioner Kelley, duly seconded by Commissioner Martin 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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David Kelley, District 3 Commissioner

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Jessie Swords, District 4 Commissioner

