

12/14/2022

The Marshall County Commission met in regular session on Wednesday, December 14, 2022 at 10:00am in the Marshall County Commission Chambers. The invocation was led by County Attorney Clint Maze and the Pledge of Allegiance was led by Commissioner Watson

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

AWARDS AND PRESENTATIONS:

Micky Hunt with MCPALS presented the Marshall County Commission the Governor's Award for their continued support of the PALS program.

CONSENT AGENDA

A motion was made by Commissioner Baker, duly seconded by Commissioner Sims, 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 November 9, 2022 meeting, and the claims docket for November 8, 2022 – December 12, 2022 for \$1,707,922.68.

APPROVE AN ORDINANCE LEVYING A PRIVILEGE, LICENSE OR EXCISE TAX FOR PUBLIC SCHOOL PURPOSES UNDER SECTION 40-12-4 OF THE CODE OF ALABAMA 1975, AS AMENDED

A motion was made by Commissioner Watson, duly seconded by Commissioner Sims to approve an Ordinance Levying a Privilege, License or Excise Tax for Public School Purposes Under Section 40-12-4 of the Code of Alabama 1975, as amended. The ordinance will impose a new 1% countywide sales tax that will be divided within all public schools in Marshall County in accordance to Section 40-12-4 of the Code of Alabama as amended. Roll call vote was done, Commissioner Shumate, Nay, Commissioner Watson, Yea, Commissioner Sims, Yea, Commissioner Baker, Yea. Motion passed with 3 yea's, 1 nay. A motion was made by Commissioner Watson, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve the new sales tax collection date as March 1, 2023.

APPROVE CANCELING THE DECEMBER 28, 2022 COMMISSION MEETING

A motion was made by Commissioner Shumate, duly seconded by Commissioner Watson, and all members voting affirmatively and so carried to approve canceling the December 28, 2022 Commission Meeting.

APPROVE ADOPTING THE FY2023 HOLIDAY SCHEDULE IN ACCORDANCE WITH THE STATE OF ALABAMA

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve adopting the FY2023 holiday schedule in accordance with the State of Alabama.

January 1**
January 16
February 20

New Year's Day (Observed January 2, 2023)
Robert E. Lee/Martin Luther King, Jr. Birthday
George Washington/ Thomas Jefferson's Birthday

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April 24	Confederate Memorial Day
May 29	National Memorial Day
June 5	Jefferson Davis' Birthday
July 4	Independence Day
September 4	Labor Day
October 9	Columbus Day/Fraternal Day/ American Indian Heritage Day
November 11	Veterans' Day (Observed November 10, 2023)
November 23	Thanksgiving
December 25	Christmas Day

***All full-time county employees employed before January 1, 2023, 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 January 1st falls on weekend days and offices will be closed, 84-Hour Sheriff Department Personnel will recognize January 1, 2023 as holiday instead of observed days

DISTRICT 1 – APPROVE TO BID OUT ONE (1) OR MORE NEW OR USED 2021 OR NEWER REGULAR CAB, 4WD, LONG BED TRUCKS

A motion was made by Commissioner Shumate, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve to bid out One (1) or more, new or used 2021 or newer regular cab, 4WD, long bed trucks.

ENGINEERING – APPROVE AWARDED BID FOR GENERATOR FOR SHERIFF DEPARTMENT TO A&S ELECTRICAL FOR \$142,300.00

A motion was made by Commissioner Watson, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to award Bid # 47-22 to for Generator for Sheriff Department to A&S Electrical for \$142,300.00 as recommended by County Engineer.

ENGINEERING – APPROVE AWARDED BID FOR SAFE ROOM FOR DISTRICT 2 TO AQUA MARINE ENTERPRISES, INC IN THE AMOUNT OF \$148,695.00

A motion was made by Commissioner Watson, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to award Bid #48-22 for Safe Room for District 2 to Aqua Marine Enterprises, Inc in the amount of \$148,695.00, \$100,000.00 will be paid out of Countywide.

MAINTENANCE – APPROVE PAYMENT REQUEST TO SCHINDLER ELEVATOR; \$16,289.05, COURTHOUSE AND JAIL FUND BALANCE

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve payment request for repairs to elevator at Albertville Courthouse to Schindler Elevator for \$16,289.05 out of Courthouse and Jail fund balance.

EMA – APPROVE APPLYING FOR FY2023 EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) TO HELP OFFSET EMA BUDGET; 50 % MATCH INCLUDED IN EMA BUDGET

A motion was made by Commissioner Baker, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve applying for FY2023 Emergency Management Performance Grant (EMPG) to help offset EMA Budget; 50 % match included in EMA Budget.

EMA – APPROVE ACCEPTING HOMELAND SECURITY 2022-FIL-44 GRANT AWARD; \$9,415, NO MATCH

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve accepting Homeland Security 2022-FIL-44 Grant award; \$9,415, no match.

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EMA – APPROVE RESOLUTION TO ALLOCATE AMERICAN RECUE PLAN ACT FUNDS (ARPA) FOR THE PURCHASE OF BI- DIRECTIONAL AMPLIFIER AND APPROVE PURCHASE OF PUBLIC SAFETY BI-DIRECTIONAL AMPLIFIER (BDA) FOR EMA BUILDING; AMERICAN RESCUE PLAN ACT FUNDS (ARPA) \$31,950.38

A motion was made by Commissioner Shumate, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve to waive the reading of resolution. A motion was made by Commissioner Watson, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve Resolution to allocate American Recue Plan Act Funds (ARPA) for the purchase of Bi- directional Amplifier and approve purchase of Public Safety Bi-directional Amplifier (BDA) for EMA Building; American Rescue Plan Act Funds (ARPA) \$31,950.38.

EMA – APPROVE ACCEPTING FY2022 EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG); \$43,986; 50 % MATCH PAID BY EMA BUDGET

A motion was made by Commissioner Shumate, duly seconded by Commissioner Watson, and all members voting affirmatively and so carried to approve accepting FY2022 Emergency Management Performance Grant (EMPG); \$43,986; 50 % match paid by EMA budget.

APPROVE RESOLUTION TO ENTER INTO AN AGREEMENT WITH THE FOREVER WILD LAND TRUST

A motion was made by Commissioner Watson, duly seconded by Commissioner Shumate, and all members voting affirmatively and so carried to approve to waive the reading of resolution.

A motion was made by Commissioner Watson, duly seconded by Commissioner Shumate, and all members voting affirmatively and so carried to approve Resolution to enter into an agreement with The Forever Wild Land Trust.

APPROVE APPLYING FOR FOREVER WILD LAND TRUST GRANT FY2023; \$1,497.60, NO MATCH

A motion was made by Commissioner Watson, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve applying for Forever Wild Land Trust Grant FY2023; \$1,497.60, no match.

APPROVE BOARD APPOINTMENTS FOR TWO (2) VACANCIES ON THE MARSHALL COUNTY DHR BOARD; CURRENT TERMS EXPIRE DECEMBER

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to re-appoint Martha McClendon and Holli Shelton to Marshall County DHR Board.

APPROVE SUBRECIPIENT AGREEMENT WITH DOMESTIC VIOLENCE CRISIS SERVICES RELATED TO THE COMMUNITY DEVELOPMENT BLOCK GRANT- CORONAVIRUS (CDBG- CV) GRANT; \$10,900

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve subrecipient agreement with Domestic Violence Crisis Services related to the Community Development Block Grant- Coronavirus (CDBG- CV) Grant; \$10,900.

APPROVE GRANT SUPPORT LETTER FOR SPECTRUM SOUTHEAST, LLC. AND GO NET SPEED FOR BROADBAND ACCESSIBILITY ALABAMA DEPARTMENT OF ECONOMIC AND COMMUNITY AFFAIRS ADECA GRANT

A motion was made by Commissioner Watson, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve grant support letter for Spectrum Southeast, LLC. and Go Net Speed for Broadband Accessibility Alabama Department of Economic and Community Affairs ADECA Grant.

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CORONER – APPROVE APPLYING FOR AN INTERNATIONAL ASSOCIATION OF CORONERS & MEDICAL EXAMINERS (IACME)/NATIONAL ASSOCIATION OF MEDICAL EXAMINERS (NAME) GRANT IN THE AMOUNT OF \$20,000; NO MATCH

A motion was made by Commissioner Watson, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve applying for an International Association of Coroners & Medical Examiners (IACME)/National Association of Medical Examiners (NAME) grant in the amount of \$20,000; no match.

CORONER – APPROVE PAYING FOR ARCHITECT DRAWINGS FOR BUILDING OF THE CORONER'S FACILITY, ALONG WITH OBTAINING CITY PERMITS, GEOTECHNICAL INVESTIGATION AND TOPOGRAPHICAL SURVEYS THROUGH AMERICAN RESCUE PLAN ACT FUNDS – REVENUE RECOVERY; TOTAL COSTS NOT TO EXCEED \$800,000

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve paying for architect drawings for building of the coroner's facility, along with obtaining city permits, geotechnical investigation and topographical surveys through American Rescue Plan Act Funds – Revenue Recovery; total costs not to exceed \$800,000. Roll call vote was done, Commissioner Shumate, Yea, Commissioner Watson, Nay, Commissioner Sims, Yea, Commissioner Baker, Yea. Motion passed with 3 yea's, 1 nay.

CORONER – APPROVE TO SEEK BIDS FOR THE CORONER'S OFFICE BUILDING

A motion was made by Commissioner Shumate, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve to seek bids for the Coroner's Office Building. Roll call vote was done, Commissioner Shumate, Yea, Commissioner Watson, Nay, Commissioner Sims, Yea, Commissioner Baker, Yea. Motion passed with 3 yea's, 1 nay.

DISTRICT 3 – APPROVE RESOLUTION FOR EXPENDITURE OF AMERICAN RESCUE PLAN ACT FUNDS FOR DOUGLAS WATER SYSTEM TANK #6 REHABILITATION PROJECT; \$37,300

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to waive reading resolution on agenda items #20-24.

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve Resolution for Expenditure of American Rescue Plan Act Funds for Douglas Water System Tank #6 Rehabilitation Project; \$37,300.

DISTRICT 2 – APPROVE RESOLUTION TO AUTHORIZE THE ALLOCATION OF AMERICAN RESCUE PLAN ACT FUNDS TO SWEARENGIN WATER SYSTEM FOR ELIGIBLE WATER INFRASTRUCTURE PROJECT ALONG WINKLES ROAD; \$1,224,960

A motion was made by Commissioner Watson, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve Resolution to authorize the allocation of American Rescue Plan Act Funds to Swearengin Water System for eligible water infrastructure project along Winkles Road; \$1,224,960.

DISTRICT 2 – APPROVE RESOLUTION TO AUTHORIZE THE ALLOCATION OF AMERICAN RESCUE PLAN ACT FUNDS TO SWEARENGIN WATER SYSTEM FOR ELIGIBLE WATER INFRASTRUCTURE PROJECT UNDER MINI FARM ROAD; \$220,160

A motion was made by Commissioner Watson, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve Resolution to authorize the allocation of American Rescue Plan Act Funds to Swearengin Water System for eligible water infrastructure project under Mini Farm Road; \$220,160.

DISTRICT 2 – APPROVE RESOLUTION TO AUTHORIZE THE ALLOCATION OF AMERICAN RESCUE PLAN ACT FUNDS TO SWEARENGIN WATER SYSTEM FOR ELIGIBLE WATER INFRASTRUCTURE PROJECT ALONG WAVERLY HILLS ROAD; \$465,600

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A motion was made by Commissioner Watson, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve Resolution to authorize the allocation of American Rescue Plan Act Funds to Swarengin Water System for eligible water infrastructure project along Waverly Hills Road; \$465,600.

DISTRICT 4 – APPROVE RESOLUTION TO FINALIZE THE ALLOCATION OF AMERICAN RESCUE PLAN ACT FUNDS FOR THE DEVELOPMENT OF OUTDOOR RECREATION SPACE TO SERVE DISPROPORTIONATELY IMPACTED COMMUNITIES, APPROVE EXECUTION OF SUBAWARD AGREEMENT AND APPROVE TO BID OUT PROJECT; \$100,000

A motion was made by Commissioner Baker, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve Resolution to finalize the allocation of American Rescue Plan Act Funds for the development of outdoor recreation space to serve disproportionately impacted communities, approve execution of subaward agreement and approve to bid out project; \$100,000.

APPROVE SUBRECIPIENT AGREEMENT WITH MARSHALL COUNTY CHRISTIAN SERVICES RELATED TO COMMUNITY DEVELOPMENT BLOCK GRANT- CORONAVIRUS (CDBG- CV) GRANT; \$5,000

A motion was made by Commissioner Sims, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve subrecipient agreement with Marshall County Christian Services related to Community Development Block Grant- Coronavirus (CDBG- CV) Grant; \$5,000.

APPROVE DIRECT SUPPORT REQUESTS FROM GENERAL FUND FUND BALANCE

A motion was made by Commissioner Sims, duly seconded by Commissioner Shumate to approve direct support requests, with a change to \$10,000 for RSVP and \$50,000 on the Coroner's vehicle. Roll call vote was done, Commissioner Shumate, Yea, Commissioner Watson, Nay, Commissioner Sims, Yea, Commissioner Baker, Nay. Chairman Hutcheson cast tie breaking vote of Nay, motion failed 3 Nays, 2 Yea's. A motion was made by Commissioner Baker, duly seconded by Commissioner Watson to approve direct support requests to be paid from the General Fund, fund balance as recommended by Chairman Hutcheson. Roll call vote was done, Commissioner Shumate, Nay, Commissioner Watson, Yea, Commissioner Sims, Nay, Commissioner Baker, Yea. Chairman Hutcheson cast tie breaking vote of Yea, motion passed 3 Yeas, 2 Nays.

	Recommended	Approved
MC Coalition Against DV	7,500.00	7,500.00
PALS	5,000.00	5,000.00
Assoc for Retarded Citizens	7,000.00	7,000.00
RSVP		0
CAJA	7,500.00	7,500.00
Homeless Shelter (Home Place)	12,000.00	12,000.00
Extension Service	30,000.00	30,000.00
Liberty Learning	5,000.00	5,000.00
Disabled Veterans of America	2,500.00	2,500.00

SAM Foundation	6,000.00	6,000.00
Marshall County Homeless Ministries	10,000.00	10,000.00
Coroner's vehicle with light package, cargo system, and bed cover		0
Phone Upgrades - County Wide	26,375.26	26,375.26
Animal Control vehicle	25,000.00	25,000.00
Council on Aging Roof	80,000.00	80,000.00

APPROVE TO AMEND INDIGENT BURIAL POLICY TO INCREASE REIMBURSABLE COSTS TO \$700 PER CREMATION AS REQUESTED BY LOCAL FUNERAL HOMES

A motion was made by Commissioner Watson, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve to amend Indigent Burial Policy to increase reimbursable costs to \$700 per cremation as requested by local funeral homes.

SHERIFF – APPROVE APPLYING FOR GRANT UNDER THE PISTOL PERMIT REVENUE LOSS FUND ADMINISTERED BY ADECA

A motion was made by Commissioner Watson, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve applying for grant under the Pistol Permit Revenue Loss Fund administered by ADECA.

APPROVE THE SELL, TRADE OR SCRAP OF FIXED ASSETS

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

10560	Laserjet printer	Library	Item is obsolete, broken or worn out
	2017 Chevrolet		
11833	Silverado	District 4/ Animal Control	Item is no longer needed in department
11735	Hummer	EMA/ Marshall Medical Center	Item is no longer needed in department
11737	Hummer	EMA/ Marshall Medical Center	Item is no longer needed in department

APPROVE RESOLUTION TO ADOPT THE SECTION 125 PREMIUM ONLY PLAN FOR VOLUNTARY INSURANCE OFFERED TO EMPLOYEES

A motion was made by Commissioner Watson, duly seconded by Commissioner Sims, and all members voting affirmatively and so carried to approve to waive the reading of resolution. A motion was made by Commissioner Watson, duly seconded by Commissioner Baker, and all members voting affirmatively and so carried to approve resolution to adopt the Section 125 Premium Only Plan for voluntary insurance offered to employees.

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

MEETING ADJOURNED

James Hutcheson, Chairman

Ronny Shumate, District 1 Commissioner

James R. Watson, District 2 Commissioner

Lee Sims, District 3 Commissioner

Joey Baker, District 4 Commissioner