

The DeKalb County Commission met in regular session on Tuesday August 8, 2017 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were President Ricky Harcrow, Scot Westbrook, Chris Kuykendall, and Dewitt Jackson. Absent was Shane Wootten

President Harcrow notified the audience that Commission District 1 Shane Wootten was not in attendance. President Harcrow stated that Mr. Wootten's mother had passed away and extended his condolences and asked everyone to keep the Wootten family in their prayers.

The meeting was called to order by President Harcrow. Mr. Jackson delivered the invocation and Mr. Kuykendall lead the Pledge.

It was moved by Mr. Westbrook, seconded by Mr. Kuykendall all members voting affirmatively, motion carrying to dispense with the reading of the minutes and to accept them as presented in written format.

CDBG Grant Hearing

Fungia Patel with TARCOG addressed the Commission to give the details of a CDBG grant that the Commission is applying for to do some road improvements in District 1 in the McNew Mobile Home Subdivision. Ms. Patel stated that the area that would be receiving the work must be in a low to moderate income area with at least 50% of the residents to qualify. This area in District 1 is 99% low to moderate income. Ms. Patel stated that DeKalb County is not the only County to apply for this type of funding, but the area in the application is the ideal situation for this type of grant being funded through ADECA. Ms. Patel thanked the Commission for the work that has been put in to this grant application. President Harcrow thanked Ms. Patel and her colleagues for the effort they have dedicated to assisting the County in this effort and told Ms. Patel to please let the Commission know if anything further needed to be done.

Road Department

Road Maintenance Update--Mr. Broyles thanked Mr. Luther and Mr. Sharp for giving the maintenance report and delivering the road department agenda items at the previous meeting. Mr. Broyles stated that they are still working at the Bucks Pocket Project and expected to have it ready for concrete to be poured this week by Lambert Construction and the timing will depend on their availability.

Vehicle Surplus--Mr. Sharp stated that a County pickup truck (CC0676 – 2006 Chevrolet Silverado) previously driven used in District 2 was of no significant value and would need to be declared surplus.

Mr. Jackson made a motion to declare this vehicle surplus, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

Equipment Finance Resolution--Mr. Sharp presented a resolution for Bancorp South for financing of the new Kenworth Road Department trucks. Mr. Sharp stated that the current trucks would be sold in the fall auction and the new trucks would be sold in the spring auction. After this the trucks will be in a spring auction.

It was moved by Mr. Jackson, seconded by Mr. Kuykendall, all members voting affirmatively, motion carrying to adopt the following Resolution providing Bancorp as the financier of the new Kenworth Trucks:

RESOLUTION NO. 17-0808-01

***Resolution Authorizing and Approving Execution of a Contract
With First Continental Leasing, a Division of BancorpSouth Bank***

WHEREAS, Board of Commissioners (the "Governing Body") of DeKalb County, Alabama (the "Buyer"), acting for and on behalf of the Buyer hereby finds, determines and adjudicates as follows:

1. The Buyer desires to enter into a Contract with the Exhibits attached thereto in substantially the same form as attached hereto as Exhibit "a" (the "Contract") with First Continental Leasing, a division of BancorpSouth Bank (the "Seller") for the purpose of presently purchasing the equipment as described therein for the total cost specified therein (collectively the "Equipment").
2. It is in the best interest of the residents served by Buyer that the Buyer acquire the Equipment pursuant to and in accordance with the terms of the Contract; and
3. It is necessary for the Buyer to approve and authorized the contract.
4. The Buyer desires to designate the Contract as a qualified tax-exempt obligation of Buyer for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986 (the "Code").

NOW, THEREFORE, BE IT RESOLVED by this Governing Body for and on behalf of the Buyer as follows:

Section 1. The Contract and Exhibits attached thereto in substantially the same form as attached hereto as Exhibit "A" by and between the Seller and the Buyer is hereby approved and Matt Sharp, Administrator (the "Authorized Officer") is hereby authorized and directed to execute said Contract on behalf of the Buyer.

Section 2. The Delivery Order is being issued in calendar year 2017.

Section 3. Neither any portion of the gross proceeds of the Contract nor the Equipment identified to the Contract shall be used (directly or indirectly) in a trade or business carried on by any person other than a governmental unit, except for such use as a member of the general public.

Section 4. No portion of the rental payment identified in the Contract (a) is secured, directly or indirectly, by property used or to be used in a trade or business carried on by a person other than a governmental unit, except for such use as a member of the general public, or by payments in respect of such property; or (b) is to be derived from payments (whether or not to Buyer) in respect of property or borrowed money used or to be used for a trade or business carried on by any person other than a governmental unit.

Section 5. No portion of the gross proceeds of the Contract are used (directly or indirectly) to make or finance loans to persons other than governmental units.

Section 6. Buyer hereby designates the Contract as a qualified tax-exempt obligation for purposes of Section 265(b) of the Code.

Section 7. In calendar year 2017, Buyer has designated \$5,500,000 of tax-exempt obligations (including the Contract) as qualified tax-exempt obligations. Including the Contract herein so designated, Buyer will not designate more than \$10,000,000 of obligations issued during calendar year 2017 as qualified tax-exempt obligations.

Section 8. Buyer reasonably anticipates that the total amount of tax-exempt obligations (other than private activity bonds) to be issued by the Buyer during calendar year 2017 will not exceed \$10,000,000.

Section 9. For purposes of this resolution, the amount of tax-exempt obligations stated as either issued or designated as qualified tax-exempt obligations including tax-exempt obligations issued by all entities deriving their issuing authority from Buyer or by an entity subject to substantial control by Buyer as provided in Section 265(b)(3) of the code.

Section 10. The Authorized Officer is further authorized for and on behalf of the Governing Body and the Buyer to do all things necessary in furtherance of the obligations of the Buyer pursuant to the Contract, including execution and delivery of all other documents necessary or appropriate to carry out the transactions contemplated thereby in accordance with the terms and provisions thereof.

Following the reading of the foregoing resolution, Mr. Caldwell moved that the foregoing resolution be adopted. Mr. Wootten seconded the motion for its adoption. President Harcrow put the question to a roll call vote and the result was as follows:

| | |
|--------------------------------|----------------------|
| <u>Commissioner Wootten</u> | Voted: <u>Absent</u> |
| <u>Commissioner Westbrook</u> | Voted: <u>Yea</u> |
| <u>Commissioner Kuykendall</u> | Voted: <u>Yea</u> |
| <u>Commissioner Jackson</u> | Voted: <u>Yea</u> |

The motion having received the affirmative vote of all members present, the President declared the motion carried and the resolution adopted this the 8th day of August 2017


Ricky Harcrow, President

ATTEST:


Matt G. Sharp, County Administrator

Revenue Commission

Personnel--Mr. Wilks requested the Commission hire Shelia Overby for the position Barbara Sanders will be retiring from effective September 1, 2017.

Mr. Westbrook made a motion to approve the hire of Shelia Overby (G4/1), with a second from Mr. Jackson, all members voting affirmatively, motion carried.

Probate Judge

Software Contract--Mr. Crowe presented a Software Contract from Nitorco for the Probate Judge's office. Mr. Crowe stated that this software system is compatible with the software system the Revenue Commission recently changed over to. Mr. Crowe said that the current software in use at the Probate office is grossly outdated and is no longer has technical support for this system.

Mr. Jackson made a motion to approve the purchase of the new software system with Nitorco, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

Sheriff's Office

Personnel--Chief Edmondson presented the following changes for the Sheriff's Office:

- Hire Robert Parris as part-time a part-time deputy (G8/1) to replace Craig White - SRO
- Promote Jordan Williams to full-time dispatch (G5/1) and move Kenneth Cordell to part-time dispatcher (G5/1).
- Accept the termination of Morgan McCurdy and Jared King.
- Accept the resignation of Leighanna Gonzalez.
- Transfer Leah Hitchcock-Davis from part-time to full-time corrections (G5/1) to replace Leighanna Gonzalez.
- Hire Jerika Brumbeloe to replace Morgan McCurdy as a PT RN (\$18/hr).
- Hire Kayla Ignacio as part-time Corrections Officer (G5/1).
- Hire Sebastian Gamez as a part-time Corrections Officer (G5/1).
- Hire Samuel Young as a full-time Corrections Officer (G5/1) to replace Seth Moore.
- Hire Caleb Gregory as a full-time Corrections Officer (G5/1) to replace Clay Monroe.

Mr. Westbrook made a motion to approve the above personnel changes, with a second from Mr. Jackson, all members voting affirmatively, motion carried.

Unclaimed Fiduciary Fund/Land Tax Sales Excess

Mr. Sharp presented to the Commission unclaimed Fiduciary Funds and Excess Land Tax Funds that total approximately \$5,000.00 that will need to be moved in to the General Fund:

Excess From Land Sales ACT 2013-370 amends Section 40-10-28
As of July 2017

| Buyer | Assessed To | PPIN/Rec | REC DATE | AMOUNT |
|--------------------|--------------------|----------|----------|----------|
| Ann Wright | Hoyt L. Baugh Jr. | 8430 | 5/5/2014 | 135.29 |
| Ann Wright | J M Bennett | 12721 | 5/5/2014 | 85.25 |
| Carol & Rabin Wray | Ernest Boling | 30816 | 5/5/2014 | 165.36 |
| Perry Daley | Adell Carroll | 6338 | 5/5/2014 | 242.26 |
| Carol & Rabin Wray | Howard Chandler | 15814 | 5/5/2014 | 631.85 |
| Rodney Smith | Wade Drain | 18940 | 5/5/2014 | 230.98 |
| Ann Wright | Donald W Eberhart | 28832 | 5/5/2014 | 120.32 |
| Perry Daley | Alfredo Estrada | 45641 | 5/5/2014 | 115.44 |
| Sonny Patterson | First Jackson Bank | 1728 | 5/5/2014 | 263.15 |
| Eugene Burke | Rodney Clark Goza | 25410 | 5/5/2014 | 159.49 |
| Ann Wright | Rodney Clark Goza | 25411 | 5/5/2014 | 30.86 |
| Carol & Rabin Wray | Sandra C Hairel | 25391 | 5/5/2014 | 151.72 |
| Perry Daley | Steven L Hartline | 8460 | 5/5/2014 | 787.05 |
| Nicholas Milano | Ben & Lisa Hughes | 24185 | 5/5/2014 | 75.34 |
| Sonny Patterson | Tommy D Lindsey | 62431 | 5/5/2014 | 107.70 |
| Sonny Patterson | Mary Louise Little | 4076 | 5/5/2014 | 73.67 |
| Carol & Rabin Wray | Shane Medlock | 14764 | 5/5/2014 | 59.10 |
| Ann Wright | Charles Alan Ross | 7980 | 5/5/2014 | 113.89 |
| | | | | 3,548.72 |

DeKalb County Commission

Unclaimed Fiduciary Fund
As of September 30, 2017

| Received From | Date Received | Amount | Date to Move to 001 |
|--------------------|---------------|-----------|---------------------|
| Commission | | | |
| DeKalb Asphalt | 7/31/2007 | \$ 846.72 | 7/31/2017 |
| Daugherty Plumbing | 7/31/2007 | \$ 125.00 | 7/31/2017 |
| Rainsville Glass | 7/31/2007 | \$ 315.00 | 7/31/2017 |
| ADEM | 7/31/2007 | \$ 60.00 | 7/31/2017 |
| Connie Tinkier | 7/31/2007 | \$ 100.00 | 7/31/2017 |

\$1,446.72

Mr. Westbrook made a motion to move this money to the General Fund, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

Rural Public Transportation

Personnel--Mr. Sharp on behalf of Mr. Brewer requested the Commission to accept the resignation of Greg Welsh, and hire Donna Jo Fricks as a substitute bus driver (G5/1).

Mr. Kuykendall made a motion to accept the resignation of Greg Welsh and hire Donna Jo Fricks as a substitute bus driver, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

President Harcrow reminded the audience that the State would be holding a Special Election for the Senate seat vacated by Jeff Sessions will be August 15, 2017.

President Harcrow also notified the audience that the next meeting would be changed to Tuesday, August 15, 2017, due to the Annual ACCA Conference being the week of August 22. He asked for a motion to adjourn.

Mr. Jackson made a Motion to adjourn. The President declared no objections and ordered the meeting adjourned.

Ricky Harcrow, President

Shane Wootten, Commissioner District I

Scot Westbrook, Commissioner District II

Chris Kuykendall, Commissioner District III

Dewitt Jackson, Commissioner District IV