

The DeKalb County Commission met in regular session on Tuesday October 24, 2017 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were President Ricky Harcrow and Commissioners Shane Wootten, Scot Westbrook, Chris Kuykendall, and Dewitt Jackson.

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

President Harcrow extended the Commission's condolences to Mr. Jackson and his family on the passing of his father.

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

Road Department

Road Maintenance Update--Mr. Broyles stated that they had received the Excavator that was approved to purchase at the previous meeting and would start using it as soon as the buckets were installed. Chert is not being hauled this week due to the rain, instead crews are patching potholes.

Engineering

Boozer Road Bridge Project-- Mr. Luther stated that the City of Rainsville has an ATRIP project for a bridge replacement on Boozer Road and the city has requested the County provide backfill to tie the bridge back into the road on each side. In exchange the City of Rainsville will deed 2 acres of property on Star Road that could become the District 4 meeting site for the Road Department Crew.

Mr. Jackson made a motion that the Commission approve this project, with a second from Mr. Kuykendall, all members voting affirmatively, motion carried.

SR 114 Bridge Project--Mr. Luther presented a resolution from the State DOT to provide access to our roads to complete the work on at bridge on SR 114. Mr. Luther stated that once work is complete on this new bridge the old bridge would become a pedestrian walking bridge. Mr. Wootten made a motion to give President Harcrow authorization to sign the following resolution granting access to ALDOT for this project, with a second from Mr. Westbrook, all members voting affirmatively, motion carried:

RESOLUTION
No. 17-1024-01

WHEREAS, the DeKalb County Commission, Alabama (hereinafter at times referred to as County) is desirous of having certain improvements made on SR-117 within the Town Limits of Mentone, in accordance with plans prepared by the Alabama Department of Transportation and designated as Project Number BRF-0117(501), Replace Bridge SR-117
Over the West Fork of the Little River in Mentone
[Grade, Drain, Base, Pave, and Bridge]

WHEREAS, The Alabama Department of Transportation is now or may later be desirous of receiving Federal Aid for improvement of said highway; and

WHEREAS, The Federal Highway Administration, an agency of the United States of America, will not participate in any funding for the construction of said project until and unless the County will agree to certain requirements of the Federal Highway Administration. The County for the purpose of complying with requirements of the Federal Highway Administration in regard to its funding of improvements of the type and kind in this agreement provided for, does hereby pass and adopt the following resolution:

BE IT RESOLVED by the DeKalb County Commission that the plans of said project including alignment, profile, grades, typical sections and paving layouts as submitted to this County and which are now on file in the office of the County Clerk are hereby approved and that the location of said project as staked out by the Alabama Department of Transportation and as shown by said plans referred to are hereby approved and the Alabama Department of Transportation, in cooperation with the Federal

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Highway Administration, is hereby authorized to proceed with the grading, draining, paving, and otherwise improving and construction of said project in accordance with said plans.

The County by and through its County Commission hereby grants to the Alabama Department of Transportation the full use of and access to the dedicated widths of any existing streets for the construction of said project and hereby agrees to permit and allow the Alabama Department of Transportation to close and barricade the said project and intersecting streets for as long as necessary while the said project is being graded, drained, paved, and otherwise improved, and hereby agrees that the use of any street or highway for parking within an interchange area will not at any time be permitted.

The County hereby further agrees to adopt or pass such legally effective ordinances and/or laws as will permanently barricade and/or relocate certain intersecting streets as required by the State and to permanently deny or limit access at certain locations as required by the State along said improvements, all of which are more specifically stated as follows:

- See Plans: BR-0117(501) [Sheets 4 - 16]
- Please refer to: Project Notes [Sheet 2D & 2E] - TCP Notes [Sheet 2F]
- Please refer to: Traffic Control Plans [Sheets 19 - 19K]

BE IT FURTHER RESOLVED by the County Commission, that for and in consideration of the Alabama Department of Transportation in cooperation with the Federal Highway Administration, constructing said highway and routing traffic along the same through the County over said project, such County hereby agrees with the Alabama Department of Transportation and for the benefit of the Federal Highway Administration, that on

the above mentioned project the County will not in the future permit encroachments upon the right of way; nor will it pass any ordinances or laws fixing a speed limit contrary to those limits provided for in Title 32, Chapter 5, Code of Alabama 1975, as amended, and other laws of Alabama; nor will it permit other than parallel parking in areas where parking is permitted; nor will it allow the placing of any informational, regulatory, or warning signs, signals, median crossover, curb and pavement or other markings, and traffic signals without written approval of the Alabama Department of Transportation and the Federal Highway Administration, of the location, form and character of such installations. The traffic control devices and signs installed during construction, and those installed after completion of this project shall be in accordance with the latest edition of the national Manual on Uniform Traffic Control Devices and accepted standards adopted by the Alabama Department of Transportation of the State of Alabama and by the Federal Highway Administration. The County further agrees that subsequent traffic control devices deemed necessary by it in keeping with applicable statutes, rules and regulations to promote the safe and efficient utilization of the highway under the authority of Title 32, Chapter 5, Code of Alabama 1975, and all other applicable laws of Alabama, shall be subject to and must have the approval of the Alabama Department of Transportation of the State of Alabama and of the Federal Highway Administration, prior to installation and the County further agrees that it will enforce traffic and control the same under the provisions of Title 32, Chapter 5, Code of Alabama 1975, and other applicable laws of Alabama.


BE IT FURTHER RESOLVED by this County Commission :


1. That the County agrees to perform all maintenance on crossroads, service or frontage roads, service drives, or relocated roads that are not designated Federal or State highways that are in the jurisdiction of the County .
2. That the County agrees to perform all maintenance on any existing road which has been replaced by a new road; or, if the existing road is not used, the County has the option of vacating same.
3. That the N/A agrees to perform all maintenance on interchanges to the theoretical crossing of the denied access line.
4. That the N/A agrees to perform all maintenance on grade separations along the roadway to the end of the bridge, or the denied access fence, whichever the case.

It is understood and agreed that no changes in this Resolution or Agreement shall in the future be made without having obtained the prior approval of the Federal Highway Administration.

THIS RESOLUTION PASSED, ADOPTED, AND APPROVED this the 24th
day of October, 2017.

ATTEST


County Clerk,


Chairman,

Sheriff's Office

Personnel--Mr. Edmondson requested the Commission approve the transfer of Tracie Hamilton from Shift Sgt. to Staff Sgt. and transfer Daniel Wilkie from PT Dispatcher to FT Dispatcher to replace Austin Peppers.

Mr. Wootten made a motion to approve the transfers, with a second from Mr. Westbrook, all members voting affirmatively, motion carried (Hamilton from G6A/3 to G7/1; and Wilkie from PT to FT – G5/1).

Mr. Edmondson also requested the following:

- a) Accept the resignation of Adam Whitzell, Carrie Beason, and Austin Peppers.
- b) Hire Landon Crowe (G5/1) as a PT Corrections officer to fill a previous open PT position at night.
- c) Hire Charles Young (G5/1) as FT Corrections Officer to replace Tracie Hamilton.
- d) Hire Zachary Davis (G5/1) as PT Dispatch to replace Daniel Wilkie.
- e) Hire Christopher Zito (G5/1) to replace Adam Whitzell.

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

Inmate Medicaid Resolution/Agreement--Mr. Sharp stated the in the 2017 Legislative Session the Legislator passed a law which would authorize counties to participate in what is called a Medicaid for County Inmates Program. Mr. Sharp explained that it was his understanding that inmates currently on Medicaid had their benefits terminated once they were incarcerated causing the Counties to pay for the medical costs of these inmates at a much higher rate than would be if the inmate were still on Medicaid. This legislation would not terminate the benefits, but would suspend them until the inmate had a medical necessity that required 24 hours of outside medical care. The ACCA is coordinating this program and asked each County that wanted to participate to adopt a Resolution authorizing an agreement to participate.

Mr. Jackson made a motion to adopt the following joint resolution with the Sheriff to participate in the Medicaid for County Inmates Program, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

**JOINT RESOLUTION TO PARTICIPATE IN THE
MEDICAID FOR COUNTY INMATES PROGRAM**

No. 17-1024-02

WHEREAS, Act 2017-298 authorizes a county to participate in the Medicaid for County Inmates Program (hereinafter the "Program") established and operated pursuant to that law to enable a county inmate to have his or her Medicaid benefits suspended, but not terminated provided he or she is otherwise eligible for Medicaid benefits; and

WHEREAS, Act 2017-298 authorizes a county to participate in the Medicaid for County Inmates Program (hereinafter the "Program") established and operated pursuant to that law to enable a county inmate to have his or her Medicaid benefits for medical care received as an inpatient in a medical institution reinstated provided he or she is otherwise eligible for Medicaid benefits; and

WHEREAS, Act 2017-298 requires a participating county to engage in a process to identify county inmates who are Medicaid recipients at the time they are taken into custody; and

WHEREAS, Act 2017-298 requires a participating county to engage in a process to notify the Alabama Medicaid Agency when the Medicaid benefits of a county inmate are due to be reinstated for inpatient services because the county inmate is receiving inpatient care in a medical institution; and

WHEREAS, Act 2017-298 requires a participating county to engage in a process to reimburse the Alabama Medicaid Agency for the full amount of any federally required state match due for the inpatient services provided to a county inmate whose Medicaid benefits for inpatient services are reinstated under the Act; and

WHEREAS, Act 2017-298 requires a participating county to engage in a process to notify the Alabama Medicaid Agency when the county inmate is no longer an inmate of a public institution under the administrative control and responsibility of the county sheriff; and

WHEREAS, pursuant to Act 2017-298, the Association of County Commissions of Alabama (the "Association") and the Alabama Medicaid Agency shall develop, approve, and implement a centralized process for dissemination of information between the Medicaid Agency and the counties; and

WHEREAS, pursuant to Act 2017-298, the Association is authorized to provide information to the Alabama Medicaid Agency on behalf of the counties;

WHEREAS, the Association and the Alabama Medicaid Agency have developed a Program which complies with the requirements of Act 2017-298 whereby the Association will submit reports to Medicaid on behalf of counties that have executed a participation agreement and business associate agreement with the Association, which agreements sets out the procedures for report submissions; and

WHEREAS, the DeKalb County Commission and County Sheriff each desires to participate in the Program pursuant to Act 2017-298; and

WHEREAS, the ability to have Medicaid benefits reinstated county inmates to cover instances of inpatient medical services for otherwise eligible Medicaid beneficiaries should result in cost savings to the county;

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Exhibit A


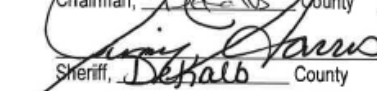
and

WHEREAS, the DeKalb County Commission and County Sheriff are willing to comply with all requirements for participation in this program including the execution of a participation agreement and a business associate agreement with the Association.

WHEREFORE BE IT JOINTLY RESOLVED BY THE DeKalb County Commission and County Sheriff, that DeKalb County does hereby adopt the Medicaid for County Inmates Program for the purpose of reporting county inmates who may be eligible for suspension or reinstatement of certain Medicaid benefits.

BE IT FURTHER JOINTLY RESOLVED that the DeKalb County Commission and County Sheriff will comply with the requirements of the law related to participation in the Medicaid for County Inmates Program, will jointly execute a participation agreement with the Association to allow for report submissions to the Alabama Medicaid Agency, will jointly execute a business associate agreement with the Association to protect the exchange of protected health information, and will jointly execute a Memorandum of Understanding with the Alabama Medicaid Agency related to statutorily required reimbursement of federally required state match due in certain circumstances.

IN WITNESS WHEREOF, the DeKalb County Commission and County Sheriff have jointly caused this Resolution to be executed in their names and on their behalf on this 24th day of October, 2017.


Chairman, DeKalb County

Sheriff, DeKalb County

Office Supply Bid Award

Mr. Sharp requested the Commission accept the bid from Berry & Dunn as the bid for office supplies.

Mr. Jackson made a motion to accept the bid, with a second from Mr. Westbrook, all members voting affirmatively, motion carried (see bid file in Commission Office).

CED Mental Health Board Appointment

President Harcrow asked the Commission to appoint Beverly Watts to the CED Mental Health Board to replace Chuck Ables' term which expires in April 2021.

Mr. Westbrook made a motion to appoint Ms. Beverly Watts to the CED Board to replace Chuck Ables, with a second from Mr. Wootten, all members voting affirmatively, motion carried.

DHR Board Reappointment and Resignation

President Harcrow asked the Commission to accept the resignation of Mary Waterhouse from the DHR Board and reappoint Joe Burke to the Board for another term.

Mr. Wootten made a motion to accept the resignation of Ms. Waterhouse and approve the reappointment of Mr. Burke to the DHR Board, with a second from Mr. Jackson, all members voting affirmatively, motion carried.

2018 Holiday Calendar

Mr. Sharp presented the calendar for the 2018 Holidays as follows:

2018 Holiday Calendar		
News Years Day	Monday, January 1	(State Holiday)
Martin Luther King, Jr./ Robert E. Lee	Monday, January 15	(State Holiday)
President's Day	Monday, February 19	(State Holiday)
Confederate Memorial Day	Monday, April 23	(State Holiday)
Memorial Day	Monday, May 28	(State Holiday)
Independence Day	Wednesday, July 4	(State Holiday)
Labor Day	Monday, September 3	(State Holiday)
Columbus Day	Monday, October 8	(State Holiday)
Veteran's Day--Nov. 11--Observed	Monday, November 12	(State Holiday)
Thanksgiving Day	Thursday, November 22	(State Holiday)
Day-After Thanksgiving	Friday, November 23	*
Christmas Eve--Dec. 24--Observed	Monday, December 24	*
Christmas Day--Dec 25--Observed	Tuesday, December 25	(State Holiday)

The State observes Jefferson Davis' Birthday on June 4. Mardi Gras (February 13) is observed in Baldwin and Mobile Counties, while other State employees are granted one personal leave day each year instead of Mardi Gras if in employment status on January 1.

Mr. Jackson made a motion to approve the Holiday Calendar, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

President Harcrow notified the audience that the next meeting would be on Tuesday, November 14, 2017. 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