

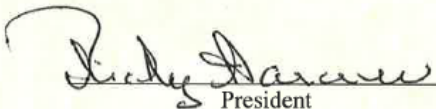

The DeKalb County Commission met in regular session on Tuesday, December 11 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were President Ricky Harcrow, Shane Wootten, Scot Westbrook, Chris Kuykendall, and Lester Black.

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

### High Falls Park

Grant Resolution--Lucas Blankenship with TARCOG presented a Resolution to the Commission to apply for a Grant to do some much need improvements at High Falls Park. Mr. Blankenship told the Commission this grant would be an 80/20 match requiring the County to contribute 20% of the funds either monetarily or through in kind work.

Mr. Westbrook made a motion to approve the signing of the required resolution, with a second from Mr. Wootten, all members voting affirmatively, motion carried as follows:

<b>DEKALB COUNTY COMMISSION, ALABAMA</b>	
<b>RESOLUTION NO <u>18-1211-01</u></b>	
<p><b>WHEREAS</b>, the DeKalb County Commission proposes to construct multi-use (water and land) trailhead and trail system upgrades of the High Falls Park in an effort to provide for the health, recreation and well-being of the general public; and</p>	
<p><b>WHEREAS</b>, the County intends to make application to the Alabama Department of Economic and Community Affairs (ADECA) for grant assistance from the Recreational Trails Program (RTP) in the amount of \$391,593.00 to improve the trailhead and trail system facilities at this park location; and</p>	
<p><b>WHEREAS</b>, said program is limited to funding a maximum of eighty percent (80%) of the proposed project costs for trailhead/trail system improvements, up to a limit of \$400,000.00; and</p>	
<p><b>WHEREAS</b>, the total estimated cost of the proposed project is \$489,593.00.</p>	
<p><b>NOW THEREFORE BE IT RESOLVED</b>, that the DeKalb County Commission make provision for the matching funds (Cash/In-Kind) in the County Budget of \$98,000.00 for the proposed project cost for the purpose of matching the ADECA Recreational Trails Program Fund assistance, and</p>	
<p><b>BE IT FURTHER RESOLVED</b>, that in the event a grant is awarded, the DeKalb County Commission understands that it will sign assurances, and comply with all applicable Federal and State laws, rules and regulations.</p>	
 _____ President	<u>12-11-2018</u> Date
ATTEST:	
 _____ County Administrator	<u>12/11/2018</u> Date

### Road Department






Maintenance Update--Mr. Broyles told the Commission that with the rain and wind over the weekend there had been numerous trees down across the county, also rain has shut down hauling of chert. Crew have been mostly patching as the weather would allow.

JM Woods Auction--Mr. Broyles requested the Commission approve sending the Road Department dump trucks to JM Woods Auction for sale.

Mr. Wootten made a motion to approve the request to sale Kenworth Trucks and other road department equipment at JM Wood Auction in March 2019, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

CR 116 Federal Aid Project Initiation--Mr. Luther presented a proposal for widening and resurfacing CR 116 from CR 27 to CR 85.

Mr. Black made a motion to approve the proposed resolution, with a second from Mr. Kuykendall, all members voting affirmatively, motion carried as follows:

COMMISSION MEMBERS SHANE WOOTTEN DISTRICT I SCOT WESTBROOK DISTRICT II	<b>THE DeKALB COUNTY COMMISSION</b> RICKY HARCROW, PRESIDENT MATT G. SHARP, ADMINISTRATOR SUITE 200 111 GRAND AVE., S.W. FORT PAYNE, AL 35967 256-845-8500 PHONE 256-845-8502 FAX	COMMISSION MEMBERS CHRIS KUYKENDALL DISTRICT III LESTER BLACK DISTRICT IV
<b>RESOLUTION</b> Resolution No. <u>18-1211-02</u>		
COUNTY OF DEKALB		Project No. DCP 25-116-18
STATE OF ALABAMA		Functional Classification No. (Minor Collector)
WHEREAS, the County Commission of DeKalb County, Alabama, is desirous of constructing or improving, by force account, by contract or both, a section of this road included in the DeKalb County Road System and described as follows:		
<i>To Widen, Patch, Level, Resurface and Stripe approximately 3.9 miles of DeKalb County Road No. 116, from its intersection with County Road No. 27 in Sylvania, in an Easterly direction to its intersection with County Road No. 85</i>		
WHEREAS, the County agrees to all of the provisions of the County-wide agreement executed between the State and the County covering preliminary engineering by State forces and equipment on the project, and		
WHEREAS, the County agrees to all of the provisions of any agreement which has been executed covering the construction of the project.		
Done at the regular session of the Commission of DeKalb County, this day of December 11, 2018.		
<u>DeKalb County Commission</u> Governing Body		
 President Ricky Harcrow		
 Member Shane Wootten		 Member Chris Kuykendall
 Member Scot Westbrook		 Member Lester Black

Personnel--Mr. Broyles stated that no one had applied for the posted position and requested the Commission repost it.

Mr. Kuykendall made a motion to repost the position, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

Kenworth Truck Lease--Mr. Sharp presented a lease agreement resolution with BancorpSouth for the Kenworth Dump Truck purchases.

Mr. Kuykendall made a motion to approve the agreement, with a second from Mr. Westbrook, all members voting affirmatively, motion carried to adopt the resolution as follows:

**RESOLUTION NO. 18-1211-03**

***Resolution Authorizing and Approving Execution of a Contract  
With BancorpSouth Equipment Finance, 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 BancorpSouth Equipment Finance, 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 2018.

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 2018, Buyer has designated \$3,000,000 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 2018 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 2018 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. Kuykendall moved that the foregoing resolution be adopted. Mr. Westbrook 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>Yea</u>
<u>Commissioner Westbrook</u>	Voted: <u>Yea</u>
<u>Commissioner Kuykendall</u>	Voted: <u>Yea</u>
<u>Commissioner Black</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 11<sup>th</sup> day of December 2018.

  
Ricky Harcrow, President

ATTEST:

  
Matt G. Sharp, County Administrator  
(SEAL)

---

### Library

Personnel--Ms. Hancock requested the Commission hire Charlotte Nesmith for a new circulation librarian position.

Mr. Wootten made a motion to approve hiring Charlotte Nesmith with the DeKalb County Library, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

---

### Sheriff's Office

Personnel--Mr. Langley request the Commission accept the resignation of Brian Whitmoyer Jr. as FT Dispatcher.

Mr. Wootten made a motion to accept the resignation of Brian Whitmoyer, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

Mr. Langley asked the Commission to transfer Daniel Wilkie from PT to FT Dispatcher to replace Brian Whitmoyer.

Mr. Wootten made a motion to approve the transfer of Daniel Wilkie, with second from Mr. Black, all members voting affirmatively, motion carried.

Mr. Langley asked the Commission to hire Stephanie Summerford as PT Dispatcher to fill Daniel Wilkie's position PT position.

Mr. Kuykendall made a motion to approve the hiring of Stephanie Summerford as PT dispatcher, with a second from Mr. Black, all members voting affirmatively, motion carried.

---

### **Revenue Commission**

Personnel--Mr. Wilks requested the Commission hire Jayce Palmer for a position that was posted at the previous meeting (G6/1).

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

---

### **2019 Holiday Calendar**

Mr. Sharp submitted the 2019 Holiday Calendar for approval by the Commission.

New Year's Eve	January 1
MLK/Robert E Lee Day	January 21
President's Day	February 18
Confederate Memorial Day	April 22
Memorial Day	May 27
Independence Day	July 4
Labor Day	September 2
Columbus Day	October 14
Veteran's Day	November 11
Thanksgiving	November 28, 29
Christmas	December 24, 25

Mr. Westbrook made a motion approve the calendar, with a second from Mr. Black, all members voting affirmatively, motion carried.

---

### **Fleet Manager Position**

President Harcrow presented a Job Description for a new fleet manager position and requested the Commission approve posting the position until December 28, 2018.

Mr. Wootten made a motion to approve the request, 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 January 8, 2019. He asked for a motion to adjourn.

Mr. Westbrook 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

---

Lester Black, Commissioner District IV