

The DeKalb County Commission met in regular session on Tuesday, August 13, 2019 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were President Ricky Harcrow, Chris Kuykendall, Shane Wootten, Scot Westbrook and Lester Black.

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The meeting was called to order by President Harcrow with President Harcrow delivering the invocation and Kuykendall leading the Pledge.

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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.

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#### **Mr. and Mrs. Townson 71<sup>st</sup> Wedding Anniversary**

President Harcrow welcomed Mr. and Mrs. Luther Townson and their family to the Commission meeting and recognized that they celebrated their 71<sup>st</sup> wedding anniversary on July 4<sup>th</sup>, 2019. President Harcrow presented the couple with a resolution recognizing the accomplishment.

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#### **School Safety--Dr. Jason Barnett/Sheriff Welden**

Dr. Barnett addressed the Commission regarding the measures the County Board of Education and Sheriff's Office have made to provide safety in the County schools. With help from the County Commission and the County Board of Education, every school in the County has a school resource officer on campus. Dr. Barnett told the Commission that any school official on any campus has the authority to lock down any campus if a situation came up that warranted it. The situation would be investigated and proper measures would be taken, whether it be handled by school officials and the resource officer, or possibly requesting outside assistance. Dr. Barnett also told the Commission that over the summer each school has been fenced to provide additional security with one entrance and one exit for visitors to each school campus. Dr. Barnett thanked the Commission and the Sheriff's Office for working so cooperatively with the school board to insure the safety of all the children in the school system.

Sheriff Welden addressed the Commission concerning the new Criminal Justice program that is being offered at the County Tech School for high school students throughout the County. Sheriff Welden told the Commission this program would help bring awareness to students of the various dangers that may be taking place on campus. Sheriff Welden stated that school safety is a top priority at the Sheriff's Office and they will work diligently to insure the safety of the children in our County.

Mr. Sharp gave a brief history of the School Resource Officer Program from its inception in October 2000 under Sheriff Cecil Reed and Superintendent Richard Land through federal grants. And he applauded the School Board and the County Commission along with President Harcrow and Dr. Barnett for carving out funds for this program when the federal grants ended. He also thanked Sheriff Welden for working so cooperatively with the Commission Office and the other officials in the County.

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#### **Road Department--Tom Broyles**

Maintenance Update--Mr. Broyles addressed the Commission and stated that crews were reclaiming some roads in District 1 and doing regular maintenance throughout the County. Mr. Broyles also told the Commission that he was working to get information on the new dump trucks and equipment that needed to be purchased for the Road Department and he would have that information at a later date.

Personnel--Mr. Broyles requested the Commission hire Jacob Owens as a PT temporary employee at the Road Department.

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

**Engineering--Ben Luther**

ER Funding Agreement CR 835 & CR 85--Mr. Luther requested the Commission approve the funding agreement for CR 835 and CR 85 (10% Local Funding):

Mr. Black made a motion to adopt the following resolution approving the funding agreements for repairs to CR 835 (Old Hwy 35) and CR 85 due to flooding, with a second from Mr. Kuykendall, all members voting affirmatively, motion carried:

(Note: CR 835 - Utility Costs are \$11,802.80 with local share being \$2,360.56. Construction costs is \$585,049.88 with the local portion being \$117,009.98).

RESOLUTION NUMBER 19-0813-03

BE IT RESOLVED, by the DeKalb County Commission as follows:

That the County enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to a project for:


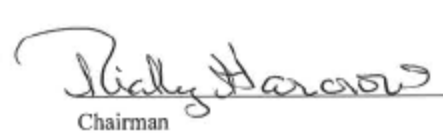
**Slide repair on CR-835 (Old Hwy 35), .5 miles north of CR-458 to include the stabilization of the front and back slopes, rebuild road, relocate utilities, and place riprap; FHWA Disaster# AL2019-01 (DDIR# DeKalb-01); Project# ERPR-9040( ); DCP 25-835-19; CPMS Ref# 100070520 and 100070497.**

Which agreement is before this Commission, and that the agreement be executed in the name of the County, by the Chairman for and on its behalf and that it be attested by the County Clerk and the official seal of the County be affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept on file by the County.


I, the undersigned qualified and acting Clerk of DeKalb County, Alabama, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the County named therein, at a regular meeting of such Commission held on the 13<sup>th</sup> day of August, 20 19, and that such resolution is on file in the County Clerk's Office.

ATTESTED:

 _____ County Clerk	 _____ Chairman
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13<sup>th</sup> day of August, 20 19, and that such resolution is of record in the Minute Book of the County.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the County on this 13<sup>th</sup> day of August, 20 19.

  
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County Clerk

(Note: CR 85 - Construction costs are \$213,756 with local costs being \$42,751.20).

RESOLUTION NUMBER 19-0813-04

BE IT RESOLVED, by the DeKalb County Commission as follows:

That the County enter into an agreement with the State of Alabama, acting by and through the Alabama Department of Transportation relating to a project for:

**Slide repair of the shoulder on CR-85, .2 miles south of CR-121;  
FHWA Disaster# AL2019-01 (DDIR# DeKalb-02); Project# ERPR-9040( ); DCP 25-85-19;  
CPMS Ref# 100070498.**


Which agreement is before this Commission, and that the agreement be executed in the name of the County, by the Chairman for and on its behalf and that it be attested by the County Clerk and the official seal of the County be affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept on file by the County.

I, the undersigned qualified and acting Clerk of DeKalb County, Alabama, do hereby certify that the above and foregoing is a true copy of a resolution lawfully passed and adopted by the County named therein, at a regular meeting of such Commission held on the 13<sup>th</sup> day of August, 20 19, and that such resolution is on file in the County Clerk's Office.

ATTESTED:

  
\_\_\_\_\_  
County Clerk

  
\_\_\_\_\_  
Chairman

13<sup>th</sup> day of August, 20 19, and that such resolution is of record in the Minute Book of the County.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the County on this 13<sup>th</sup> day of August, 20 19.

  
\_\_\_\_\_  
County Clerk

CR 853 & CR 126 Speed Limit Resolution--Mr. Luther also requested the Commission pass resolutions to set the speed limit on CR 853 at 20 mph and the speed limit on CR 126 at 35 mph.

Mr. Kuykendall made a motion to adopt the following resolutions setting speed limits on CR 853 and CR 126, with a second from Mr. Wootten, all members voting affirmatively, motion carried.

State of Alabama  
DeKalb County

RESOLUTION NO. 19-0813-02

**WHEREAS**, the DeKalb County Commission on the basis of an engineering and traffic investigation determines that the maximum speed permitted under Article 8, Title 32, Chapter 5A, Code of Alabama, 1975 for County Road 853 between County Road 822 and County Road 852 is greater than is reasonable and safe under the conditions found to exist on said paved road;

**NOW THEREFORE IT IS RESOLVED**, that the proper maximum speed for County Road 853 between County Road 822 and County Road 852 is set at 20 miles per hour at all times and no person shall operate a motor vehicle in excess of 20 miles per hour on said County Road 853;

**IT IS FURTHER RESOLVED**, that any violations of this Resolution shall be unlawful and punishable pursuant to Title 32, Chapter 5A, Code of Alabama, 1975.

**ADOPTED** this the 13<sup>th</sup> day of August, 2019

  
Shane Wootten  
District 1 Commissioner

  
Ricky Harcrow, President

  
Scot Westbrook  
District 2 Commissioner

  
Chris Kaykendall  
District 3 Commissioner

  
Lester Black  
District 4 Commissioner

ATTEST:

  
Matt Sharp  
County Administrator

State of Alabama  
DeKalb County

RESOLUTION NO. 19-0813-01

**WHEREAS**, the DeKalb County Commission on the basis of an engineering and traffic investigation determines that the maximum speed permitted under Article 8, Title 32, Chapter 5A, Code of Alabama, 1975 for County Road 126 between the Henagar City Limits and State Road 40 is greater than is reasonable and safe under the conditions found to exist on said paved road;

**NOW THEREFORE IT IS RESOLVED**, that the proper maximum speed for County Road 126 between the Henagar City Limits and State Road 40 is set at 35 miles per hour at all times and no person shall operate a motor vehicle in excess of 35 miles per hour on said portion of County Road 126;

**IT IS FURTHER RESOLVED**, that any violations of this Resolution shall be unlawful and punishable pursuant to Title 32, Chapter 5A, Code of Alabama, 1975.

**ADOPTED** this the 13<sup>th</sup> day of August, 2019

  
Shane Wooten  
District 1 Commissioner

  
Ricky Harcrow, President

  
Scot Westbrook  
District 2 Commissioner

  
Chris Kuykendall  
District 3 Commissioner

  
Lester Black  
District 4 Commissioner

ATTEST:

  
Matt Sharp  
County Administrator

**Damage Claims**--Mr. Luther presented damage claims from Sasha Herrin and Christy Hall and recommended the Commission send these claims to the CRS for final disposition.

Mr. Westbrook made a motion to send the claims to the insurance company, with a second from Mr. Wooten, all members voting affirmatively, motion carried.

**CR116 Resurfacing Project Award Concurrence**--Mr. Luther stated that Wiregrass Construction was the lowest bid received for the resurfacing project (FAS Project) on CR 116 (Total Bid - \$1,167,916.95) - \$934,334.36 federal aid funds; and \$233,583.59 from local funds - 20% match).

Mr. Black made a motion to concur with the ALDOT bid to Wiregrass Construction, with a second from Mr. Westbrook, all members voting affirmatively, motion carried.

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**Sheriff's Office--David Smith, Brad Gregg**

**Jail Personnel**--Chief Smith requested the Commission accept the resignation of Sebastian Gamez.

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

Mr. Smith requested the Commission approve the termination of Tabitha Franklin.

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

SRO Personnel—Chief Deputy Brad Gregg requested the personnel changes as follows:

- Transfer Beau Cagle from PT SRO to FT SRO (BOE will pay difference)
- Transfer Gary Bowen from PT Courthouse Security to PT SRO at Collinsville
- Transfer Thomas Underwood from PT SRO at Collinsville to PT Courthouse Security

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

Deputy Personnel--Chief Gregg requested the Commission accept the resignation from Hal Nash.

Mr. Kuykendall made a motion to accept the resignation, with a second from Mr. Wootten, all members voting affirmatively, motion carried.

Training--Chief Gregg requested the Commission authorize Investigator Scott Tarrant to attend the LECC Conference.

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

Chief Gregg requested the Commission allow himself and Tyler Pruett to attend ACCA Conference Sheriff's Training August 19-23.

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

DTF Vehicle Transfers—Chief Gregg noted that with the recent dissolution of the 9<sup>th</sup> Judicial Drug Task Force, he requested the Commission transfer (and sign over title to) the following vehicles to the City of Fort Payne:

- DTF 03 2012 Chevy Tahoe
- DTF11 2009 Ford F-150
- DTF12 2009 Ford F-150
- DTF19 2009 Dodge Caravan

Transfer the following vehicles to the DA's Office:

- DTF01 2012 Chevy Tahoe
- DTF101 2010 Chevy Tahoe
- DTF1340 2013 Ford F-150
- DTF18 2011 Chevy Impala

Declare Surplus and auction the following vehicles (to be split between the three agencies):

- DTF24 1995 Ford Ambulance
- DTF29 2005 BMW 530I

Mr. Wootten made a motion to approve the requests, with a second from Mr. Westbrook, all members voting affirmatively, motion carried. (Note: The DTF Operating Account, Federal

Asset Sharing and Local Seizure Accounts will be closed and distributed as requested by the members of the 9<sup>th</sup> Judicial Drug Task Force requests).

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**Council on Aging--Emily McCamy**

Personnel—Ms. McCamy requested the Commission hire Judy Jones to replace Maria Garza at the Collinsville Senior Center (G3/1).

Mr. Westbrook made a motion to approve the hiring of Judy Jones, with a second from Mr. Wootten, all members voting affirmatively, motion carried.

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**TARCOG Board Appointment--President Harcrow**

President Harcrow requested the Commission appoint Lester Black to the TARCOG Board.

Mr. Westbrook made a motion to approve the request, with a second from Mr. Kuykendall, all members voting affirmatively, motion carried to appoint Mr. Black to the TARCOG Board.

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The President notified the audience that the next meeting would be on Tuesday, August 27, 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.

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Ricky Harcrow, President

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Shane Wootten, Commissioner District I

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Scot Westbrook, Commissioner District II

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Chris Kuykendall, Commissioner District III

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Lester Black, Commissioner District IV