

The DeKalb County Commission met in regular session on Tuesday January 11, 2022 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were President Harcrow, Terry Harris, and Lester Black. Absent were Shane Wootten and Chris Kuykendall (due to Covid restrictions).

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

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It was moved by Mr. Harris, seconded by Mr. Black with all members voting affirmatively, motion carrying to dispense with the reading of the minutes of the last regular session and “special” session and to accept them as presented in written format.

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### **Road Department**

Update—Mr. Broyles updated the Commission on the continued work on CR835 with approximately 12,000 tons of material hauled back in to the site. He noted that County Engineer Ben Luther will discuss an emergency declaration on the project later. Two (2) Road Tractors have been delivered and all 5 Cab & Chassis’ as well as the Dura-Patcher patch unit. Additional Road Tractors are expected to be delivered this week and Dump Trucks next week

New Truck Purchase—Mr. Broyles requested permission to place an order for the 2023 Model Trucks (total of 21) stating that according to the ACCA Joint Bid website the price has increased by about \$20K per truck and \$12K per dump body. He stated there is going to be a limited supply of around one hundred trucks available to purchase statewide and would like to get an order in as soon as possible. Total costs of these trucks and the dump bodies will be approximately \$3.5 million.

Mr. Black made a motion to approve. Mr. Harris seconded the motion. All members voting affirmatively, motion carried.

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### **Engineer**

FY2021 Rebuild AL Annual Report—Mr. Luther presented the FY2021 Rebuild Alabama Annual Report stating the report lists all county projects (see report below). The report will also be posted on the County Website. The dollar amount received was \$979,742.10 in rebuild funds (new gas tax), which is \$61,770.10 more than originally estimated. This additional amount was divided evenly between the four districts.

Mr. Harris made a motion, seconded by Mr. Black. All members voting affirmatively, motion carried to accept the following FY2021 Rebuild Alabama Annual Report:

FY 2021 - DeKalb County Rebuild Alabama Annual Report					
#	Project:	District	Miles	Treatment	CRAF
1	CR 802 (CR 141 - CR 159)	1	1.07	GT - Bituminous	24,308.14
2	CR 782 (CR 141 - CR 784)	1	0.59	GT - Bituminous	10,984.84
3	CR 732 (CR 134 - CR 141)	1	3.31	GT - Bituminous	71,397.88
4	CR 788 (CR 140 - Hwy 75)	1	1.89	GT - Bituminous	42,187.92
5	CR 775 (replaced CR 228)	1	0.83	GT - Bituminous	17,052.34
6	CR 739 (CR 651 - East 3K")	1	0.57	JGT - Bituminous	23,154.14
7	CR 739 (CR 651 - CR 140)	1	2.50	GT - Bituminous	46,990.44
			Total District 1	(*)	236,075.70
11	CR 72 (CR 70 - Hwy 75)	2	4.30	GT - Bituminous	65,519.40
12	CR 57 (Hwy 68 - CR 52)	2	6.50	GT - Bituminous	48,713.92
13	CR 41 (Hwy 75 - CR 50)	2	2.70	GT - Bituminous	33,271.40
14	CR 342 (CR 18 - CR 400)	2	1.50	GT - Bituminous	30,888.00
15	CR 18 (Hwy 75 - CR 70)	2	2.60	GT - Bituminous	33,271.40
16	CR 44 (CR 52 - CR 50)	2	2.28	GT - Bituminous	33,271.40
			Total District 2		244,935.52
17	CR 577 (Rainbow Ave - Barry St)	4	0.40	GT - Bituminous	7,449.54
18	Barry Street (CR 577 - Powell Town Limits)	4	0.47	GT - Bituminous	8,834.82
19	CR 562 (CR 194 - Jackson Co. Line)	4	1.70	GT - Bituminous	38,962.74
20	5th Street (CR 27 - End of Pavement)	4	0.34	GT - Bituminous	15,282.99
21	CR 564 (CR 47 - CR 562)	4	0.30	JGT - Bituminous	12,147.45
22	CR 268 (CR 91 - Jackson Co. Line)	4	0.80	GT - Bituminous	10,982.00
23	CR 563 (CR 445 to CR 445)	4	0.30	GT - Bituminous	4,118.00
24	CR 446 (CR 44 - CR 502)	4	1.80	GT - Bituminous	35,007.00
25	CR 91 (CR 562 - CR 122)	4	1.30	GT - Bituminous	23,796.00
26	CR 665 (Hwy 40 - CR 670)	4	1.00	JGT - Bituminous	43,824.00
27	CR 670 (CR 665 - Hwy 40)	4	0.40	JGT - Bituminous	12,555.00
28	CR 97 (Hwy 35 - CR 27)	4	3.50	GT - Bituminous	12,555.00
29	CR 890 (CR 97 - CR 97)	4	0.50	GT - Bituminous	6,864.00
30	CR 122 (Hwy 75 - Jackson Co. Line)	4	2.50	JGT - Bituminous	12,557.00
			Total District 4		244,935.54
32	CR 852 (CR 55 - CR 83)	3	0.70	GT - Bituminous	13,494.60
33	CR 852 (CR 83 - CR 822)	3	2.30	JGT - Bituminous	87,502.58
34	CR 55 (Hwy 176 - CR 83)	3	1.50	Triple Surface T	68,118.94
36	CR 566 (CR 458 - dead-end)	3	0.25	JGT - Bituminous	5,064.40
37	CR 842 (CR 835 - dead-end)	3	0.31	JGT - Bituminous	11,122.53
38	CR 596 (CR 88 - dead-end)	3	0.58	JGT - Bituminous	17,801.72
41	CR 226 (CR 55 - CR 107)	3	0.77	JGT - Bituminous	26,388.23
42	CR 826 (CR 107 - CR 79)	3	0.93	JGT - Bituminous	15,442.52
			Total District 3		244,935.52
			GRAND TOTAL EXPENDED		970,882.28
			REBUILD AVAILABLE		979,742.10
			CARRYOVER - District 1		8,859.82

(\*) \$8,859.82 is carried over from the 2021 Plan to the 2022 Plan for District 1 projects that were not used in 2021. Projects 40-42 were added on September 8, 2020. Projects did not include Rebuild Funds (paid with RRR Funds). Projects 43 & 44 were added in October 2020 (paid with RRR Funds). Project 5 was changed from CR 226 to CR 775 on May 27, 2021 due to unforeseen problems that caused CR 228 not to be able to be prepared for paving. Projects 8-10, 31, 35 & 40 were not able to be completed by Contractor and will be added to the RRR project list for 2022. Projects 39-44 had not Rebuild Funds originally allocated to them. The additional funds available allowed some to be allocated to projects 41 and 42.

Other Projects included in 2021 Plan (see above explanations)

8	CR 624 (CR 165 - CR 619)	1	0.23	JGT - Bituminous	carried to 2022 RRR
9	CR 552 (CR 50 - CR 542)	2	0.58	JGT - Bituminous	carried to 2022 RRR
10	CR 9092 (CR 429 - dead-end)	2	0.40	GT - Bituminous	carried to 2022 RRR
31	CR 6 (CR 863 - Cemetery)	3	0.96	JGT - Bituminous	carried to 2022 RRR
35	CR 5 (CR 6 - Etowah Co. Line)	3	1.20	JGT - Bituminous	carried to 2022 RRR
40	CR 469 (US 11 - CR 865)	3	1.20	JGT - Bituminous	carried to 2022 RRR
39	CR 597 (CR 88 - dead-end)	3	0.10	JGT - Bituminous	RRR - 2021
43	CR 79 (CR 55 - End DGB)	3	0.30	JGT - Bituminous	RRR - 2021
44	CR 80 (CR 55 - End DGB)	3	0.07	JGT - Bituminous	RRR - 2021

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CR-835 Emergency Declaration—Mr. Luther addressed the Commission stating that the excavation area on CR835 above the upper slope is breaking loose and continuing to move, threatening the stability of the site, not only from a construction stand point, but the safety of employees and equipment. He stated that approximately \$600,000 has been spent on the site to date, and with the area continuing to shift it is necessary to move quickly by asking the Commission to declare this new slide on CR835 an emergency site and accept an Emergency Declaration that will allow the County to expedite construction of a Soil Nail Wall on the upper slope to help stabilize the shifting area. The Emergency Declaration will allow the county to bypass the advertising process of a Public Works Project. Mr. Luther stated that intentions are to utilize a Federal contract from the GSA who puts contracts out for emergency type work. Mr. Luther stated that ALDOT recognizes the project as a Federal declared sight and is eligible for 80% reimbursement for the work. GeoStablization International has provided a proposal for the work with an estimated cost of around \$400,000 for the Soil Nail Wall.

President Harcrow asked for a motion to declare the CR835 site and emergency site to give Mr. Luther and Mr. Broyles authority to proceed.

Mr. Black made a motion to approve. Mr. Harris seconded the motion. All members voting affirmatively, motion carried.

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Damage Claim—Mr. Luther stated that he had received a damage claim from Jeremy Goza stating that during a K-9 work place property search (requested by his employer), his vehicle received multiple scratches from the dog. Mr. Luther requested authorization to forward the claim to CRS for final disposition.

Mr. Harris made a motion to approve. Seconded by Mr. Black. All members voting affirmatively, motion carried. (It was later determined that the employer's insurance would pay the claim).

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### **Sheriff's Office**

Sheriff's Office Personnel—Sheriff Welden requested the Commission's approval to hire retired deputy Sherry Johnson as SRO (PT) at Ruhama to replace Mary Waters.

Mr. Black made a motion to approve. Seconded by Mr. Harris. All members voting affirmatively, motion carried.

Jail Personnel—Chief Smith requested permission to make the following personnel changes:

Haden Denton (resigned on January 31, 2022) to replace Christopher Leath  
Brian Freeman to replace Tim Wilson  
Elijah Avila to replace Jerry Hall

Mr. Harris made a motion to honor the request. Mr. Black seconded the motion. All members voting affirmatively, motion carried.

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**Revenue Commission**

Personnel—At Mr. Wilks request, Mr. Sharp asked the Commission to accept the resignation of Krista Tramel effective 01/03/2022 and to hire Reah Monroe Roberts (G6/1) to replace Ms. Tramel effective 01/05/2022.

Mr. Black made a motion to approve. Mr. Harris seconded the motion. All members voting affirmatively, motion carried.

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**ARPA Policies/Procedures**—Mr. Sharp addressed the Commission and presented the American Rescue Plan Act (ARPA) giving a brief overview of the plan. He stated that the DeKalb County Commission has received ARPA funding and is charged with ensuring that the funds are expended in accordance with state and federal law and made the recommendation to adopt the following resolutions:

**RESOLUTION FOR EXPENDITURE OF AMERICAN RESCUE PLAN ACT FUNDS  
FOR DIRECT ADMINISTRATIVE PERSONNEL COSTS  
RESOLUTION No. 22-0111-01**

**WHEREAS**, the DeKalb County Commission (the "County") has received American Rescue Plan Act fiscal recovery funds ("ARPA funds") and is charged with ensuring that such funds are expended in accordance with state and federal law; and

**WHEREAS**, payment of the cost of payroll and covered benefits for employees to the extent the employee's time is spent on activities directly related to the administration of ARPA funds or ARPA funded projects (collectively, "the administration of ARPA funds") is an eligible use of ARPA funds; and

**WHEREAS**, the County has determined that appropriating ARPA funds for the cost of payroll and covered benefits for employees while engaging in activities directly related to the administration of ARPA funds is a necessary, eligible, and reasonable use of these funds.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION** as follows:

- 1) The County shall use ARPA funds to cover the costs of payroll and covered benefits of employees, to the extent the employee's time is spent on activities directly related to the administration of ARPA funds in accordance with the implementation policies and procedures set forth in Exhibit A to this Resolution, the provisions of which are fully adopted and incorporated herein by reference.
- 2) The County Administrator and staff of the County Commission and other staff as needed are hereby authorized to expend ARPA funds in accordance with the provisions of this Resolution for any and all costs of payroll and covered benefits of employees to the extent the employee's time was spent on activities directly related to the administration of ARPA funds for any pay period beginning on or after March 3, 2021, and ending on or before December 31, 2024.
- 3) Expenditure of these funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of ARPA funds for this purpose and in no event shall be used for any time prior to March 3, 2021, or any pay period ending after December 31, 2024.

**IN WITNESS WHEREOF**, the DeKalb County Commission has caused this Resolution to be executed in its name and on its behalf by its President on the 11<sup>th</sup> day of January 2022

  
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Ricky Harcrow, President  
DeKalb County Commission



**RESOLUTION FOR EXPENDITURE OF AMERICAN RESCUE PLAN ACT FUNDS  
TO REIMBURSE THE COUNTY FOR EXPENSES PAID  
FOR COVID-19 RELATED LEAVE  
RESOLUTION No. 22-0111-02**

**WHEREAS**, the DeKalb County Commission (the "County") has received American Rescue Plan Act fiscal recovery funds ("ARPA funds") and is charged with ensuring that such funds are expended in accordance with state and federal law; and

**WHEREAS**, ARPA funds may be used to cover the cost of providing paid sick and paid family and medical leave to its employees to enable compliance with COVID-19 health precautions ("paid COVID-19 related leave"); and

**WHEREAS**, the County has determined that providing COVID-19 related leave is a necessary, eligible, and reasonable use of these funds; and

**WHEREAS**, the County has adopted a paid COVID-19 related leave policy that conforms with the guidance for quarantine and isolation issued by the Centers for Disease Control and with applicable state law.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION** as follows:

1) The County shall use ARPA funds to cover the cost of providing paid COVID-19 related leave to employees in accordance with the project implementation policies and procedures set forth in Addendum 1 to this resolution, the provisions of which are fully adopted and incorporated herein by reference.

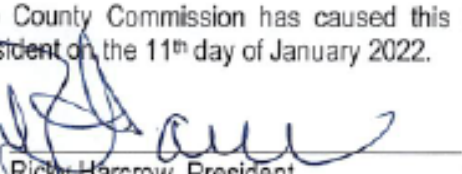
2) The County Administrator and staff and other applicable employees are authorized to expend ARPA funds in accordance with the provisions of this Resolution for any and all leave taken pursuant to the County's COVID-19 leave policy.

3) ARPA funds may only be used to cover the cost of providing paid COVID-19 related leave for payperiods after March 3, 2021.

4) Expenditure of these funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of ARPA funds for this purpose and shall be used for any paid COVID-19 related leave expenses after December 31, 2024.

**IN WITNESS WHEREOF**, the DeKalb County Commission has caused this Resolution to be executed in its name and on its behalf by its President on the 11<sup>th</sup> day of January 2022.



  
Ricky Harcrow, President  
DeKalb County Commission



**RESOLUTION FOR EXPENDITURE OF AMERICAN RESCUE PLAN ACT FUNDS  
FOR PUBLIC HEALTH AND PUBLIC SAFETY STAFF  
RESOLUTION No. 22-0111-03**

**WHEREAS**, the DeKalb County Commission Alabama (the "County") has received American Rescue Plan Act fiscal recovery funds ("ARPA funds") and is charged with ensuring that such funds are expended in accordance with state and federal law; and

**WHEREAS**, the cost of payment of payroll and covered benefits for public safety, public health, health care, and human services employees (collectively, "eligible public health and safety employees") to the extent that their services are dedicated to mitigating or responding to the COVID-19 public health emergency is an authorized use of ARPA funds; and


**WHEREAS**, the County has determined that appropriating ARPA funds for payroll and covered benefits for public health and safety employees performing services dedicated to mitigating or responding to COVID-19 is a necessary, eligible, and reasonable use of these funds.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION** as follows:

- 1) The County shall use ARPA funds to cover the costs of payroll and covered benefits of eligible public health and safety employees, to the extent the employee's time is dedicated to the mitigation or response to the COVID-19 public health emergency in accordance with the implementation policies and procedures as set forth with this resolution.
- 2) The County Administrator and staff are authorized to expend ARPA funds in accordance with the provisions of this Resolution for any and all costs of payroll and covered benefits associated with time spent mitigating or responding to the COVID-19 public health emergency by eligible public health and safety employees.
- 3) Expenditure of these funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of ARPA funds for this purpose and in no event shall be used for any quarter ending after December 31, 2024.

**IN WITNESS WHEREOF**, the DeKalb Commission has caused this Resolution to be executed in its name and on its behalf by its President on the 11<sup>th</sup> day of January 2022.



  
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Ricky Harcrow, President  
DeKalb County Commission

**RESOLUTION TO AUTHORIZE EXPENDITURE OF AMERICAN RESCUE PLAN  
ACT FUNDS FOR GOVERNMENTAL SERVICES USING REVENUE  
REPLACEMENT FUND  
RESOLUTION No. 22-0111-04**

**WHEREAS**, the DeKalb County Commission (the "County") has received American Rescue Plan Act fiscal recovery funds ("ARPA funds") and is charged with ensuring that such funds are expended in accordance with state and federal law; and

**WHEREAS**, ARPA funds may be used for the provision of government services to the extent of the reduction of revenue experienced due to the COVID-19 public health emergency ("Revenue Replacement Funds"); and

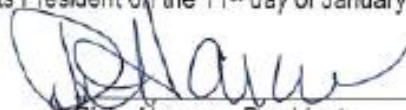
**WHEREAS**, the County has determined that providing government services with Revenue Replacement funds is a necessary, eligible, and reasonable use of these funds.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION** as follows:

- 1) The County shall use ARPA funds, up to the amount of Revenue Replacement Funds, to provide government services in accordance with the project implementation policies and procedures set forth in Addendum 1 to this resolution, the provisions of which are fully adopted and incorporated herein.
- 2) The County Administrator and staff are hereby authorized to expend ARPA funds in accordance with the provisions of this Resolution for any and all leave taken pursuant to the County's COVID-19 leave policy.
- 3) Revenue Replacement funds may not be allocated or expended for the following:
  - a. To pay interest or principal on outstanding debt (including fees or issuance costs associated with the issuance of new debt, and interest or charges for tax anticipation notes),
  - b. To replenish rainy day or other reserve funds,
  - c. To pay judgments or settlements,
  - d. As a non-federal match (where otherwise barred by federal law), or
  - e. As a deposit into a pension/retirement fund.
- 4) Expenditure of these funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of ARPA funds for this purpose and in no event shall be used to cover the cost of providing government services for any quarter ending after December 31, 2024.

**IN WITNESS WHEREOF**, the DeKalb County Commission has caused this Resolution to be executed in its name and on its behalf by its President on the 11<sup>th</sup> day of January 2022.



  
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Ricky Harcrow, President  
DeKalb County Commission

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President Harcrow notified the audience that the next meeting will be on Tuesday February 8, 2022 and ask for a motion to adjourn.

Mr. Black 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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ABSENT  
Shane Wootten, Commissioner District 1

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Terry Harris, Commissioner District II

ABSENT

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Chris Kuykendall, Commissioner District III

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Lester Black, Commissioner District IV