

The DeKalb County Commission met in regular session on Tuesday June 13, 2023 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were Shane Wootten serving as President Pro Tempore, Terry Harris, Ron Saferite, and Lester Black. Absent was President Harcrow.

The meeting was called to order by President Pro Tempore, Shane Wootten, with Mr. Broyles delivering the invocation, and Mr. Saferite leading the Pledge. Mr. Wootten state that President Harcrow was absent due to an RSA Board Meeting.

It was moved by Mr. Harris, seconded by Mr. Saferite with 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

Update—Mr. Broyles updated the Commission on the following items:

Herbicide Treatment—The first-round application is complete. Results look good so far.

Paving List—Watts Construction should begin paving this week (weather-permitting) in the Ider area. Crews have roads in D3 ready for paving. Patching, shoulder clipping, etc. on roads in D4 and D2 should be complete by the end of the week.

Equipment—Mr. Broyles stated that the John Deere Tractors are here, but the bush cutters that mount on the trucks are on backorder.

Trucks—Nine (9) trucks—six (6) dumps and three (3) Road Tractors are at Auction today. The six (6) dumps have already sold this morning.

Personnel—Mr. Broyles requested permission to hire Matthew West to fill an open position in the Unit Crew. He stated that Danny Crews quit without notice and still has five open positions to fill.

Mr. Saferite made a motion to approve the request to hire Mr. West. Mr. Black seconded the motion. All members voting affirmatively, motion carried.

Engineer

Bid Tabulations—CR89—Project #DCP 25-89-23—Mr. Luther presented Bid Tabulations for resurfacing and traffic stripping a portion of CR-89 from CR 613 to Hwy 117 in Mentone (project# DCP 25-89-23) and made the recommendation to award the bid to Charles Watts for \$166,666. (One other bid was received from Russell Standard for \$217,346).

Mr. Harris made the motion to honor the recommendation. Mr. Saferite seconded the motion. All members voting affirmatively to award the bid to Charles E. Watts.

CR 494 Speed Limit Resolution—Mr. Luther, at the request of Mr. Black, made the recommendation to the Commission to pass a Resolution posting a maximum 35mph speed limit on a portion of CR 494 from Hwy 35 to CR 27.

Mr. Black made a motion to honor the request. Mr. Saferite seconded the motion. All members voting affirmatively to adopt the following Resolution:

State of Alabama
DeKalb County

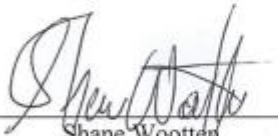
RESOLUTION NO. 23-0613-01

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 494 between State Road 35 and County Road 27 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 494 between State Road 35 and County Road 27 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 County Road 494;

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 13th day of June, 2023


Shane Wootten
District 1 Commissioner


Ricky Harcrow, President


Terry Harris
District 2 Commissioner


Ron Saferite
District 3 Commissioner


Lester Black
District 4 Commissioner

ATTEST:


Matt Sharp
County Administrator

State ARPA Stormwater Funds Application Resolution—Mr. Luther addressed the Commission concerning the application for Stormwater Projects and made the recommendation to the Commission to pass a Resolution obligating ARPA funds to allocate a 35% match for the project.

Mr. Harris made a motion to approve. Seconded by Mr. Saferite. All members voting affirmatively to adopt the following Resolution:

RESOLUTION NO. 23-0613-02

County of DeKalb
State of Alabama

WHEREAS, the County Commission of DeKalb County, Alabama (the "Commission") is desirous of constructing or improving, by force account, by contract or both, stormwater management solutions on sections of roads included in the DeKalb County Road System and described as follows:

HDPE Pipe Liners at Various Locations within Districts 1 & 2

WHEREAS, Ala. Acts, Act No. 2023-1, allocated a portion of the State's American Rescue Plan Coronavirus State and Local Fiscal Recovery Funds to be provided as state-wide matching grants for investments in water and sewer projects eligible under 31 CFR 35.6.(e)(1)(i), (ii), (iii), and (v), to include stormwater projects; and

WHEREAS, the Alabama Department of Environmental Management ("ADEM") is charged with the administration of the award of these funds to counties and other eligible entities; and

WHEREAS, ADEM has announced the availability of these funds for matching grants of up to \$150,000.00 per Alabama county to implement eligible stormwater projects; and

WHEREAS, the County intends to apply to ADEM for matching grant funding in the amount of \$150,000.00 for the construction of the above-referenced stormwater project; and


WHEREAS, the County wishes to commit sufficient funds and/or other resources to satisfy the thirty-five percent required local match for this grant funding.

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

1. The Commission hereby authorizes the submission of the grant application described herein and agrees to all of the provisions of any agreement which has been executed or will be executed covering the construction of the project and the award of grant funds by ADEM for the project.
2. The Commission further allocates and authorizes the use of up to \$475,000.00 of its own funds and/or other resources to be used for the construction of the project.

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 13th day of June, 2023.

ATTEST:



[Signature]
Matt G. Sharp
Administrator

[Signature]
Ricky Harcrow
President

Sheriff's Office (Jail) Personnel—Chief Cagle addressed the Commission requesting the following Personnel items at the Jail

New Hires	Mycah Swift	05/25/23
	Joel Barkley	06/05/23
	Bruce Vaughn	06/07/23
	Kendall Britton	06/12/23
Resignations-Corrections	Sgt. Brittany Gentry	04/18-23
	Regina West	04/20/23
	Garry Chapman	04/27/23
	Steven Biefberly	05/16/23
	Michael Hirst	05/22/23
Resignations-Medical	Yennifer Canales	04/28/23
Promotions	Promote Evan Wilborn to Sgt to replace Brittany Gentry	

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

Personnel Transfer—Mr. Sharp addressed the Commission requesting to transfer Probate Office Accountant Zach Wilson to the position of Accountant at the County Commission Office (paid 80/20, Commission/Probate) and to transfer Assistant County Administrator Wendy Bobbitt to Probate Office Accountant (paid 80/20, Probate/Commission), and to promote Joy Roberts to Probate Deputy Chief Clerk.

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

RPT Personnel—Mr. Sharp (on behalf of Ms. McCamy) requested the Commission transfer Part-time Transit Assistant Daniel Dobbs to a Full-Time position (increased RPT funding to pay for this status change according to Ms. McCamy).

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

Opioid Settlement Budget—Mr. Sharp addressed the Commission concerning opioid settlements stating the County's share of a Nationwide \$514.5 million dollar settlement will be approximately \$975,000. He stated the County has received \$252,000 of that settlement to date. The remainder will be paid out over the next 15 years.

Mr. Sharp stated that a mobile unit trailer has been purchased for EMA as well as gloves for the Drug Task Force Unit / Jail to protect officers when dealing with drugs such as Fentanyl. Mr. Sharp recommended a committee of Commissioners, Department Heads and various staff be set up to assist with budgeting these funds from these settlements to best use the funds as intended. He asked EMA Deputy Director Mr. Posey to elaborate on the function of the trailer that was purchased. Mr. Posey stated that one thing lacking throughout the County is the capability of a hazardous material response. The trailer will serve this purpose by equipping personal protective suits/equipment and SCBA's (Self Contained Breathing Aparatus) available to First Responders in situations dealing with drugs such as fentanyl or other hazardous drugs and chemicals. It would also serve as a de-contaminating unit when exposed in these circumstances. Mr. Posey also stated that in communicating with SRT Commander Jim Phillips, there have been several occasions when officers had been sent to drug-related calls, been exposed, and had to seek medical attention. After some discussion of the need for the SCBA's and the potential life saving aide of these devices, Mr. Posey was asked about the cost and stated the SCBA's they were approximately 12 thousand dollars each, recommending the purchase of four (4). Two for entry and two for back up if the situation arose.

It was moved by Mr. Saferite to purchase four (4) SCBA's as soon as practible and set a budget of \$50,000. The motion was seconded by Mr. Harris. All members voting affirmatively motion carried to move forward with the purchase of four (4) SCBA's

2023 Arrow Disposal/Town of Powell Exemption List— Mr. Sharp presented and made the recommendation for the Commission to accept the County's 2023 Arrow Disposal (Garbage) Exemption List and the Town of Powell's Exemption list. (List on file in Solid Waste Officer's Office).

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

2023 "Back to School" Sales Tax Holiday— President Pro Tempore Wootten notified the audience that the 2023 "Back-to-School" Sales Tax Holiday will be Friday July 21 – Sunday July 23 and made the recommendation to the Commission for approval for the County's participation.

Mr. Black made a motion to approve. Mr. Saferite Seconded the motion. All members voting affirmatively, motion carried to adopt the following Sales Tax Holiday Resolution:

THE DeKALB COUNTY COMMISSION		
COMMISSION MEMBERS	RICKY HARCROW, PRESIDENT	COMMISSION MEMBERS
SHANE WOOTTEN DISTRICT I	MATT G. SHARP, ADMINISTRATOR SUITE 200 111 GRAND AVE. S.W. FORT PAYNE, AL 35967 256-845-8500 PHONE 256-845-8502 FAX	CHRIS KUYKENDALL DISTRICT III
TERRY HARRIS DISTRICT II		LESTER BLACK DISTRICT IV

**RESOLUTION No. 23-0613-03
RESOLUTION PROVIDING FOR DeKALB COUNTY'S
PARTICIPATION IN THE "SALES TAX HOLIDAY"
AS AUTHORIZED BY ACT NO. 2006-574 AND AMENDED BY ACT 2017-120**

WHEREAS, during its 2006 Regular Session, the Alabama Legislature enacted Act 2006-574, effective July 1, 2006 (amended by Act 20017-120), which provides an exemption of the state sales and use tax for certain non-commercial purchases related to school clothing and supplies on the third Friday weekend in July of each year; and


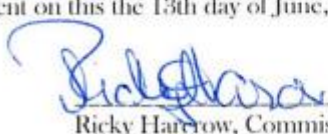
WHEREAS these Acts authorize the County Commission to provide for an exemption of county sales and use taxes for purchases of items covered by the Acts during the same time period in which the state sales and use tax exemption is in place, provided a resolution to that effect is adopted at least thirty days prior to 12:01 a.m. on the third Friday in July; and

WHEREAS, the DeKalb County Commission has affirmatively voted to grant the exemption of county sales and use taxes on purchases covered by these Acts during the third Friday weekend of July 2023, beginning at 12:01 a.m. on July 21, 2023 and ending at twelve midnight on Sunday, July 23, 2023, the third Friday weekend of July in 2023; and

WHEREAS, the exemption of certain county sales and use taxes for the third Friday weekend of July 2023, herein adopted is an amendment to the county's sales and use tax levy warranting notice to the Alabama Department of Revenue as provided in *Code of Alabama 1975, § 11-51-210(c)*;

WHEREFORE BE IT RESOLVED BY THE DeKALB COUNTY COMMISSION that it does hereby provide for an exemption of the county sales and use tax on purchases of items covered by these Acts beginning at 12:01 a.m. on July 21, 2023 and ending at twelve midnight on Sunday, July 23, 2023.

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 this the 13th day of June, 2023.

<p>ATTEST</p>  _____ Matt G. Sharp, County Administrator	 _____ Ricky Harcrow, Commission President
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*DeKalb County
"The Northeast Gateway to Alabama The Beautiful"
Seven Hundred and Eight-Four Square Miles of Scenic Beauty
Your Memories – Our History Since 1836*

President Pro Tempore Wootten notified the audience that the next meeting will be on Tuesday July 11, 2023 and asked for a motion to adjourn.

Mr. Saferite made a motion to adjourn. The President Pro Tempore declared no objections and ordered the meeting adjourned.

ABSENT
Ricky Harcrow, President

Shane Wootten, President Pro Tempore

Terry Harris, Commissioner District II

Ron Saferite, Commissioner District III

Lester Black, Commissioner District IV