

The DeKalb County Commission met in regular session on Tuesday August 8, 2023 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were President Harcrow, Shane Wootten, Terry Harris, Ron Saferite, and Lester Black.

The meeting was called to order by President Harcrow with Mr. Ables, Mayor of Geraldine delivering the invocation, and Mr. Saferite leading the Pledge.

It was moved by Mr. Wootten 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 stating all District crews are mowing. D2 crews are completing patchwork on the paving/resurfacing list. He stated that Mr. Watts, has been working on roads in D2 & D4 this past week and should be back soon to continue (weather permitting).

In D2, just west of Whiton, a bridge will need to be taken out and replaced. The plan is to do this before Fall weather. In addition, the pad has been poured for the D3 work crew building and the contractor is scheduled to begin work erecting the building next week.

Equipment Surplus—Mr. Broyles requested the Commission's approval to send the following pieces of surplus equipment to auction in September, CE1247 (2012 Cat backhoe). CE9882, CE9883 & CE9885 (1998 Motor graders). Also, included is a 2002 Rosco Broom Sweeper (CE0213).

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

Engineer

Kilpatrick Storm Shelter Bid—Mr. Luther addressed the Commission stating bids were opened on July 19 for the sitework construction of the proposed Kilpatrick Storm Shelter. Lambert, Inc. presented the only bid. Mr. Luther made the recommendation to accept the bid and award the bid to Lambert, Inc. for the bid price of \$72,089.36 (The Grant will pay for about \$21,000 of this construction, with the remaining amount being funded through the SSUT Fund).

Mr. Saferite made the motion to accept the recommendation. Mr. Wootten seconded the motion. All members voting affirmatively to award the bid to Lambert, Inc.

Road Dept. Trucks Bid—Mr. Luther stated that bids were opened on August 3, 2023 for one or more 2024 Chevrolet Silverado Cab & Chassis work trucks. One bid was received from Donohoo Chevrolet in the amount of \$52,911.50. Mr. Luther made the recommendation to award the bid to Donohoo Chevrolet.

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

Road Dept Flat Bed Bodies Bid—Mr. Luther stated that bids were opened on August 3, 2023 for one or more 9 ft Flat Beds to be mounted onto Silverado Cab & Chassis trucks. One bid was received from Knapheide for the bid price of \$7,065 per unit.

Mr. Wootten made a motion to accept the recommendation. Mr. Saferite seconded the motion. All members voting affirmatively, motion carried to award the bid Knapheide Truck Equipment.

Traffic Stripe Proposals—Mr. Luther presented two proposals for requested Traffic Striping on CR's 47, 57 and 92. J.C. Cheek Contractors presented a proposal for a total amount of \$19,925 and Ozark Striping Co. for a total amount of \$23,770. Mr. Luther made the recommendation to award the contract to J.C. Cheek Contractors.

Mr. Wootten made a motion to accept the recommendation. Mr. Harris seconded the motion. All members voting affirmatively, motion carried to aord projects as presented by Mr. Luther.

FY2024 County Transportation Plan—Mr. Luther presented the FY2024 County Transportation Plan and asked the Commission to approve the plan as follows:

2024 TRANSPORTATION PLAN SUMMARY

District 4:

- CR 102 (Widen/Resurface 3.9 miles from Hwy 75 to CR 47)	\$1,325,000 (\$800,000 – FAEF)
- CR 445 (4.2 mi bituminous circle from CR 44 to CR 44)	\$ 92,154 (CRAF)
- CR 218 (0.5 mi bituminous from CR 180 to CR 515)	\$ 8,390 (CRAF)
- CR 213/Brandon St (1.04 mi bituminous from CR 112 to CR 27)	\$ 22,819 (CRAF)
- CR 680 (0.48 mi bituminous from CR 618 to deadend)	\$ 8,054 (CRAF)
- CR 424 (1.54 mi bituminous from CR 41 to CR 50)	\$ 33,790 (CRAF)
- CR 429 (2.3 mi bituminous from CR 76 to CR 50)	\$ 47,497 (CRAF)
- CR 308 (1.71 mi bituminous from CR 445 to CR 44)	\$ 37,520 (CRAF)
- CR 432 (0.5 mi bituminous from CR 72 to CR 326)	\$ 10,971 (CRAF)
- CR 523 (1.69 mi bituminous from CR 50 to CR 92)	\$ 39,263 (\$38,805 - CRAF)

District 3:

- CR 258 (1.6 mi bituminous from Hwy 35 to CR 255)	\$ 63,079 (CRAF)
- CR 1006 (0.3 mi bituminous from Deir Ave to deadend)	\$ 16,896 (CRAF)
- CR 261/West (0.3 mi bituminous from Hwy 35 to top of hill)	\$ 15,207 (CRAF)
- CR 271 (1.0 mi bituminous from CR 248 to CR 127)	\$ 47,872 (CRAF)
- CR 107 (2.9 mi bituminous from Hwy 176 to CR 81)	\$ 138,829 (CRAF)
- CR 840 (0.3 mi bituminous from CR 127 to Cherokee line)	\$ 15,207 (CRAF)
- CR 235/896 (0.3 mi bituminous from Hwy 176 to CR 115)	\$ 10,138 (\$2,910 - CRAF)

District 1:

- CR 499 (0.4 mi bituminous from CR 801 to deadend)	\$ 16,896 (CRAF)
- CR 801 (0.84 mi bituminous from CR 159 to CR 155)	\$ 35,482 (CRAF)
- CR 728 (1.4 mi bituminous from Hwy 117 to CR 687)	\$ 70,964 (CRAF)
- CR 734 (0.94 mi bituminous from CR 89 to deadend)	\$ 47,647 (CRAF)
- CR 639 (1.4 mi bituminous from Hwy 117 to CR 644)	\$ 70,964 (CRAF)
- CR 671 (3.2 mi bituminous from Hwy 40 to CR 126)	\$ 70,213 (\$58,047 - CRAF)

Total projects 23.74 miles (\$2,244,852)

CRAF Available (\$1.2 million);

CRAF in this Plan (\$900,000); District 2 projects are not included (will be adjusted later)

FAEF Available (\$1,512,803.60)

FAEF in this plan (\$800,000)

Mr. Harris made a motion to approve. Seconded by Mr. Saferite. All members voting affirmatively, motion carried to adopt the following Resolution for the FY2024 County Transportation Plan (adjustments will be made later to include D2 projects).

Sheriff's Office Personnel—Chief Deputy Edmondson requested the Commission's approval for the following personnel items:

- Transfer Heaven Traylor from PT to FT Dispatch to replace Allison Cowart who resigned.
- Transfer Troy Fugatt from Deputy to CH Security to replace the PT position of Michael Little, as well as additional hours by other PT positions.
- Transfer Justin Bailey (Certified Officer) from CO at Transport to Deputy position to replace Troy Fugatt's deputy position (Transport position not to be replaced)
- Hire Denton Farmer as PT Courthouse Security with limited hours to fill in absences, replacing Jimmy Dunn who resigned.

- Hire Dustin Fleming as PT Deputy to replace Michael West who previously transferred from PT to FT replacing Austin Peppers

Mr. Black made a motion to approve the request. Mr. Harris seconded the motion. All members voting affirmatively, motion carried to approve the staffing requests in the Sheriff's Office.

Jail Personnel—Chief Cagle asked the Commission to accept the following Personnel Items:

Resignations: Officer Jessica Johnson, Officer Jamie Alonzo and Staff Sgt. Christopher Zito

- Transfer CO Zach Hatchett to Staff Sergeant to replace Zito.

Mr. Wootten made a motion to approve. Mr. Saferite seconded the motion. All members voting affirmatively, motion carried to approve the personnel requests in the jail.

NE Alabama Water Project—CR485 Resolution

County Administrator Matt Sharp presented a Resolution for the NE Alabama Water/CR485 Water Project required for the expenditure of ARPA Funds.

Mr. Black made a motion to approve. Mr. Saferite Seconded the motion. All members voting affirmatively to adopt the following resolution:

<p style="text-align: center;">COMMISSION MEMBERS</p> <p>SHANE WOOTTEN DISTRICT I</p> <p>TERRY HARRIS DISTRICT II</p>	<p>THE DeKALB COUNTY COMMISSION</p> <p>RICKY HARCROW, PRESIDENT</p> <p>MATT G. SHARP, ADMINISTRATOR SUITE 200 111 GRAND AVE. S.W. FORT PAYNE, AL 35967 256-845-8500 PHONE 256-845-8502 FAX</p>	<p style="text-align: center;">COMMISSION MEMBERS</p> <p>RON SAFERITE DISTRICT III</p> <p>LESTER BLACK DISTRICT IV</p>
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**RESOLUTION No. 23-0808-01
TO AUTHORIZE THE ALLOCATION OF AMERICAN RESCUE PLAN ACT FUNDS
FOR ELIGIBLE WATER INFRASTRUCTURE PROJECT
NE ALABAMA WATER – CR 485**

WHEREAS, DeKalb County, 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, ARPA funds may be used for necessary investments in water and sewer infrastructure ("eligible water and sewer ARPA infrastructure projects"); and

WHEREAS, pursuant to 603(c)(3) of the ARPA, PL 117-2, March 11, 2021, 135 Stat 4, the County may transfer ARPA funds to municipalities, water and sewer authorities, and other public third-party providers ("third-party providers") in order to make these necessary investments; and

WHEREAS, the DeKalb County Commission (the "Commission") has identified, with assistance from an independent consultant, an eligible ARPA infrastructure project to serve the County's citizens; and

WHEREAS, the Commission desires to enter into an agreement with Northeast Alabama Water Sewer and Fire Protection District, a water and sewer authority, to carry out the ARPA infrastructure project for a public purpose;

WHEREAS, the Commission has determined that the project is a necessary, eligible, and reasonable use of these funds; and

WHEREAS, the County will conduct a satisfactory risk assessment of the Northeast Alabama Water Sewer and Fire District and develop a monitoring plan for the ARPA infrastructure project.

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

- 1) The President of the Commission shall assign a Project Monitor to ensure compliance with federal guidance, the ARPA award, consistent with the County's implementation plan.

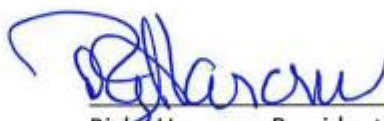
2) The County hereby conditionally allocates up to \$105,000 of its ARPA funds to cover part or all of the construction costs relating to an infrastructure project to install approximately 2,500 linear feet of 3" PVC water main along CR 485 and CR 659 on Sand Mountain to provide water to residents who do not have a safe, reliable potable water supply.

3) This allocation is conditioned upon meeting federal requirements as set forth in paragraph 4 and further review of cost estimates of the project.

4) Following the successful completion of a risk assessment and development of a monitoring plan, the County is hereby directed to negotiate with the Northeast Alabama Water Sewer and Fire Protection District to establish a subaward agreement consistent with this resolution and the terms and conditions of the County's ARPA award.

5) ARPA funds will be not obligated or expended for an eligible water or sewer infrastructure project prior to the Commission's adoption of a resolution authorizing the terms and conditions of the subaward.

IN WITNESS WHEREOF, the DeKalb County Commission has caused this Resolution to be executed in its name and on its behalf by its Chairman on the 8th day of August 2023.



Ricky Harcrow, President
DeKalb County Commission

ATTESTED BY:



Matt G. Sharp,
County Administrator

Mt. Moriah Water Tank Paint Project Resolution-- Mr. Sharp requested the Commission adopt a Resolution approving the County's portion of expenditure of ARPA Funds on the Mt. Moriah Water Tank Paint Project.

Mr. Harris made a motion to approve. Mr. Black Seconded the motion. All members voting affirmatively, motion carried adopting the following 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	RON SAFERITE DISTRICT III
TERRY HARRIS DISTRICT II		LESTER BLACK DISTRICT IV
 RESOLUTION No. 23-0808-02 TO AUTHORIZE THE ALLOCATION OF AMERICAN RESCUE PLAN ACT FUNDS FOR ELIGIBLE WATER INFRASTRUCTURE PROJECT NE ALABAMA WATER – Mount Moriah Water Tank Paint Project		
 WHEREAS , DeKalb County, Alabama, (the "County") has received American Rescue Plan Act State and Local Fiscal Recovery Funds ("ARPA funds"); and		

WHEREAS, the DeKalb County Commission (the "Commission") is charged with ensuring that these funds are expended in accordance with state and federal law; and

WHEREAS, in accordance with the provisions of the final rule published by the United States Department of Treasury dated January 6, 2022, the County has duly elected to designate a standard allowance of up to \$10,000,000 of its ARPA funds, not to exceed the County's total ARPA funds award, as revenue replacement ("ARPA revenue replacement funds"); and

WHEREAS, the County may use ARPA revenue replacement funds to facilitate the provision of government services and may use ARPA funds for necessary investments in water and sewer infrastructure; and

WHEREAS, the Northeast Alabama Water, Sewer, and Fire Protection District (the "District") is duly formed in accordance with the provisions Chapter 89 of Subtitle 3 of Title 11 of the Code of Alabama 1975; and

WHEREAS, Section 11-89-13 authorizes the County to provide funds to the District for the purpose of providing aiding the District in the construction and operation of water systems; and

WHEREAS, the District has applied to the Commission to receive ARPA funds to assist with the costs necessary to sandblast and repaint the interior and exterior of the existing water storage tank within the boundaries of the County on CR 449 near Mount Moriah Church; and

WHEREAS, the Commission has determined that providing funding to the District for these improvements is a reasonable, necessary, and eligible expenditure of ARPA revenue replacement funds and that providing this funding will serve a public purpose by ensuring the consistent availability and efficient delivery of clean, safe water to County residents.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION AS FOLLOWS:


- 1) The County hereby allocates up to \$165,000 of its ARPA revenue replacement funds to be used toward the cost of the water infrastructure project described herein (the "project").
- 2) Distribution of these funds is conditioned upon the execution of a funding agreement between the District and the County setting forth the terms and conditions of the distribution and expenditure of these funds.
- 3) The President of the Commission is hereby authorized to execute such an agreement with the District on behalf of the Commission in a form substantially consistent with Attachment A to this Resolution. Thereafter, funds allocated in this Resolution may be distributed to the District in accordance with the terms of this Resolution and the executed agreement.
- 4) ARPA revenue replacement funds provided to the District pursuant to this resolution shall not be expended for the following:
 - a) To make deposits into a pension fund;
 - b) To service debt or replenish rainy day funds;
 - c) To satisfy settlements and judgments; or
 - d) To fund programs, services, or capital expenditures that undermine efforts to stop the spread of COVID-19.
- 5) Distribution of the funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of ARPA funds for the purposes described herein and in no event shall be used for any costs associated with the infrastructure projects described herein that are not obligated on or before December 31, 2024, and expended on or before December 31, 2026.

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 8th day of August 2023.



Ricky Harcrow, President
DeKalb County Commission

ATTESTED BY:



Matt G. Sharp,
County Administrator

ARPA Status—Mr. Sharp addressed the Commission with a quarterly report of ARPA funds and stated that all monies must be expended by December 31, 2024 or the balance be paid back to the Federal Government. He stated that as of June 30, a total of \$4,033,390.35 has been expended with a total of \$12.5 million allocated. (He did note that projects had to be contracted out by December 31, 2024 and then expended by December 31, 2026).

Budget Update—Mr. Sharp gave a brief update on the FY2023-24 Budget stating the coming budget is approximately \$26.3 million which includes a 2% cost of living adjustment for County Employees.

Board of Equalization—President Harcrow made the recommendation (as required by state law) for the Commission to approve the following nominations Debra Pitts, Joseph Cosumano and Michael Kean for consideration to the County Board of Equalization. (Term beginning October 1, 2023).

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

2023 Fall Clean-Up—President Harcrow Presented the 2023 Fall Clean-up schedule beginning on Sept 13-16 and again on Sept. 20-23, from 8am – 5pm each day.

President Harcrow notified the audience that the next meeting will be on Tuesday September 12, 2023 and asked for a motion to adjourn.

Mr. Wootten made a motion to adjourn. The president declared no objections and ordered the meeting adjourned.

Ricky Harcrow, President

Shane Wootten, Commissioner District I

Terry Harris, Commissioner District II

Ron Saferite, Commissioner District III

Lester Black, Commissioner District IV