

The DeKalb County Commission met in regular session on Tuesday October 24, 2023 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were President Harcrow, Shane Wootten, Ron Saferite and Lester Black. Absent was Terry Harris.

The meeting was called to order by President Harcrow with Mr. Wootten 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 gave a brief update stating that he did not have much in the way of a maintenance update, just routine maintenance. He said that one piece of equipment, a Force Feed Loader that was ordered in March of 2022 is in route to be delivered today and two Tractor Mount Bush Cutters are to be assembled and delivered mid-November.

Sheriff's Office Personnel—Chief Edmondson requested approval for the following:

- Promote SRO Zach Aldridge to Sgt. (no change in pay – title only)
- Promote Zach Priest to Patrol Sgt. to replace Ray Morales who transferred to Investigations (from G8 to G8A)
- Promote Priscilla Padgett to Chief Investigator to replace Nick Brown who resigned (moved from G8A to G9)
- Promote Paul Bell to Deputy Chief Investigator to replace Priscilla Padgett's Position (no change in pay – title only)
- Accept the resignation of PT Courthouse Security Officer Denton Farmer, effective 10/18/2023.

Mr. Wootten made a motion to approve. Seconded by Mr. Saferite. All members voting affirmatively, motion carried to approve personnel changes in the Sheriff's Office.

Jail Personnel—Chief Cagle requested approval to hire Heather Love to replace CO Autumn Ballinger who resigned.

Mr. Saferite made a motion to accept the resignation. Mr. Wootten seconded the motion. All members voting affirmatively, motion carried to hire Heather Love as a correctional officer.

Truck Financing Resolution—County Administrator Matt Sharp made a recommendation for the Commission to adopt a Resolution authorizing the financing of 17 (seventeen) 2024 MackTrucks @ an interest rate of 5.78%.

Mr. Black made a motion to honor the request. Seconded by Mr. Saferite. All members voting affirmatively, motion carried to adopt the following Resolution:

RESOLUTION NO. 23-1024-01

***Resolution Authorizing and Approving Execution of a Contract
With Cadence Equipment Finance, a Division of Cadence Bank***

WHEREAS, the DeKalb County Commission (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 Delivery Order and Exhibits attached thereto in substantially the same form as attached hereto as Exhibit "A" (collectively, the "Contract") with Cadence Equipment Finance, a division of Cadence Bank (the "Seller"), for the purpose of leasing with an option to purchase the equipment as described therein for the total cost specified therein (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.

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 G. Sharp, County 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 2024.

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. 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.

The aggregate face amount of all tax-exempt obligations (excluding private activity bonds other than qualified 501(c)(3) bonds) issued or to be used by the Buyer and all subordinate entities thereof during the current calendar year is not reasonably expected to exceed \$10,000,000. The Buyer and all subordinate entities thereof will not issue or enter into excess of \$10,000,000 of tax-exempt obligations (including the Contract, but excluding private activity bonds other than qualified 501 (c) (3) bonds) during the current calendar year, without first obtaining an opinion of nationally recognized counsel in the area of tax-exempt municipal obligations acceptable to the Seller that the designation of the Contract as a "qualified tax-exempt obligations" will not be adversely affected.

Following the reading of the foregoing resolution, Mr. Black moved that the foregoing resolution be adopted. Mr. SAFrite seconded the motion for its adoption. President Harcrow put the question to a vote. The motion having received the affirmative vote of all members present, President Harcrow declared the motion carried and the resolution adopted this the 26th day of October, 2023.


Ricky Harcrow, President

ATTEST:


Matt G. Sharp, County Administrator

(SEAL)

Before adjourning, President Harcrow asked that everyone remember, and keep EMA Director Anthony Clifton and his family in your prayers. He stated that Mr. Clifton has been battling cancer for some time, and appears that he is now in a critical state. President Harcrow expressed that Mr. Clifton and his family are in great need of your prayers.

President Harcrow notified the audience that the next meeting will be on Tuesday November 14, 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

Absent

Terry Harris, Commissioner District II

Ron Saferite, Commissioner District III

Lester Black, Commissioner District IV