

The DeKalb County Commission met in regular session on Tuesday December 12, 2023 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were Shane Wootten serving as President Protem, Terry Harris, Ron Saferite and Lester Black. Absent was President Harcrow who was in Montgomery attending an RSA Board Meeting.

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The meeting was called to order by President Protem Wootten with Mr. Broyles delivering the Invocation, and Mr. Black leading the Pledge.

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It was moved by Mr. Saferite seconded by Mr. Black with 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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### **.Road Department**

Update—Mr. Broyles stated that crews are continuing to do patch work in all districts, grading dirt roads in various areas throughout the county and bush cutting in some areas with the new bush-cutters that were recently delivered. He also mentioned that the District 3 & 4 shops were near complete.

Personnel—Mr. Broyles requested permission to post the Unit Crew Leader position left open by promoting Tim Young to Assistant Road Superintendent.

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

Mr. Broyles also requested to post one or more entry-level positions.

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

Truck Update—Mr. Broyles notified the Commission that the employees of the Mack Truck manufacturer had been on strike for 8 weeks, and due to lack of production we would not be receiving any of the new dump-chassis until May of 2024, and then only eleven (11) of the seventeen (17) ordered will be built. Mr. Broyles made the recommendation to purchase seven (7) 2024 Model Mack trucks that would be available to purchase in January due to another county cancelling their order. These trucks would be approximate \$25K less per unit. He stated that he would then fill the remaining trucks next May or when available.

### **Engineer**

CR-282 Resurfacing RFP—Mr. Luther presented bid tabs for resurfacing approximately 700ft on CR-282 near Little River Falls. Wiregrass Construction Co., LLC was the only bidder with a bid of \$49,300.00. He made the recommendation to award the bid to Wiregrass.

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

Damage Claim—Mr. Luther presented a damage claim from Camille Smith/Suzanne Martenson claiming damage to a wheel and tire on a their vehicle while traveling on CR608 and made the recommendation to forward the claim to CRS for final disposition.

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

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**Sheriff's Office Personnel**—Chief Deputy Edmondson requested permission to hire Seth Butler as PT Courthouse Security to replace PT Officer John Degan who resigned, and to promote Kizzy Jones to Deputy Chief Clerk (replaces Wendi Wright).

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

**Jail Personnel**—Chief Cagle asked the Commission to accept the resignations of Officers Valerie Williams (11/17/2023) Kendall Britton (11/20/2023) and Mycah Swift (11/29/2023).

Mr. Saferite made a motion to accept the resignations. Seconded by Mr. Black. All members voting affirmatively, motion carried

Chief Cagle also requested permission to hire Tirstan Barreda to replace Kendall Britton, Noah Tidmore to replace Valerie Williams and Amber Guffey to replace Mycah Swift. He also requested approval for the transfer of Regina Wilson and Danelle Hamilton from Dispatch to Corrections on 11/03/2023 to fill openings in the Jail.

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

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**Mack Truck Financing Resolution**—County Administrator Matt Sharp presented a Resolution for financing Seven (7) 2024 Model Mack Trucks and requested authorization for himself and Mr. Harcrow to sign the necessary documents. He noted that the original Financing Resolution included 17 (seventeen) trucks. The remaining 10 (ten) will be financed at a later date.

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

***RESOLUTION NO. 23-1212-01  
Amending Resolution 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.

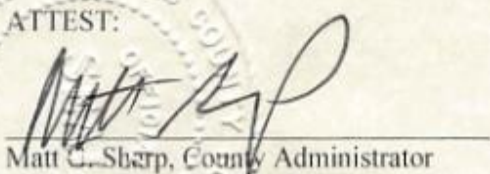
Section 5. No portion of the gross proceeds of the Contract are used (directly or indirectly) to make or finance loans to persons other than governmental units.

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. Saferte moved that the foregoing resolution be adopted. Mr. Harris 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 12<sup>th</sup> day of December, 2023.

  
Ricky Harcrow, President

ATTEST:  
  
Matt C. Sharp, County Administrator



(SEAL)

**2024 Holiday Calendar**—Mr. Sharp presented the 2024 Holiday Calendar and stated that Juneteenth (State Holiday) is not included, but would be observed if either the Governor or Legislature approves.

Mr. Harris made a Motion to approve. Seconded by Mr. Black. All members voting affirmatively, motion carried to adopt the following holiday calendar for 2024:

