

The DeKalb County Commission met in regular session on Tuesday August 13, 2024 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. Harcrow 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.

President Harcrow welcomed visitors from the ARC who were attending today's meeting. He asked them all to stand and thanked them for attending.

Road Department

Update—Mr. Young stated that Paving Contractor, Charles Watts has completed all roads that were on this year's paving list. The Herbicide contractor has also completed the second round of herbicide treatment and it looks much better than the spring treatment. All district crews are doing patch work on various roads throughout the county.

Personnel—Mr. Young requested permission to hire Lucas Jones as an additional mechanic to replace Phillip Bynum who plans to retire in the near future, and to hire Michael Wilbanks to replace Joel Herren (D2).

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

Surplus Vehicles/Equipment

Mr. Young requested permission to sell/auction the following surplus items:

4-2024 Mack Dump Trucks
3-2024 Pickups
1976 GMC Service Truck
1998 International Fuel Truck
2004 Freightliner Sign Truck
1974 John Deere Tractor
1985 Athey Loader
Pugmill
2010 Maulding Asphalt Paver
Other misc. items

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

Engineer

Speed Limit Resolutions—Mr. Luther presented and requested two speed limit Resolutions in District III to the Commission for approval. They are as follows:

Mr. Luther requested a 20mph maximum speed limit be set on CR 860 from CR-22 to CR 861.

Mr. Luther requested a 20mph maximum speed limit be set on Road 9076 stating it is a short dead-end sub-division road off US Highway 11.

Mr. Saferite made motion to approve both requests. Seconded by Mr. Black. All members voting affirmatively, motion carried to adopt the following resolutions setting a maximum speed limit of 20 mph on both CR 860 and Road 9076:

State of Alabama
DeKalb County

RESOLUTION NO. 24-0813-01

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 860 from County Road 22 to its intersection with County Road 861 is greater than is reasonable and safe under the conditions found to exist on said unpaved road;

NOW THEREFORE IT IS RESOLVED, that the proper maximum speed for County Road 860 from County Road 22 to its intersection with County Road 861 is set at 20 miles per hour at all times and no person shall operate a motor vehicle in excess of 20 miles per hour on said County Road 860;

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 August, 2024

State of Alabama
DeKalb County

RESOLUTION NO. 24-0813-02

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 Road 9076 from U.S. Highway 11 to its dead end 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 Road 9076 from U.S. Highway 11 to its dead end is set at 20 miles per hour at all times and no person shall operate a motor vehicle in excess of 20 miles per hour on said Road 9076;

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 August, 2024

FY2025 County Transportation Plan—Mr. Luther presented the first draft of the FY2025 County’s “Rebuild Alabama” Transportation Plan which includes funds of approximately \$1.4 million, allocating \$350K to each district. After a brief overview of the plan, Mr. Luther stated that the Commission is required by law to adopt the first edition of the plan before August 31st of each year. President Harcrow solicited for a motion to adopt the plan.

Mr. Harris made a motion to approve Mr. Luther’s request, with a second from Mr. Wootten, all members voting affirmatively, motion carried to adopt the following projects under the FY2023 Rebuild Alabama Transportation Plan:

District 1:

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|---|----------------------------|
| CR 727 (JG Treatment from CR 667 to Shady Lane, Ider – 1.54 mi) | \$ 72,280.00 |
| CR 664 (JG Treatment from Hwy 117 to Hwy 117 – 1.40 mi) | \$ 61,600.00 |
| CR 803 (JG Treatment from CR 141 to CR 159 – 1.15 mi) | \$ 50,600.00 |
| CR 687 (JG Treatment from Hwy 117 to CR 728 – 0.95 mi) | \$ 39,015.00 |
| CR 741 (JG Treatment from CR 651 to CR 740 – 0.74 mi) | \$ 36,905.00 |
| CR 712 (JG Treatment from CR 651 to dead-end – 0.62 mi) | \$ 25,465.00 |
| CR 743 (JG Treatment from CR 651 to CR 727 – 0.45 mi) | \$ 18,480.00 |
| CR 739 (JG Treatment from CR 372 to CR 790 – 2.00 mi) | \$ 40,128.00 |
| CR 789 (JG Treatment from CR 739 to CR 788 – 0.83 mi) (*) | \$ 5,527.00 |
| Total Rebuild – District 1 | <u>\$350,000.00</u> |

District 2:

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|--|----------------------------|
| CR 54 (JG Treatment from Hwy 75 to CR 52 – 1.97 mi) | \$104,020.00 |
| CR 439/156 (JG Treatment from CR 34 to CR 104 – 1.26 mi) | \$ 62,834.00 |
| CR 550 (JG Treatment from CR 50 to CR 76 – 1.10 mi) | \$ 58,080.00 |
| CR 303 (JG Treatment from CR 49 to CR 312 – 1.00 mi) | \$ 52,800.00 |
| CR 329 (JG Treatment from Hwy 227 to start of HMA – 0.94 mi) | \$ 49,640.00 |
| CR 312 (JG Treatment from CR 57 to end of DGB – 0.82 mi) (*) | \$ 22,626.00 |
| Total Rebuild – District 2 | <u>\$350,000.00</u> |

District 3:

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|--|----------------------------|
| CR 65 (JG Treatment from CR 22 to Bridge – 1.70 mi) | \$ 94,750.00 |
| CR 345 (JG Treatment from CR 221 to Etowah Co – 1.50 mi) | \$ 88,000.00 |
| CR 354 (JG Treatment from Hwy 68 to CR 22 – 1.50 mi) | \$ 70,400.00 |
| CR 115 (G Treatment from Hwy 176 to Cherokee Co – 3.13 mi) | \$ 75,364.00 |
| CR 188 (G Treatment from Hwy 176 to CR 115 – 1.71 mi) (*) | \$ 21,486.00 |
| Total Rebuild – District 3 | <u>\$350,000.00</u> |

District 4:

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|--|----------------------------|
| CR 121 (G Treatment from CR 27 to CR 120 – 8.38 mi) | \$210,798.00 |
| CR 683 (JG Treatment from CR 112 to CR 1023 – 2.00 mi) | \$ 93,870.00 |
| CR 266 (JG Treatment from CR 47 to CR 407 – 1.17 mi) (*) | \$ 45,332.00 |
| Total Rebuild – District 4 | <u>\$350,000.00</u> |

TOTAL REBUILD FUNDS **\$1,400,000.00**

() These projects are partially funded with Rebuild Funds and partially funded by other road funds. Additional road projects are planned for the 2025 paving season, but not are funded with Rebuild Fund. Therefore, they are not included in the Rebuild Alabama Transportation Plan for 2025. The official plan and all of the details are recorded on the County's website and are filed in the County Engineer's Office.*

Sheriff's Office Personnel

Sheriff Welden requested the Commission accept the termination of Officer Josh Wells.

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

Sheriff Welden requested approval to promote Carl White to Sgt. (B Shift).

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

Jail

Personnel—Chief Wright requested the Commission approve the following personnel items:

- Transfer Regina Wilson from Sgt. to Transport replacing Charles Young who recently transferred to Road Deputy (in academy)
- Promote Adam Moore to Sgt to replace Regina Wilson as Sgt.

- Hire Brian Leger to fill as corrections officer to replace Adam Moore.
- Hire Jessica Lupinetti (Jail Nurse) to fill an open spot

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

Training—Chief Wright requested permission for five (5) employees to attend the Alabama Jail Association Annual Conference in Orange Beach, AL

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

Library—Library Director, Cynthia Hancock presented a plaque to the County Commission in appreciation for the all the work that has been done at the library due to recent flood damage.

Animal Adoption—On behalf of Ms. Ledbetter, Mr. Sharp requested approval to hire a temporary employee to fill in for Sarah McCormick while she is on maternity leave.

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

RPT Grant Application Resolutions—Mr. Sharp requested the Commission adopt the following Section 5311 Local Matching Funds and Authorizing Resolutions:

Mr. Harris made a motion to approve. Seconded by Mr. Black. All member voting affirmatively, motion carried to adopt the following resolutions for the Rural Public Transportation Program:

SECTION 5311 RESOLUTION AUTHORIZING LOCAL MATCHING FUNDS
 RESOLUTION NO. 24-0813-03

"SECTION 5311 RURAL AREA PUBLIC TRANSPORTATION"

WHEREAS the **DeKalb County Commission** recognizes the need for a public transportation program; and

WHEREAS the **DeKalb County Commission** is recognized as a member of the **DeKalb County Rural Public Transportation Steering Committee**; and

WHEREAS the **DeKalb County Commission** recognizes that the requirements to obtain Section 5311 funds from the Alabama Department of Transportation include a local match of 50% for operating expenses and 20% for administration, planning, and capital expenses; and

WHEREAS the **DeKalb County Commission** recognizes that the local match will be a shared cost with other participating municipalities being responsible for providing an appropriate allocation of local non-federal funds to secure the operating of the Section 5311 Rural Area Public Transportation Program.

NOW, THEREFORE, BE IT RESOLVED, that the **DeKalb County Commission** hereby commits the amount of **\$321,742.00** as local non-federal match for operations, administration, planning, and capital expenditures under the Section 5311 Rural Area Public Transportation Program during Fiscal Year 2025.

Adopted this 13th day of August, 2024

Elected Official: [Signature] Attest: [Signature]
 Name: Ricky Harcrow Name: Matt Sharp
 Title: President, DeKalb County Commission Title: Administrator

SECTION 5311 AUTHORIZING RESOLUTION

Resolution No. 24-0813-04

Resolution authorizing the filing of an application with Department of Transportation, United States of America, and the Alabama Department of Transportation for a grant under the Federal Transit Act.

WHEREAS the Secretary of U.S. Department of Transportation and Director of the Alabama Department of Transportation are authorized to make grants for a public transportation program;

WHEREAS the contract for financial assistance will impose certain obligations upon the Applicant, including the provision of its local share of the project costs in the program;

WHEREAS it is required by the U.S. Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under 49 USC Section 5311 the applicant gives an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and other pertinent directives and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Applicant that disadvantaged business enterprises (minority business enterprises and woman business enterprises) be utilized to the fullest extent possible in connection with this/these project(s), and that definite procedures shall be established and administered to ensure that disadvantaged business enterprises (DBEs) shall have the maximum feasible opportunity to compete for contracts and purchase orders when procuring construction contracts, supplies, equipment contracts, or consultant and other services.

NOW, THEREFORE, BE IT RESOLVED BY DeKalb County Commission

1. That Ricky Harcrow, President of DeKalb County Commission is authorized to execute and file (an) application(s) on behalf of DeKalb Commission with the Alabama Department of Transportation to aid in the financing of administration, planning, capital and/or operating assistance projects pursuant to 49 USC Section 5311, the Alabama Public Transportation Grant Program, and the Alabama Seniors and Disabled Transit Fare Assistance Program.
2. That Ricky Harcrow, President of DeKalb County Commission is authorized to execute and file with such applications an assurance, or any other document required by the U.S. Department of Transportation and the Alabama Department of Transportation effectuating the purpose of Title VI of the Civil Rights Act of 1964.
3. That Ricky Harcrow, President of DeKalb County Commission is authorized to furnish such additional information as the U.S. Department of Transportation and the Alabama Department of Transportation may require in connection with the application for the Program of Projects submitted to FTA.
4. That Ricky Harcrow, President of DeKalb County Commission is authorized to set forth and execute affirmative disadvantaged business enterprise policies in connection with any procurements made as part of the project.
5. That Ricky Harcrow, President of DeKalb County Commission is authorized to execute grant agreements on behalf of DeKalb County Commission with the Alabama Department of Transportation for aid in the financing of the administration, planning, capital, and/or operating assistance projects.

Aroney Volunteer Fire Department Reappointment—President Harcrow solicited a motion at the request of District II Commissioner Terry Harris to reappoint Darryl Ross to serve on the Aroney Volunteer Fire Department Board for another 6 yr. term, expiring in 2030.

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

DeKalb County Public Library Reappointment—President Harcrow solicited a motion to approve Helen Watkins and Mary Etta Bailey who each have expressed interest in serving another four years as board members with terms expiring in September 2028.

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

ACCA Legislative Committee Nominee—President Harcrow, having been nominated to serve on the 2024-2025 ACCA Legislative Committee solicited a motion from the Commission to approve the nomination.

Mr. Wootten made a motion to approve and thanked him for his willingness to serve on this Board. Mr. Saferite seconded the motion. All members voting affirmatively, motion carried to approve Chairman Ricky Harcrow to serve on the ACCA Legislative Committee.

Executive Session—President Harcrow stated that the regular meeting is now concluded and solicited a motion to adjourn to Executive Session due to litigation that has been forwarded against the county. He stated that no action would be taken when the Commission comes back to adjourn.

Mr. Wootten made a motion to enter in to executive session. Mr. Harris seconded the motion. All members voting affirmatively, motion carried to adjourn into Executive Session at this time.

Following the Executive Session President Harcrow notified the audience that the next meeting will be on September 10, 2024 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