

The DeKalb County Commission met in regular session on Tuesday December 10, 2024 at 10:00 a.m. in the DeKalb County Activities Building (Courthouse Annex). Those present were Shane Wootten, President Pro-tem, Ron Saferite and Lester Black. Absent were President Ricky Harcrow (RSA Board Meeting/Legislative Conference) and Brent Rhodes (New Commissioner Orientation).

The meeting was called to order by President Pro-tem Wootten with Mr. Wootten delivering the Invocation, and Mr. Saferite leading the Pledge.

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.

Road Department

Update—Mr. Young gave a brief update stating crews were busy in all Districts with routine maintenance, hauling crusher run in District 1 and Chert in District 2.

Equipment—Mr. Young requested purchasing 1 (one) Backhoe for District 3 (John Deere—\$132K, 5yr warranty), stating the current backhoe is broken down at the present time. He stated that it is 13 years old with 3500 hrs. In addition, he asked the commission to consider purchasing two more over the next couple of years. He would like to sale the Mini-X as surplus, stating it was not beneficial for them to use

Mr. Saferite made a motion to approve the request to purchase a new John Deere Backhoe from State/National Bid and to sale the Mini-X (excavator). The motion was seconded by Mr. Black. All members voting affirmatively, motion carried.

Engineer

Margarita Estates Phase 2 Plat—Mr. Luther presented a Preliminary Plat from L&S Homes for the 2nd phase development of Margarita Estate located in District 2 off CR 384 in Kilpatrick. It includes an additional 20 proposed lots, one road extension and one additional new road. He stated it meets all necessary requirements and asked the commission’s approval to move forward with the development.

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

Amended FY2025 County Transportation Plan—Mr. Luther presented and asked the Commission to Adopt the FY2025 Amended County Transportation Plan to make changes as follows (Carryover from FY2024):

District 1:	Increased CRAF on CR 789 from \$5,527 to \$16,654
District 3:	Increased CRAF on CR 188 from \$21,486 to \$38,886
District 1:	Add Shady Lane – CRAF - \$19,102
District 1:	Add CR 727 – CRAF - \$6,747.52
District 3:	Add CR 247 – CRAF - \$81,550
District 3:	Add CR 79 – CRAF - \$40,840
District 3:	Add CR 297 – CRAF - \$34,090
District 3:	Add CR 6 – CRAF - \$30,800
District 3:	Add CR 261 – CRAF - \$25,555
District 3:	Add CR 238 – CRAF - \$20,215
District 3:	Add CR 245 – CRAF - \$15,200
District 3:	Add CR 224east – CRAF - \$4,864.30

Other notes: *The beginning CRAF was amended from \$0.00 to \$307,490.82 and FAEF was amended from a beginning of \$1,512,803.60 to \$1,238,562.02(CRAF = County Rebuild Alabama Funds; FAEF = Federal Aid Exchange Funds)*

Mr. Saferite made a motion to approve. Mr. Black Seconded the motion. All members voting affirmatively to adopt the amended plan which is on file in the Engineer’s Office as well as on the State Rebuild website.

COA—Masters Games—Ms. McCamy addressed the Commission giving an overview of the Masters Games. She thanked the Commission for recognizing this year’s participants.

Sheriff’s Office Personnel

Promotion

Sheriff Welden requested the Commission’s approval to promote Deputy Jerry Fortner to Captain to replace Captain Gary Brown. (Mr. Brown recently retired).

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

New Hires

Sheriff Welden requested approval to hire Logan Padgett as FT Deputy (previously PT Deputy) to replace Deputy Jerry Fortner who was promoted to Captain and to hire Tim Cowart as PT Deputy to replace Logan Padgett’s position.

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

SRO Training—Sheriff Welden requested approval for upcoming SRO Training for three officers. He stated that six officers will be registering for the training with Board of Education paying for three and requested the Commission approval to pay for three.

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

Jail Personnel

Personnel

Chief Wright presented the following resignations/terminations:

- Clint Pearce—terminated due to lack of attendance
- Tyse Lawhorn—resigned for a position with Alabama DOC.
- Tristan Barreda—resigned

New Hires: Lakota Whited
 Daniel Galloway
 Robert Mathews

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

AC Unit—Chief Wright requested approval to purchase a Trane 10-ton Split Heat Pump (replacement AC unit for HP-17) from Ascend Air Solutions. The cost is \$29,462.03.

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

Kitchen Equipment—Chief Wright requested authorization to purchase the following items for the Jail Kitchen:

(Double Oven-\$24,883.51, Meat Slicer-\$2,372.03, Griddle \$10,377.32, Tilt Skillet-\$24,598.26).

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

Animal Adoption Personnel—Mr. Sharp requested authorization to hire Ian Martin (PT) at the Animal Shelter to replace Darren Davis who recently resigned.

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

Housekeeping Personnel—Mr. Sharp requested authorization to hire Angela Moore as FT housekeeper due to additional offices being added by the new DA remodel. (Ms. Moore has been in Housekeeping PT since Feb. 2023).

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

Engineer Contract—County Administrator Matt Sharp requested the Commission renew the contract for County Engineer Ben Luther for two years ending December 31, 2026.

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

CR89 and Pipe Liner ARPA Project Amended Resolutions—County Administrator Matt Sharp presented Amended Resolutions for ARPA funded CR89 Project and the ARPA funded Pipe-liner Project:

Mr. Saferite made a motion to adopt the following amended Resolutions:

RESOLUTION No. 24-1210-02
FOR THE EXPENDITURE OF AMERICAN RESCUE PLAN ACT REVENUE
REPLACEMENT FUNDS FOR GOVERNMENT SERVICES
CR 89 Project – District 1

WHEREAS, DeKalb County, Alabama, (the "County") has received an award of Coronavirus State and Local Fiscal Recovery Funds under the American Rescue Plan Act from the U.S. Department of the Treasury ("Treasury"), \$10,000,000 of which have been duly designated as revenue replacement funds ("ARPA revenue replacement funds") in accordance with the final rule issued by Treasury on January 6, 2022 (the "final rule"); and

WHEREAS, the DeKalb County Commission (the "Commission") is charged with ensuring the expenditure of the County's ARPA revenue replacement funds in accordance with state and federal law; and

WHEREAS, ARPA revenue replacement funds may be used for the purpose of providing government services, including costs that the County typically bears to provide these services to its citizenry; and

WHEREAS, these costs include the cost of constructing and maintaining County roads and bridges ("public roadways"); and

WHEREAS, in accordance with the provisions of the final rule and related guidance issued by Treasury, the County may use ARPA revenue replacement funds for pay-go funded road construction and maintenance; and

WHEREAS, the Commission desires to conditionally allocate a portion of the County's ARPA revenue replacement funds for use to cover a portion of the reasonable and necessary cost of construction and maintenance of its public roadways to ensure that they are maintained in a safe and operable condition.

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

1. The Commission hereby conditionally allocates up to \$318,423.89 of the County's ARPA revenue replacement funds for resurfacing and associated road construction costs to resurface CR 89 and Dogwood Drive in or near the Town of Mentone.

2. Expenditure of these funds shall be conditioned upon compliance with state laws and guidelines related to the procurement of goods and services, including compliance the Public Works Law, codified as Title 39 of the Code of Alabama 1975 and the Competitive Bid Law, codified as §§ 41-16-50, *et seq.*, Code of Alabama 1975, as applicable, and any applicable federal law governing the expenditure ARPA revenue replacement funds.

3. Notwithstanding any other provision of this Resolution to the contrary, ARPA revenue replacement funds allocated by this Resolution shall not be used for the following purposes:

- 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.

4. Expenditure of ARPA revenue replacement funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of ARPA revenue replacement funds for this purpose and in no event shall be used for expenditures not obligated by December 31, 2024, and expended by 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 10th day of December 2024


The Honorable Ricky Harcrow
President, DeKalb County Commission


ATTESTED BY:

Matt G. Sharp, County Administrator

RESOLUTION No. 24-1210-03
SUPPLEMENTAL RESOLUTION FOR THE EXPENDITURE OF AMERICAN
RESCUE PLAN ACT REVENUE REPLACEMENT FUNDS FOR GOVERNMENT
SERVICES – AMENDMENT TO RESOLUTION No. 24-0611-05

WHEREAS, DeKalb County, Alabama, (the "County") has received an award of Coronavirus State and Local Fiscal Recovery Funds under the American Rescue Plan Act from the U.S. Department of the Treasury ("Treasury"), \$10,000,000 of which have been duly designated as revenue replacement funds ("ARPA revenue replacement funds") in accordance with the final rule issued by Treasury on January 6, 2022 (the "final rule"); and

WHEREAS, the DeKalb County Commission (the "Commission") is charged with ensuring the expenditure of the County's ARPA revenue replacement funds in accordance with state and federal law; and

WHEREAS, ARPA revenue replacement funds may be used for the purpose of providing government services, including costs that the County typically bears to provide these services to its citizenry; and

WHEREAS, these costs include the cost of constructing and maintaining County roads and bridges ("public roadways"); and

WHEREAS, in accordance with the provisions of the final rule and related guidance issued by Treasury, the County may use ARPA revenue replacement funds for pay-go funded road construction and maintenance; and

WHEREAS, by way of Resolution 24-0611-05, the Commission allocated up to \$200,000.00 of ARPA revenue replacement funds as a match for pipeliner projects; and

WHEREAS, due to actual construction costs of the Project, the Commission desires to allocate additional ARPA revenue replacement funds for use to toward this project to ensure that they are maintained in a safe and operable condition.

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

1. The Commission hereby allocates up to \$215,752.21 of the County's ARPA revenue replacement funds as a match for pipeliner projects, inclusive of the initial allocation addressed in Resolution 24-0611-05.

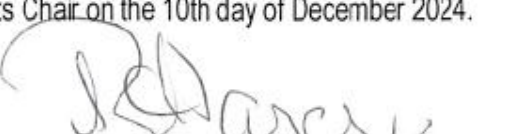
2. Notwithstanding any other provision of this Resolution to the contrary, ARPA revenue replacement funds allocated by this Resolution shall not be used for the following purposes:

- 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.

3. Expenditure of ARPA revenue replacement funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of ARPA revenue replacement funds for this purpose and in no event shall be used for expenditures not obligated by December 31, 2024, and expended by 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 Chair on the 10th day of December 2024.

Attested by:



The Honorable Ricky Harcrow
Chair, DeKalb County Commission

ARPA Resolution Amendment-Section Water-Antioch Booster—Mr. Sharp requested the commission adopt the following Resolution for the District Four pump station Generator (Section Water-Antioch Booster) and Revenue Replacement Resolution:

Mr. Black made a motion to approve. Mr. Saferite seconded the motion. All members voting affirmatively, motion to adopt the following Resolutions:

RESOLUTION No. 24-1210-01
TO AUTHORIZE THE ALLOCATION OF AMERICAN RESCUE PLAN ACT FUNDS
FOR ELIGIBLE WATER INFRASTRUCTURE PROJECT
WATER WORKS, SEWER & GAS BOARD OF THE TOWN OF SECTION
ANTIOCH BOOSTER PUMP STATION GENERATOR AND SCADA UPGRADE
AMENDS RESOLUTION No. 22-0809-02 and RESOLUTION No. 22-1116-02

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 County has identified, with assistance from an independent consultant, an eligible ARPA infrastructure project to serve the County's citizens; and

WHEREAS, the County desires to amend an existing agreement with the Water Works, Sewer & Gas Board of the Town of Section (Section-Dutton Water), a public utility, to carry out the ARPA infrastructure project for a public purpose;

WHEREAS, the County 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 Section-Dutton Water and develop a monitoring plan for the ARPA infrastructure project.

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

- 1) The President of the DeKalb County 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 an additional \$26,784 from a previously approved project that was not funded to the current \$90,000 allocation of its ARPA funds to cover part or all of the construction costs associated with an infrastructure project to install an LP gas powered emergency backup generator and a SCADA upgrade at the Antioch booster pump station, which supplies water to the Fyffe and Geraldine storage tanks. This brings the total allocation for this project up to \$116,784.00 and officially cancels the allocation of funds for the Hwy 835 Project previously approved on November 16, 2022.
- 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 Section-Dutton Water to establish a subaward agreement consistent with this resolution and the terms and conditions of the County's ARPA Award.
- 5) ARPA funds will not be 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 10th day of December 2024.


Ricky Harcrow, President
DeKalb County Commission

ATTESTED BY:

Matt G. Sharp County Administrator

**SUPPLEMENTAL RESOLUTION FOR THE EXPENDITURE OF AMERICAN
RESCUE PLAN ACT REVENUE REPLACEMENT FUNDS FOR GOVERNMENT
SERVICES**

WHEREAS, DeKalb County, Alabama, (the "County") has received an award of Coronavirus State and Local Fiscal Recovery Funds under the American Rescue Plan Act from the U.S. Department of the Treasury ("Treasury"), \$10,000,000 of which have been duly designated as revenue replacement funds ("ARPA revenue replacement funds") in accordance with the final rule issued by Treasury on January 6, 2022 (the "final rule"); and

WHEREAS, the DeKalb County Commission (the "Commission") is charged with ensuring the expenditure of the County's ARPA revenue replacement funds in accordance with state and federal law; and

WHEREAS, ARPA revenue replacement funds may be used for the purpose of providing government services, including costs that the County typically bears to provide these services to its citizenry; and

WHEREAS, these costs include the deployment of an effective and interoperable emergency response radio system; and

WHEREAS, by way of Resolution 22-0308-01, the Commission allocated up to \$2,000,000.00 of ARPA revenue replacement funds for the acquisition and/or installation of software and equipment to support the deployment of a P25 compliant digital mobile radio communications system, inclusive of the following:

- a) Hand-held and mobile radios;
- b) Computer-aided dispatch software and hardware;
- c) Primary tower-mounted repeaters;
- d) Mobile repeaters;
- e) Mobile data terminals;
- f) A secure wide area network; and
- g) Erection of a communications tower frame; and

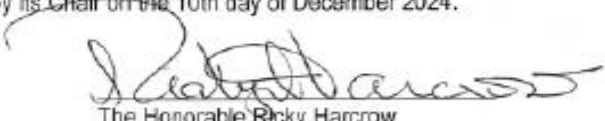
WHEREAS, by way of Resolution 24-0611-04, the Commission conditionally allocated up to \$200,000.00 for the acquisition and/or installation of a tower on Little Property; and

WHEREAS, due to actual construction costs of the Project, the Commission desires to allocate additional ARPA revenue replacement funds for use toward this project to ensure that they are maintained in a safe and operable condition.

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

1. The Commission hereby allocates the higher of the balance of the County's unobligated ARPA revenue replacement funds or \$2,348,940.63 of the County's ARPA revenue replacement funds, inclusive of the previous allocations cited here, towards costs to deploy an effective and interoperable emergency radio response system.
2. Notwithstanding any other provision of this Resolution to the contrary, ARPA revenue replacement funds allocated by this Resolution shall not be used for the following purposes:
 - 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.
3. Expenditure of ARPA revenue replacement funds, as authorized by this Resolution, shall be contingent on the continued appropriation and availability of ARPA revenue replacement funds for this purpose and in no event shall be used for expenditures not obligated by December 31, 2024, and expended by December 31, 2028.

IN WITNESS WHEREOF, the DeKalb County Commission has caused this Resolution to be executed in its name and on its behalf by its Chair on the 10th day of December 2024.


The Honorable Ricky Harcrow
President, DeKalb County Commission

ATTESTED


Matt G. Sharp, County Administrator

EMA

Tower Bid—EMA Director Michael Posey presented Bid Tabs for the Little Tower” in Cartersville as follows:

		New Tower at Ricky Little Site - BID			
		Graves & Graves			Sabre
		Construction Co.	MCA	Gulf Services	Communications
		Parsons, TN	Birmingham, AL	Theodore, AL	Corporation
					Sioux City, IA
Base Bid	Complete Site Package	449,384.00	507,379.84	524,842.00	569,851.00
Option 1	Cell Operator Attachment Option	1,500.00	7,000.00	10,590.00	5,138.00
Option 2	Multi-Tenant Utility Power Frame Option	10,000.00	1,800.00	31,949.00	16,044.00
	Total with Options	460,884.00	516,179.84	567,381.00	591,033.00

Mr. Posey made the recommendation to award the bid to the lower bidder, Graves and Graves Construction Company from Parsons, Tennessee.

Mr. Saferite made a motion to accept the recommendation. Seconded by Mr. Black. All members voting affirmatively, motion carried to award the Tower bid to Graves and Graves.

MOU—Little Tower—Mr. Posey asked the Commission to grant approval for a Land Lease agreement with Mr. Ricky Little for the Cartersville Tower aka “Little Tower” and the necessary documents to be signed entering into the agreement.

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

FTC Amended Service Level Agreement—Mr. Posey briefed the Commission concerning the FTC Service Agreement and made recommendation to an amended agreement that would cost approximately \$58,476/year for the CAD/Flex.

Mr. Saferite made a motion to accept the amended agreement. Mr. Black seconded the motion. All members voting affirmatively, motion carried.

CAD Maintenance Update—Mr. Posey addressed the Commission concerning the Go-Live date of the CAD System. Feb 4, 2025 was to be the go-live date, but has been delayed due to negotiation with FTC and ALEA. The first three years maintenance is to be covered by ARPA funding beginning at the new Go-Live Date. ALEA costs will be approximately \$25,640 per year for terminals, fingerprint machine, T1 line, etc. Additional costs will be \$12.50/month for NCIC to ALEA and \$11/mo to FTC for VPN. Approximate costs for all is approximately \$40,500.

2025 Severe Weather Preparedness Tax Holiday Resolution—President Pro-tem Wootten requested the Commission approve the 2025 Sales Tax Exempt Severe Weather Preparedness Tax Holiday (Feb. 21-23, 2025).

Mr. Black made a motion, seconded by Mr. Saferite, all members voting affirmatively, motion carried to adopt the following Resolution:

RESOLUTION NO. 24-1210-04
RESOLUTION PROVIDING FOR DeKALB COUNTY'S
PARTICIPATION IN THE "SALES TAX HOLIDAY"
AS AUTHORIZED BY ACT NO. 2012-256

WHEREAS, during its 2012 Regular Session, the Alabama Legislature enacted Act No. 2012-256, effective April 26, 2012, which provides an exemption of the state sales and use tax for certain non-commercial purchases related to severe weather preparedness supplies during the first full weekend in July of 2012 and the last full weekend in February of each successive year; and

WHEREAS, Act No. 2012-256 authorizes the County Commission to provide for an exemption of county sales and use taxes for purchases of items covered by the Act 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 (30) days prior to the last full weekend in February; and

WHEREAS, the DeKalb County Commission has affirmatively voted to grant the exemption of county sales and use taxes on purchases covered by Act No. 2012-256 during the last full weekend of February 2025, beginning at 12:01 a.m. on February 21 and ending at twelve midnight on Sunday, February 23, 2025, the last full weekend of February in 2025; and

WHEREAS, Code of Alabama 1975, § 11-51-210(c) requires that the County Commission notify the Alabama Department of Revenue of any new local tax or amendment to an existing local tax levy at least thirty (30) days prior to the effective date of the change; and

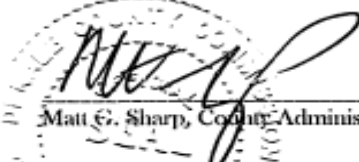
WHEREAS, the exemption of certain county sales and use taxes for the last full weekend of February 2025 herein adopted by the County Commission is an amendment to the county's sales and use tax levy warranting notice to the Alabama Department of Revenue as provided in Code of Alabama 1975, § 11-51-210(c);

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 Act No. 2012-256 beginning at 12:01 a.m. on February 21 and ending at twelve midnight on Sunday, February 23, 2025.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the December 10, 2024, meeting of the DeKalb County Commission, and be immediately forwarded to the Alabama Department of Revenue in compliance with Code of Alabama 1975, § 11-51-210(c).

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 10th day of December 2024:

ATTEST



Matt G. Sharp, County Administrator



Ricky Harcrow, Commission President

President Pro-tem Wootten notified the audience that the next meeting will be on Tuesday, January 14, 2025 and asked for a motion to adjourn.

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

ABSENT

Ricky Harcrow, President

Shane Wootten, President Pro-tem

ABSENT

Brent Rhodes, Commissioner District II

Ron Saferite, Commissioner District III

Lester Black, Commissioner District IV