



**SHELBY COUNTY COMMISSION
JULY 23, 2018
MINUTES**

STATE OF ALABAMA
COUNTY OF SHELBY

The Shelby County Commission of Shelby County, Alabama, met at the County Administration Building in the City of Columbiana, Alabama, at 6:00 P.M., Monday, July 23, 2018. The meeting was called to order by Commissioner Parker. The invocation was given followed by the Pledge of Allegiance. Roll was called and the following members were present:

PRESENT

Commissioner Lindsey Allison
Commissioner Elwyn Bearden
Commissioner Robbie Hayes
Commissioner Kevin Morris
Commissioner Jon Parker
Commissioner Ward Williams
Commissioner Rick Shepherd
Commissioner Mike Vest

ABSENT

Commissioner Tommy Edwards

**APPROVAL OF MINUTES OF JULY 9, 2018
RESOLUTION 18-07-23-01**

MOTION: Commissioner Morris – Motion to approve the Minutes from July 9, 2018 as presented

SECOND: Commissioner Williams

VOTE ON MOTION: 6 Yeas – Commissioner Allison, Commissioner Bearden, Commissioner Hayes, Commissioner Morris, Commissioner Parker, Commissioner Williams; 2 Abstained – Commissioner Shepherd and Commissioner Vest

MOTION CARRIED

**APPROVAL OF BILLS, REQUISITIONS, AND CHECK REGISTER
GOVERNMENTAL FUNDS AND PROPRIETARY FUNDS
RESOLUTION 18-07-23-02**

MOTION: Commissioner Shepherd – Motion to approve the Bills, Requisitions and Check Register for Government and Proprietary Funds

SECOND: Commissioner Williams

VOTE ON MOTION: Unanimous

MOTION CARRIED

**BUDGET, FINANCE & LEGAL
COST OF LIVING ADJUSTMENTS (COLA)
RESOLUTION 18-07-23-03**

MOTION: Commissioner Allison – Motion to approve Resolution 18-07-23-03 as presented

SECOND: Commissioner Hayes

VOTE ON MOTION: Unanimous

MOTION CARRIED

RESOLUTION 18-07-23-03

Cost of Living Adjustment Payment

The Shelby County Commission hereby adopts the following Cost of Living Adjustment Compensation Action.

The Shelby County Commission strives to administer competitive compensation practices and provide a cost of living adjustment to the wages earned by full-time county employees. Shelby County employees work diligently to efficiently use county resources and deliver timely services to the residents of our county. The Commission hereby initiates the following action. This program will apply to all employees who are classified as full-time employees and the applicable elected officials.

The following actions apply to this FY 2018 compensation action:

(1) All employees classified as a full-time employee beginning August 1, 2018 and ending August 31, 2018, who shall work for and remain in the full time employment with Shelby County during the month of August 2018, will be eligible for this program and will be provided the cost of living adjustment (COLA) compensation payment as set out herein.

(2) All eligible employees and applicable elected officials will receive three percent of their annual rate of pay as a cost of living adjustment compensation for services completed during the time period. The COLA payment will be based on the employee's rate of pay as of the September 14, 2018 payroll date.

(3) The Board of Registrars' will be eligible to participate in this program. All eligible Registrar's will receive the cost of living adjustment payment.

Payment of the cost of living adjustment will be processed under the normal payroll processing procedures. This payment amount will be included in the second pay period ending in the month of September, 2018. Such payment will be subject to full treatment for Federal Tax withholding, State Tax withholding, FICA Tax withholding and Retirement (RSA) withholding. Said compensation and related withholdings shall be included in the associated W-2 earning statements for the year ending December 31, 2018. The expenses associated with this action will be covered through the application of the adopted FY 2018 department budgets and any required budget adjustments covered through the

utilization of the actual revenue collections during the current fiscal year. The County Manager is directed to take any actions necessary for the administration of this resolution.

**BID AWARD – ASPHALT
RESOLUTION 18-07-23-04**

MOTION: Commissioner Allison- Motion to approve Resolution 18-07-23-04 as presented
SECOND: Commissioner Vest
VOTE ON MOTION: Unanimous **MOTION CARRIED**

RESOLUTION 18-07-23-04

BE IT RESOLVED, that the Shelby County Commission hereby awards the bid for Plant Mix, Asphalt to the lowest responsive bidder for each item. Awarded vendors are Advanced Asphalt Products, LLC and Midsouth Paving, Inc. as attached.

Said eBid #2018-6-10966 is located within the County Manager’s Office.

**BID AWARD – CHLORINE
RESOLUTION 18-07-23-05**

MOTION: Commissioner Allison – Motion to approve Resolution 18-07-23-05 as presented
SECOND: Commissioner Shepherd
VOTE ON MOTION: Unanimous **MOTION CARRIED**

RESOLUTION 18-07-23-05

BE IT RESOLVED, that the Shelby County Commission hereby records that only one bid was received for Chlorine. Therefore, purchases shall be made as outlined within the State of Alabama Bid Law.

Said Ebid# 2018-6-10965 is located within the County Manager’s Office.

**ALDOT - ALDOT DIGITAL INFORMATION COOPERATIVE AGREEMENT
RESOLUTION 18-07-23-06**

MOTION: Commissioner Allison – Motion to approve Resolution 18-07-23-06 as presented
SECOND: Commissioner Vest
VOTE ON MOTION: Unanimous **MOTION CARRIED**

RESOLUTION 18-07-23-06

BE IT RESOLVELD, by the County Commission of Shelby County, Alabama that the County enter into an agreement with the State of Alabama; acting by and through the Alabama Department of Transportation for:

A Digital Information Cooperative Agreement regarding the acquisition and establishment of the 2018 computerized mapping project, which agreement is before this Commission, and that the agreement be executed in the name of the County, by the Chairman of the Commission for and on its behalf and that it be attested by the Administrative Assistant to the County Manager and the seal of the County affixed thereto.

BE IT FURTHER RESOLVED, that upon the completion of the execution of the agreement by all parties, that a copy of such agreement be kept of record by the Administrative Assistant to the County Manager.

Passed, adopted, and approved this 23rd day of July, 2018.

**CLASTRAN FY 2019 AUTHORIZING GRANT APPLICATION
RESOLUTION 18-07-23-07**

MOTION: Commissioner Allison – Motion to approve Resolution 18-07-23-07
as presented

SECOND: Commissioner Bearden

VOTE ON MOTION: Unanimous

MOTION CARRIED

RESOLUTION 18-07-23-07

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 Shelby County Commission

1. That Birmingham Regional Paratransit Consortium dba/Clastran is authorized to execute and file (an) application(s) on behalf of Shelby County 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 Elderly and Disabled Transit Fare Assistance Program.

2. That Birmingham Regional Paratransit Consortium dba/Clastran 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 Birmingham Regional Paratransit Consortium dba/Clastran 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 Birmingham Regional Paratransit Consortium dba/Clastran 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 Birmingham Regional Paratransit Consortium dba/Clastran is authorized to execute grant agreements on behalf of the Shelby County Commission with the Alabama Department of Transportation for aid in the financing of the administration, planning, capital, and/or operating assistance projects.

**CLASTRAN FY 2019 RESOLUTION AUTHORIZING LOCAL MATCH FUNDS
RESOLUTION 18-07-23-08**

MOTION: Commissioner Allison – Motion to approve Resolution 18-07-23-08 as presented

SECOND: Commissioner Morris

VOTE ON MOTION: Unanimous

MOTION CARRIED

Resolution Authorizing Local Matching Funds

RESOLUTION 18-07-23-08

"RURAL, ELDERLY AND DISABLED TRANSPORTATION"

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

WHEREAS, the **Shelby County Commission** is an active member of the Birmingham Regional Paratransit Consortium, (ClasTran), created to execute the vision of the Metropolitan Planning Organization (MPO), and Jefferson / Shelby Rural Transportation Steering Committee; to organize, coordinate and implement a regional public and specialized transportation service for the region; and

WHEREAS, the **Shelby County Commission** recognizes that the requirements to obtain Federal Transit Administration (FTA) Sections 5310 and 5311 funds through its 5310 recipient, and through its 5311 recipient, the Alabama Department of Transportation (ALDOT), requiring a local match of 20% for operating, administration, capital expenses, and purchase of transportation services for elderly and disabled transportation (Section 5310); and includes a local match of 50% for operating expenses and 20% for administration, capital expenses and the purchase of transportation services for rural transportation (Section 5311); and

WHEREAS, the **Shelby County Commission** recognizes that the local match will be a shared cost with other participating agencies, counties and municipalities being responsible for providing an appropriate allocation of local non-federal funds to secure the operating of Sections 5310 and 5311 Transportation Programs.

NOW, THEREFORE, BE IT RESOLVED, that the **Shelby County Commission** hereby commits the amount of **\$136,640.00** within Fiscal Year 2019 County's general fund for ClasTran to use as the applicable local match for the capital, administrative and operational expenditures under the Section 5310 and Section 5311 Public Transportation Programs during Fiscal Year 2019. The County Manager is directed to perform any necessary actions associated with these programs.

**ROADS AND TRANSPORTATION
JESSE CREEK MINING LLC LICENSE AND PERMIT
RESOLUTION 18-07-23-09**

MOTION: Commissioner Vest – Motion to approve Resolution 18-07-23-09 as approved

SECOND: Commissioner Parker

VOTE ON MOTION: Unanimous

MOTION CARRIED

RESOLUTION 18-07-23-09

BE IT RESOLVED, by the Shelby County Commission as follows:

1. That the License and Permit for public road usage attached hereto as Exhibit "A" be the same is hereby approved and authorized.
2. That the County Engineer is hereby authorized and directed to execute the aforesaid License and Permit as and for the act of Shelby County.

**MOTION TO ADJOURN
RESOLUTION 18-07-23-10**

MOTION: Commissioner Vest – There being no further business to come before the Commission, move to adjourn this 23rd day of July, 2018 at 6:38 P.M.

SECOND: Commissioner Shepherd

VOTE ON MOTION: Unanimous

MOTION CARRIED