

**MINUTES  
TALLADEGA COUNTY COMMISSION  
DECEMBER 28, 2015**

STATE OF ALABAMA            )  
  )  
COUNTY OF TALLADEGA        )

BE IT REMEMBERED that on the 28<sup>th</sup> day of December, 2015, the Talladega County Commission assembled at the Talladega County Courthouse in the Commission Courtroom, it being the last regular meeting in December, 2015. The following proceedings were had to wit:

**COMMISSION MEETING CALLED TO ORDER**

Chairman Kelvin Cunningham called the meeting to order at 6:00 p.m. The roll was called with the following Commissioners being present: Commissioner Jackie Swinford, Commissioner Tony Haynes, Commissioner Kelvin Cunningham, Commissioner Malley Limbaugh and Commissioner Greg Atkinson. A quorum was present.

The news media was represented by The Daily Home. Chairman Kelvin Cunningham gave the invocation.

**ADOPT AGENDA**

Chairman Kelvin Cunningham asked if there were amendments to the Agenda. A motion was made by Commissioner Tony Haynes to adopt the agenda as presented and seconded by Commissioner Malley Limbaugh. Motion carried.

**APPROVE MINUTES OF DECEMBER 14, 2015**

Commissioner Tony Haynes made a motion to approve the minutes of December 14, 2015 and seconded by Commissioner Jackie Swinford.

**APPROVE REQUEST TO TABLE “REFUND OF EXCESS BID TO AMANDA EBERT” TO THE JANUARY 11, 2016 COMMISSION MEETING**

A motion was made by Commissioner Greg Atkinson to table for the January 11, 2016 Commission meeting to provide an opportunity for the County Attorney to speak with Ms. Ebert’s attorney. The Motion was seconded by Commissioner Jackie Swinford. Motion carried.

**APPROVE CHAIRMAN TO SIGN AND COMMISSION APPROVE COMMUNICATIONS SYSTEM AGREEMENT WITH MOTOROLA SOLUTIONS, INC.**

EMA Director Travis McGrady requested approval for the Chairman to sign and the Commission approve the Communications System Agreement for the lease upgrade. The price is \$833,260 based on a 10-year contract between Talladega County and Motorola Solutions LLC. The agreement was approved by the County Attorney. A motion was made by Commissioner Tony Haynes to approve and seconded by Commissioner Greg Atkinson. Motion carried.

**APPROVE RESOLUTION AND MEMORANDUM OF UNDERSTANDING BETWEEN TALLADEGA COUNTY AND PURSELL FARMS**

Chairman Cunningham presented a Memorandum of Understanding between the County and Pursell Farms authorizing the County to assist Pursell Farms in creating an Alabama Improvement District (AID) and Cooperative Improvement District (CID) pursuant to Alabama Statutes, with all costs paid by Pursell Farms. The revised version of the Memorandum of Understanding has been approved by the County Attorney. A motion was made by Commissioner Malley Limbaugh to authorize the Chairman to sign the Resolution and Memorandum of Understanding and seconded by Commissioner Jackie Swinford. Motion carried.

**REQUEST APPROVAL FOR CHAIRMAN TO SIGN AND COMMISSION APPROVE SUBGRANT AWARD TO THE VIOLENCE AGAINST WOMEN GRANT PROGRAM**

A request was made on behalf of the Domestic Violence Crime Unit for the Chairman to sign and commission approve a subgrant award to be administered by ADECA in the amount of \$2,715. A motion was made by Commissioner Tony Haynes to approve and seconded by Commissioner Jackie Swinford. Motion carried.

**APPROVE REQUEST TO PURCHASE COPIER FOR TAG OFFICE IN REVENUE DEPARTMENT**

The Revenue Department requested approval to purchase a copier from Talladega Office Machines in the amount of \$4,995.00 for the Tag Office. The maintenance contract for the old copier expired and the cost to repair is expensive. A motion was made by Commissioner Malley Limbaugh to approve and seconded by Commissioner Jackie Swinford. Motion carried.

**EMPLOYMENT CONTRACT WITH COUNTY ADMINISTRATOR PAT LYLE**

A motion was made by Commissioner Greg Atkinson to approve an amendment to the employment contract with Pat Lyle to increase the annual salary to \$105,000 effective January 1, 2016 and a 3% salary increase effective January 1, 2017 and January 1, 2018. The County Attorney will make the recommended changes to the employment contract. The motion was seconded by Commissioner Malley Limbaugh. Motion carried.

## **CONFERENCE REQUESTS**

No conference requests for December 28, 2015

## **PERSONNEL CHANGES AND REQUESTS, AS AMENDED** (See Resolution)

The Personnel Changes and Requests were presented to the Commission for approval. A motion was made by Commissioner Tony Haynes to approve and seconded by Commissioner Greg Atkinson. Motion carried.

## **EXPENDITURES**

The operational transfers and expenditures were presented to the Commission for approval through December 28, 2015 for \$176,548.79. A motion was made by Commissioner Jackie Swinford to approve and seconded by Commissioner Tony Haynes. Motion carried.

## **DISCUSSION ITEMS**

- Vivian Lapp spoke to the Commissioners regarding the health and safety concerns in the Mill Village
- There were discussions regarding the recent and future issues with the roads due to the inclement weather

## **ANNOUNCEMENTS**

- County offices will be closed Friday, January 1, 2016 in observance of New Years Day
- The next Commission meeting is Monday, January 11, 2016 at 6:00 p.m. in the Commission courtroom. The work session begins at 5:00 p.m. in the Commission conference room.

## **EXECUTIVE SESSION**

County Attorney Barry Vaughn requested the Commission convene to executive session regarding two matters. Commissioner Jackie Swinford made a motion to convene to executive session and seconded by Commissioner Malley Limbaugh.

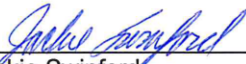
Mr. Vaughn stated the executive session would take approximately 30 minutes. There was an unanimous roll call vote by all Commissioners to go to executive session. The Commissioners convened to executive session at 6:14 p.m. and Chairman Kelvin Cunningham reconvened the meeting at 6:33 p.m.

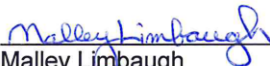
Mr. Vaughn announced the only action taken was approval of the Press Release relating to a lawsuit filed December 28, 2015 in the U.S. District Court for the Northern District of Alabama styled *Talladega County Commission, et al. v. City of Lincoln, et al.*, Case No. CV-15-BE-2337-E. A motion was made by Commissioner Jackie Swinford to

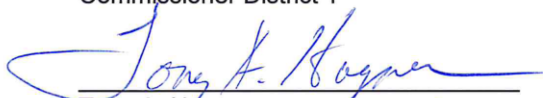
approve the Press Release and seconded by Commissioner Tony Haynes. Attorney Vaughn provided copies of the Complaint and Press Release to The Daily Home and Shoot First Video.


**MEETING ADJOURNED**

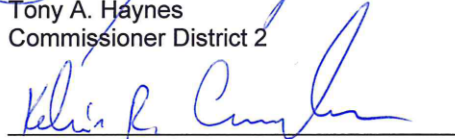
There being no further business for December 28, 2015, a motion to adjourn was made by Commissioner Tony Haynes and seconded by Commissioner Jackie Swinford. The meeting was adjourned at 6:35 p.m. Motion carried.

  
\_\_\_\_\_  
Jackie Swinford  
Commissioner District 1

  
\_\_\_\_\_  
Malley Limbaugh  
Commissioner District 4

  
\_\_\_\_\_  
Tony A. Haynes  
Commissioner District 2

  
\_\_\_\_\_  
Greg Atkinson  
Commissioner District 5

  
\_\_\_\_\_  
Kelvin R. Cunningham  
Commissioner District 3