

02/26/2020

The Marshall County Commission met in regular session on Wednesday, February 26, 2020 at 10:00am in the Marshall County Commission Chambers.

PRESENT:

James Hutcheson, Chairman
Ronny Shumate, District 1 Commissioner
James R. Watson, District 2 Commissioner
David Kelley, District 3 Commissioner
Joey Baker, District 4 Commissioner
Bob Pirando, County Engineer
Karen Young, Administrative Assistant
Clint Maze, County Attorney
Norma Parker, Commission Clerk

NOT PRESENT

Shelly Fleisher, County Administrator

Chairman Hutcheson called the meeting to order and asked County Attorney Clint Maze to lead the Invocation. He then asked Commissioner Ronny Shumate to lead the Pledge of Allegiance.

CONSENT AGENDA

A motion was made by Commissioner Shumate, duly seconded by Commissioner Kelley, and all members voting affirmatively and so carried to approve the consent agenda as read by Chairman Hutcheson. The consent agenda includes the minutes from the February 12, 2020 commission meeting and the claims docket for February 11, 2020 – February 24, 2020 for \$533,303.84.

TARCOG PUBLIC HEARING – CLOSEOUT REVIEW OF 2018 CDBG GRANT #CY-PF-18-001

DISTRICT 1 – APPROVE RESOLUTION VACATING OLD FARM ROAD (OFF HIDDEN VALLEY ROAD)

A motion was made by Commissioner Shumate, duly seconded by Commissioner Watson, all members voting affirmatively and so carried to approve resolution vacating Old Farm Road (off Hidden Valley Road) as read by County Attorney.

WHEREAS, the all the property owners along OLD FARM ROAD have filed a petition to vacate it;

WHEREAS, notice of was given pursuant to Alabama Law and placed on the agenda of a regular county commission meeting for February 26, 2020;

WHEREAS, that said hearing was held as scheduled and no one who lived on the road objected to the said vacation;

WHEREAS, the road to be vacated is “OLD FARM ROAD” that lies south of, that is located in Marshall County, Alabama, as more particularly described as follows, to-wit:

The Old Farm Road to be vacated is more particularly described as follows, to wit:

All that road or right of way which is historically described as 16 feet of width as named as “Old Farm Road” that lies south of the Hidden Valley Road in the Northwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 6, Township 8 South, Range 3 East of the Huntsville Meridian, in Marshall County, Alabama and the centerline of the road to be vacated is more particularly described as follows, to wit:

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Commence at the purported to be the Northwest corner of the North one-half of the Northwest 1/4 of the Northeast 1/4 of Section 6, Township 8 South, Range 3 East in Marshall County, Alabama; thence South 01 degrees 20'00" East 624.10 feet to a point on the South margin of Hidden Valley Road; thence along the South margin of said Hidden Valley Road as follows: North 59 degrees 46'14" East 131.6 feet to a point; thence North 65 degrees 39'00" East 116.14 feet to a point; thence North 77 degrees 22'00" East 42.42 feet to a point; thence North 79 degrees 49'56" East 145.79 feet to a point; thence North 83 degrees 08'48" East 300.52 feet to a point in the center of Old Farm Road; thence in a southerly direction along and with the center line 385 feet more or less to a point on the north margin of Tract 9 of the Kearney Estate as recorded in Plat Book 8 Page 402 in the Probate Office of Marshall County, Alabama and being the ending point of said center line of Old Farm Old. (B-15988.vacate)

And WHEREAS, the above described vacation is in the public interest and will not deprive anyone of access to the public roads of Marshall County, Alabama.

THEREFORE, BE IT RESOLVED as commissioners of Marshall County, Alabama, we hereby proclaim that Old Farm Road is vacated, discontinued, abandoned and annulled so as to destroy the force and effect of any dedication by map, plat or otherwise and to divest any and all rights of the public, including any rights which may have been acquired by dedication of plat, prescription or otherwise in that part of the road are hereby vacated.

Approved this the 26th day of February 2020.

S/James Hutcheson

James Hutcheson, Commission Chair

S/Ronny Shumate

Ronny Shumate, Commissioner

District #1

S/Rick Watson

Rick Watson, Commissioner

District #2

S/David Kelley

David Kelley, Commissioner

District #3

S/Joey Baker

Joey Baker, Commissioner

District #4

DISTRICT 1 – APPROVE SOLICITATION OF BID INVITATIONS FOR ONE (1) OR MORE NEW PICKUP TRUCKS

A motion was made by Commissioner Shumate, duly seconded by Commissioner Watson, all members voting affirmatively and so carried to approve solicitation of bid invitations for one (1) or more new pickup trucks

District 2 – Announce Public Hearing on March 25, 2020 to vacate unnamed right-of-way off Norberg Road

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District 3 – Approve payment request to Wilks Tire and Battery; \$276.96

A motion was made by Commissioner Kelley, duly seconded by Commissioner Baker, all members voting to approve payment request to Wilks Tire and Battery for \$276.96

ANIMAL CONTROL – APPROVE SOLICITATION OF BID INVITATIONS FOR RENOVATION OF THE MARSHALL COUNTY ANIMAL SHELTER

A motion was made by Commissioner Kelley, duly seconded by Commissioner Watson, all members voting to approve solicitation of bid invitations for renovation of the Marshall County Animal Shelter.

APPROVE REQUEST OF MARSHALL COUNTY HEALTH CARE AUTHORITY TO AMEND THE ARTICLES OF INCORPORATION TO REDUCE THE DIRECTORS FROM ELEVEN (11) TO FIVE (5) MEMBERS.

A motion was made by Commissioner Watson, duly seconded by Commissioner Shumate, all members voting affirmatively and so carried to approve request of Marshall County Health Care Authority to amend the articles of incorporation to reduce the directors from eleven (11) to five (5) members.

ENGINEERING – APPROVE BID AWARD FOR RURAL RESIDENTIAL SOLID WASTE COLLECTION AND DISPOSAL

A motion was made by Commissioner Kelley, duly seconded by Commissioner Shumate to bring this item off the table. A motion was then made by Commissioner Shumate, duly seconded by Commissioner Watson, to award bid #43-19 to low bidder Republic Services out of Birmingham, AL. Chairman Hutcheson called for a roll call vote at this time Commissioner Shumate, Yea, Commissioner Watson, Yea, Commissioner Kelley, Nay, Commissioner Baker, Yea. The motion passed with 3 yeas and 1 nay.

There being no further business a motion was made by Commissioner Kelley, duly seconded by Commissioner Baker and so carried to adjourn.

MEETING ADJOURNED

James Hutcheson, Chairman

Ronny Shumate, District 1 Commissioner

James R. Watson, District 2 Commissioner

David Kelley, District 3 Commissioner

Joey Baker, District 4 Commissioner