

The Geneva County Commission met in regular session on Monday, June 10, 2019 at 9:30 a.m. at the Geneva County Courthouse in Geneva, Alabama.

Commission Chairman Toby Seay was out for conference and Commissioner Brannon, Vice Chairman called the meeting to order and welcomed guests and media present. Commissioner Hammer opened the meeting with prayer. Chairman Brannon led the group in the Pledge of Allegiance.

There were no citizens requesting to make public comment.

There were no elected officials requesting to make public comment.

Vice Chairman Brannon called the roll and the following members were present: Commissioners Weston Spivey, Bart Wilks and Sandy Hammer. The County Attorney, Phil Eldridge; County Engineer, Justin Barfield; Chief Administrative Officer, Marietta Webster were also present. The following business was transacted:

### MINUTES OF THE MEETING

#### NEW BUSINESS:

1. Approve Minutes of May 28, 2019. Commissioner Hammer made a motion to approve the minutes May 28, 2019. Commissioner Wilks seconded the motion. Vote was 3-0.
2. Heyward Hosch-Bonds Commissioner Hammer made a motion to allow Mr. Hosch to speak when he arrives. Commissioner Wilks seconded the motion. Vote was 3-0.
3. Proclamations: Denise Hanks, Elderly Abuse Awareness Month: Mrs. Hanks spoke to the commission concerning the number of senior adults that are being abused. Commissioner Spivey read the proclamation for acceptance. Commissioner Hammer made the motion to recognize the month of June as Elderly Abuse Awareness Month. Commissioner Spivey seconded the motion. Vote was 3-0.
4. Bids: N/A

#### OLD BUSINESS:

1. Jail Construction: County Attorney stated that Mr. Rutland had sent out an email requesting the commission approve a work session concerning the new jail staffing. Commissioner Hammer made a motion to do work session at 1:00 p.m. on June 24<sup>th</sup> after the regular meeting concerning staffing of new jail. Commissioner Wilks seconded the motion. Vote was 3-0. Attorney stated that a discussion of paint colors would be talked about the week of June 17.
2. Board Appointments: N/A
3. Bids: N/A

**REPORTS OF STAFF:**

**Sheriff:** Sheriff Helms stated that the inmate phone bid had been sent out and he had three vendors to participate in the walk around of the new jail and old jail and evaluate the needs to put in their bid.

**County Administrator:** Mrs. Webster stated that a check was received from ACCA Liability Self Insurance Fund that reflects our portion of investments of \$20,847.40 and \$4,360.85 for Safety Incentive Program.

**County Engineer:** Engineer reported that he had lost another EOIII and hired an EOII so the EOIII positions open need to be re-advertised.

The Skyline Road Project should be striped this week.

Two Garbage Trucks were put in Gov Deals and the other truck was taken to Dothan for repair.

Engineer stated that he would like to see a salary study before budget is prepared and approved. Commissioner Spivey made a motion to allow a salary study to be done for the commission with cost divided among all departments. Commissioner Hammer seconded the motion. Vote was 3-0.

**County Attorney:** Attorney Eldridge stated that the building that had been used as Lowery Voting had been moved to the Farm Center and the property was given by deed from Mrs. Malcolm Weeks will now to revert to her heirs. Attorney explained that by law that it must revert to the heirs when property is no longer used as a voting house and community center. Attorney Eldridge stated that he had done a quit claim deed to release any interest of the county from the property to her heirs and to acknowledge that county is no longer using property as voting house and community center. Commissioner Hammer made a motion to allow Attorney to have the Quit Claim Deed signed by the Chairman and recorded. Commissioner Wilks seconded the motion. Vote was 3-0.

Attorney stated that legislature enacted local act on additional recording fees for Probate Office. Attorney said Judge requested that the provision be implemented. Commissioner Wilks made a motion to adopt resolution implementing the Provisions of Act 2019-333 and it be spread upon the minutes. Commissioner Spivey seconded the motion. Vote was 3-0. Attorney explained that Probate Office was now getting recording fees which will amount to around seven dollars and fifty cents addition for recording. The Chairman is requesting that five dollars of the money be put in a separate cash account for economic development. Commissioner Spivey made a motion to allow five dollars of the recording fees to be put aside for economic development. Commissioner Hammer seconded the motion. Vote was 3-0.

County Attorney read a letter from CEO Brannon, Wiregrass Medical Center and Spectra Care concerning the use of Spectra Care for evaluations of inmates who are requiring mental health service. Attorney Eldridge stated that he had read the agreement and the rates and does not see any issues with agreement. Sheriff was asked by the commission how he felt about this matter and he did not have a problem at this time. The rates are based on approved Medicare and Medicaid rate. Judge requested that they approve it. The agreement would be only from this point till September 30, 2019, which will give commission time to see how it is working and cost quoted. Commissioner Hammer made a motion to approved interagency agreement for providing health services with Spectra Care and to authorize chairman to sign. Commissioner Wilks seconded the motion. Vote was 3-0.

Attorney Eldridge stated the Secretary of State is offering online filing on formation and dissolution of domestic LLC's and for-profit corporations, but the funds normally received by Probate will still be sent to Probate. This will be at no cost to the county and Judge wants to do this. Commissioner Spivey made a motion to allow the Probate Judge to participate and sign to participate and to approve and authorize the Chairman to sign the cooperative participation agreement with Secretary of State. Commissioner Wilks seconded the motion. Vote was 3-0.

Attorney Eldridge stated the county received notice of a class action settlement on interchange fees attributable to merchants on Visa or Mastercard credit or debit card. The county has until 7/23/19 to opt out of this class action. This subject was discussed, and county does not want to opt out.

Commissioner Wilks made a motion to table the Retirement System issue of changing to offer all new employees the Tier I instead of Tier II. Commissioner Hammer seconded the motion. Vote was 3-0.

Attorney informed the commission that Probate Judge had approved an indigent for cremation, after the Judge determined he was indigent.

Commissioner Spivey made a motion to meet at eight o'clock on June 24, 2019 to interview applicants for Personnel Director. Commissioner Wilks seconded the motion. Vote was 3-0.

Inmate Phone Bid was sent out and is due back June 21, 2019 and to be opened on June 24, 2019.

County Attorney said Judge had advised him that Commission needed to go into Executive Session a matter of industrial development that Commission might be in competition with other governing bodies and it is necessary to protect county's position and information. Commissioner Wilks made motion to go into Executive Session: 10:15 a. m.

Commissioner Wilks- aye  
Commissioner Hammer- aye

Commissioner Spivey -aye

Commissioner Hammer made motion to go back into session 10:50 a. m...  
Commissioner Wilks seconded the motion. Vote was 3-0.

County Attorney stated that if the commission desired to do so they would need to hire Maynard Cooper and Gale to handle the validation and loan or bond indebtedness on the Industrial Development project. Commissioner Hammer made a motion to hire Maynard Cooper to handle the validation and indebtedness. Commissioner Wilks seconded the motion. Vote was 3-0.

**Chairman Seay:** Out for Probate Conference.

**Revenue Commissioner:** N/A

**EMA Director:** Mrs. Wise noted that the sirens have an air horn sound for the testing each Thursday, but the emergency sound will be high pitched. She has hopefully found a way for the siren test to be done without being done manually on Thursday.

**Solid Waste Director:** Mrs. Bottoms was included in the discussion of the problem of citizens not signing up for garbage and gave information to County Attorney to address.

**E-911 Director:** N/A

**Auburn Extension:** N/A

**Commissioner Hammer:** N/A

**Commissioner Brannon:** Acting Chairman for meeting.

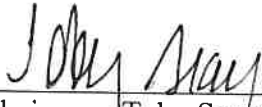
**Commissioner Spivey:** Commissioner Spivey discussed issue with citizens having dumpsters instead of enrolling in the garbage program. County Attorney will address the issue.


Discussed issue of proclamation for all queens of the county for the year.

**Commissioner Wilks:** N/A


Commissioner Wilks made the motion to adjourn. Commissioner Hammer seconded the motion. Vote was 4-0.

The above constitutes the minutes of the meeting of the Geneva County Commission held on Monday, June 10, 2019.


  
Chairman, Toby Seay

  
Marietta Webster  
Chief Administrative Clerk

  
Commissioner Weston Spivey

  
Commissioner Todd Brannon

  
Commissioner Bart Wilks

  
Commissioner Hammer

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## *World Elder Abuse Awareness Month Proclamation*

Whereas, Geneva County adults who are elderly or have disabilities are valued members of society; and

Whereas, the number of older citizens is fast growing and the incidence of abuse, neglect, and exploitation of older adults is outpacing the growth of the population; and

Whereas, abuse of persons who are older and have disabilities is a significant and complex social and health problem that impacts cultural, social, economic, and demographic groups; and

Whereas, combating abuse of people who are older and have disabilities will help improve the quality of life for all seniors and adults with disabilities in this county and will allow seniors and adults with disabilities to continue to live as independently as possible and contribute to the life and vibrancy of Geneva County; and

Whereas, Geneva County seniors and adults with disabilities have a right to live free of abuse, neglect, and exploitation and to be treated with respect and dignity to enable them to be valued members of this community; and

Whereas, the County of Geneva and the Adult Protective Services program of the Geneva County Department of Human Resources are committed to working closely with community partners to protect and provide for the needs of our citizens who are older and have disabilities; and

Whereas, the protection of Geneva County seniors and adults with disabilities is in the interest of all and further adds to the well-being of Geneva County;

We, The Geneva County Commission, do hereby proclaim the month of June 2019 as Elder Abuse Awareness Month and encourage all our citizens to raise awareness of abuse of elders and adults with disabilities.

~~Dated in the Geneva County Commission Meeting on this 10th day of June, 2019.~~

*Walter Sany*      *Bob Wilks*

Geneva County Commission

*John Brown*