

The Geneva County Commission met in regular session on Monday, July 13, 2020 at 9:30 a.m. at the Geneva County Courthouse in Geneva, Alabama.

Commission Chairman Toby Seay called the meeting to order and welcomed guests present. Commissioner Spivey opened the meeting with prayer. Chairman Seay led the group in the Pledge of Allegiance.

There were no elected officials requesting to make public comment.

Citizen requesting to make public comment – Ginger Stephens (had many citizens with her) to discuss the condition of County Road 19. Mrs. Stephens read a petition from the residents and property owners on County Road 19 in Samson. Their petition was requesting the Commission to direct the County Engineer and his department to complete the unfinished paving project on County Road 19. Mrs. Stephens and others with her stated their concerns about the paving of the road and were very dissatisfied with the work completed. The Commission listened to all concerns and explained their concerns would be addressed but could not respond to any of the concerns until the meeting was in session.

Commission Chairman Seay called the roll and the following members were present: Commissioners Todd Brannon, Sandy Hammer, Weston Spivey, and Bart Wilks. The County Attorney Phil Eldridge; County Engineer, Justin Barfield; Assistant County Engineer, Mike Shirah; Sheriff, Tony Helms; EMA Director, Eric Johnson; Revenue Commissioner, Mary Ann Ellison; County Administrator Cindy Williams were also present. The following business was transacted:

### MINUTES OF THE MEETING

#### NEW BUSINESS:

1. Approve Minutes of June 22, 2020. Commissioner Hammer made a motion to approve the minutes of June 22, 2020. Commissioner Spivey seconded the motion. Vote was 4-0.
2. Commissioner Hammer made a motion to allow County Engineer Justin Barfield to address the concerns of the citizens on County Road 19. Mr. Barfield explained that the road was complete. It was not a road selected to be paved with plant-mixed asphalt but receive a triple surface treatment. The road was inspected by an ALDOT-certified thirty-plus year EAI and met all requirements. One of the citizens stated the road project was not complete that there was a large pile of rock still left on the side of the road. Mr. Barfield explained the contractor may have ordered more rock than was needed for the project, but the county did not pay for more than they received as the County only pays for in-place material. The citizen stated that an individual had made a deal with the contractor to receive

the rock and Mr. Barfield explained that had nothing to do with the County that was strictly between the contractor and the citizen. The citizens also mentioned Jackson Road in their area that had been paved that didn't have the number of residents that their road did, and they could not understand why that road was paved. Mr. Barfield explained that road paving was paid for by the citizens, the County had no expense in that project. Another complaint was that some driveways were paved, and Mr. Barfield explained that was between the resident and the contractor. Mr. Barfield explained that minor local roads are not paved with plant-mixed asphalt but are surface treatment. Over the last ten years some 49 miles of major collectors have a plant-mixed wearing surface while some 49.5 miles of minor and local collectors have a surface treatment wearing surface. Mr. Barfield also explained that the County borrowed \$3,000,000 to pave twenty-seven miles of road in the County. The citizens had concerns that the road was not complete because they could see the old road through the rock just put down. Mr. Barfield explained they were not seeing the old road. The contractor makes three passes on the road laying down different product. The temporary striping, they were complaining about has not been completed but will be soon with a final layer of thermoplastic centerline striping. The pothole they brought pictures of, developed the day after the project was completed but was repaired the next day. Commissioner Seay stated the matter would need to be tabled until the Commissioners could get out and ride the road to inspect it and then be able to address the concerns of the citizens. Commissioner Hammer made a motion to table the discussion until the Commissioners had a chance to inspect the road and see if there are any remedies. Commissioner Brannon seconded the motion. Vote was 4-0.

3. Proclamations: None
4. Bids: Phillip Santora with Northstar Engineering was present to open the bids for the Spec Building and Site Work at the Industrial Park.

**Bids on Site Work:**

<u>Bidder</u>	<u>Bid Amount</u>	<u>Add Alt</u>
S & E Site Development	\$176,470.00	\$49,750.00
Wiregrass Construction	\$398,139.00	\$30,048.00
MidSouth	\$212,260.00	\$39,430.00

**Bids on Building:**

<u>Bidder</u>	<u>Bid Amount</u>	<u>Add Alt</u>
Navigator International	\$899,260.00	\$23,023.00
Enco Construction	\$829,699.00	\$21,500.00
Hughes Bros. Construction	\$775,000.00	\$20,000.00

Mr. Santora stated he could take the bids back to his office complete his recommendations and have them back to the Commission by Wednesday.

Attorney Phil Eldridge opened and read the bids on the metal storage building to be located behind the Courthouse.

<u>Bidder</u>	<u>Bid Amount</u>
Trinity Metal Building	\$40,900.00
All Metal Building	\$38,000.00
Big Red Metal	No Bid

5. Board Appointments: None

**OLD BUSINESS:**

1. Mr. Mike Rutland with JMR+H was present to discuss the Sally Port addition and the Courtroom renovations. This project is organized into two bid items. One for the Sally Port and the other for the Courtroom renovations and demolition and renovation of the old jail. The sitework included in this includes a drive and parking. The Sally Port is a one bay port with an 8-9' clearance. Appendage must be added to give the overhead door allowance to operate properly. Mechanical units are being reused. Base bid is \$122,000.00 with add on should be around \$150,000.00. A stairwell is being added on the south side for ease of getting officer and inmates access to the Courtroom. The demolition portion in item B removes all the jail so it could allow for the stairwell. All the old jail metal will be removed, and the floor will be re-topped. Salvage cost will be added back to the cost of the project. All kitchen appliances and AC units will be salvaged. The domes will be removed completely. The current kitchen and two offices will be holding cells and two restrooms will be left. The projected cost of demolition, cells, walls, bars, HVAC, conduit and wire, adding the concrete and sealant is \$4,000 - 5,000. A dehumidifier is being added for the storage due to the humidity and records being stored in the space. There will be no subdividing in the area. Chain link fencing could be added later to divide the storage area. Chairman Seay questioned whether all the cost of this project or some could be paid from the Jail Construction Fund. Mr. Rutland said in his opinion he felt due to the demolition and safety it could be paid from the Jail Construction Fund. Attorney Eldridge stated in his opinion it would be stretching it to add all the cost and in his opinion the demolition and renovation of the old jail could not be paid for from the one percent Sales and Use Tax.

The base estimated cost on the Sally Port is \$360,173.40 which includes the \$122,000.00 mentioned above.

Courtroom renovations will be refinishing the mill work, extending the juror box, vinyl in the gallery, carpet in the litigation area, refinish the paneling, adding acoustical panels, crown molding in some areas between the windows and on the columns, new lens in the existing lighting, replacing ceiling tiles. Rooms behind the Courtroom get new finishes. Noting is being torn down or out only resurfacing what is presently in place.

The base bid on the Courtroom renovation is \$157,399.89. Alternate bid one is to refinish all pews at a cost of \$19,687.50. Alternate bid two is to replace all existing lighting at a cost of \$4,121.25. This would be in addition to the \$6,000 in the base bid for lighting. Alternate bid three would be for additional demolition

of the old jail at a cost of \$45,932.19. Alternate bid four would be redoing windows in the old jail area at a cost of \$39,328.13.

Advertising is ready to be placed if the Commission is interested in proceeding. Commissioner Wilks made a motion to begin the advertising for these projects as required by the Public Works Law. Commissioner Spivey seconded the motion. Vote was 4-0.

2. Jail Construction. Mr. Mike Rutland with JMR+H gave an update on the Jail Construction. He stated Bear Brothers is expected to finalize their punch list and hand over to JMR+H by July 27, 2020 barring any unforeseen circumstances. JMR+H will take a week or so to complete their punch list and complete training of the jail staff. The training is a critical piece and must be done to specifications. Smoke bomb testing will be conducted so told all not to be alarmed in the next few days should they see smoke coming from the building. The Commission would like to do a ribbon cutting, open house and reception for the public. Mr. Rutland recommends that to be conducted some time after August 1, 2020. Will let the Commission know a definite date soon.

#### REPORTS OF STAFF:

**Sheriff:** The Sheriff stated he was seeking approval to purchase medical equipment for the jail. The equipment will check blood pressure, and blood oxygen level at a cost of \$2,193.42. Jail staff will be able to operate the equipment. Commissioner Spivey made a motion to allow Sheriff Helms to purchase the medical equipment for the jail. Commissioner Wilks seconded the motion. Vote was 4-0.

The road crew has been keeping up the boat ramps and other areas up in addition to picking up trash around the County. The Sheriff would like to purchase four push mowers to keep up this work. He has checked with businesses all over the county and the best price comes from Merritt's Western Auto in Slocomb at a cost of \$508.00 each. Mr. Barfield said he and the Sheriff had spoken and he was willing to purchase one mower from his budget because the Sheriff has assisted his department in the clean-up around the boat ramps and guard rails and it was a cost savings to him to purchase the mower for the Road Side Clean Up Crew. Commission Chair Seay also stated that the Roadside Clean Up Crew had assisted with clean up around the Courthouse. Commissioner Wilks made a motion to allow the Sheriff to purchase four new mowers for the Roadside Clean Up crew. Two will be purchased by the Sheriff's department, one by Road & Bridge and one by the Courthouse. Commissioner Brannon seconded the motion. Vote was 4-0.

**County Administrator:** Cindy Williams and Chairman Seay have discussed the Purchasing Policy limitation of requiring three quotes on all purchases of \$3,000 and above. The State requirement is three quotes on purchases \$15,000 and above. This restriction is cumbersome to the Accounts Payable Clerk due to the amount of purchases is this range. The AP Clerk is diligent in searching for the best price and that will continue. Commissioner Hammer made a motion to change the limit on obtaining at least three quotes for purchases from \$3,000 to the State requirement of \$15,000. Commissioner Brannon seconded the motion. Vote was 4-0. a motion to allow

**County Engineer:** Engineer Justin Barfield stated he had received the two additional dump trucks and had leasing paperwork. Attorney Eldridge stated he had the paperwork from Bancorp South and needed a motion to adopt resolution authorizing and approving the contract with Bancorp South. Attorney Eldridge made the Commission aware that the contract was for \$290,000 at an interest rate of 2.93% with 5 annual payments in the arrears of \$60,332. Commissioner Hammer made a motion to adopt a resolution authorizing and approving the contract with Bancorp South, a copy of which is attached hereto, for two dump trucks. Commissioner Brannon seconded the motion. Vote was 4-0.

Mr. Barfield requested advertising for Equipment Operator II.

All dump trucks at Deanco Auction have been sold now and we should expect the money soon.

The ATRPII project grant in Hartford for \$670,000 is moving forward with construction cost being covered by this amount but does not include utility work.

The sanitation parking lot gate and fencing has been completed and Solid Waste employees can now park at their barn. Road and Bridge installed a driveway pipe and aggregate.

Department will now begin mowing and continue spraying.

Shoulder work is being completed on County Road 105. Saturday the last surfacing treatment went down on the twenty-seven miles of paving. Striping is still temporary and hopefully will be completed in the next three to four weeks with permanent. Mr. Barfield stated he and the Engineering Department spent months prioritizing roads and the resurfacing methods needed for each. The edges of County Road 19 did not need repairing (which would involve cutting them out and building back up with widening material) so there would not be a seam requiring use of plant-mixed asphalt. to decide on which road need the most attention for the asphalt. Due to the level of service, number of residents and traffic count County Road 19 was a good candidate for the more cost-effective triple surface treatment and was not one of the not one of the roads that received plant-mixed asphalt as a final wearing surface. The triple surface treatment on County Road 19 saved the County \$40,000 - \$50,000. Chairman Seay recommended all Commissioners ride County Road 19 to see if there are any suggestions they could relay to Mr. Barfield for improvements.

**County Attorney:** Attorney Eldridge stated he had the change order on the \$25,000 reduction for Core Slab on the Jail Construction. He is giving the change order to Cindy Williams to get Brandon Dillard with the Geneva County Public Authority to sign. Cindy Williams had forwarded him the Personnel Handbook changes last Wednesday and he has reviewed and is giving back to Mrs. Williams for a few additional corrections after which it should be ready to send to the Personnel Attorney for review. After that it should be ready to adopt the new Personnel System. The Commission had given him instruction to do a resolution and order placing the 4-mil tax for the Wiregrass Medical Center on the ballot in November. That is ready to be placed in the newspaper and must be run three weeks, posted at the Courthouse bulletin boards and at all four cities. He needs a motion to adopt the resolution and order for placing the 4-mil tax on the ballot in November. Commissioner made a motion to adopt the resolution and order to place a 4-mil tax for the Wiregrass Medical Center on the ballot for vote in the November election,

a copy of which is attached hereto. Commissioner Spivey seconded the motion. Vote was 4-0.

Attorney Eldridge stated he needed to discuss legal options and legal ramifications to the County of pending litigation. He recommended this be discussed in Executive Session.

**Chairman Seay:** Chairman Seay stated he had a three-year contract from CenturyLink, which Attorney Eldridge had already reviewed the contract, to improve internet service for the Courthouse, Road and Bridge office, and EMA office. CenturyLink is running a special and the cost for the internet improvement would be \$100 per month, per location. It will go from 10 megabytes to 1 gigabyte. Commissioner Hammer made a motion to allow Chairman Seay to sign the contract with CenturyLink to improve the internet service at the Courthouse, Road & Bridge office, and EMA office. Commissioner Wilks seconded the motion. Vote was 4-0.

The County is eligible for reimbursement for expenses related to Covid-19. So far, we have received \$8,000 on expenses related to the election. We can get secured wireless access WIFI for the Courthouse under this program which would assist the Courts in the remote cases they are doing due to Covid-19. Chairman Seay is asking permission to go forward with getting WIFI for the Courthouse. Commissioner Brannon made a motion to allow Chairman Seay to move forward with getting WIFI for the Courthouse.

Commissioner Spivey seconded the motion. Vote was 4-0.

Workplace modifications are also allowed being looked at in the Sheriff's Office and the Road & Bridge Office.

Another Covid-19 expense being looked at is a sound system for the Courtroom.

Currently they are having to spread out the jury more due to social distancing and some are in the gallery. The sound system would allow everyone to hear what is happening.

Mr. Rutland with JMR+H spoke up and asked if that needed to be added to the Courtroom renovation. It will be looked at to see if that is the best avenue.

Previous discussion has taken place on the RC&D grant to obtain fans for the Farm Center. After obtaining quotes it is apparent the grant would not come close to the purchase of these fans so we could purchase them with funds from the Capital Improvement Fund. Chairman Seay has obtained three quotes and the best quote was from Humongous Fans at a cost of \$8,559.00 for two 12' fans also had to add for a few hundred dollars more 6' extensions which were needed due to the height and construction of the ceiling. Commissioner Hammer made a motion to purchase two 12' fans and extensions from Humongous Fans for the Farm Center. Commissioner Spivey seconded the motion. Vote was 4-0.

The RC&D grant could be applied to a new roof for the Bellwood Community Center. The cost for that project would be around \$2,500.00.

Wiregrass Construction was on site at the new Jail paving the parking lot. It was obvious that the strip behind the jail needed to be repaved with all the cutouts that had been done in the road. Since Wiregrass Construction was already on site, they gave a price of \$5,000 to complete the paving behind the jail. Commissioner Hammer made a motion to allow Wiregrass Construction to pave behind the jail at a cost of \$5,000. Commissioner Wilks seconded the motion. Vote was 4-0.

Chairman Seay is seeking approval to purchase Electronic Poll Books for elections. He can apply for a grant through the Secretary of State's Office, but they must be purchased

first. Commissioner Brannon made a motion to allow Chairman Seay to purchase Electronic Poll Books for Elections. Commissioner Hammer seconded the motion. Vote was 4-0.

A letter has been received from the Leadership Geneva County program asking for interested individuals to apply. This is the same type program as the Warren Beck Youth Leadership program for High School Juniors. The cost is \$500.00 for the program. Commissioner Spivey made a motion that Chairman Seay participant in the Leadership Geneva County program. Commissioner Hammer seconded the motion. Vote was 4-0. Commissioner Hammer made a motion to allow Chairman Seay to proceed with modifying the front counter in the Probate Office Covid-19 safety concerns. Commissioner Spivey seconded the motion. Vote was 4-0.

**Revenue Commissioner:** Reported that valuation notices had been sent out. Owners have thirty-days to protest. Hearings will be held on August 17 – 18, 2020.

**EMA Director:** Eric Johnson stated our County is now a High-Risk County for Covid cases. We currently have 98 cases overall since the beginning. There have been forty new cases in the last fourteen days. The number of active cases is 38. The west end of the County is a real hot spot now. It is a possibility that we could have one death related to Covid-19 in the next week. Mr. Johnson is currently working with the school boards to try and figure out the best measures for re-opening the schools in August.

**Solid Waste:** Not present.

**E-911:** Not present.

**Auburn Extension:** Not present.

**Commissioner Brannon:** Nothing to report.

**Commissioner Hammer:** Nothing to report.

**Commissioner Spivey:** Nothing to report.

**Commissioner Wilks:** Nothing to report.

Commissioner Hammer made a motion for the Commission to go into Executive Session to discuss with County Attorney Eldridge the legal ramifications of and legal options regarding pending litigation. County Attorney Eldridge is an Alabama Attorney and he stated the planned discussion fits in this category.

Chairman Seay polled the Commissioners for agreement. Commissioner Brannon – agree. Commissioner Hammer – agree. Commissioner Spivey – not present. Commissioner Wilks – agree.

Commissioner Wilks made a motion to reconvene the Commission meeting. Commissioner Brannon seconded the motion. Vote was 3-0. Chairman Seay called the

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open meeting back to order. Commissioner Hammer made a motion to recess and reconvene Wednesday morning at 8:00 a.m. to discuss and vote on the bids for the Spec Building and Site Work at the Industrial Park and the metal storage building at the Courthouse. Commissioner Brannon seconded the motion. Vote was 3-0.

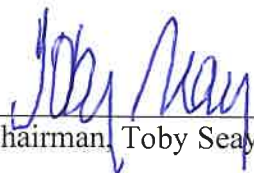
Commission meeting reconvened Wednesday morning at 8:00 a.m. for discussion and vote on the Spec Building and Site Work at the Industrial Park and the metal storage building behind the Courthouse. After much discussion Commissioner Hammer made a motion to award the Spec Building to Hughes Brothers Construction if the bid could be negotiated. Trinity Building had submitted a quote that was substantially lower, but he did not submit his bid through Northstar Engineering. Attorney Phil Eldridge stated in his opinion that bid was not valid, but they could contact Phillip Santora with Northstar Engineering and ask him to speak with Mike Hughes to see if he is willing to negotiate the price he quoted. Commissioner Wilks asked if the building was re-bid again how long would it take to get everything back. Attorney Eldridge stated it would have to be run in the local paper three weeks again plus the time to get the bids so it could be another six weeks. Commissioner Brannon seconded the motion. Vote was 3-0.

Commissioner Wilks made a motion to award the site work to S & E Site Development at a cost of \$176,470.00 with the Add. Alternate of \$49,750.00 for paving. Commissioner Brannon seconded the motion. Vote was 3-0.

Commissioner Wilks made a motion to award the construction of the metal storage building at the Courthouse to All Metal. Commissioner Brannon seconded the motion. Vote was 3-0. Attorney Eldridge state they would need the Sales Tax Exemption form and liability insurance information. He will file for the County once we have a contract in place and the proof of insurance.

Commissioner Hammer made a motion to adjourn. Commissioner Brannon seconded the motion. Vote was 3-0.

The above constitutes the minutes of the meeting of the Geneva County Commission held on Monday, July 13, 2020.

  
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Chairman, Toby Seay

  
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Cindy Williams  
County Administrator

  
\_\_\_\_\_  
Commissioner Weston Spivey

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Commissioner Todd Brannon

  
\_\_\_\_\_  
Commissioner Bart Wilks

  
\_\_\_\_\_  
Commissioner Hammer



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RESOLUTION AUTHORIZING AND APPROVING EXECUTION OF AN CONTRACT WITH BANCORPSOUTH EQUIPMENT FINANCE, A DIVISION OF BANCORPSOUTH BANK

WHEREAS, Geneva County Commission, the Governing Body (the "Governing Body") of Geneva County, Alabama (the "Buyer"), acting for and on the behalf of the Buyer hereby finds, determines and adjudicates as follows:

- 1. The Buyer desires to enter into an Contract with the Exhibits attached thereto in substantially the same form as attached hereto as Exhibit "A" (the "Contract") with BancorpSouth Equipment Finance, a division of BancorpSouth Bank ("Seller") for the purpose of presently purchasing the equipment as described therein for the total cost specified therein (collectively the "Equipment").
2. It is in the best interest of the residents served by Buyer that the Buyer acquire the Equipment pursuant to and in accordance with the terms of the Contract; and
3. It is necessary for Buyer to approve and authorize the contract.
4. The Buyer desires to designate the Contract as a qualified tax-exempt obligation of Buyer for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986 (the "Code").

NOW, THEREFORE, BE IT RESOLVED by this Governing Body for and on behalf of the Buyer as follows:

Section 1. The Contract and Exhibits attached thereto in substantially the same form as attached hereto as Exhibit "A" by and between the Seller and the Buyer is hereby approved, and Toby L. Seay, Chairman, (the "Authorized Officer") is hereby authorized and directed to execute said Contract on behalf of the Buyer.

Section 2. The Delivery Order is being issued in calendar year 2020

Section 3. Neither any portion of the gross proceeds of the Contract nor the Equipment identified to the Contract shall be used (directly or indirectly) in a trade or business carried on by any person other than a governmental unit, except for such use as a member of the general public.

Section 4. No portion of the rental payments identified in the Contract (a) is secured, directly or indirectly, by property used or to be used in a trade or business carried on by a person other than a governmental unit, except for such use as a member of the general public, or by payments in respect of such property; or (b) is to be derived from payments (whether or not to Buyer) in respect of property or borrowed money used or to be used for a trade or business carried on by any person other than a governmental unit.

Section 5. No portion of the gross proceeds of the Contract are used (directly or indirectly) to make or finance loans to persons other than governmental units.

Section 6. Buyer hereby designates the Contract as a qualified tax-exempt obligation for purposes of Section 265(b) of the Code.

Section 7. In calendar year 2020, Buyer has designated \$4,935,939.00 of tax-exempt obligations (including the Contract) as qualified tax-exempt obligations. Including the Contract herein so designated, Buyer will not designate more than \$10,000,000 of obligations issued during calendar year 2020 as qualified tax-exempt obligations.

Section 8. Buyer reasonably anticipates that the total amount of tax-exempt obligations (other than private activity bonds) to be issued by Buyer during calendar year 2020 will not exceed \$10,000,000.

Section 9. For purposes of this resolution, the amount of tax-exempt obligations stated as either issued or designated as qualified tax-exempt obligations including tax-exempt obligations issued by all entities deriving their issuing authority from Buyer or by an entity subject to substantial control by Buyer as provided in Section 265(b)(3) of the Code.

Section 10. The Authorized Officer is further authorized for and on behalf of the Governing Body and the Buyer to do all things necessary in furtherance of the obligations of the Buyer pursuant to the Contract, including execution and delivery of all other documents necessary or appropriate to carry out the transactions contemplated thereby in accordance with the terms and provisions thereof.

Following the reading of the foregoing resolution, Mr. Hammer moved that the foregoing resolution be adopted. Mr. Brannon seconded the motion for its adoption. The Chairman put the question to a roll call vote and the result was as follows:

<u>Commissioner Spivey</u>	Voted: <u>Aye</u>
<u>Commissioner Brannon</u>	Voted: <u>Aye</u>
<u>Commissioner Wilks</u>	Voted: <u>Aye</u>
<u>Commissioner Hammer</u>	Voted: <u>Aye</u>
_____	Voted: _____
_____	Voted: _____
_____	Voted: _____

The motion having received the affirmative vote of all members present, the Chairman declared the motion carried and the resolution adopted this the 13th day of July, 2020.

John May  
(Signature)

ATTEST:  
Cindy Williams

(SEAL)

STATE OF ALABAMA

COMMISSION MEETING JULY 13, 2020  
REGULAR MEETING

GENEVA COUNTY

The County Commission of Geneva County met at the Commissioner's Courtroom, Geneva County, Alabama, at 9:30 a.m. on Monday, July 13, 2020, in regular session. Probate Judge, Toby L. Seay, present and presiding, and the following members being present: Weston Spivey, Todd Brannon, Bart Wilks and Sandy Hammer:

After due discussion the following resolution and order was introduced by Commissioner, HAMMER, who moved its adoption.

RESOLUTION AND ORDER

WHEREAS, Wiregrass Medical Center is a public hospital facility and the Geneva County Hospital Board was formed under the authority of Act Number 46, General Acts of the Legislature of the State of Alabama of 1949, pages 68 et seq, and was originally the Agency of Geneva County designated to acquire, construct, equip, operate and maintain such Public Hospital Facility. On February 27, 1989, the Geneva County Hospital Board was reincorporated as the Geneva County Health Care Authority, Inc., pursuant to the Health Care Authority Act of 1982, and continues as the Agency of Geneva County designated to equip, operate and maintain such Public Hospital Facility. This Act provided that any public hospital corporation may be reincorporated under the authority of said Act. In the past, pursuant to Amendment 72 of the Constitution of Alabama of 1901, recompiled as §215.02, an election was held and the Geneva County Commission levied a special county tax for use of the Geneva County Hospital Board, now the Geneva County Health Care Authority, Inc., to use for maintaining and operating the public hospital facilities, known as Wiregrass Medical Center. Geneva

County is presently levying and collecting a special county tax of 2.6 mills on each dollar of taxable property in Geneva County for such use.

WHEREAS, the Geneva County Health Care Authority, Inc., has petitioned the Geneva County Commission to call an election for the purpose of determining whether or not the majority of the qualified electors of Geneva County who participate in such election authorizes the Geneva County Commission to levy and increase the present special county tax to four mills on each dollar of taxable property in Geneva County for the use of the Geneva County Health Care Authority, Inc., for operating and maintaining the public hospital facility, known as Wiregrass Medical Center.

WHEREAS, the Geneva County Commission deems it wise and to the best interest of the people of Geneva County, pursuant to ALA. CONST. Art. XI, §215.02 (amend. 72), to call said election to be held in conjunction with the 2018 General Election on November 6, 2018.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, pursuant to this petition and ALA. CONST. Art. XI, §215.02 (amend. 72), that an election shall be held on November 3, 2020, in conjunction with the 2020 General Election, in all the voting places in Geneva County, Alabama, to determine whether or not the majority of the qualified electors of Geneva County who participate in such election authorizes the Geneva County Commission to levy and increase the present special county tax to four mills on each dollar of taxable

property in Geneva County for the use of the Geneva County Health Care Authority, Inc., for operating and maintaining the public hospital facility, known as Wiregrass Medical Center.

BE IT FURTHER RESOLVED AND ORDERED that the Sheriff and Probate Judge of Geneva County, Alabama, shall give notice of said election as provided by law.

BE IT FURTHER RESOLVED AND ORDERED that said election shall be held and conducted and the returns canvassed as now provided by law for holding and conducting and canvassing the returns of an election.

BE IT FURTHER RESOLVED AND ORDERED that said election to held and conducted as authorized by ALA. CONST. Art. XI, §215.02 (amend. 72).

BE IT FURTHER RESOLVED AND ORDERED that Toby L. Seay, Judge of Probate, be and he hereby is authorized, directed and ordered to include and place the language set forth below on the ballot for the 2020 General Election to be held on November 3, 2020, and to provide the County Commission with a certification of the result of such election after conducting same.

BE IT FURTHER RESOLVED AND ORDERED that the following language shall be included on the ballot:

"SPECIAL COUNTY TAX FOR WIREGRASS MEDICAL CENTER

Do you authorize the County Commission of Geneva County to levy and increase the present special county tax to four mills on each dollar of all taxable property in Geneva County, commencing with

the tax year October 1, 2021, for the sole use of operating and maintaining Wiregrass Medical Center, a public hospital facility.

YES ( ) NO ( )"

Commissioner HAMMER moved that the foregoing resolution be adopted and spread upon the minutes of this meeting, which motion was seconded by Commissioner BRANNON, and upon the motion being put to vote, the following vote was recorded:

YEAS: NAYS:

Commissioners:

- Weston Spivey
- Todd Brannon
- Bart Wilks
- Sandy Hammer

The chairman thereupon announced that the motion for adoption has been unanimously carried.

STATE OF ALABAMA

GENEVA COUNTY

I, Toby L. Seay, Chairman of the Geneva County Commission, hereby certify that the above is a true, correct and exact copy of a Resolution duly and legally adopted by the Geneva County Commission, at a meeting on the 13th day of July, 2020.

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Chairman of Geneva County Commission