

STATE OF ALABAMA §

LAUDERDALE COUNTY §

The Lauderdale County Commission convened at the Lauderdale County Courthouse in the City of Florence, Alabama, at 5:00 p.m. on the 22th day of July, 2024.

The meeting was called to order by Chairman, Danny Pettus. Upon roll call the following members answered present:

Danny Pettus	Chairman
Roger Garner	Commissioner, District 1
Brad Black	Commissioner, District 1
Joe Hackworth	Commissioner, District 2
Fay Parker	Commissioner, District 2

Chairman, Danny Pettus, upon declaration of a quorum being present, opened the meeting for the transaction of business.

The invocation and Pledge of Allegiance were delivered by Chairman, Danny Pettus.

Award/Presentations: None

Public Comments on Agenda Items: None

Commissioner Garner moved, seconded by Commissioner Parker that all items listed on the regular business agenda be approved for immediate consideration. There being no discussion, and upon a vote taken, motion was unanimously approved. Agenda is herein recorded, and made a part of these minutes.

Commissioner Hackworth moved, seconded by Commissioner Black that the minutes of the last regular meeting of the Commission be approved for recording. There being no discussion, and upon vote taken, motion was unanimously approved.

Commissioner Parker moved, seconded by Commissioner Garner to agree to amend the Fiscal Year 2023-2024 Emergency Management Agency budget to show the use of Tennessee Valley Authority residual funds in the amount of sixty-one thousand twenty-one dollars and sixty-six cents that were used to install four additional repeaters. There being no discussion, and upon a vote taken, motion was unanimously approved. Resolution is herein recorded, and made a part of these minutes.

Commissioner Hackworth moved, seconded by Commissioner Black to give McKee and Associates Architects permission to start bidding out the Lauderdale County Courthouse third floor renovation project. There being no discussion, and upon a vote taken, motion was unanimously approved. Resolution is herein recorded, and made a part of these minutes.

Commissioner Garner moved, seconded by Commissioner Parker to approve choosing to appoint Commissioner Joe Hackworth, Sheriff Joe Hamilton, and Volunteer Fire Department member, Steve McEachron to be on the newly restructured 911 board, as well as Florence City Mayor, Andy Betterton to be the Chairman for the first term. Commissioner Joe Hackworth abstained from voting, and a roll call vote was taken:

Commissioner Roger Garner Yay
 Commissioner Brad Black Yay
 Commissioner Fay Parker Yay

Motion was unanimously approved. Resolution is herein recorded, and made a part of these minutes.

Commissioner Parker moved, seconded by Commissioner Black approving the newest Education Tax Levy. This will remain in effect until the law changes. The updated Tax Levy paperwork will be attached to the meeting minutes. There being no discussion, and upon a vote taken, motion was unanimously approved. Resolution is herein recorded, and made a part of these minutes.

Commissioner Garner moved, seconded by Commissioner Parker approving a Lauderdale County Road Department employee for Family Medical Leave of Absence. There being no discussion, and upon a vote taken, motion was unanimously approved. Resolution is herein recorded, and made a part of these minutes.

All invoiced bills were audited and ordered to be paid by a motion made by Commissioner Parker seconded by Commissioner Black. Ther being no discussion, and upon a vote take, motion was unanimously approved. Motion is herein recorded and made a part of these minutes.

LAUDERDALE COUNTY CHECKS ISSUED :
July 8, 2024 - July 21, 2024


1	General-Special	61983-62054 Voided Ck# 62040 & 62053	994,859.60
2	Agri-Business Fund	4115-4117	932.25
3	Pistol Permit Revenue Reduction Fund	N/A	0.00
4	Opioid Settlement Fund	1006	225.00
5	LEPA Fund	9200-9206	4,534.65
6	Gasoline Tax Fund	18995-19010	247,892.57
7	Public Bldg., R & B Special	N/A	0.00
8	Public Highway & Traffic Fund	N/A	0.00
9	Al. Trust Capital Improvement Fund	N/A	0.00
10	RRR Gasoline Tax Fund	758	484.11
11	Reappraisal Fund	12815-12825	34,203.50
12	Reappraisal Money Market	N/A	0.00
13	Tourism, Rec. & Convention Fund	N/A	0.00

14	RSVP Fund	18361-18369	5,391.86
15	Child Protection Fund	1290	1,679.14
16	Rebuild Alabama Gas Tax Fund	N/A	0.00
17	Rebuild Alabama Diesel Tax Fund	N/A	0.00
18	Federal Aid Exchange Fund	N/A	0.00
19	Workforce Development Center Fund	1103-1104	906,636.98
20	Special Grants Fund	N/A	0.00
21	ARPA Revenue Reduction Fund	1034	216,166.94
22	Coronavirus Rescue Act Fund	N/A	0.00
23	CDBG Fund	N/A	0.00
24	Solid Waste Fund	9558-9574	200,220.47
25	Account Payable Fund	48803-48874	1,670,062.25
26	Fire Protection Fee Fund	N/A	0.00
27	Industrial Development Tax Fund	1250	626,247.16
28	Tobacco Tax Fund	N/A	0.00
29	TVA Tax Fund	N/A	0.00
TOTAL			\$ 4,909,536.48

David Carson of Florence, Alabama continued discussing transparency within the Lauderdale County Commission. Mr. Carson suggested that the Commission record the meetings without his assistance. Mr. Carson also mentioned something that was discussed during Work Session about the need for additional security for the Lauderdale County Commission Work Sessions and Meetings.

There being no further business to come before the Commission and upon a motion made by Commissioner Parker and seconded by Commissioner Black, the meeting was duly adjourned.

LAUDERDALE COUNTY COMMISSION



 Danny Pettus, Chairman

Absent

 Roger Garner, Commissioner



 Brad Black, Commissioner



 Fay Parker, Commissioner

ATTEST:



 Brenda Bryant, County Administrator



 Joe Hackworth, Commissioner

LAUDERDALE COUNTY COMMISSION
REGULAR MEETING AGENDA
July 22, 2024

A. OFFICIAL AGENDA

1. CALL TO ORDER AND WELCOME
2. CALL OF ROLL TO ESTABLISH QUORUM
3. INVOCATION AND PLEDGE OF ALLEGIANCE- Chairman Danny Pettus
4. AWARDS AND PRESENTATIONS
5. PUBLIC COMMENTS ON AGENDA ITEMS

Per Rules of Procedure there is a three-minute time limit

B. REGULAR BUSINESS

1. **Review and Motion to Consider Agenda Items**
2. **Approve minutes of last meeting**
3. **Resolution—EMA Budget Amendment**
The Lauderdale County Commission is amending Fiscal Year 2023-2024 EMA budget to show the use of TVA residual funds spent on four new EMA repeaters.
4. **Resolution—Bid for 3rd Floor Courthouse Renovation**
The Lauderdale County Commission is giving Mckee and Associates Architects permission to start bidding out the Lauderdale County Courthouse project.
5. **Resolution—911 Board Appointments**
The Lauderdale County Commission has chosen their new appointments for the new 911 board.
6. **Resolution—Lauderdale County Schools Tax Levy**
The Lauderdale County Commission is approving the newest Education Tax Levy.
7. **Request for FMLA approval**
8. **Audit and Approve Invoiced Bills**

C. SCHEDULED PUBLIC HEARINGS—none

D. STAFF REPORTS

E. PUBLIC COMMENT PERIOD - Per Rules of Procedure, three-minute time limit

F. ADJOURN

STATE OF ALABAMA §

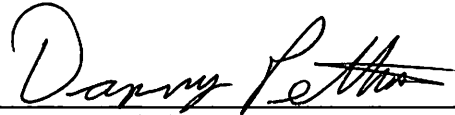
LAUDERDALE COUNTY §

RESOLUTION

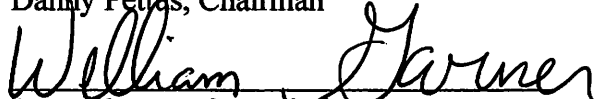
BE IT RESOLVED by the Lauderdale County Commission that the fiscal year 2023-2024 Lauderdale County Emergency Management Agency budget be amended to show the use of Tennessee Valley Authority residual funds in the amount of sixty-one thousand twenty-one dollars and sixty-six cents to add four additional repeaters.

Done this the 22th day of July, 2024.

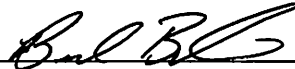
LAUDERDALE COUNTY COMMISSION



Danny Pettas, Chairman



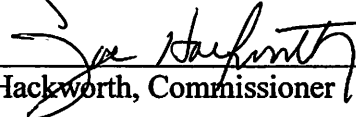
Roger Garner, Commissioner



Brad Black, Commissioner

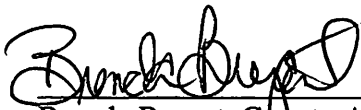


Fay Parker, Commissioner



Joe Hackworth, Commissioner

ATTEST:



Brenda Bryant, County Administrator

EMA PURCHASED NEW REPEATERS OUT OF PRIOR YEAR RESIDUAL. THEY FAILED TO INCLUDE PAYMENT FOR THEM IN THEIR BUDGET. A RESOLUTION FOR A BUDGET AMENDMENT WILL BE NEEDED.

BATTLEGROUND MT AMATEUR RADIO REPEATER	
PROFESSIONAL 2-WAY RADIO	12,550.00
THE RADIO SHOP	<u>7,813.42</u>
	\$ 20,363.42
BURNETT ON MONTE SANO MT AMATEUR RADIO REPEATER	
PROFESSIONAL 2-WAY RADIO	7,290.00
THE RADIO SHOP	8,459.31
MOBILE COMMUNICATIONS AMERICA	<u>700.00</u>
	\$ 16,449.31
SPRUCE PINE MT AMATEUR RADIO REPEATER	
PROFESSIONAL 2-WAY RADIO	\$ 13,500.00
WOODALL MOUNTAIN REPEATER	
THE RADIO SHOP	\$ 10,708.93
TOTAL AMENDMENT -	\$ 61,021.66

STATE OF ALABAMA §

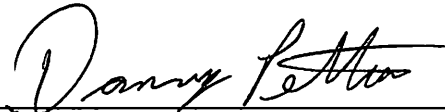
LAUDERDALE COUNTY §

RESOLUTION

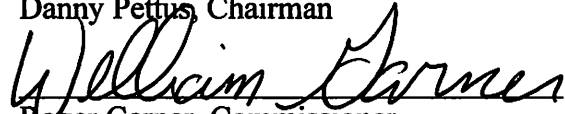
BE IT RESOLVED the Lauderdale County Commission gives Mckee and Associates Architects permission to go forward with, and send out a bid for the 3rd Floor Courthouse remodel, and also give Mckee and Associates Architects permission to be open said bid the 3rd week of August 2024.

Done this the 22th day of July, 2024.

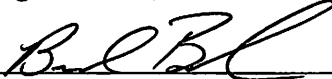
LAUDERDALE COUNTY COMMISSION



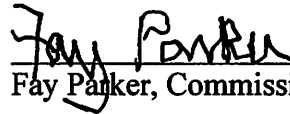
Danny Pettus, Chairman



Roger Garner, Commissioner



Brad Black, Commissioner



Fay Parker, Commissioner



Joe Hackworth, Commissioner

ATTEST:



Brenda Bryant, County Administrator

STATE OF ALABAMA §
LAUDERDALE COUNTY §

RESOLUTION

WHEREAS, the Lauderdale County Commission appointments for the new 911 board will consist of the following members:

County:

- Lauderdale County Commissioner Joe Hackworth
- Lauderdale County Sheriff Joe Hamilton
- Lauderdale County Volunteer Fire Department Steve McEachron

Chairman

- Florence City Mayor Andy Betterton

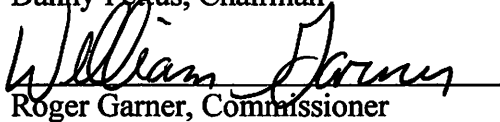
NOW THEREFORE BE IT RESOLVED that the Lauderdale County Commission does hereby agree to appoint the above list to the EMA 911 board.

Done this the 22th day of July, 2024.

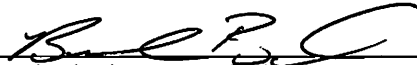
LAUDERDALE COUNTY COMMISSION



Danny Pettus, Chairman



Roger Garner, Commissioner



Brad Black, Commissioner



Fay Parker, Commissioner



Joe Hackworth, Commissioner

ATTEST:


Brenda Bryant, County Administrator

STATE OF ALABAMA §

LAUDERDALE COUNTY §

RESOLUTION

WHEREAS, the Lauderdale County Commission (the “Commission”) is the governing body of Lauderdale County, Alabama (the “County”);

WHEREAS, the Commission levies a number of ad valorem taxes within the County for various purposes including general fund, road and bridge, and education;

WHEREAS, the Lauderdale County Board of Education (the “County Board of Education”), a public school district which operates within the County but outside the municipal limits of the City of Florence, Alabama, proposes to issue its Special Tax School Warrants, Series 2024, in the aggregate principal amount of not more than \$25,000,000 (the “Series 2024 School Warrants”) to finance a new vocational school to be owned and used by the County Board of Education;

WHEREAS, the Series 2024 School Warrants will be payable solely from, and secured by a sales and use tax (the “Special Sales Tax”) and a 4-mill ad valorem tax levied in the Lauderdale County School District (the “Special School Tax”);

WHEREAS, the Special School Tax is levied by the County acting through the Commission for public school purposes annually on all property situated within the Lauderdale County School District (which is a public school district comprised of all of the County less and except that portion of the County within the municipal limits of the City of Florence) at the rate of four (4) mills per annum, pursuant to Section 2 of Amendment No. 3 of the Constitution of Alabama of 1901, proceedings under the Alabama Constitution, and a majority vote of the qualified electors of the Lauderdale County School District special election held in the Lauderdale County School District on August 27, 2019;

WHEREAS, the special election conducted on August 27, 2019, which approved the renewal and continuation of the levy of the Special School Tax for a period of twenty-six (26) consecutive years beginning with the levy for the tax year that began on October 1, 2022 (for which first tax year taxes became due and payable on October 1, 2023) and ending for the tax year beginning on October 1, 2047 (for which tax will become due and payable on October 1, 2048), passed with 3,225 citizens voting in favor of said renewal of the Special School Tax and 815 citizens voting against;

WHEREAS, on February 9, 2015, the Commission adopted a resolution pursuant to Alabama Act No. 2014-433, which allowed for the levy of all said special ad valorem taxes levied by the County, including the Special School Tax, to remain in full force and effect and be deemed to apply to all subsequent years until and unless altered by the Commission pursuant to a change in tax rate by general law.

WHEREAS, prior to the proposed issuance of the Series 2024 School Warrants by the County Board of Education, the County Board of Education has requested the Commission to adopt this resolution on behalf of the County to memorialize the County’s levy of the Special School Tax and to memorialize the agreement by the County to continue levying the Special School Tax until the earlier of: (i) the maturity of all of the Series 2024 School Warrants; or (ii) the expiration date of the levy of the Special School Tax currently determine to be for the tax year beginning on October 1, 2047 (for which tax will become due and payable on October 1, 2048);

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE LAUDERDALE COUNTY COMMISSION (the "Commission"), as the governing body of Lauderdale County, Alabama (the "County") as follows:

Section 1. Upon evidence duly presented to and considered by it, the Commission has found and determined and does hereby find, determine and declare as follows:

(i) the Commission is authorized to annually levy, pursuant to Section 2 of Amendment No. 3 of the Constitution of Alabama of 1901, proceedings under the Alabama Constitution, and a majority vote of the qualified electors of the Lauderdale County School District of a special election called and held on August 27, 2019, a special county ad valorem tax not exceeding four mills (\$0.40 on each \$100) of the assessed valuation of taxable property in the Lauderdale County School District (the "Special School Tax");

(ii) the Special School Tax is authorized to be used for public educational purposes;

(iii) the Special School Tax has always been since the initial levy and continues to be levied at the rate of four mills (\$0.40 on each \$100) of the assessed valuation of taxable property in the Lauderdale County School District; and

(iv) the Commission wishes to memorialize its plan and agreement to continue the levy of the Special School Tax through the earlier of: (i) the maturity of all of the Series 2024 School Warrants; or (ii) the expiration date of the levy of the Special School Tax currently determine to be for the tax year beginning on October 1, 2047 (for which tax will become due and payable on October 1, 2048), at a rate not less than that currently being levied, so that the County Board of Education and the purchasers of its Series 2024 School Warrants can rely upon said revenue stream as a dedicated source of revenue for the County Board of Education and security for the Series 2024 School Warrants.

Section 2.

(a) The Commission hereby levies the Special School Tax pursuant to Section 2 of Amendment No. 3 of the Constitution of Alabama of 1901, proceedings under the Alabama Constitution and a majority vote of the qualified electors the Lauderdale County School District of the special election called and held on August 27, 2019, at the rate of four mills (\$0.40 per on each \$100) of the assessed valuation of taxable property in the Lauderdale County School District, each and every year from the date hereof through October 1, 2047 (for which said tax will become due and payable on October 1, 2048). The Commission hereby ratifies and approves any prior levy and collection of the Special School Tax for any years prior to the adoption of this resolution and order.

(b) The Commission hereby certifies this levy of the Special School Tax to the county tax assessing official and will provide a copy of this resolution and order which provides information about the levy of the tax, the rate at which the tax is to be levied, and the purpose for which the tax is levied.

(c) The Commission hereby resolves and orders that, pursuant to Alabama Act No. 2014-433, this certification shall remain in full force and effect until and unless altered by the Commission pursuant to a change in tax rate by general law.

Section 3. Until such time as the entire principal of, premium, if any, and interest on the Series 2024 School Warrants have been paid in full, or provision for the payment thereof duly provided for and without regard to any other fact or condition (including without limitation closure or the sale of any improvements financed from proceeds of the Series 2024 School Warrants), (i) the County shall continue to levy and to provide for the assessment and collection of the Special School Tax (or until the expiration of the authorized period for the levy currently being for the tax year October 1, 2047 (for which said tax will become due and payable on October 1, 2048), if earlier); (ii) proceeds of the Special School Tax allocable to the County Board of Education may be used for payment of the principal of, premium, if any, and interest on the Series 2024 School Warrants; and (iii) the County will do nothing to intentionally jeopardize payment of the Series 2024 School Warrants.

Section 4. The provisions of this Resolution and Order shall constitute a contract with the paying agent for the Series 2024 School Warrants, acting on behalf of the holders from time to time of the Series 2024 School Warrants and said paying agent and holders of the Series 2024 School Warrants shall be considered direct beneficiaries of this Resolution and Order for purposes of enforcement of the provisions herein.

Section 5. This Resolution and Order shall become effective on the date of adoption hereof.

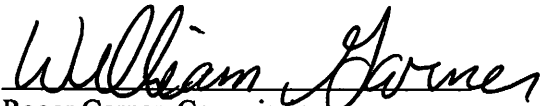
Section 6. Each and every provision of this Resolution and Order is hereby declared to be an independent provision and the holding of any provision hereof to be invalid for any reason shall not affect any other provision hereof.

Adopted this 22nd day of July, 2024.

LAUDERDALE COUNTY COMMISSION



Danny Pettus, Chairman



Roger Garner, Commissioner



Brad Black, Commissioner



Fay Parker, Commissioner



Joe Hackworth, Commissioner

ATTEST:



Brenda Bryant, County Administrator

**DECLARATION AND REPORT OF RESULTS OF
A SPECIAL ELECTION FOR THE CONTINUANCE
AND RENEWAL OF THE LEVY OF VARIOUS
AD VALOREM TAXES FOR PUBLIC SCHOOL
PURPOSES IN LAUDERDALE COUNTY**

Pursuant to Section 17-12-15 of the Code of Alabama 1975, as amended, the Board of Canvassers (consisting of the Sheriff of the County, in person or by deputy, the Judge of Probate and the Clerk of the Circuit Court and herein called "the Board") assembled at the Lauderdale County Courthouse, on Friday, September 6, 2019, at the hour of 12:00 noon (this date being the "second Friday next after the election" held on August 27, 2019), to canvass and declare the results of the special election for the renewal and continuation of the levy of a special countywide school tax, at the rate of 1.8 mill on each dollar of the assessed value of taxable property, for a period of twenty-six (26) consecutive years beginning with the levy for the tax year that will begin on October 1, 2022 (for which first tax year taxes will become due and payable on October 1, 2023), pursuant to Section 269 of Article XIV of the Constitution of Alabama of 1901 and proceedings taken under the said Constitution, in Lauderdale County, Alabama, held on August 27, 2019. The Board did at the said meeting canvass the returns of the said election and ascertained and determined, and does hereby declare and report, that the result of the said canvass was as follows:

5077 FOR proposed taxation (of which, 21 were
provisional ballots)

1322 AGAINST proposed taxation (of which, 0 were
provisional ballots)

As a result of the said canvass, this Board has determined and does hereby declare and report that there were cast at the said election a total of 6399 votes, of which 5077 votes were cast for the proposed taxation, and 1322 votes were cast against the proposed taxation, resulting in more than the requisite three-fifths of the qualified electors of the County voting at said election on the question of the proposed taxation voting in favor of said proposed taxation.

The Board also met to canvass and declare the results of the special election for the renewal and continuation of the levy of a special countywide school tax, at the rate of 5.2 mills on each dollar of the assessed value of taxable property, for a period of twenty-six (26) consecutive years beginning with the levy for the tax year that will begin on October 1, 2022 (for which first tax year taxes will become due and payable on October 1, 2023), pursuant to Section 1 of Amendment No.

3 to the Constitution of Alabama of 1901 and proceedings taken under the said Constitution, in Lauderdale County, Alabama, held on August 27, 2019. The Board did at the said meeting canvass the returns of the said election and ascertained and determined, and does hereby declare and report, that the result of the said canvass was as follows:

<u>5001</u>	FOR proposed taxation	(of which, <u>20</u> were provisional ballots)
<u>1344</u>	AGAINST proposed taxation	(of which, <u>0</u> were provisional ballots)

As a result of the said canvass, this Board has determined and does hereby declare and report that there were cast at the said election a total of 6345 votes, of which 5001 votes were cast for the proposed taxation, and 1344 votes were cast against the proposed taxation, resulting in a majority of the qualified electors of the County voting at said election on the question of the proposed taxation voting in favor of said proposed taxation.

The Board also met to canvass and declare the results of the special election for the renewal and continuation of the levy of a special district school tax, at the rate of 4 mills on each dollar of the assessed value of taxable property, for a period of twenty-six (26) consecutive years beginning with the levy for the tax year that will begin on October 1, 2022 (for which first tax year taxes will become due and payable on October 1, 2023), pursuant to Section 2 of Amendment No. 3 to the Constitution of Alabama of 1901 and proceedings taken under the said Constitution, in School District No. 1 (the boundaries of which include all the area lying within the County less and except the area within the corporate limits of the City of Florence) in Lauderdale County, Alabama, held on August 27, 2019. The Board did at the said meeting canvass the returns of the said election and ascertained and determined, and does hereby declare and report, that the result of the said canvass was as follows:

<u>3225</u>	FOR proposed taxation	(of which, <u>0</u> were provisional ballots)
<u>815</u>	AGAINST proposed taxation	(of which, <u>0</u> were provisional ballots)

As a result of the said canvass, this Board has determined and does hereby declare and report that there were cast at the said election a total of 4040 votes, of which 3225 votes were cast for the proposed taxation, and 815 votes were cast against the proposed taxation, resulting in a majority of the qualified electors of the said district voting at said election on the question of the proposed taxation voting in favor of said proposed taxation.

The Board also met to canvass and declare the results of the special election for the renewal and continuation of the levy of a special district school tax, at the rate of 4 mills on each dollar of the assessed value of taxable property, for a period of twenty-six (26) consecutive years beginning with the levy for the tax year that will begin on October 1, 2022 (for which first tax year taxes will become due and payable on October 1, 2023), pursuant to Section 2 of Amendment No. 3 to the Constitution of Alabama of 1901 and proceedings taken under the Constitution, in School District No. 2 (the boundaries of which include all the area lying within the corporate limits of the City of Florence) in Lauderdale County, Alabama, held on August 27, 2019. The Board did at the said meeting canvass the returns of the said election and ascertained and determined, and does hereby declare and report, that the result of the said canvass was as follows:

- 1809 FOR proposed taxation (of which, 11 were provisional ballots)
- 540 AGAINST proposed taxation (of which, 0 were provisional ballots)

As a result of the said canvass, this Board has determined and does hereby declare and report that there were cast at the said election a total of 2349 votes, of which 1809 votes were cast for the proposed taxation, and 540 votes were cast against the proposed taxation, resulting in a majority of the qualified electors of the said district voting at said election on the question of the proposed taxation voting in favor of said proposed taxation.

It is hereby ordered (a) that the original of this declaration shall be recorded by the Judge of Probate of the County in a book provided for such purpose, (b) that a copy hereof shall be published one time in *The Florence Times*, a newspaper published and having general circulation in Lauderdale County, Alabama, and (c) that the said taxes, to the extent approved by the voters at the said election, shall be levied and collected as provided by the laws of the State of Alabama.

Dated this 6th day of September, 2019.

LAUDERDALE COUNTY BOARD OF CANVASSERS

Rick Singleton

Sheriff of the County

Will Motlow

Judge of Probate

Missy Thomas

Clerk of the Circuit Court

STATE OF ALABAMA)
 :
LAUDERDALE COUNTY)

SWORN TO and SUBSCRIBED before me, this 6th day of September, 2019.

Michelle Stutta
Notary Public

My commission expires: 7/25/2020