

STATE OF ALABAMA)

COUNTY OF BALDWIN)

**RESOLUTION #2016-103
OF THE
BALDWIN COUNTY COMMISSION**

PROVIDING FOR AN UPDATED ALLOCATION OF BALDWIN COUNTY LOCAL CIGARETTE TAX REVENUE AS AUTHORIZED BY SECTION 45-2-244 THROUGH SECTION 45-2-244.011 OF THE CODE OF ALABAMA 1975; FURTHER, REPEALING RESOLUTION #2014-072.

COMES NOW, the Baldwin County Commission desiring to update the allocation of the revenues and receipts derived from the cigarette tax levy of the Baldwin County Commission pursuant to Act Number 80-613, Acts of Alabama, as amended by Act Number 2000-482, Acts of Alabama; and

WHEREAS, Act Number 80-613, Acts of Alabama, as amended by Act Number 2000-482, Acts of Alabama, are codified at Section 45-2-244 through Section 45-2-244.011 of the Code of Alabama 1975, said Baldwin County local law (hereinafter referred to as "Baldwin County Local Law") authorizing a local county cigarette tax with the proceeds to be expended exclusively for mental health and child advocacy purposes as the Baldwin County Commission sees fit; and

WHEREAS, the Baldwin County Commission, pursuant to Baldwin County Local Law, adopted Resolution #2000-61 at its August 1, 2000, regular meeting to impose and levy a license tax of ten cents (\$0.10) for each package of cigarettes, made of tobacco or any substitute therefor, on every person who sells, stores, or delivers any cigarettes within the county with said tax to be collected and expended exclusively for mental health and child advocacy purposes as provided by law; and

WHEREAS, this instrument does not affect, alter or repeal Resolution #2000-61 as Resolution #2000-61 remains in full force and effect; and

WHEREAS, the Baldwin County Commission, pursuant to Baldwin County Local Law, adopted Resolution #2000-62 at its August 1, 2000, regular meeting and further amended said instrument by the adoption of Resolution #2009-75 at its March 17, 2009, regular meeting, said resolutions collectively related to the allocation of the revenues and receipts derived from the cigarette tax levy pursuant to Baldwin County Local Law; and

WHEREAS, the Baldwin County Commission, pursuant to Baldwin County Local Law, adopted Resolution #2012-069 at its June 5, 2012, regular meeting to update the allocation of the revenues and receipts derived from the cigarette tax levy pursuant to Baldwin County Local Law and, further, to repeal Resolution #2000-62, as further amended by Resolution #2009-75; and

WHEREAS, the Baldwin County Commission, pursuant to Baldwin County Local Law, adopted Resolution #2014-072 at its May 6, 2014, regular meeting to update the allocation of the revenues and receipts derived from the cigarette tax levy pursuant to Baldwin County Local Law and, further, to repeal Resolution #2012-069; and

WHEREAS, at this time, the Baldwin County Commission desires to update the allocation of the revenues and receipts derived from the cigarette tax levy of the Baldwin County Commission as authorized by Baldwin County Local Law, specifically to delete reference of any allocation to Baldwin County Residential Wilderness Program and, instead, authorize said respective allocation to Juvenile Detention; now therefore

BE IT RESOLVED, BY THE BALDWIN COUNTY COMMISSION, IN REGULAR SESSION ASSEMBLED, That the revenues and receipts derived from the cigarette tax levy of the Baldwin County Commission, pursuant to the provisions of Baldwin County Local Law [Act Number 80-613, Acts of Alabama, as amended by Act Number 2000-482, Acts of Alabama; Section 45-2-244 through Section 45-2-244.011 of the Code of Alabama 1975] be allocated on a percentage basis to the following organizations, programs and functions, to wit:

Wilderness Program	0.2034483
Juvenile Detention	0.3034483
Altapointe Health Systems, Inc.	0.4
Baldwin County Mental Retardation	0.0862069
Dawn House	0.0206897
Care House	0.0517241
Lighthouse	0.0206897
Department of Human Resources	0.0068966
City of Bay Minette (Youth Program)	0.0206897
City of Foley (Youth Program)	0.0206897
City of Fairhope (Youth Program)	0.0206897
City of Daphne (Youth Program)	0.0206896
Administration	0.027586
Total	1.0000000

BE IT FURTHER RESOLVED, That any unexpended administration funds remaining at the end of any fiscal year be distributed to the organizations and programs hereinabove on a pro-rata basis.

BE IT FURTHER RESOLVED, That this Resolution and allocation is effective on the 1st day of September, 2016.

BE IT FURTHER RESOLVED, That Resolution #2014-072 (May 6, 2014, regular meeting) is hereby repealed effective on the 1st day of September, 2016.

DONE, Under the Seal of the County of Baldwin, Alabama, on this the 16th day of August, 2016.

TUCKER DORSEY, Chairman

ATTEST:

RONALD J. CINK, County Administrator

