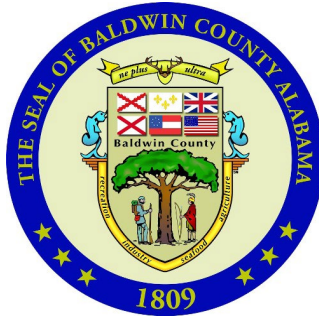


Baldwin County Commission



Baldwin County Commission Special Meeting Agenda

FY 2022-2023 Budget Deliberations

**Wednesday, August 31, 2022
9:00 AM**

Baldwin County Administration Building
County Commission Chambers
322 Courthouse Square
Bay Minette, Alabama 36507

District 1 – Commissioner James E. Ball
District 2 – Commissioner Matthew P. McKenzie
District 3 – Commissioner Billie Jo Underwood
District 4 – Commissioner Charles F. Gruber

Welcome by the Chairman

Invocation

Pledge of Allegiance

GENERAL

- 1) Insert Special Meeting Call Letter into the Record.
- 2) Certification and declaration of the results of the Special School Tax Election held on August 30, 2022, in the District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama.
- 3) Conduct Baldwin County Fiscal Year 2022-2023 Budget Deliberations.
- 4) Consider and/or authorize any other actions necessary to conduct county business.

PUBLIC COMMENTS

PRESS QUESTIONS

COMMISSIONERS COMMENTS

ADJOURNMENT



Baldwin County Commission

Agenda Action Form

File #: 22-1383, **Version:** 1

Item #: 2

Meeting Type: BCC Special Meeting

Meeting Date: 8/31/2022

Item Status: New

From: Ronald J. Cink, Budget Director/Interim County Administrator

Submitted by: Anu Gary, Administrative Services Manager

ITEM TITLE

Certification and Declaration of the Results of the Special School Tax Election Held on August 30, 2022, in the District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama

STAFF RECOMMENDATION

In order to certify and declare the results of the Special School Tax Election held on August 30, 2022, in the District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama, subject to final determination regarding provisional ballots, take the following actions:

- 1) Adopt Resolution #2022-157 of the Baldwin County Commission and Report of Canvass (regarding the adoption, levy, assessment and collection of a Special Three (3) Mill Ad Valorem Tax in the District 8 (Am. 382) School Tax District in Baldwin County, Alabama); and
- 2) Approve copies of such reports to be printed in a newspaper published in the county, and for the original reports to be filed in the Office of the Probate Judge.

BACKGROUND INFORMATION

Background: At this time, the Commission must certify and declare the results of the Special School Tax Election held on August 30, 2022. These results do not include provisional ballots. **Resolution #2022-157 and Report of Canvass are forthcoming once election results are received.**

Final election results including provisional ballots will be certified and declared by the Commission at regular meeting on September 6, 2022.

The Baldwin County Commission, Baldwin County, Alabama, ordered a special election in accordance with the petition and request filed by the Baldwin County Board of Education requesting that a special election be held on August 30, 2022, to determine whether or not a special school tax in District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama, shall be levied and collected in Baldwin County.

The election shall be held and canvassed in accordance with the provisions of Article 9 of Chapter 13, Title 16 of the Code of Alabama 1975 (Sections 16-13-180 to 16-13-199).

Previous Commission action/date: See below.

August 11, 2022, BCC Special Meeting - BCC approved the following action:

Adopt Resolution #2022-115 which confirms, ratifies and approves the appointment of Returning Officers, Managers and Election Officials, including, but not limited to, one returning Officer and three Managers for each precinct for the August 30, 2022, Special School Tax Election for District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama.

June 7, 2022, BCC Regular Meeting - BCC approved the following actions:

1) Pursuant to a May 19, 2022, Baldwin County Board of Education resolution submitted to the Baldwin County Commission on May 20, 2022, adopt Resolution #2022-099 of the Baldwin County Commission which authorizes, among other things associated thereto, the submission of the question if a special ad valorem district school tax shall be levied and collected annually in District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama, pursuant to Amendment No. 382 to the Constitution of Alabama of 1901, as amended, and in addition to all ad valorem taxes now or hereafter levied in the District, for public school purposes in the District at the uniform rate of thirty cents (\$0.30) on each one hundred dollars of taxable property in the District for a period of 30 years beginning with the levy for the tax year October 1, 2022 to September 30, 2023 (the tax for which year becoming due and payable on October 1, 2023) and ending with the levy for the tax year October 1, 2051 to September 30, 2052 (the tax for which year becoming due and payable on October 1, 2052).

Said matter shall be put to a vote of the qualified electors of District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama at the special election to be held on August 30, 2022, with said tax proceeds used, less the cost of collection, exclusively for district public school purposes.

2) Memorialize for the record, a Petition signed by 200+ qualified electors of Baldwin County, Alabama, which was filed and presented to the Baldwin County Commission, requesting that the Commission call and order an election to be held in said District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama on the 30th day of August 2022, to determine whether or not a special ad valorem district school tax shall be levied and collected annually in District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama, for the support and furtherance of education within said district.

FINANCIAL IMPACT

Total cost of recommendation: Any costs to the County will be reimbursed by the Board of Education and/or municipality.

Budget line item(s) to be used: N/A

If this is not a budgeted expenditure, does the recommendation create a need for funding?

N/A

LEGAL IMPACT

Is legal review necessary for this staff recommendation and related documents?

Yes, County Attorney review is required.

Reviewed/approved by: Pending County Attorney's review - akg

Additional comments: N/A

ADVERTISING REQUIREMENTS

Is advertising required for this recommendation? N/A

If the proof of publication affidavit is not attached, list the reason: N/A

FOLLOW UP IMPLEMENTATION

For time-sensitive follow up, select deadline date for follow up: TIME SENSITIVE.

Individual(s) responsible for follow up: Administration:

- 1) Record signed/sealed resolution and canvassing report in Probate.
- 2) Forward a copy of signed and recorded Resolution to:

Harry D'Olive, Judge of Probate
Huey Hoss Mack, Sheriff

Cc:

Tammy Chance, Elections Coordinator
Violetta Smith, Probate Office
Ron Cink, Budget Director/Interim County Administrator
Cian Harrison, Clerk Treasurer
Brad Hicks, County Attorney
Sarah Young, BOE Attorney
Eddie Tyler, BOE Superintendent
Brenda Ganey, Circuit Clerk

3) Save in Mtg Info, Resolutions, and 08/30/2022 BOE Tax Election File and upload resolution on BCAP.

4) File original documents in 08/30/2022 BOE Tax Election file.

Action required (list contact persons/addresses if documents are to be mailed or emailed):
N/A

Additional instructions/notes: N/A

**EXCERPTS FROM THE MINUTES OF A SPECIAL MEETING
OF THE BALDWIN COUNTY COMMISSION**

In the Matter of

A Special 3 Mill Ad Valorem School District Tax

in

District 8 (Am. 382) School Tax District

The Baldwin County Commission, as governing body of Baldwin County, Alabama, met in special public session at the Baldwin County Administration Building County Commission Chambers, located at 322 Courthouse Square, Bay Minette, Alabama at 9:00 a.m. on August 31, 2022.

The meeting was called to order by the Chairman, and the roll was called with the following results:

Present: James E. Ball
 Matthew P. McKenzie
 Billie Jo Underwood
 Charles F. Gruber

Absent:

* * *

The Chairman stated that a quorum was present and that the meeting was open for the transaction of business.

* * *

Thereupon, the following Resolution and Order was introduced in writing by the Chairman and considered by the Commission:

As to the following proposition submitted at such election:

LEVY OF SPECIAL 3 MILL SCHOOL DISTRICT TAX FOR THIRTY (30)
YEARS IN DISTRICT 8 (AM. 382) SCHOOL TAX DISTRICT
IN BALDWIN COUNTY, ALABAMA FOR PUBLIC SCHOOL PURPOSES

Shall a special ad valorem district school tax be levied and collected annually in District 8 (Am. 382) School Tax District in Baldwin County, Alabama, (the area within which District being the area within the corporate limits of the City of Daphne, Alabama, and the areas outside such corporate limits which the County Board of Education of Baldwin County, Alabama, has determined is served by the public schools of said Board in said municipalities and in such area)(the "District"), pursuant to Amendment No. 382 to the Constitution of Alabama of 1901, as amended, and in addition to all ad valorem taxes now or hereafter levied in the District, for public school purposes in the District at the uniform rate of thirty cents (\$0.30) on each one hundred dollars of taxable property in the District for a period of 30 years beginning with the levy for the tax year October 1, 2022 to September 30, 2023 (the tax for which year becoming due and payable on October 1, 2023) and ending with the levy for the tax year October 1, 2051 to September 30, 2052 (the tax for which year becoming due and payable on October 1, 2052).

_____ FOR proposed taxation

_____ AGAINST proposed taxation

The following votes were cast for said proposed taxation and against said proposed taxation:

1,351 Votes cast **FOR** proposed taxation

1,104 Votes cast **AGAINST** proposed taxation

A RESOLUTION #2022-157 AND ORDER OF THE BALDWIN COUNTY COMMISSION OF BALDWIN COUNTY, ALABAMA, DECLARING THE ELECTION RESULTS FOR THE SPECIAL THREE-MILL DISTRICT AD VALOREM SCHOOL TAX IN DISTRICT 8 (AM. 382) SCHOOL TAX DISTRICT IN BALDWIN COUNTY, ALABAMA

BE IT HEREBY RESOLVED, ORDERED, ADJUDGED AND DECREED by the Baldwin County Commission of Baldwin County, Alabama, as follows:

ARTICLE 1

Representations and Definitions

The Baldwin County Commission finds and determines on the basis of evidence presented to and duly considered by it that:

(a) Pursuant to and in accordance with Amendment No. 382 of the Constitution of Alabama of 1901, as amended ("Amendment No. 382"), and Article 9 of Chapter 13 of Title 16 of the Code of Alabama 1975 ("Article 9"), a request in writing (the "Request") has been filed with and presented to the Baldwin County Commission of Baldwin County, Alabama, on May 20, 2022, signed by the County Board of Education of Baldwin County, Alabama, requesting that this Commission call and order an election to be held pursuant to Amendment No. 382 and Article 9 in District 8 (Am. 382) School Tax District (the "District") in Baldwin County, Alabama, the boundaries of which are described in Article 1(b), on August 30, 2022, to determine whether a special ad valorem district school tax shall be levied and collected annually in the District, pursuant to Amendment No. 382 and in addition to all ad valorem taxes now or hereafter levied in the District, for public school purposes in the District at the uniform rate of thirty cents (\$0.30) on each one hundred dollars of taxable property in the District for a period of 30 years beginning with the levy for the tax year October 1, 2022 to September 30, 2023 (the tax for which year becoming due and payable on October 1, 2023) and ending with the levy for the tax year October 1, 2051 to September 30, 2052 (the tax for which year becoming due and payable on October 1, 2052);

(b) the area within the District includes the area within the corporate limits of the City of Daphne, Alabama, and the areas outside such corporate limits which the County Board of Education of Baldwin County, Alabama, has determined is served by the public schools of said Board in said municipality and such area, which area is more particularly described as follows:

Special Tax District 8 shall consist of all parcels of real property located in Baldwin County, Alabama within the following described area:

Beginning at a point at the Southwest corner of Section 26, Township 4 South, Range 1 East, thence East along the South line of Section 26, Township 4 South, Range 1 East to the Southeast corner of Section 26, Township 4 South, Range 1 East. Thence generally South to the Southwest corner of Parcel 05-31-07-36-0-000-002.000; thence East along the North right of way of Interstate 10, crossing the right of way of State Hwy 181, to the Southeast corner of Parcel 05-32-07-36-0-000-001.005.

Thence South along the East lines of Section 36, Township 4 South, Range 2 East, and Section 1, Township 5 South, Range 2 East to the Southeast corner of Section 1, Township 5 South, Range 2 East. Thence South along the East line of Parcel 05-43-01-12-0-000-001.000 to the

Southeast corner of Parcel 05-43-01-12-0-000-001.000; thence West along the South line of Parcel 05-43-01-12-0-000-001.000 to the Northwest corner of Parcel 05-43-01-12-0-000-024.000. Thence South along the West lines of Parcels 05-43-01-12-0-000-024.000, 05-43-06-13-0-000-001.006 and 05-42-04-18-0-000-003.000 to the South line of Parcel 05-42-04-18-0-000-003.000.

Thence generally Southeast crossing the right-of-way of County Road 64 to the Northwest corner of Parcel 05-42-04-19-0-000-002.000; thence South along the West lines of Parcels 05-42-04-19-0-000-002.000 and 05-42-04-19-0-000-001.000 to the Southwest corner of Parcel 05-42-04-19-0-000-001.000; thence East along the South line of Parcel 05-42-04-19-0-000-001.000 to the Northwest corner of Parcel 05-42-04-19-0-000-008.000; thence South along the West lines of Parcels 05-42-04-19-0-000-008.000, 05-42-09-30-0-000-001.001 and 05-42-09-30-0-000-006.000 to the Northwest corner of Parcel 05-42-09-30-0-000-006.003. Thence East along the North lines of parcels 05-42-09-30-0-000-006.003, 05-42-09-30-0-000-006.006, 05-42-09-30-0-000-006.001 and 05-42-09-30-0-000-006.002 to the Northeast corner of Parcel 05-42-09-30-0-000-006.002; thence South along the West line of Parcel 05-42-09-29-0-000-003.000 to the Southwest corner of Parcel 05-42-09-29-0-000-003.000; thence Southeast to the South line of Parcel 05-42-09-29-0-000-003.000; thence East along the South line of Parcel 05-42-09-29-0-000-003.000 to the Northwest corner of Parcel 05-42-09-32-0-000-003.001. Thence South along the West lines of Parcels 05-42-09-32-0-000-003.001, 05-42-09-32-0-000-003.000, 05-42-09-32-0-000-012.000, 05-42-09-32-0-000-012.002, 05-42-09-32-0-000-012.003 and 05-42-09-32-0-000-012.001 to the Southwest corner of Parcel 05-42-09-32-0-000-012.001; thence South across the right-of way of County Road 54 to the Northwest corner of Parcel 05-42-09-32-0-000-021.000; thence South along the West lines of Parcels 05-42-09-32-0-000-021.000, 05-42-09-32-0-000-039.000, 05-42-09-32-0-000-040.000, 05-42-09-32-0-000-041.000, 05-47-03-05-0-000-006.000, 05-47-03-05-0-000-016.000, 05-47-03-05-0-000-018.000, 05-47-03-05-0-000-019.000, 05-47-03-05-0-000-019.001, 05-47-03-05-0-000-020.000, 05-47-03-05-0-000-020.001, 05-47-03-05-0-000-047.007, 05-47-03-05-0-000-047.029, 05-47-03-05-0-000-047.030, 05-47-03-05-0-000-047.008, 05-47-03-05-0-000-047.009, 05-47-03-05-0-000-047.010, 05-47-03-05-0-000-047.000, 05-47-03-05-0-000-047.026 and 05-47-03-05-0-000-047.011 to the Southwest corner of Parcel 05-47-03-05-0-000-047.011.

Thence West along the North right of way of State Hwy 104 to the Southwest corner of Parcel 05-47-03-05-0-000-046.000; thence North along the West line of Parcel 05-47-03-05-0-000-046.000 to the Southeast corner of Parcel 05-47-03-06-0-000-010.000; thence West along the South line of Parcel 05-47-03-06-0-000-010.000 to the Southwest corner of Parcel 05-47-03-06-0-000-010.000; thence North along the West line of Parcel 05-47-03-06-0-000-010.000 to the Southeast corner of Parcel 05-47-03-06-0-000-009.000; thence West along the South lines of Parcels 05-47-03-06-0-000-009.000 and 05-47-03-06-0-000-004.001 to the Southwest corner of Parcel 05-47-03-06-0-000-004.001; thence North along the West line of Parcel 05-47-03-06-0-000-004.001 to the Southeast corner of Parcel 05-47-03-06-0-000-004.000; thence West along the South line of Parcel 05-47-03-06-0-000-004.000 to the Southwest corner of Parcel 05-47-03-06-0-000-004.000; thence North along the West line of Parcel 05-47-03-06-0-000-004.000 to the Southeast corner of Parcel 05-43-07-36-0-000-002.014; thence West along the South line of Parcel 05-43-07-36-0-000-002.014 to the Southwest corner of Parcel 05-43-07-36-0-000-002.014; thence North along the West line of Parcel 05-43-07-36-0-000-002.014 to the Northwest corner of Parcel 05-43-07-36-0-000-002.014; thence West along the South line of Parcel 05-43-07-36-0-000-002.012 to the Southwest corner of Parcel 05-43-07-36-0-000-002.012; thence North along the West line of Parcel 05-43-07-36-0-000-002.012 to the Northwest corner of Parcel 05-43-07-36-0-000-002.012; thence West along the South line of Parcel 05-43-07-36-0-000-002.001 to the Southwest corner of Parcel 05-43-07-36-0-000-002.001; thence North along the West line of Parcel 05-43-07-36-0-000-002.001 to the Northwest corner of Parcel 05-43-07-36-0-000-002.001; thence West along the South line of Parcel 05-43-07-36-0-000-002.000 to the Southwest corner of Parcel 05-43-07-36-0-000-002.000.

Thence generally North along the West line of Parcel 05-43-07-35-0-000-001.000 to the Northwest corner of Parcel 05-43-07-35-0-000-001.000; thence West along the North lines of Parcels 05-43-07-35-0-000-001.001 and 05-43-07-35-0-000-004.000 to the Northwest corner of Parcel 05-43-07-35-0-000-004.000; thence South along the West line of Parcel 05-43-07-35-0-000-004.000 to the Southwest corner of Parcel 05-43-07-35-0-000-004.000. Thence generally Southwest to the Northeast corner of Parcel 05-43-08-34-0-000-002.002; thence West along the North lines of 05-43-08-34-0-000-002.002 and 05-43-08-34-0-000-002.001 to the Northwest corner of Parcel 05-43-08-34-0-000-002.001. Thence West across the right of way of County Road 13 to the Southeast corner of Parcel 05-43-08-33-0-000-003.000; thence North along the West right of way of County Road 13 to the Southeast corner of Parcel 05-43-08-28-0-000-033.001; thence West along the South lines of Parcels 05-43-08-28-0-000-033.001, 05-43-08-28-0-000-032.003, and 05-43-08-28-0-000-032.000 to the Southwest corner of Parcel 05-43-08-28-0-000-032.000. Thence South along the East line of Parcel 05-43-09-29-1-000-141.000 to the Northeast corner of Parcel 05-43-09-29-0-001-028.000; thence generally West across the North line of Parcel 05-43-09-29-0-001-028.000 to the Northwest corner of Parcel 05-43-09-29-0-001-028.000; thence generally West across the right of way of Dale Dr to the Northeast corner of Parcel 05-43-09-29-0-000-002.000; thence generally West along the North right of way of Dale Dr to the East right of way of US Hwy 98; thence North along the East right of way of US Hwy 98 to a point due East of the Southeast corner of Parcel 05-43-09-29-2-000-042.006; thence West across the right of way of US Hwy 98 to the Southeast corner of 05-43-09-29-2-000-042.006; thence West along the South lines of Parcels 05-43-09-29-2-000-042.006, 05-43-09-29-2-000-042.007, 05-43-09-29-2-000-042.008, 05-43-09-29-2-000-042.009, 05-43-09-29-2-000-042.010, 05-43-09-29-2-000-042.011 and 05-43-09-29-2-000-042.012 to the Southwest corner of 05-43-09-29-2-000-042.012. Thence North along the West line of Parcel 05-43-09-29-2-000-042.013 to the Northwest corner of Parcel 05-43-09-29-2-000-042.013; thence West across the right of way of Main St to the Southeast corner of Parcel 05-43-09-30-0-000-001.000; thence South along the West right of way of Main St to the Southeast corner of Parcel 05-43-09-30-0-000-002.001; thence generally West along the South lines of Parcels 05-43-09-30-0-000-002.001, 05-43-09-42-0-001-039.000, 05-43-09-42-0-001-038.000, and 05-43-09-42-0-001-037.000 to the Southwest corner of 05-43-09-42-0-001-037.000; thence generally North along the Southwest lines of Parcels 05-43-09-42-0-001-036.001, 05-43-09-42-0-001-036.000, and 05-43-09-42-0-001-031.001 to the Northeast corner of Parcel 05-43-09-42-0-002-010.002. Thence West along the North line of Parcel 05-43-09-42-0-002-010.002 to the Northwest corner of Parcel 05-43-09-42-0-002-010.002. Thence due West to the West line of Section 42, Township 5 South, Range 2 East, thence North along the West line of Section 42, Township 5 South, Range 2 East to the Southwest corner of Section 19, Township 5 South, Range 2 East, thence North along the West line of Section 19, Township 5 South, Range 2 East to the Southwest corner of Section 41, Township 5 South, Range 2 East; thence North along the West line of Section 41, Township 5 South, Range 2 East to the Southwest corner of Section 07, Township 5 South, Range 2 East; thence North along the West line of Section 07, Township 5 South, Range 2 East to the Southwest corner of Section 71, Township 5 South, Range 2 East; thence North along the West line of Section 71, Township 5 South, Range 2 East to the Southeast corner of Section 36, Township 4 South, Range 1 East; thence generally North along the West line of Section 36, Township 4 South, Range 1 East to the point of beginning.

All references herein to "Parcels" shall refer to the parcel identification number as assigned by the Baldwin County Revenue Commissioner as of the 4th day of April, 2022.

(c) on June 7, 2022 the Baldwin County Commission did call and order an election to be held on August 30, 2022 in accordance with applicable law and the Request;

(d) due notice of the election was given as required by law by the Sheriff of Baldwin County, Alabama;

(e) the election was held in District 8 (Am. 382) School Tax District in Baldwin County, Alabama, on August 30, 2022 in strict accordance with applicable law and Resolution and Order No. 2022-099 of the Commission; due return was made and certified to this Commission by the cognizant officials holding such election; on this August 31, 2022, the Commission met to canvass the result of the election and thereupon determined, subject to the provision of the succeeding Article 2 hereof, that 1,351 votes were cast for the proposed taxation and 1,104 votes were cast against the proposed taxation; and a majority of the qualified electors of District 8 (Am. 382) School Tax District voting at such election voted in **favor** of the proposed taxation;

(f) all provisional ballots (if any) that were cast at the aforesaid special election are not expected to be either certified, tabulated, returned or canvassed, in accordance with applicable provision of law (including particularly, but without limitation, Section 17-10-2 of the Code of Alabama 1975, as amended), prior to August 30, 2022; and

(g) the Commission, as the governing body of the County, must, under the provision of Section 16-13-184 of the Code of Alabama 1975, as amended, and within four (4) days after the said special election, canvass the returns thereof and make a written report under oath declaring the result of the said special election.

ARTICLE 2

Recordation of Canvass

This resolution and order shall be recorded in the proceedings of the Commission; provided, however, that this resolution and order shall be deemed to constitute the canvass, declarations and findings of the Commission, acting as a board of canvassers, if, and only if, this resolution and order is not hereafter effectively amended or modified by the Commission in order to account for the proper tabulation, return and canvass hereafter of any provisional ballots or other ballots (if any) cast at such election and not heretofore reported to the Commission. Further, the County Administrator is hereby authorized and directed, (a) as promptly as practicable following the meeting of the Commission at which the final result of the aforesaid special election is hereafter declared, to cause to be filed in the office of the Judge of Probate of Baldwin County, Alabama, a written report of the Commission, under oath, in substantially such form as the Commission shall hereafter approve, declaring the result of said special election, and (b) thereafter to cause a copy of said written report to be published one time in Gulf Coast Newspapers, a newspaper published in the County.

ARTICLE 3

Provisions of General Application

Section 3.01 Repeal of Other Proceedings

Any resolution, order, ordinance, or part thereof, in conflict or inconsistent with the provisions of this Resolution is hereby, to the extent of such conflict or inconsistency, repealed.

Section 3.02. Effect of this Resolution

This Resolution and Order shall take effect immediately.

Commissioner _____ moved that said Resolution and Order be adopted.
Commissioner _____seconded the motion. The question being put as to the adoption of
said motion and passage of said Resolution and Order, the roll was called with the following results:

Ayes: James E. Ball
 Matthew P. McKenzie
 Billie Jo Underwood
 Charles F. Gruber

Nays:

The Chairman declared the Resolution and Order passed and adopted.

* * *

There being no further business to come before the meeting, it was moved and seconded that the meeting be adjourned. Motion carried.

Approval of Minutes:

Each of the undersigned does hereby approve, and waive notice of, the date, time, place and purpose of the meeting of the Baldwin County Commission recorded in the above and foregoing minutes thereof and does hereby approve the form and content of the above and foregoing minutes and resolution therein.

Chairman

Member

Member

Member

S E A L

Attest: _____
County Administrator

**CERTIFICATION OF PROCEEDINGS
AND RESOLUTION OF AUGUST 31, 2022**

Baldwin County Commission

August 31, 2022
Special Meeting

The undersigned County Administrator of the Baldwin County Commission hereby certifies as follows:

1. I am the duly appointed, qualified and acting County Administrator of the Baldwin County Commission.
2. I have access to all original records of the Baldwin County Commission and am authorized to certify copies of such records on behalf of the Baldwin County Commission.
3. The attached pages constitute a complete, verbatim and compared copy of excerpts from a meeting of the Baldwin County Commission duly held and conducted on August 31, 2022, the original of which is in the records of the Baldwin County Commission in my custody.
4. The Resolution and Order set forth in such excerpts is a complete, verbatim and compared copy of such Resolution and Order as adopted on such date and is in full force and effect and has not been amended or repealed.

IN WITNESS WHEREOF, I have executed this Certificate under seal on behalf of the Baldwin County Commission on the above date.

County Administrator of the Baldwin
County Commission

REPORT OF CANVASS
A SPECIAL 3 MILL AD VALOREM SCHOOL DISTRICT TAX
IN DISTRICT 8 AM. 382) SCHOOL TAX DISTRICT

(1) Findings. In a resolution and order duly adopted on August 31, 2022, the BALDWIN COUNTY COMMISSION (herein called “the Commission”) did ascertain, find, determine and declare as follows:

(a) pursuant to and in accordance with Amendment No. 382 of the Constitution of Alabama of 1901, as amended (“Amendment No. 382”), and Article 9 of Chapter 13 of Title 16 of the Code of Alabama 1975 (“Article 9”), a request in writing (the “Request”) was heretofore filed with and presented to the Baldwin County Commission of Baldwin County, Alabama, on May 20, 2022, signed by the County Board of Education of Baldwin County, Alabama, requesting that this Commission call and order an election to be held pursuant to Amendment No. 382 and Article 9 in District 8 (Am. 382) School Tax District (the “District”) in Baldwin County, Alabama on August 30, 2022, to determine whether a special ad valorem district school tax shall be levied and collected annually in the District, pursuant to Amendment No. 382 and in addition to all ad valorem taxes now or hereafter levied in the District, for public school purposes in the District at the uniform rate of thirty cents (\$0.30) on each one hundred dollars of taxable property in the District for a period of 30 years beginning with the levy for the tax year October 1, 2022 to September 30, 2023 (the tax for which year becoming due and payable on October 1, 2023) and ending with the levy for the tax year October 1, 2051 to September 30, 2052 (the tax for which year becoming due and payable on October 1, 2052);

(b) that the Commission did, on June 7, 2022, duly adopt Resolution #2022-099, a resolution and order calling said special election to be held in the District on Tuesday, August 30, 2022, and that the election officers were thereafter appointed and notified, and the voting places for the said special election were fixed, in the manner provided by law;

(c) that notice of the said special election was duly given by the Sheriff of the County in the manner prescribed by law, viz., by publication in Gulf Coast Newspapers, a newspaper published and having general circulation in the County, once a week for four consecutive weeks prior to the date fixed for said special election, the first of said publications having been not later than thirty (30) days prior to the date of said special election; and

(d) that the said special election was held in the District on Tuesday, August 30, 2022, in all respects as provided in said Resolution #2022-099 and in said notice; that the ballots used in said special election were in all respects in the form provided therefor set out in said Resolution #2022-099; and that the appropriate election officers have duly made and delivered to the returning officers their respective reports and certificates, which, after being in turn delivered by the returning officers to the Commission, have been duly canvassed by the Commission, with the following results:

A total of 1,351 votes were cast “FOR” said proposed taxation, and a total of 1,104 votes were cast “AGAINST” said proposed taxation, resulting in more than a majority of votes “FOR” said proposed taxation;

(2) Canvass of Election. Recordation. We the undersigned, constituting all the members of the Commission, have on this date canvassed the returns of the said special election, and we do hereby declare and report, under oath, the results of said special election to be as follows:

FOR proposed taxation	<u>1,351</u> votes
AGAINST proposed taxation	<u>1,104</u> votes

and we do further declare and report, under oath, that more than a majority of those voting at the said special election voted for and in favor of the levy and collection of the said proposed tax. In accordance with the provisions of the aforesaid resolution and order of the Commission adopted on August 31, 2022, the original of this report is being filed in the office of the Judge of Probate of Baldwin County, Alabama, and a copy thereof shall be published one time in the Gulf Coast Newspapers, a newspaper published and having general circulation in the County.

DATED this 31 day of August, 2022.

James E. Ball, Chairman and Member of the Baldwin
County Commission and Commissioner for District 1

Matthew P. McKenzie, Member of the Baldwin County
Commission and Commissioner for District 2

Billie Jo Underwood, Member of the Baldwin County
Commission and Commissioner for District 3

Charles F. Gruber, Member of the Baldwin County
Commission and Commissioner for District 4

Sworn to and subscribed before me this 31st day of August, 2022.

Notary Public

My Commission Expires: _____

[NOTARIAL SEAL]