# PROCEEDINGS HELD BEFORE THE BALDWIN COUNTY COMMISSION (Work Session)

Tuesday, September 25, 2018

The following proceedings were held on this the 25th day of September, 2018, at the Foley Satellite

Courthouse, Large Meeting Hall, 201 E. Section Avenue,

Foley, Alabama, before Susan C. Andrews, Certified Court

Reporter Number 287.

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APPEARANCE
 2
     COUNTY COMMISSIONERS PRESENT:
 3
          Frank Burt, Jr., Chairman
 4
 5
          J. Tucker Dorsey
          Chris Elliott
 6
          Charles F. "Skip" Gruber
 7
    ALSO PRESENT:
 8
 9
          Ron Cink, County Administrator, Administration
               Department/Director, Budget/Purchasing
10
11
               Department
          Brian Peacock, Director, CIS Department
12
13
          Jessie Peacock, Interim EMA Director, Emergency
14
               Management Agency
          Charlie Jones, Chief Deputy, Sheriff's Office
15
          Terri Graham, Director, Environmental Management
16
17
               (Solid Waste) Department
          Joey Nunnally, County Engineer, Highway Department
18
          Vince Jackson, Planning Director, Planning
19
20
               Department
21
          David Conner, County Attorney
22
          Lisa Sangster, Chief Administrative Assistant,
23
               Highway Department
24
          Walt Lindsey, Chief Appraiser, Revenue Commission
25
               Reappraisal Department
26
          Kim Creech, Clerk/Treasurer, Finance/Accounting
27
               Department
          Joe Davis
28
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APPEARANCES (cont.)
 2
 3
     ALSO PRESENT (cont.):
          Commissioner-Elect Jeb Ball
 4
 5
          Cliff McCollum, Gulf Coast Media
     VIA VIDEOCONFERENCE:
 6
 7
          Wanda Gautney, Purchasing Director,
                Budget/Purchasing Department
 8
          Andrea Rider Roberson, Director, Personnel
 9
10
                Department
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#### PROCEEDINGS 2 3 WELCOME, INVOCATION AND PLEDGE OF ALLEGIANCE COMMISSION CHAIRMAN FRANK BURT: All right. 4 5 We're about ready to start the meeting. It's a little 6 after 8:30 on this rainy morning. But welcome to this --7 I quess it's September 25th -- meeting, work session of the Baldwin County Commission. 8 9 And this morning I've asked David Conner if he'd lead us in the prayer. And -- and Charlie -- Where is 10 11 he? There. Looking right at him -- Chief Charlie will lead us in the Pledge, please, sir. 12 13 14 (Attorney David Conner led in prayer.) (The Pledge of Allegiance was recited.) 15 16 A-1 - ACCEPTANCE OF FISCAL YEAR 2018 - 2019 ALABAMA DEPARTMENT OF 17 YOUTH SERVICES AGENCY GRANT AGREEMENT ON BEHALF OF THE BALDWIN 18 19 COUNTY JUVENILE COURT 20 COMMISSION CHAIRMAN FRANK BURT: Mr. Ron Cink. MR. RON CINK: Good morning, Commissioners, 21 22 Mr. Chairman. 23 COMMISSIONER CHARLES "SKIP" GRUBER: Good 24 morning. 25 MR. RON CINK: First item up is A-1, which is the acceptance of the Fiscal Year 2018-2019 Alabama 26 27 Department of Youth Services Agency Grant Agreement on 28 behalf of the Baldwin County Juvenile Court.

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Commissioners, if you recall, this grant has been
 2
     ongoing since -- I know it's at least five years now.
 3
     The amount is approximately three hundred thousand
     dollars ($300,000) every year.
 4
 5
          And it's a flow-through to the Commission.
     reconcile it every year and work in conjunction with
 6
 7
     Judge Bosch and Rodney on this.
               COMMISSION CHAIRMAN FRANK BURT: Okay.
 8
 9
     Ouestions?
               COMMISSIONER CHRIS ELLIOTT: Consent,
10
11
    Mr. Chairman.
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
12
13
               COMMISSION CHAIRMAN FRANK BURT: Okay.
14
       A-2 - FISCAL YEAR 2018-2019 AGREEMENT FOR COMMUNITY TRAFFIC
15
                    SAFETY PROGRAM GRANT PARTICIPATION
16
               COMMISSION CHAIRMAN FRANK BURT: Next.
17
18
               MR. RON CINK: Charlie, you want to handle
     that, or do you want me to?
19
20
               CHIEF DEPUTY CHARLIE JONES: Sir?
21
               MR. RON CINK: You want to handle this one, or
22
     you want me to?
23
               CHIEF DEPUTY CHARLIE JONES: I can take it.
24
          Good morning, Commissioners.
25
               COMMISSIONER CHRIS ELLIOTT: Good morning.
               COMMISSIONER CHARLES "SKIP" GRUBER: Good
26
    morning.
27
28
               CHIEF DEPUTY CHARLIE JONES: Basically we have
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on the agenda today a request for renewal of a Traffic
 2
    Enforcement Grant that basically we've been participating
 3
     in, I know, at least fifteen (15) years now.
         And it's -- it's an overtime reimbursement that the
 4
 5
     departments go out on holiday weekends during certain
    periods of the year, and they work and increase traffic
 6
 7
    enforcement throughout the county. And we get reimbursed
     for the overtime we spend for that.
 8
 9
          So the program is administered by ADECA out of
    Montgomery. And, again, as I said, I know we've
10
11
    participated in it, I know, for at least fifteen (15)
    years now. It's been a good thing for us. And we would
12
13
    ask that that agreement be approved for this fiscal year.
               COMMISSION CHAIRMAN FRANK BURT: Commissioners?
14
               COMMISSIONER CHRIS ELLIOTT: Consent,
15
    Mr. Chairman.
16
17
               COMMISSION CHAIRMAN FRANK BURT: Thank you,
    Charlie. Consent.
18
              CHIEF DEPUTY CHARLIE JONES: Thank you.
19
20
21
      A-3 - REQUEST TO CONSTRUCT METAL BUILDING AND SITE PREPARATION
22
                   FOR THE METAL BUILDING IN BAY MINETTE
23
               COMMISSION CHAIRMAN FRANK BURT: What's next?
24
    You got another one?
25
               CHIEF DEPUTY CHARLIE JONES: Yes, sir. I've
26
    got --
               COMMISSION CHAIRMAN FRANK BURT: Go ahead.
27
               CHIEF DEPUTY CHARLIE JONES: -- a couple more.
28
```

```
1
    Also, today we have a request, Item A-3, to construct a
 2
    metal building in the Bay Minette.
          This will be located off of Railroad Street behind
 3
     a -- a building that -- that we're occupying now and
 4
 5
    utilizing. It's an open space. We've got it marked off.
         And we're asking to construct a metal building.
 6
     It's approximately forty-seven (47) feet by -- Excuse me
 7
    just a minute -- thirty-four (34) feet by
 8
 9
     fifty-seven (57) feet.
         And for lack of a better way to describe it, it
10
11
    would be similar to a -- a storage-type building, climate
12
     controlled.
13
               COMMISSION CHAIRMAN FRANK BURT: Right.
               CHIEF DEPUTY CHARLIE JONES: Right now we're
14
     in -- in a lease for some storage space there in Bay
15
    Minette. And our goal would be to construct this
16
    building utilizing discretionary funds from the Sheriff's
17
    Office.
18
         We're not asking for any funding, just basically use
19
    of the property. It would give us adequate storage for
20
21
    the confidential materials, files. We have some -- some
22
     items, like evidence that's associated with capital
23
    murder cases, that has to be kept for life, from now on.
24
    We can't destroy it.
25
          So it would give us some climate control, long-term
26
    storage, and get us out from under that lease. And I
27
    think from a -- a cost-effective standpoint, it would pay
28
     for itself within five or six years, I believe, based on
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what we're paying for the lease now. So basically we're
 2
     asking for the use of that piece of property.
 3
         And we're also asking that the Commission approve
     for the Highway Department to assist us with the site
 4
 5
    work, which will be minimal. We're talking about
    probably scraping it off and putting a pad there for the
 6
 7
    building. So it would be minimal site work.
               COMMISSION CHAIRMAN FRANK BURT: Consent all
 8
 9
    right?
               COMMISSIONER CHRIS ELLIOTT: Yes, sir.
10
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
11
               COMMISSION CHAIRMAN FRANK BURT: Okay.
12
13
       A-4 - TRANSFER OF VEHICLES FROM THE BALDWIN COUNTY SHERIFF'S
14
          OFFICE TO THE BALDWIN COUNTY COMMISSION TO BE SOLD ON
15
                               GOVDEALS.COM
16
17
               COMMISSION CHAIRMAN FRANK BURT: You got
     another one?
18
               CHIEF DEPUTY CHARLIE JONES: Yes, sir, one
19
    more. A-4, we have three vehicles that are surplus.
20
21
    They are high mileage and in need of extensive repairs.
22
         And it's not feasible to make those repairs, given
23
     the mileage and the year models of the vehicles. So
24
    we're basically asking to transfer those vehicles back
25
     and to authorize them to be placed on GovDeals for sale.
               COMMISSION CHAIRMAN FRANK BURT: Consent?
26
               COMMISSIONER CHRIS ELLIOTT: Consent.
27
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
28
```

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CHIEF DEPUTY CHARLIE JONES: That's all I have.
 1
 2
     Thank you.
 3
               COMMISSION CHAIRMAN FRANK BURT: Thank you,
    Charlie, for coming. Thank you for leading us in the
 4
 5
     Pledge.
 6
 7
         A-5 - RENEWAL OF INCOMEWORKS SOFTWARE LICENSE AGREEMENT
               MR. RON CINK: Next, Mr. Chairman, Mr. Lindsey.
 8
 9
               COMMISSION CHAIRMAN FRANK BURT: Yes, sir.
    Mr. Walter Lindsey. Welcome.
10
11
              MR. WALT LINDSEY: Good morning.
               COMMISSION CHAIRMAN FRANK BURT: Good morning.
12
13
               COMMISSIONER CHRIS ELLIOTT: Good morning.
               COMMISSIONER CHARLES "SKIP" GRUBER: Good
14
15
    morning.
               MR. WALT LINDSEY: We're here today on the
16
    extension of a contract we've had with -- our renewal of
17
     a contract we've had with -- with a company in Illinois
18
     that provides us data and sales data -- market rental
19
20
    data, and interest rate data, cap rate data from around
21
     the country and the Southeast that we utilize when we're
22
    valuing our commercial property, strip centers, storage
23
    buildings, hotels, motels, shopping centers.
24
         We've had this since 2013. We've been real happy
25
    with it. We've considered dropping it and hiring staff
    to do this, and we could, but it would be way more
26
    expensive than what we're doing now.
27
28
         We're happy with the product. There's several more
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people now that have gotten it in Alabama since we've had
 2
     it. Mobile has just started it because of our success
    with it. And we'd like to continue with that contract.
 3
               COMMISSION CHAIRMAN FRANK BURT: And this is
 4
 5
    from Reappraisal Funds.
              MR. WALT LINDSEY: Yes. Yes. So we're talking
 6
 7
    about seventeen percent (17%).
               COMMISSION CHAIRMAN FRANK BURT: Seventeen
 8
 9
    percent (17%). Is Consent all right?
               COMMISSIONER CHRIS ELLIOTT: Consent is fine,
10
11
    Mr. Chairman.
              COMMISSION CHAIRMAN FRANK BURT: Okay.
12
13
    you.
14
              MR. WALT LINDSEY: Thank y'all.
15
         B-1 - COMPETITIVE BID #WG16-44A - PROVISION OF GUARDRAIL
16
     INSTALLATION AND REPAIR ON COUNTY RIGHT-OF-WAYS FOR THE BALDWIN
17
                             COUNTY COMMISSION
18
              MR. RON CINK: Next, Mr. Chairman, is Item B-1,
19
20
    Ms. Wanda Gautney.
21
              MS. WANDA GAUTNEY: Good morning.
22
              COMMISSION CHAIRMAN FRANK BURT: Good morning,
23
    Wanda.
              MS. WANDA GAUTNEY: First item I have is
24
    Competitive Bid WG16-44A, provisions of guardrail
25
26
    installation and repair on County right-of-ways.
          This is to extend the contract for an additional
27
28
     four (4) months with B&H Construction Services, LLC, at
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the same terms and conditions as the original bid award.
     The new extension will expire on November 1, 2019.
 2
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
 3
 4
 5
      B-2 - COMPETITIVE BID #WG18-42 - PROVISION OF FIRE PROTECTION
        SERVICES (EXTINGUISHERS) FOR THE BALDWIN COUNTY COMMISSION
 6
 7
               COMMISSION CHAIRMAN FRANK BURT: Next, Wanda.
              MS. WANDA GAUTNEY: Next item is Competitive
 8
 9
    Bid WG18-42, provisions of fire protection services,
    which is our extinguishers. This is an annual bid that's
10
    just to place on the agenda for approval.
11
               COMMISSION CHAIRMAN FRANK BURT: Consent?
12
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
13
14
      B-3 - COMPETITIVE BID #WG18-43 - PROVISION FOR RENTAL OF SOLAR
15
     POWERED PORTABLE MESSAGE SIGNS FOR THE BALDWIN COUNTY COMMISSION
16
17
              MS. WANDA GAUTNEY: Next item is Competitive
    Bid WG18-43, provisions of rental of solar powered
18
    portable message signs. This is an annual bid, and it's
19
20
    just to place on the agenda for approval.
21
               COMMISSION CHAIRMAN FRANK BURT: Okay.
22
    Consent?
23
              COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
24
25
    B-4 - COMPETITIVE BID #WG18-44 - ON-CALL FIBER OPTIC INSTALLATION
          AND REPAIR SERVICES FOR THE BALDWIN COUNTY COMMISSION
26
               COMMISSION CHAIRMAN FRANK BURT: Next.
27
28
              MS. WANDA GAUTNEY: Next item is Competitive
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Bid WG18-44, on-call fiber optic installation and repair
 2
     services.
 3
          The CIS has requested that we place a competitive
     bid for these services. We use them at various locations
 4
 5
     throughout the year. And in order for us to stay in
     compliance with the bid law, we need to have this as an
 6
 7
     annual bid.
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
 8
 9
               COMMISSION CHAIRMAN FRANK BURT: Consent,
     Wanda.
10
11
       B-5 - RENTAL OF ONE (1) COPY MACHINE FOR THE BALDWIN COUNTY
12
13
            HIGHWAY DEPARTMENT LOCATED IN SILVERHILL, ALABAMA
               COMMISSION CHAIRMAN FRANK BURT: Next.
14
               MS. WANDA GAUTNEY: Next item is the rental of
15
     a copy machine for the Baldwin County Highway Department
16
     located in Silverhill.
17
          This is to approve the rental agreement with Sharp
18
     Electronics Corporation for one (1) new copy machine on
19
20
     the State of Alabama contract for thirty-six (36) months
     effective the date of execution in the amount of one
21
22
    hundred thirteen dollars and ninety-eight cents ($113.98)
23
     per month with the black and white copies being
24
     point-zero-zero-seven-nine (.0079) and color at
25
     point-zero-four-five-zero (.0450) per month.
               COMMISSION CHAIRMAN FRANK BURT: Consent all
26
27
     right?
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
28
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## B-6 - PROFESSIONAL SERVICES AGREEMENT TO UPGRADE THE AS400 SERVER SYSTEM FOR THE BALDWIN COUNTY COMMISSION

MS. WANDA GAUTNEY: The next item is professional services agreement to upgrade the AS400 server for the Baldwin County Commission.

This is to approve and authorize the Chairman to execute the attached special services agreement with VSS, LLC, to upgrade the AS400 service system with an hourly rate of a hundred and eighty dollars (\$180) with the estimated time to complete this project at thirty-five (35) hours.

Total cost for travel is ninety dollars (\$90) per hour with a cap at eight (8) hours per trip for a total estimated cost of sixty-three hundred dollars (\$6,300) plus travel, if needed.

COMMISSION CHAIRMAN FRANK BURT: Consent?

COMMISSIONER CHRIS ELLIOTT: Consent is fine.

COMMISSION CHAIRMAN FRANK BURT: Okay.

MS. WANDA GAUTNEY: That's all I have. Thank

21 you.

22 COMMISSION CHAIRMAN FRANK BURT: Have a good

23 day.

MS. WANDA GAUTNEY: You, too.

25 COMMISSIONER TUCKER DORSEY: Susan, will you

26 put me out?

THE COURT REPORTER: Yes.

28 (Commissioner Tucker Dorsey left the Work Session.)

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### C-1 - BALDWIN COUNTY SEWER SERVICE - UTILITY PERMIT #18192-S -SEWER INSTALLATION ON PINE DRIVE AND BLUEWATER DRIVE IN ELBERTA

MR. RON CINK: Next, Mr. Chairman, Item C-1, your Highway Director.

ATTORNEY DAVID CONNER: Mr. Chairman, before Joey begins, he asked me to come here today because we have previously done some research regarding the right-of-way in this area that I plan to discuss further with you in executive session.

Baldwin County Sewer Service is a client of ours. And so I have a conflict of interest on this item. But since I've been involved in the -- in the underlying right-of-way issue, Joey asked me to come here today, if I could answer any general questions.

But I do have a limit on what I can do. I can't give you advice on whether or not to authorize or reject the Baldwin County Sewer Service permit. But I'm here. And we'll talk about the right-of-way issues as far as maintenance and such.

COMMISSION CHAIRMAN FRANK BURT: Okay. And, Susan, if you'll make note that the Commissioner has left the room.

MR. JOEY NUNNALLY: Okay. This is going to be Item C-1. This one is going to be a Baldwin County Sewer Service permit, Utility Permit Number 18192-S.

It's sewer installation on Pine Drive and Bluewater Drive in Elberta. And basically we're just asking the

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Commission to authorize the Chairman to execute the
 1
 2
    permit for Baldwin County Sewer Service to install
 3
     approximately two thousand, six hundred and thirty
     (2,630) foot of a two-inch PVC pipe on the east side of
 4
 5
     Pine Drive and the north side of Bluewater Drive.
          So if you know where we're at, we're kind of on the
 6
 7
     south side of Elberta. This is Fish Trap Road. Pine
 8
    Drive runs north, and Bluewater runs back to the west.
 9
          Back in 2013 -- back in February of 2013, Tom
     Schlinkert -- If y'all remember Tom --
10
               COMMISSIONER CHARLES "SKIP" GRUBER: Uh-huh.
11
12
     (Indicates affirmatively.)
13
               COMMISSIONER CHRIS ELLIOTT: Uh-huh.
     (Indicates affirmatively.)
14
               MR. JOEY NUNNALLY: -- came in and was
15
16
    basically trying to get us to take over that
17
     right-of-way. What you see shaded in green is actually
     inside the city limits of Elberta. So Elberta
18
19
    encompasses that whole thing.
20
          So we basically told him to go back to Elberta.
21
    Elberta turned him down. They didn't want to accept
22
     those roads for maintenance. He came back to us, because
23
    the roads are actually deeded to the County as a
24
    right-of-way easement.
          It was decided at the time, in 2013, that we give
25
    him a license agreement so he could maintain that road on
26
27
    the County-deeded right-of-way.
28
          So Baldwin County Sewer started talking to me about
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laying these lines down the County right-of-way that's inside the city limits of Elberta, that Tom Schlinkert has a license agreement through us to do.
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I reached out to David and asked his opinion on how to handle this and had a lot of conversations with Mr. Tom. He doesn't have a problem with Baldwin County Sewer coming in here, doing this. It actually helps these residents on the backside, obviously, have sewer service, of which him being one of them.

He doesn't have a problem with them coming in and doing the work, as long as they fix it back like -- like he left it. And I told him that I would help make sure that that happen.

There is a letter in here from Baldwin County Sewer basically alleviating Tom Schlinkert from any liability. So that's kind of where we're at. This is an odd, unique situation. So the ball's in y'all's court. If you've got any questions, I'll be happy to answer them.

COMMISSIONER CHRIS ELLIOTT: You've answered every one I might have. You already got -- you got your ducks in a row there. That's as complicated as it can be, but you covered all the bases, I think.

COMMISSIONER CHARLES "SKIP" GRUBER: Yeah, and the thing I've got, you know, it's -- we're still -- whether Elberta wants to believe it or not, that's still in their territory.

You know, and, you know, I know it's deeded to the County, and but I think they need to -- Yeah. I know

```
they are not going to accept anything, you know, but it's
 2
     still, you know -- we're -- we're in their territory.
 3
         But, you know, I think we've ironed that out before
    because, you know -- with Mr. Schlinkert. So I'm not
 4
 5
    going to go back and revisit that. But I'm just saying
 6
     it's -- it's, you know --
 7
              COMMISSION CHAIRMAN FRANK BURT: My only
 8
     question would be, you know the old rule Red Wilkins
 9
     taught us when I came in: If you go out there and cut a
     limb or do anything on a right-of-way -- Not to that
10
11
    extent. That's an exaggeration -- but to help the
12
    visibility or something like that, then you could be
13
    construed or taken to court and declared that you are
14
    maintaining that road.
          So that's -- If the lawyer tells us that we wouldn't
15
    be doing that by any action --
16
              ATTORNEY DAVID CONNER: Well, there are some
17
    cases out there regarding -- some of the cases, for
18
19
    example, a stop sign falls down. If the County --
20
              COMMISSION CHAIRMAN FRANK BURT: Right.
21
               ATTORNEY DAVID CONNER: -- comes back and
22
    erects them, whether or not --
23
               COMMISSION CHAIRMAN FRANK BURT: Right.
24
              ATTORNEY DAVID CONNER: -- they're going to
25
    take them. I'll reserve that portion of our discussion,
26
    if I can, for executive session.
27
               COMMISSION CHAIRMAN FRANK BURT: Okay.
              ATTORNEY DAVID CONNER: We'll talk about the
28
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responsibilities of parties.
 2
               COMMISSION CHAIRMAN FRANK BURT: Okay. Very
 3
    good. So then we want to have it on the agenda?
               ATTORNEY DAVID CONNER: All I can say on that
 4
 5
     is I can't give you advice as to whether or not to
 6
    approve or disapprove.
 7
               COMMISSION CHAIRMAN FRANK BURT: I understand.
              ATTORNEY DAVID CONNER: I do want to talk to
 8
 9
     you about the underlying responsibility of that
     right-of-way related to Mr. Schlinkert and others that
10
11
    have -- that have made requests regarding this. And so
    we'll -- we'll do that in executive session. And y'all
12
13
    can decide what you want to do so far as the agenda item.
              MR. JOEY NUNNALLY: David, can I -- can I ask a
14
    question?
15
               ATTORNEY DAVID CONNER: Yeah.
16
              MR. JOEY NUNNALLY: Would what we talked about
17
     in executive session have any effect on the approval or
18
19
     disapproval that they -- their decision to approve or
20
    disapprove this permit?
               ATTORNEY DAVID CONNER: I think -- I think that
21
22
    y'all can -- well, I can't -- I don't know the answer to
23
    that. It's going to be up to them what they feel.
               COMMISSIONER CHRIS ELLIOTT: Mr. Chairman, it's
24
25
    got to be on Other Staff anyway since Tucker is out.
26
              ATTORNEY DAVID CONNER: That's right. There
27
    you go.
              COMMISSIONER CHARLES "SKIP" GRUBER: We can put
28
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```
it on Other Staff. And then, you know, once we make our
    decision, you know --
 2
 3
               COMMISSION CHAIRMAN FRANK BURT: All right.
    You've informed us of the facts. And we'll make a
 4
 5
    decision come Tuesday.
              MR. JOEY NUNNALLY:
                                   Okay.
 6
 7
              COMMISSION CHAIRMAN FRANK BURT: All right?
              MR. JOEY NUNNALLY: All right.
 8
 9
     C-2 - RABUN VOLUNTEER FIRE DEPARTMENT - HELICOPTER PAD AND ROAD
10
11
               COMMISSION CHAIRMAN FRANK BURT: What's next?
              MR. JOEY NUNNALLY: So Item C-2 was going to be
12
    a Rabun Volunteer Fire Department request to build a
13
14
    helicopter pad. They have since changed their direction,
15
    and they do not want to do that. So this item is pulled.
               COMMISSION CHAIRMAN FRANK BURT: That's
16
17
    withdrawn. Okay. All right.
              COMMISSIONER CHRIS ELLIOTT: No competition for
18
    the Pouncy Regional Heliport then, huh?
19
20
              MR. JOEY NUNNALLY: That's right.
21
22
    R-1 - GRANT APPLICATIONS FOR BRIDGE REPAIRS ON COUNTY ROAD 65 AND
23
                             DOC MCDUFFIE ROAD
24
              MR. JOEY NUNNALLY: That's all I've got.
25
    just a couple light -- I've got a light agenda today.
26
    But I do want to just kind of bring two thing to your --
27
    to your knowledge.
28
               COMMISSION CHAIRMAN FRANK BURT: Okay.
```

BALDWIN COUNTY COMMISSION WORK SESSION 09/25/2018 1 2 (Commissioner Tucker Dorsey rejoined the Work Session.) 3 MR. JOEY NUNNALLY: A while back, the 4 5 Commission gave approval to submit for a bridge construction grant. I don't know if y'all remember that. 6 7 That was basically using some innovative technology to replace -- to do some work on two bridges, one on 65 and 8 9 one on Doc McDuffie Road down there in Foley. We got word late last night actually that those 10 11 grants did not get approved. So we will keep our eyes out and maybe try to resubmit for -- for future grants 12 13 for those two bridges. 14 These were the ones that were precast and are coming apart on us. One's outside a concrete plant, and one is 15 16 outside an asphalt plant. And there's just lots of heavy loads. 17 So we'll keep an eye on that and try and find some 18 other direction for that. There was an another grant 19 20 that crossed our desk last week call a Bridge Bundling 21 Grant. FHWA is the funding source for this passthrough from ALDOT. 22

The timeframe to submit for this grant is very They need some -- some -- some, I quess, kind of a grand scope, a grand view of what ideas we may have to submit for this -- this Bridge Bundling Grant.

23

24

25

26

27

28

Basically the -- the Feds are giving ALDOT or the State of Alabama two hundred and twenty-five

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million ($225,000,000) -- No. I'm sorry -- gave the nation two hundred and twenty-five million ($225,000,000) to submit for Bridge Bundling Grants.
```

ALDOT is obviously getting some of that money. They put together in an e-mail, basically, saying put us together a package for a nine (\$9,000,000) to ten million dollars (\$10,000,000) submittal.

And so I'm coming up -- I've got a plan for that.

I've got to submit it. But the deadline to submit that is October the 5th, which means that I wasn't, you know, completely ready to present it today. And the meeting on the 2nd is going to be the meeting that this decision is before.

There -- there doesn't need to be a decision from this body for me to send up the thirty-thousand-foot idea. But if that gets approve, well, then I'll come back to you, probably the new guys in the future, and maybe submit for that grant.

So this is an 80/20 match. So we'll have to figure out some funding mechanisms for that. But I just kind of wanted to give y'all an idea of what might be coming down the pike, okay, and the direction I was heading. If y'all have any ideas or concerns, let me know.

COMMISSION CHAIRMAN FRANK BURT: Sounds like a great opportunity to me to fill a need.

MR. JOEY NUNNALLY: Yeah. I did have some preliminary conversations with ALDOT yesterday. They're onboard with our submittal ideas. Vince Calametti and I

```
had a real good conversation yesterday. So I -- I think
 2
    we're going to put together a good plan.
 3
               COMMISSION CHAIRMAN FRANK BURT: And you're
    going to get it to them by the 5th?
 4
 5
               MR. JOEY NUNNALLY: Yes, sir.
 6
               COMMISSION CHAIRMAN FRANK BURT: Sound good to
 7
    everybody?
               COMMISSIONER CHRIS ELLIOTT: Yes, sir.
 8
 9
               COMMISSION CHAIRMAN FRANK BURT: Okay.
              MR. JOEY NUNNALLY: Thank y'all.
10
11
        D-1 - ASSOCIATION OF COUNTY COMMISSIONS OF ALABAMA (ACCA)
12
13
        WORKERS' COMPENSATION SELF INSURERS' FUND - CONTINUANCE OF
14
                                 COVERAGE
               COMMISSION CHAIRMAN FRANK BURT: All right.
15
    Next.
16
17
               MR. RON CINK: Next, Mr. Chairman, is Item D-1,
    your Clerk/Treasurer, Ms. Kim Creech.
18
               COMMISSION CHAIRMAN FRANK BURT: Good morning,
19
20
    Kim.
21
               MS. KIM CREECH: Good morning, Commissioners.
22
    The Item I have for you, D-1 is authorizing the payment
23
    of workers' compensation in the amount seven hundred and
24
     twenty-six thousand, one fifty-nine eighty-six
25
     ($726,159.86) and to authorize the Chairman to sign any
26
    correspondence related to and to authorize an interim
    check to be made by October 31.
27
28
          Do y'all have any questions on that? If you'll
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```
1
    notice the chart that I attached to this agenda, that our
    workers' comp is two-point-six-six percent (2.66%) of our
 2
 3
    payroll. It's coming down, you know, another year. You
     can see the trend on the chart where it keeps coming
 4
 5
     down.
         And -- and just a note is that in the past ten (10)
 6
 7
     years -- I didn't put that on there, but I wrote those
     down -- our investment on refunds that we get back from
 8
 9
    ACCA refund, we have received five hundred and eleven
     thousand, eight eighty-nine ($511,889) just in investment
10
11
     refunds in the past ten (10) years. And that's not even
     included in those percentages.
                                     That percentage is just
12
13
    based on salaries and the actual premiums paid.
14
          Y'all have any questions on that?
               COMMISSION CHAIRMAN FRANK BURT: Any?
15
               COMMISSIONER CHRIS ELLIOTT: No, ma'am.
16
               COMMISSION CHAIRMAN FRANK BURT: None?
17
               COMMISSIONER CHARLES "SKIP" GRUBER: (Indicates
18
    negatively.)
19
20
21
        D-2 - ASSOCIATION OF COUNTY COMMISSIONS OF ALABAMA (ACCA)
22
                  WORKERS' COMPENSATION LONGEVITY BONUS
23
               MS. KIM CREECH: Next item is -- is D-2.
24
     is a new program that ACCA workers' comp fund is rolling
25
    out. It is calling it the 2021 Longevity Bonus Program.
         And what they're having is -- There is a resolution
26
    attached. And if the Commission approves this
27
28
    resolution, then we will receive fifteen percent (15%) of
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this year's -- this year's premium back in a -- a bonus.
 2
    And for the bonus, you're committing for three (3) years.
         We've been with this workers' comp, I believe,
 3
     forever. This is the only workers' comp program -- When
 4
 5
     I talked to Andrea yesterday -- that the County has had.
         And we do do the longevity program for the general
 6
 7
     liability. So by doing this resolution, I've estimated
    that we will receive a little over two hundred thousand
 8
 9
     dollars ($200,000), receiving back from our refunds.
         Do you'll have any questions on this?
10
11
               COMMISSIONER CHARLES "SKIP" GRUBER: I think
     it's a good idea, you know. That way, you know, we're --
12
13
    we're -- we're getting it a whole lot cheaper, you know,
14
    by doing it this way, you know.
         Fifteen percent (15%) is a pretty good refund on it.
15
     So, you know, it's just something that ACCA came up with
16
17
    in one of our meetings, trying to help people with it,
    because the fund is so strong, you know.
18
               COMMISSION CHAIRMAN FRANK BURT: All right.
19
              MS. KIM CREECH: Any other questions?
20
21
               COMMISSION CHAIRMAN FRANK BURT: That's it.
22
              MS. KIM CREECH: Yes, sir.
23
               COMMISSION CHAIRMAN FRANK BURT: Thank you,
24
    Kim.
25
              MS. KIM CREECH: Thank you.
26
          E-1 - INTERAGENCY COOPERATIVE AGREEMENT WITH ADEM FOR
27
                RIGHT-OF-WAY LITTER AND SCRAP TIRE CLEANUP
28
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COMMISSION CHAIRMAN FRANK BURT: Mr. Cink.
 2
              MR. RON CINK: Next, Mr. Chairman, Solid Waste,
    Ms. Terri Graham.
 3
               COMMISSION CHAIRMAN FRANK BURT: Good morning,
 4
 5
    Terri.
 6
              MS. TERRI GRAHAM: Good morning.
 7
               COMMISSIONER-ELECT JEB BALL: Good morning.
              MS. TERRI GRAHAM: Item E-1 is the -- is the
 8
 9
     three (3) year agreement with ADEM for the right-of-way
     scrap tire cleanup that we do. We use this basically to
10
11
    offset litter patrol crews. So it's fifty thousand
     dollars ($50,000) a year for three (3) years.
12
13
               COMMISSION CHAIRMAN FRANK BURT: Consent all
14
    right?
               COMMISSIONER CHRIS ELLIOTT: Yes, sir.
15
               COMMISSIONER CHARLES "SKIP" GRUBER: Uh-huh.
16
     (Indicates affirmatively.)
17
18
               COMMISSION CHAIRMAN FRANK BURT: All right.
19
20
       E-2 - MULLEK FARMS - SEED COTTON BASE ACRE ALLOCATION, YIELD
21
                            UPDATE AND ELECTION
22
               COMMISSION CHAIRMAN FRANK BURT: Next.
23
              MS. TERRI GRAHAM: The second item is the
24
    Mullek Farms lease at Magnolia Landfill. This is the
25
    Seed Cotton Base Acre Allocation, Yield Update and
    Election Form.
26
         And basically Mr. Mullek just came and asked if the
27
28
    Commission would sign his -- sign this form -- and I
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don't pretend to know all this stuff about farm stuff --
 1
 2
     for price protection on the cotton that he grows out
 3
     there. So it just gets him eligible for the Federal
    Price Protection Program that they have for farmers.
 4
 5
               COMMISSIONER CHRIS ELLIOTT: Consent is fine,
    Mr. Chairman.
 6
 7
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
               COMMISSION CHAIRMAN FRANK BURT: Okay.
 8
 9
      E-3 - UPDATED RECYCLE BIN LOCATIONS THROUGHOUT BALDWIN COUNTY
10
11
               MS. TERRI GRAHAM: And the last item I have is
12
     the recycling bins -- recycle bins that we have located
13
     throughout the county.
14
         We got word from the School Board that they wanted
    us to remove all the recycle bins at the School Board
15
     facilities for security reasons. They didn't want just
16
17
    every citizen being able to come on public property. So
    we had --
18
19
               COMMISSIONER TUCKER DORSEY: I probably
20
    wouldn't state it like that.
21
               COMMISSIONER CHRIS ELLIOTT: Yeah, yeah.
22
               COMMISSIONER TUCKER DORSEY:
                                            They have
23
    legitimate security concerns.
               MS. TERRI GRAHAM: Yes. So this would -- we
24
25
    had seven (7). So that would reduce the number of bins
26
    that we have from thirty-one (31) -- or locations we have
    from thirty-one (31) to twenty-four (24). I have updated
27
28
    the map of the locations.
```

We have tried for months to work with the Belforest Volunteer Fire Department to put them in there, and have not been successful.

We went to Stapleton Volunteer Fire Department on 59 and asked them. They were not real excited about the idea. We went to Whitehouse Fork Volunteer Fire Department. There's not really enough room at that one.

So we're looking for other locations to maybe be able to put bins out, but we haven't really found much right now. And in this, too, the Town of Loxley voted this past month to remove the bin we have in the Town of Loxley, take it out also, because they felt like people were using it more for a dumpsite than a recycling center.

So right now we're just to going to remove the bins and keep looking for places where we might could put some, if any of you have any ideas of places we could go and ask.

You know, I know a lot of individual like subdivisions have talked about it, but then they don't want other people being able to come into their area. Spanish Cove is one that we kind of have talked to. Ono Island, I think, feels the same way. They'd love for us to offer it just for them so.

COMMISSION CHAIRMAN FRANK BURT: Are there any schools that might could be a site? You know, it teaches the students about recycling and environment and whatever. I don't know.

```
1
               COMMISSIONER CHRIS ELLIOTT: Commissioner Burt,
 2
     I think that she was just saying the schools were asking
 3
     specifically that they're removed.
          Isn't that what you started off with?
 4
 5
               COMMISSION CHAIRMAN FRANK BURT: Oh, I
    didn't -- I missed that. I'm sorry.
 6
 7
               COMMISSIONER CHRIS ELLIOTT: Yes, sir.
              MS. TERRI GRAHAM: So we -- we --
 8
 9
               COMMISSION CHAIRMAN FRANK BURT: Fire stations,
    I thought.
10
11
              MS. TERRI GRAHAM: Well, that's where I've gone
    back to, the volunteer fire departments, to try to find
12
13
    locations. But I'm just --
               COMMISSIONER CHARLES "SKIP" GRUBER:
                                                   Well, I
14
    wish the fire departments would really at least look at
15
     it, I mean, you know --
16
               COMMISSIONER TUCKER DORSEY: That's an
17
     indication that the fire departments have -- are flush
18
    with money. Because they need to interface with the
19
    public a little bit more. And that is a great way to get
20
21
     the public to come visit the firehouse. And they could
22
    establish a relationship with the community that way.
23
               MR. JOE DAVIS: Mr. Chairman.
24
               COMMISSION CHAIRMAN FRANK BURT: Yes, sir.
25
               MR. JOE DAVIS: Is there a constant message
26
    from the volunteer fire department's point of view about
27
    why they would prefer not doing it?
28
               MS. TERRI GRAHAM: I think it is traffic they
```

```
don't want coming there at all, you know, being able to
 2
     come whenever they want to.
 3
          Some of it is a location issue or a space issue, I
     should say. So like with Belforest, what I was trying to
 4
 5
     do is kind of put it off to the side. And I said we
     could get some kind of Memorandum of Understanding and we
 6
 7
    could kind of put a gravel pad there for the bin. But
     they're just -- I just don't know it's something that --
 8
 9
     that they wanted to do.
              MR. JOE DAVIS: Okay.
10
11
               COMMISSIONER CHARLES "SKIP" GRUBER: I think we
    had about several -- Go ahead.
12
13
               COMMISSIONER-ELECT JEB BALL: I think, Terri,
14
    if I'm not mistaken, on October 4, we have our annual
    volunteer fire chiefs meeting at the EMA building. Maybe
15
    we can make that --
16
17
              MR. JESSIE PEACOCK: (Indicates negatively.)
               COMMISSIONER-ELECT JEB BALL: It's not there
18
    anymore?
19
               MR. JESSIE PEACOCK: Correction on that.
20
21
    Whitehouse has accepted --
22
               COMMISSIONER-ELECT JEB BALL: Wherever it's
23
    going to be, we can announce the -- maybe just to the
24
    whole group as a body, to all the fire chiefs to see why
25
     they're not for it or why they could be for it.
26
              MS. TERRI GRAHAM: Okay.
               COMMISSIONER-ELECT JEB BALL: Check into it.
27
28
               COMMISSION CHAIRMAN FRANK BURT: Sounds like a
```

```
good idea.
 2
               MR. JOE DAVIS: Mr. Chairman, here -- here
 3
     again, this is the third weekend the City of Daphne --
    we've had to close our recycling on the weekend, because
 4
 5
     they were set up where people could bring the items,
     three huge bins. Take a picture on Friday evening when
 6
 7
    we leave, take a picture on Monday morning when we get
    back, and you can barely see one of the bins. It's not
 8
 9
    recycling material; it's everything else.
               COMMISSION CHAIRMAN FRANK BURT: Yeah.
10
11
              MR. JOE DAVIS: So when people see a place to
    get rid of things when nobody's watching, unfortunately,
12
13
    that's what they do.
               COMMISSION CHAIRMAN FRANK BURT: That's right.
14
               MR. JOE DAVIS: And so it's a -- it's a problem
15
    for a lot of organizations.
16
               COMMISSIONER CHARLES "SKIP" GRUBER:
17
                                                    Well, we
    went through that down in Lillian. We had one that was
18
    out there. And no matter what we did, you know, people
19
20
    were still putting stuff in it. And I think a lot of
21
     that problem were people coming from Florida bring stuff
22
    over there.
23
               MR. JOE DAVIS: A place to put it.
24
               COMMISSION CHAIRMAN FRANK BURT: Yeah.
25
    recycling is pretty much a losing -- losing deal for the
26
     Solid Waste Department, isn't it?
27
              MS. TERRI GRAHAM: Yes, sir.
28
               COMMISSION CHAIRMAN FRANK BURT:
                                                Yeah.
```

```
1
               MS. TERRI GRAHAM: We get a little bit of money
 2
    back, but it is.
 3
               COMMISSION CHAIRMAN FRANK BURT: All right.
    Next. Let's go ahead and put it on the Consent agenda,
 4
 5
    or do you want to talk about it? You want to talk about
 6
    that Tuesday?
 7
              MS. TERRI GRAHAM: We can do that.
               COMMISSION CHAIRMAN FRANK BURT: Or do you want
 8
 9
     to wait until after you have that meeting with the fire
    departments?
10
11
              MS. TERRI GRAHAM: Well, if -- if we go to any
     of the fire departments and if any of them actually
12
13
    would, you know, consider us putting a bin there, we
14
    could just update our location map.
15
               COMMISSION CHAIRMAN FRANK BURT: Okay.
              MS. TERRI GRAHAM: But I was going to go ahead
16
17
    and try to do this after next week and move those boxes
18
     and put this map on website as a replacement.
               COMMISSION CHAIRMAN FRANK BURT: Very good.
19
20
               COMMISSIONER TUCKER DORSEY: Why do you feel
21
    obligated to put it on the map if you put it somewhere
22
     like Spanish Cove or Ono.
23
              MS. TERRI GRAHAM: Well, that's what I had told
24
     them, we wouldn't have to. I thought, you know,
25
    especially with Spanish Cove, because they're a direct
26
    contract with the Commission, it would just be for them.
    But their feeling was that even -- people would know it
27
28
    was there, and they would just come in.
```

```
1
          And that's the same thing. I went through that with
 2
    Ono -- It's been a couple weeks back now -- about
 3
     something similar.
          They wanted, you know, a recycling program down
 4
 5
     there. But that was their concern, too, is that -- just
 6
     letting people on the island.
 7
         And I -- I told them the same thing. But for
    whatever reason, they feel like anybody could do it.
 8
 9
     It's hard to get on Ono Island. I mean, I don't -- I
    don't --
10
11
               COMMISSIONER TUCKER DORSEY: Yeah, I mean,
     they -- they don't -- they tell quard at the gate, hey,
12
13
     I'm coming in, because I've got recycling to do.
14
    ain't going to let them in.
              MS. TERRI GRAHAM: Yeah.
15
               COMMISSIONER CHARLES "SKIP" GRUBER: Huh-uh.
16
17
     (Indicates negatively.)
18
              MS. TERRI GRAHAM: I agree. Yeah.
               COMMISSIONER TUCKER DORSEY: There's other
19
     spots in Orange Beach if they want to participate and
20
21
    recycle in the volunteer recycle program.
22
               MS. TERRI GRAHAM: But I will say when we moved
23
    the box -- box from Loxley, we -- we went ahead and
24
    pulled that for the Town. Silverhill immediately said, I
25
    think we're going to need an extra pull. Because now
26
    everybody's going there with their stuff.
27
               COMMISSIONER TUCKER DORSEY: All right.
28
    that it?
```

```
MS. TERRI GRAHAM: All right. Thank you.
 2
               COMMISSION CHAIRMAN FRANK BURT: Thank you,
 3
    Terri.
 4
 5
       G-1 - COMMUNITY RATING SYSTEM (CRS) PROGRAM RECERTIFICATION
               COMMISSION CHAIRMAN FRANK BURT: Next.
 6
 7
               MR. RON CINK: Next, Mr. Chairman, G-1,
    Community Rating System, Mr. Vince Jackson.
 8
 9
               COMMISSION CHAIRMAN FRANK BURT: Good morning,
    Vince.
10
11
              MR. VINCE JACKSON: Good morning. This is
    our -- With the CRS Program, we have an annual
12
13
    recertification. And there is a requirement that the
14
    Chairman sign the recertification form. This is just
15
    requesting authorization for the Chairman to sign the
    form.
16
17
               COMMISSION CHAIRMAN FRANK BURT: Okay.
    Consent?
18
              MR. VINCE JACKSON: Yes, sir.
19
20
               COMMISSION CHAIRMAN FRANK BURT: Okay.
21
               COMMISSIONER CHARLES "SKIP" GRUBER:
22
    basically it's just renewing what we've got already?
23
              MR. VINCE JACKSON: Yes, sir.
24
               COMMISSIONER CHARLES "SKIP" GRUBER: Are we
25
    going to keep the Class 7?
26
              MR. VINCE JACKSON: Right. We'll have a cycle
    visit in 2020. So we'll have an opportunity then to
27
28
    maybe change classes.
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COMMISSIONER CHARLES "SKIP" GRUBER: Good.
 1
 2
    we've got to keep that -- we've got to keep that class
 3
    up.
              MR. VINCE JACKSON: That's right.
 4
 5
               COMMISSIONER CHARLES "SKIP" GRUBER: Yeah.
 6
               MR. VINCE JACKSON: Thank you.
 7
               COMMISSIONER CHARLES "SKIP" GRUBER: Thank you.
               COMMISSION CHAIRMAN FRANK BURT: Thank you,
 8
 9
    Vince.
10
11
     I-1 - FIRST AMENDMENT TO OPTICAL FIBER IRU AGREEMENT - SOUTHERN
12
                                LIGHT, LLC
13
               MR. RON CINK: Next, Mr. Chairman, Item I-1,
14
    Mr. Brian Peacock, your CIS Director.
15
               MR. BRIAN PEACOCK: Good morning, gentlemen.
               COMMISSIONER CHRIS ELLIOTT: Good morning.
16
17
              MR. BRIAN PEACOCK: I've got two items this
18
    morning. The first is for a cleanup of an outstanding
19
    agreement that we have.
20
          I-1 is to rescind the action taken by the Baldwin
21
    County Commission during the regular scheduled meeting
22
    held August the 1st in regards to the optical fiber IRU
23
    agreement with Southern Light.
24
         Unbeknownst to us, when we proposed this agreement,
25
     that company changed hands. And they have not agreed to
26
    that agreement. We issued a new RFP last week that
27
    hopefully will help with this outstanding IRU.
28
               COMMISSION CHAIRMAN FRANK BURT: Okay.
```

```
Comments, questions?
 2
               COMMISSIONER CHRIS ELLIOTT: No, sir. Consent.
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
 3
               COMMISSION CHAIRMAN FRANK BURT: Thank you,
 4
 5
     sir.
 6
 7
                I-2 - MICROSOFT VOLUME LICENSING AGREEMENT
               MR. BRIAN PEACOCK: I-2 is our Microsoft Volume
 8
 9
    Licensing Agreement. It's to authorize -- to approve and
    authorize the Chairman to sign all documents related to
10
11
    the Baldwin County Commission Microsoft Volume License.
          This enrollment agreement is for our enduser license
12
13
    as well as our hardware license associated with the cost
    of doing business with our servers and related equipment
14
    and our infrastructure.
15
          This is a three-year agreement. And we're at the
16
    end of the current agreement. We've got to renew that
17
    enrollment.
18
               COMMISSION CHAIRMAN FRANK BURT: Okay.
19
20
              MR. BRIAN PEACOCK: This is a budgeted item.
21
               COMMISSIONER CHRIS ELLIOTT: Consent.
22
               COMMISSION CHAIRMAN FRANK BURT: Consent.
23
    Thank you.
24
25
      M-1 - FISCAL YEAR 2018 MEMORANDUM OF UNDERSTANDING PERFORMANCE
                   GRANT (EMPG) FEDERAL SHARE AGREEMENT
26
               MR. RON CINK: Next, Mr. Chairman, Item M-1,
27
28
    your Interim EMA Director, Mr. Jessie Peacock.
```

```
COMMISSION CHAIRMAN FRANK BURT: Good morning,
 2
     Jessie.
 3
               MR. JESSIE PEACOCK: Good morning,
    Mr. Chairman, Commissioner.
 4
 5
            (Commissioner Tucker Dorsey left the Work Session.)
 6
 7
              MR. JESSIE PEACOCK: A couple items this
 8
 9
    morning. Item M-1 is just our annual EMPG grant,
    authorize the Chairman to sign for that. And if there
10
11
    needs to be any elaboration on that, Ms. Jennifer Forsman
    has been here before to speak on that.
12
13
               COMMISSIONER CHRIS ELLIOTT: Pretty
14
    straightforward, Mr. Chairman. Consent is fine,
    Mr. Chairman.
15
16
      M-2 - FISCAL YEAR 2018 MEMORANDUM OF UNDERSTANDING PERFORMANCE
17
       GRANT (EMPG) COOPERATIVE AGREEMENT STATE SHARE OF EMPG FUNDS
18
               COMMISSION CHAIRMAN FRANK BURT: Next.
19
20
              MR. JESSIE PEACOCK: Next item, Item M-2, is
21
     the same thing. It's the EMPG grant, the annual
22
    authorizing the Commissioner to sign that one.
23
               COMMISSION CHAIRMAN FRANK BURT: Okay.
24
               COMMISSIONER CHRIS ELLIOTT: Consent is fine,
    Mr. Chairman.
25
26
               COMMISSION CHAIRMAN FRANK BURT: Okay.
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
27
28
               COMMISSION CHAIRMAN FRANK BURT: All right.
```

40 BALDWIN COUNTY COMMISSION WORK SESSION 09/25/2018 1 2 M-3 - TERMINATION OF MEMORANDUM OF UNDERSTANDING/EQUIPMENT 3 TRANSFER FROM THE DEPARTMENT OF PUBLIC HEALTH FOR EIGHT (8) BUS CONVERSION KITS 4 5 MR. JESSIE PEACOCK: Lastly, Item M-3 is to do away with the contract for the bus conversion kits for 6 7 Alabama Department of Public Health. These kits we've discussion on several occasions 8 that y'all are familiar. We have eight bus conversion 9 kits that would turn a school bus into a portable 10 11 hospital. We're -- Prior to my time, there was a -- it's a 12 13 portable hospital. Put sixteen (16) beds in each school 14 bus. These things are taking up space. I've not found a practical use for them yet, even 15 with the accident on 65. There no way -- short of the 16 17 zombie apocalypse, there is -- I can't find a reason we would need these things. I would love to get rid of them 18 and save the space in the warehouse. 19 COMMISSION CHAIRMAN FRANK BURT: Sounds like a 20 21 good idea to me. Consent all right? 22 COMMISSIONER CHRIS ELLIOTT: Yes, sir. 23 MR. JESSIE PEACOCK: That's all I have, sir. 24 COMMISSION CHAIRMAN FRANK BURT: Thank you. 25 MR. JESSIE PEACOCK: Yes, sir.

MR. JESSIE PEACOCK: Yes, sir

26

27

28

O-1 - HIGHWAY DEPARTMENT (CONSTRUCTION ENGINEERING) - EMPLOYMENT
OF ONE (1) CONSTRUCTION MANAGER

```
COMMISSION CHAIRMAN FRANK BURT: All right.
 2
    Next one.
 3
               MR. RON CINK: Yes, Mr. Chairman. I'm sorry.
 4
     Item O-1, Highway Department, Mr. Nunnally.
 5
               MR. JOEY NUNNALLY: That's Andrea.
              MR. RON CINK: Andrea. I'm sorry.
 6
 7
              MS. ANDREA RIDER ROBERSON: This -- this
 8
    position is to hire for the Construction Manager position
 9
     that was created in Highway. We're just asking to bring
    Mr. Tyler in at eighty-two, five ($82,500), which is
10
11
    midrange of the E-6 -- 9 range.
               COMMISSION CHAIRMAN FRANK BURT: Any questions?
12
13
    Comments?
14
                               (No response.)
               COMMISSION CHAIRMAN FRANK BURT: Consent all
15
    right?
16
17
               COMMISSIONER CHRIS ELLIOTT: Consent is fine,
    Mr. Chairman.
18
               COMMISSION CHAIRMAN FRANK BURT: Sir?
19
               COMMISSIONER CHRIS ELLIOTT: Consent is fine.
20
21
               COMMISSION CHAIRMAN FRANK BURT: Consent.
22
               COMMISSIONER CHARLES "SKIP" GRUBER: Consent.
23
               COMMISSION CHAIRMAN FRANK BURT: Thank you very
24
    much.
25
              MS. ANDREA RIDER ROBERSON: Thank you.
26
                        R-2 - ADMINISTRATION REPORT
27
               COMMISSION CHAIRMAN FRANK BURT: All right.
28
```

We're now down to lawyers and Ron. 2 MR. RON CINK: Yes, sir, Mr. Chairman. 3 completes the agenda items. There's one -- a couple -one presentation that I know of for sure on Tuesday 4 5 recognizing Senator Trip Pittman regarding the sellers use tax legislation. 6 7 R-3 - REQUEST FOR EXECUTIVE SESSION 8 9 MR. RON CINK: And next is Mr. Conner. ATTORNEY DAVID CONNER: Mr. Chairman, we do 10 11 have a few items for executive session. As you know, there is no action that can be taken at this work 12 session. So if you have completed your work session 13 agenda, we can adjourn from the executive session, if 14 15 you'd like to do that. COMMISSION CHAIRMAN FRANK BURT: Sounds good to 16 17 me. Anybody --COMMISSIONER CHRIS ELLIOTT: Good here. 18 COMMISSIONER CHARLES "SKIP" GRUBER: (Indicates 19 20 affirmatively.) 21 COMMISSION CHAIRMAN FRANK BURT: Everybody's 22 nodding heads. 23 ATTORNEY DAVID CONNER: Mr. Chairman, I make the recommendation we go into executive session in 24 accordance with Alabama Code Section 36-25-A7(a)(1) to 25 26 discuss the general reputation and character, physical 27 condition, professional competence or mental health of 28 individuals, or subject to the limitations set out herein

```
to discuss the job performance of certain public
 2
     employees.
         Also, in accordance to Section 3, to discuss the
 3
     legal ramifications of and legal options for pending
 4
 5
     litigation, controversies not yet being litigated but
    eminently likely to be litigated or eminently likely to
 6
 7
    be litigated if the governmental body pursues a proposed
 8
    course --
 9
          (Commissioner Tucker Dorsey rejoined the work session.)
10
11
               ATTORNEY DAVID CONNER: -- of action. Also, in
12
13
     accordance with Section 6, to discuss the consideration
     the governmental body is willing to offer or accept when
14
     considering the purchase, sale, exchange, lease, or
15
    market value of real property.
16
          I make the oral declaration that the discussion is
17
     appropriate for executive session. It is anticipated the
18
    executive session would last approximately --
19
               MR. RON CINK: I would do it no more than
20
21
    thirty.
22
              ATTORNEY DAVID CONNER: -- thirty minutes.
23
               COMMISSIONER CHRIS ELLIOTT: Mr. Chairman, I
24
    move that we enter into executive session for the
25
    purposes stated by counsel and that the executive session
26
    would last approximately thirty minutes, and that we
27
    adjourn from executive session.
28
               COMMISSION CHAIRMAN FRANK BURT:
```

```
COMMISSIONER CHARLES "SKIP" GRUBER: I'll
1
     second the motion.
2
3
               COMMISSION CHAIRMAN FRANK BURT: Second. All
     in favor?
4
5
                    (Commissioners say "aye" in unison.)
               COMMISSION CHAIRMAN FRANK BURT: We're in
6
7
     executive session at 9:43 on Tuesday.
8
         (The Work Session was recessed into Executive Session at
9
10
                                   9:43 a.m.)
11
12
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```

1	CERTIFICATE
2	
3	STATE OF ALABAMA)
4	BALDWIN COUNTY )
5	
6	I hereby certify that the above and foregoing
7	transcript was taken down by me in stenotype and the
8	proceedings were transcribed by means of computer-aided
9	transcription, and that the foregoing represents a true
10	and correct transcript of the meeting given by said
11	parties upon said meeting.
12	I further certify that I am neither of counsel
13	nor of kin to the parties, nor am I in anywise interested
14	in the result of said proceedings.
15	
16	
17	
18	
19	1
	Dusan C. andrews
22	
23	
24	SUSAN C. ANDREWS,
25	Certified Court Reporter,
26	Certification No. 287
27	
28	

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