

# Baldwin County Commission

Baldwin County Commission Regular  
Meeting Minutes  
Tuesday, May 21, 2019  
8:30 AM



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

District 1 – Commissioner James E. Ball  
District 2 – Commissioner Joe Davis, III  
District 3 – Commissioner Billie Jo Underwood  
District 4 – Commissioner Charles F. Gruber

Wayne A. Dyess, County Administrator

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**All supporting documentation for the minutes can be viewed in the File ID link of each item and are denoted by an asterisk.**

## **A WELCOME, INVOCATION AND PLEDGE OF ALLEGIANCE**

**Present:** 4 - Commissioner James E. Ball, Commissioner Joe Davis III, Commissioner BillieJo Underwood, and Commissioner Charles F. Gruber

**Absent:** 0

Also present were, Ron Cink, Budget Director, and David Conner, County Attorney.

The Chairman called the meeting to order at 8:41 a.m. and introduced Reverend Blake Stanley, Pastor, 3 Circle Church, Fairhope, Alabama, who appeared before the Commission, provided information about his church and led the Commission in prayer. After the Pledge of Allegiance led by Commissioner Joe Davis, III, the Commission transacted the following business to-wit:

## **ADOPTION OF MINUTES**

Motion by Commissioner Joe Davis, III, seconded by Commissioner James E. Ball, to approve the minutes of the May 7, 2019, Regular meeting.

The motion passed by the following vote:

**Aye:** 4 - James E. Ball, Joe Davis III, BillieJo Underwood, and Charles F. Gruber

**Nay:** 0

**Absent:** 0

**Abstain:** 0

## **B CONSENT**

Ron Cink, Budget Director, noted that there is an addendum attachment for Item BM10 - Transfer of a Portion of County Road 12 South to the City of Foley, before the Commissioners in paper form.

Motion by Commissioner James E. Ball, seconded by Commissioner BillieJo Underwood, to approve the consent agenda with the inclusion of the addendum attachment for Item BM10.

The motion passed by the following vote:

**Aye:** 4 - James E. Ball, Joe Davis III, BillieJo Underwood, and Charles F. Gruber  
**Nay:** 0  
**Absent:** 0  
**Abstain:** 0

**BA ADMINISTRATION**

**BA1** Baldwin County Strategic Plan [19-1280](#)

Authorize staff to prepare Request for Proposals (RFP) for the development of a new Baldwin County Strategic Plan and advertise said RFP.

**BA2** Order Granting License to Establish Memento Mori Cemetery (a Private, Family Cemetery), Magnolia Springs, Baldwin County, Alabama [19-1233](#)

Memorialize for the record, the Order Granting License to Establish Private Cemetery (Case No. 36930) from the Baldwin County Judge of Probate, dated May 7, 2019, granting a license to Benjamin E. Merrill, Jr. and Diane C. Merrill, owners of the real property upon which the proposed cemetery will be situated, to establish a private cemetery on the property of Benjamin E. Merrill, Jr. and Diane C. Merrill, in Magnolia Springs, Baldwin County, Alabama, said family cemetery to be located at 12774 County Road 49, Parcel B in Magnolia Springs (Baldwin County), Alabama, and to be known as " Memento Mori Cemetery."

**BA3** Revision of Baldwin County Commission Policy #2.23 - Reservation of Live Oak Landing and Bicentennial Park Facilities [19-1252](#)

Adopt the revised Baldwin County Commission Policy #2.23 - Reservation of Live Oak Landing and Bicentennial Park Facilities and incorporate the revised policy into the Baldwin County Policies and Procedures Book.

**BA4** Voting Precinct No. 43 - Use of 3Circle Church as a Voting Place [19-1254](#)

To provide for the continued use of the Voting Place for Voting Precinct 43, take the following actions:

- 1) Authorize the execution of an Agreement between the Baldwin County Commission and 3Circle Church to accomplish the parameters set forth in said Agreement. This Agreement shall commence on June 18, 2019, and expire on June 18, 2022; and
- 2) Authorize the Baldwin County Parks Division to accomplish external grounds cleaning

on the grounds of the Voting Place for Voting Precinct No. 43 after an election; and

3) Authorize an expenditure not to exceed \$235.00 from the Baldwin County Elections Miscellaneous fund 51910.5219 to accomplish the provision of professional cleaning services in the Voting Place for Voting Precinct No. 43 after any election.

## **BB ANIMAL CONTROL**

**BB1** Baldwin County Trap-Neuter-Return Program (TNR) - Renewal of Lillian Veterinary Hospital Agreement [19-1292](#)

Approve and authorize the Chairman to execute a Professional Services ("Agreement") renewal for the Trap-Neuter-Return (TNR) Program services with Lillian Veterinary Hospital. The Agreement commences on May 21, 2019, and continues for a period of ninety (90) days, expiring August 21, 2019, with an automatic renewal for one additional ninety (90) day term (expiring November 21, 2019), unless terminated by either party in accordance with the terms of the Agreement.

## **BD BUDGET/PURCHASING**

**BD1** Competitive Bid #WG17-21 - Provision of Aftermarket Heavy Duty Truck Parts for the Baldwin County Commission [19-1239](#)

Extend Bid #WG17-21 - Provision of Aftermarket Heavy Duty Truck Parts with Fleet Pride, Inc., for an additional twelve (12) months at the same prices and terms as stated in the original bid award dated June 22, 2017. The bid extension will expire on June 22, 2020.

**BD2** Competitive Bid #WG19-22A - Provision of Uniforms for the Baldwin County Sheriff's Office and Corrections Center [19-1240](#)

Award Bid #WG19-22A to the lowest responsible bidder, who met the specifications, Galls, LLC, per the Award Listing.

**BD3** Competitive Bid #WG19-27A - Provision of Road Signs for the Baldwin County Commission [19-1293](#)

Award #WG19-27A to the lowest bidder, Vulcan Signs, for the provision of road signs as per the Award Listing.

**BD4** Competitive Bid #WG19-32 - Provision of Services to Convert Microfilm to Digital Images for the Baldwin County Revenue Commission [19-1241](#)

Award #WG19-32 to the lowest bidder, Scanning America, Inc., for the provision of services to convert microfilm to digital images as follows and authorize the Chairman to execute the Contract.

Cost per digitally converted microfilm image: \$0.008 per Image  
Image Scanner Model: NextScan Eclipse 1200

**BD5**    Competitive Bid #WG19-34 - Purchase of Equipment for Multi-channel Video and Streaming Server for the Baldwin County Commission    [19-1242](#)

Award Bid #WG19-34 to the lowest bidder, Castus Corporation, for the purchase of equipment for multi-channel video and streaming server as per the Award Listing.

**BD6**    Competitive Bid #WG19-35 - Purchase and Delivery of Pre-cast Concrete Restroom Building at the Bicentennial Park Located in Bay Minette, Alabama for the Baldwin County Commission    [19-1259](#)

Take the following actions:

- 1) Authorize the Purchasing Director to re-bid for the purchase and delivery of pre-cast concrete restroom building at the Bicentennial Park located in Bay Minette, Alabama; and
- 2) Authorize the Chairman/Purchasing Division Commissioner for the Baldwin County Commission to approve any necessary addendums or clarifications if required after the bid is advertised.

**BD7**    Competitive Bid #WG19-36 - Provision of Fleet Fuel Management Program for the Baldwin County Commission    [19-1243](#)

Award Bid #WG19-36 to the lowest bidder, The McPherson Companies, Inc., for the provision of the Fleet Fuel Management Program as follows:

**ON-SITE FUELING**

Service Fee for on-site Fuel Management Program

Product	Service Fee
Unleaded	\$0.045 / gal.
Diesel	\$0.045 / gal.

**INFORMATION PURPOSES**

**OFF-SITE FUELING**

Product - Unleaded

OPIS Average - \$2.1083

Service Fee - \$0.10

Total Taxes (not exempted) - \$0.0311

Total Bid Price (per gallon) - \$2.2394

Product – Diesel  
OPIS Average - \$2.1141  
Service Fee - \$0.10  
Total Taxes (not exempted) - \$0.0311  
Total Bid Price (per gallon) - \$2.2452

\*\*\*Prices quoted are good for 5/2/19 average rack price\*\*\*

**BD8** Competitive Bid #WG19-38 - Provision of Hydraulic Mulches for the Baldwin County Commission

[19-1244](#)

Take the following actions:

- 1) Approve the specifications and authorize the Purchasing Director to place a competitive bid for the provision of hydraulic mulches; and
- 2) Further, authorize the Chairman/Purchasing Division Commissioner for the Baldwin County Commission to approve any necessary addendums or clarifications if required after the bid is advertised.

**BD9** Competitive Bid #WG19-39 - Annual Sand Removal, Sifting and Disposition of sand from County Right-of-Ways onto the Beach on the Fort Morgan Peninsula for the Baldwin County Commission

[19-1245](#)

Take the following actions:

- 1) Approve the specifications and authorize the Purchasing Director to place a competitive bid for the annual sand removal, sifting and disposition of sand from County right-of-ways onto the beach on the Fort Morgan Peninsula; and
- 2) Further, authorize the Chairman/Purchasing Division Commissioner for the Baldwin County Commission to approve any necessary addendums or clarifications if required after the bid is advertised.

**BD10** Competitive Bid #WG19-40 - Provision of Emulsified Asphalt (Bituminous Materials) for the Baldwin County Commission

[19-1247](#)

Take the following actions:

- 1) Approve the specifications and authorize the Purchasing Director to place a competitive bid for the provision of emulsified asphalt (bituminous materials); and
- 2) Further, authorize the Chairman/Purchasing Division Commissioner for the Baldwin County Commission to approve any necessary addendums or clarifications if required after the bid is advertised.

**BD11** Competitive Bid #WG19-41 - Provision of Off-site Printing, Imaging and Mailing of Tax Notices for the Baldwin County Revenue Commissioner

[19-1248](#)

Take the following actions:

- 1) Approve the specifications and authorize the Purchasing Director to place a competitive bid for the provision of off-site printing, imaging & mailing of tax notices for the Baldwin County Revenue Commission; and
- 2) Further, authorize the Chairman/Purchasing Division Commissioner for the Baldwin County Commission to approve any necessary addendums or clarifications if required after the bid is advertised.

**BD12** Rental of Four (4) Copy Machines for Various Baldwin County Departments

[19-1251](#)

Approve and authorize the Chairman to execute the rental agreements with Sharp Electronics Corporation for the rental of four (4) new copy machines off the State of Alabama bid for thirty-six (36) months effective the date of execution as follows:

Solid Waste Transfer Station - Bay Minette

Model: Sharp MX-4071

Price: \$170.08

Excess Charge/copy: B/W \$0.0065/copy Color \$0.045/copy

BRATS - Robertsedale

Model: Sharp MX-6070V

Price: \$199.69

Excess Charge/copy: B/W \$0.0054/copy Color \$0.0400/copy

Baldwin County Archives - Bay Minette

Model: Sharp MX-6070V

Price: \$207.29

Excess Charge/copy: B/W \$0.0054/copy Color \$0.04/copy

Baldwin County Personnel Department - Bay Minette

Model: Sharp MX-6070V

Price: \$262.09

Excess Charge/copy: B/W \$0.0054/copy Color \$0.0400/copy

**BD13** Request for Proposals (RFP) for Eastern Shore Metropolitan Planning Organization Long Range Transportation Plan for the Baldwin County Commission

[19-1249](#)

Approve the Request for Proposals (RFP) for Eastern Shore Metropolitan Planning

Organization Long Range Transportation Plan and authorize the Purchasing Director to advertise the RFP.

**BD14** Request for Proposals (RFP) for Temporary Clerical and Labor Services for the Baldwin County Commission [19-1250](#)

Award the Request for Proposals (RFP) for Temporary Clerical and Labor Services to the lowest responsible bidder, South Alabama Regional Planning Commission, as per the Fee Schedule and authorize the Chairman to execute the Contract for thirty-six (36) months. (Contract effective upon full execution.)

**BD15** Baldwin County Resurfacing Projects 2019: Group #3 - BCR-2019-3 [19-1238](#)

Award the bid for Baldwin County Resurfacing Projects 2019: Group #3 - BCR-2019-3 to the lowest bidder, Ammons & Blackmon Construction, LLC, Bid Amount \$503,097.92 for Alternative 2 (lay down only) with Baldwin County providing the plant mix; Completion Time: 60 working days; and authorize the Chairman to execute the Contract.

**BD16** Fiscal Year 2018-2019 Mid-year Budget Amendment - Resolution #2019-083 [19-1258](#)

Adopt Resolution #2019-083 amending the Fiscal Year 2018-2019 Budget.

**BF BUILDING MAINTENANCE**

**BF1** Sale of Six (6) Building Maintenance Department Vehicles on GovDeals.com [19-1272](#)

Take the following actions:

- 1) Authorize the sale of a 1997 Ford F-150 (VIN 1FTDF18W5VLA94901) on GovDeals.com; and
- 2) Authorize the sale of a 2000 Ford F-150 (VIN 1FTRX17WXYNB07400) on GovDeals.com; and
- 3) Authorize the sale of a 2004 Ford F-450 XL (VIN 1FDXF46P54EC86781) on GovDeals.com; and
- 4) Authorize the sale of a 2005 Ford F-450 XL (VIN 1FDXF46P35EC97019) on GovDeals.com; and
- 5) Authorize the sale of a 2007 Ford F-150 XL (VIN 1FTRF122X8KC35645) on GovDeals.com; and

6) Authorize the sale of a 2008 Ford F-450 XL (VIN 1FDXF46R18ED38169) on GovDeals.com.

All vehicles are located at the Baldwin County Commission Highway Department (Bay Minette).

## **BI ELECTED OFFICIALS**

**BI1** Space Allocation in County Facilities - Allocation of Space at the Baldwin County Courthouse in Bay Minette, Alabama and Adoption of Resolution #2019-082 [19-1281](#)

Baldwin County Courthouse - Bay Minette

In the City of Bay Minette, and pursuant to the authority granted the Baldwin County Commission at §11-3-11 (a) (1) of the Code of Alabama 1975 and Section 6 of Act No. 239 (1931), as amended, and without limitation, adopt Resolution #2019-082 of the Baldwin County Commission, which designates the rooms to be occupied in the Baldwin County Courthouse and further, to authorize the space allocations and offices applicable to the Baldwin County Courthouse.

(Resolution #2019-082 repeals Resolution #2017-133, adopted by the Baldwin County Commission on September 5, 2017.)

## **BJ EMERGENCY MANAGEMENT AGENCY (EMA)**

**BJ1** License to Park Vehicles on Licensor's Land Agreement between the Baldwin County Commission and the American Red Cross [19-1271](#)

Take the following actions:

1) Approve the Revocable License to Park on Licensor's Land Agreement between the American Red Cross and the Baldwin County Commission (by and through its Emergency Management Agency). The Agreement shall be effective for the period of October 1, 2019, to September 30, 2022, and may be terminated per the parameters as set forth therein); and

2) Authorize the Chairman to sign the Agreement and any related documents.

## **BK ENVIRONMENTAL MANAGEMENT**

**BK1** Baldwin County Solid Waste Uncollectible Residential Accounts [19-1274](#)

Approve the uncollectible residential garbage accounts list for write-offs in the amount of \$859.00.

## **BL FINANCE AND ACCOUNTING**



**BL1**    Additional Cash for Back-up Cash Drawer for Solid Waste Department at the MacBride Landfill [19-1276](#)

Related to the back-up cash drawer at MacBride Landfill, take the following action:

- 1) Add an additional \$200.00 to the back-up cash drawer located at MacBride Landfill.

**BL2**    Banking Services [19-1277](#)

Related to Baldwin County Commission's basic banking services with Hancock Whitney Bank, authorize the Interim Clerk/Treasurer to accept the (3) month extension with the same terms and conditions as was approved by the Commission on April 5, 2016. The extension period is June 1, 2019, to August 31, 2019.

**BM**    **HIGHWAY**

**BM1**    2019 High Risk Rural Roads Program for Unshielded Bridge Ends - Request Permission to Advertise [19-1262](#)

Authorize the Purchasing Director to place a competitive bid for the 2019 High Risk Rural Roads Program for Unshielded Bridge Ends once the Alabama Department of Transportation (ALDOT) approves the plans and contract documents.

**BM2**    Alabama Department of Transportation (ALDOT) - Intersection Improvements at Bromley Road and State Highway 225 - Rescind Utility Relocation Agreement with Baldwin EMC [19-1260](#)

Rescind the actions taken by the County Commission during its regularly scheduled meeting on February 6, 2018, more specifically, the staff recommendation regarding Agenda item BF1, which approved as follows:

"1) APPROVE THE UTILITY RELOCATION AGREEMENT BETWEEN THE BALDWIN COUNTY COMMISSION, BALDWIN EMC, AND ALABAMA DEPARTMENT OF TRANSPORTATION (ALDOT) FOR THE RELOCATION OF UTILITIES ASSOCIATED WITH THE INTERSECTION IMPROVEMENTS AT BROMLEY ROAD AND STATE HIGHWAY 225. (THIS AGREEMENT SHALL BE EFFECTIVE UPON FULL EXECUTION AND WILL TERMINATE UPON COMPLETION OF THE PROJECT.); AND

2) AUTHORIZE THE CHAIRMAN TO EXECUTE ANY PROJECT RELATED DOCUMENTS."

**BM3**    Case S-15029 - Bridlewood Farms - Release Maintenance Bond [19-1263](#)

Authorize staff to release the Surety Document (Maintenance Bond) from North American Specialty Company on behalf of Asphalt Services, Inc. in the amount of

\$357,622.32 to guarantee the workmanship and materials of the roadways and drainage improvements within the public rights-of-way as shown on the approved Final and “As-Built” construction plans.

**BM4** Case S-19023 - Kirkland Subdivision - Refund Application Fees

[19-1264](#)

Take the following actions:

- 1) Authorize staff to refund a Variance application fee of \$250.00 and Final Plat application fee of \$350.00 for a total of \$600.00 to Ms. Tammy Kirkland; and
- 2) Authorize the Interim Clerk/Treasurer to process an interim check for refund.

**BM5** Edmond G. Eslava, III - Right-of-Way Acquisition Appraisal Contract

[19-1267](#)

Approve a contract between Baldwin County and Edmond G. Eslava, III, of Appraisal and Consultant Group, Inc., for right-of-way acquisition appraisals on future projects of the Highway Department. (This contract shall become effective June 1, 2019 (pending full execution by both parties) and will terminate three years from effective date or five (5) days written notice by either party.)

**BM6** James K. Green, Jr. - Right-of-Way Acquisition Appraisal Contract

[19-1269](#)

Approve a contract between Baldwin County and James K. Green, Jr., with Valbridge Property Advisors, for right-of-way acquisition appraisals on future projects of the Highway Department. (This contract shall become effective June 1, 2019 (pending full execution by both parties) and will terminate three years from effective date or five (5) days written notice by either party.)

**BM7** James H. Faulkner, III - Right-of-Way Acquisition Appraisal Contract

[19-1268](#)

Approve a contract between Baldwin County and James H. Faulkner, III, with Courtney & Morris Appraisals, Inc., for right-of-way acquisition appraisals on future projects of the Highway Department. (This contract shall become effective June 1, 2019 (pending full execution by both parties) and will terminate three years from effective date or five (5) days written notice by either party.)

**BM8** License Agreement No. 19006 - Perdido Street and Pound Road  
Right-of-Way

[19-1265](#)

Approve License Agreement No. 19006 permitting Brian Naugher to clear approximately 405' x 25' of underbrush and a few small trees less than 8" in diameter to access his property.

**BM9** Resolution #2019-089 - 2019 High Risk Rural Roads Program for Repair

[19-1261](#)

## of Unshielded Bridge Ends

Approve Resolution #2019-089 for the repair of unshielded bridge ends at the following locations:

County Road 87 over Styx River  
Scrannage Road over Horseneck Creek  
Hoyle Bryars Road over Interstate 65

### **BM10** \*Transfer of a Portion of County Road 12 South to the City of Foley

[19-1266](#)

Take the following actions:

- 1) Adopt Resolution #2019-090 authorizing the transfer of ownership, control, management, supervision, regulation, repair, maintenance, improvement and responsibility of County Road 12 South from approximately 290 feet west of Clarke Ridge Road running west approximately 1,355 feet; and
- 2) Authorize the Chairman to execute a Quitclaim Deed conveying unto the City of Foley, Alabama, any and all right and title to that portion of the right-of-way owned and maintained by Baldwin County along County Road 12 South from approximately 290 feet west of Clarke Ridge Road running west approximately 1,355 feet, contingent upon the City of Foley approving a resolution for the transfer of ownership, maintenance, control and responsibility of that portion of County Road 12 South from Baldwin County to the City of Foley; and
- 3) Remove said portion of road from the County Maintained Road List upon execution of the Quitclaim Deed.

### **BM11** Weeks Bay Foundation - Request to Install Signage at Mullet Point and View Point Boat Ramps

[19-1270](#)

Approve the request from Ms. Yael Girard, Executive Director of the Weeks Bay Foundation, to install signage at the Mullet Point and View Point boat ramps regarding derelict vessels in waterways. The Weeks Bay Foundation will provide the signs for the project and the Highway Department will install the signs.

## **BO PERSONNEL**

### **BO1** Juvenile Detention Center - Employment of One (1) Part-Time Detention Technician Position

[19-1236](#)

Approve the employment of Eric McDonald to fill the open Detention Technician position (PID #PT40) at a grade G-EL (\$12.967 per hour) to be effective no sooner than May 28, 2019.

**BO2**   Sales, Use, and License Tax Department - Employment of One (1) Revenue Clerk I Position   [19-1191](#)

Approve the employment of Maghan Loggins to fill the open Revenue Clerk I position (PID #5446) at a grade G-EL (\$12.967 per hour/\$26,971.36 annually) to be effective no sooner than May 28, 2019.

**BO3**   Solid Waste Department - Employment of One (1) Mechanic II Position   [19-1237](#)

Approve the employment of Travis Kelly to fill the Mechanic II position (PID #5272) at a grade I-EL (\$15.629 per hour/\$32,508.32 annually) in the Solid Waste Maintenance Department (54370) to be effective no sooner than May 28, 2019.

**BO4**   Updated Organizational Charts and Position Descriptions for the Budgeting and Purchasing Departments, Commission Administration Departments, Parks Department, and Accounting Department   [19-1255](#)

Take the following actions:

- 1) Approve the updated organizational charts for the Budgeting and Purchasing Departments, Commission Administration Departments, Parks Department, and Accounting Department; and
- 2) Approve the updated position descriptions for Budget Director, Purchasing Director, Sales, Use, and License Tax Coordinator, Director of Archives and History, Landscape Technician I and Landscape Technician II.

**BP   PLANNING AND ZONING**

**BP1**   2018-2019 Municipal Separate Storm Sewer Systems (MS4) Annual Report   [19-1273](#)

Authorize the County Commission Chairman to sign the Signatory Page for the 2018-2019 MS4 Annual Report.

**BP2**   Authorization to Begin Advertising Proposed Zoning Text Amendments   [19-1275](#)

Authorize the Planning and Zoning staff to begin advertising and commence the Zoning Text Amendment process for proposed Text Amendments pertaining to the local provision for Planning District 25 and height limitations in residential zoning districts.

**C   PRESENTATIONS**

**CA   GENERAL**

**CA1**   Presentation by Eye Heart World - 2018 Impact Report   [19-1253](#)

Ms. Crystal Yarbrough, Alabama Director of The Rose Center (Eye Heart World), appeared before the Commission and thanked the Commissioners for allowing her to make her presentation. Ms. Yarbrough commented on how young women are exploited and are at-risk for human trafficking. She commented on what The Rose Center provides including its prevention for at-risk youth, and training for professionals and community members. Ms. Yarbrough provided the website and said if anyone is interested in helping, Eye Heart World would appreciate the help.

Chairman Gruber thanked Ms. Yarbrough for her presentation and said people do not realize what is going on around them until it is brought to their attention. He appreciates Ms. Yarbrough bringing this forward. This may assist the young women who are searching for help.

Commissioner Ball thanked Ms. Yarbrough and the volunteers for coming today. He wants to express his sincere thanks for what Eye Heart World does and he hopes that by Ms. Yarbrough coming today, the message is spread throughout the County even more. It takes a special person to do what Eye Heart World does and the Commissioners greatly appreciate it.

Commissioner Davis thanked Ms. Yarbrough for her organization and her personal passion. What citizens need to do is recognize that everyone does not have what others have. Sometimes, people take that for granted. Commissioner Davis said everyone should also reach down, volunteer and get involved in the things that help make this place great. One of those things is to be able to help Ms. Yarbrough, her organization and those ladies to overcome the horrific circumstances they have been put in. If Baldwin County is going to be a paradise, then citizens have to work to get rid of that sort of behavior.

Commissioner Underwood thanked Ms. Yarbrough and said sometimes people do not realize what basic needs are. The Bible states that God will supply every need, but people do not recognize basic needs. It is heartbreaking to think about people who do not have those needs. Commissioner Underwood said she prays God gives Ms. Yarbrough the strength and courage to keep helping the young women in need. There is a need out there and if it is not in people's faces, then they will not recognize it. Sometimes people do not realize they have been abused. Commissioner Underwood said she hopes someone will see this and that it will make a difference in their life.

**CA2** Proclamation - Emergency Medical Services Week

[19-1224](#)

Mr. Michael Sandell, Senior Operations Manager/EMS Chief with Medstar, appeared before the Commission to accept the proclamation as presented by Commissioner Underwood on behalf of the Commission.

After Ron Cink, Budget Director, read the proclamation, Commissioner Underwood said it is an honor to present this. The Commissioners appreciate

what the members of emergency medical services (EMS) teams do for the people. They are true servants to the people.

Mr. Sandell thanked the Commissioners for recognizing this week as Emergency Medical Services Week. On behalf of him and his staff and all other EMS teams in Baldwin County, he would like to thank the Commissioners.

Motion by Commissioner James E. Ball, seconded by Commissioner Joe Davis, III, to adopt a Proclamation which proclaims the week of May 19-25, 2019, as "Emergency Medical Services Week" in Baldwin County, Alabama.

The motion passed by the following vote:

<b>Aye:</b>	4 -	James E. Ball, Joe Davis III, BillieJo Underwood, and Charles F. Gruber
<b>Nay:</b>	0	
<b>Absent:</b>	0	
<b>Abstain:</b>	0	

Chairman Gruber thanked Mr. Sandell for what he does and said people do not realize how important it is to have a good medical emergency service. Medstar has expanded beyond ambulances and into airmed which is making a big difference in a person making it to the hospital on time. He knows the EMS teams deal with very traumatic things and they should be appreciated.

Commissioner Ball thanked Mr. Sandell and all EMS providers for everything they do and the selfless hours they put into everything they do. They often see a lot of dark things and it is a job he cannot imagine doing. The EMS providers do their job with precision and Baldwin County is fortunate to have the EMS teams. They are running and going 24 hours a day. Baldwin County is a big, busy County and what the EMS providers do is amazing.

Commissioner Davis said having a family member that is a first responder, this has always been close to his heart to know that those who make things happen behind the scenes and when things are in disarray are much appreciated. Those who do not have to call on them for services need to understand that they might someday. Commissioner Davis said he appreciates the EMS providers who do what they do and how they do it.

Commissioner Underwood thanked Mr. Sandell and said she was late this morning due to an accident in Robertsedale. EMS workers were out there; they are always there. That is the best thing about Baldwin County, when there is an emergency, the wait is never long. Now with airmed, there is a sense of relief. Commissioner Underwood said she and the County Engineer visited a site that was difficult to get to from the highway. She is thankful the County has a helicopter available now, whereas it was not readily available in the past. Commissioner Underwood said she

always feels like EMS is just one call away if she needs them.

## **D PUBLIC HEARINGS**

### **DE BUILDING INSPECTION**

#### **DE1 Adoption of 2018 International Code Council (ICC) Building Codes and Supplemental Codes**

**19-1246**

Mike Howell, Building Official, appeared before the Commission and said it has been six years since the County received new codes. It is time for the 2018 codes and this will put the County in line with the Insurance Service Office's (ISO) review and he recommends the Commission adopt the Codes.

Chairman Gruber opened the public hearing at 9:12 a.m. and asked if there is anyone present who wishes to speak.

There being no requests to address the Commission, Chairman Gruber closed the public hearing at 9:12 a.m.

Motion by Commissioner James E. Ball, seconded by Commissioner Joe Davis, III, to adopt Resolution #2019-075 regarding the adoption of the 2018 International Code Council (ICC) and Supplemental codes.

The motion passed by the following vote:

**Aye:** 4 - James E. Ball, Joe Davis III, BillieJo Underwood, and Charles F. Gruber

**Nay:** 0

**Absent:** 0

**Abstain:** 0

### **DP PLANNING AND ZONING**

#### **DP1 Baldwin County Flood Hazard Management Plan**

**19-1282**

Vince Jackson, Planning Director, appeared before the Commission and provided the staff report on the Baldwin County Flood Hazard Management Plan.

Chairman Gruber opened the public hearing at 9:15 a.m. and asked if there is anyone present who wishes to speak.

There being no requests to address the Commission, Chairman Gruber closed the public hearing at 9:15 a.m.

Motion by Commissioner BillieJo Underwood, seconded by Commissioner Joe Davis, III, to adopt Resolution #2019-091, which approves the Baldwin County Flood Hazard Management Plan.

The motion passed by the following vote:

**Aye:** 4 - James E. Ball, Joe Davis III, BillieJo Underwood, and Charles F. Gruber  
**Nay:** 0  
**Absent:** 0  
**Abstain:** 0

## **E COMMITTEE REPORTS**

### **EA FINANCE/ADMINISTRATION DIVISION**

#### **EA1 Payment of Bills**

[19-1208](#)

Motion by Commissioner BillieJo Underwood, seconded by Commissioner James E. Ball, to pay bills totaling \$2,794,226.72 (two million, seven hundred ninety-four thousand, two hundred twenty-six dollars and seventy-two cents) with the exception of Vendors 36 and 90, which are listed in the Baldwin County Accounts Payable Payments - May 21, 2019, for a revised total of \$2,793,526.68.

Of this amount, \$418,395.95 (four hundred eighteen thousand, three hundred ninety-five dollars and ninety-five cents) is payable to the Baldwin County Board of Education for its portion of the County Sales and Use Tax.

The motion passed by the following vote:

**Aye:** 4 - James E. Ball, Joe Davis III, BillieJo Underwood, and Charles F. Gruber  
**Nay:** 0  
**Absent:** 0  
**Abstain:** 0

Motion by Commissioner BillieJo Underwood, seconded by Commissioner Joe Davis, III, to pay Vendor 36 in the amount of \$102.43.

Vendor 36: Ball, James E. - \$102.43

The motion passed by the following vote:

**Aye:** 3 - Joe Davis III, BillieJo Underwood, and Charles F. Gruber  
**Nay:** 0  
**Absent:** 0  
**Abstain:** 1 - James E. Ball

Motion by Commissioner BillieJo Underwood, seconded by Commissioner James E.



Ball, to pay Vendor 90 in the amount of \$597.61.

Vendor 90: Davis, Joseph Lee III - \$597.61

The motion passed by the following vote:

**Aye:** 3 - James E. Ball, BillieJo Underwood, and Charles F. Gruber

**Nay:** 0

**Absent:** 0

**Abstain:** 1 - Joe Davis III

**EA2** Notification of Interim Payments Approved by Clerk/Treasurer as Allowed Under Policy 8.1

[19-1209](#)

Ron Cink, Budget Director, informed the Commission that the Baldwin County Commission Interim Payments - May 21, 2019, made by the Clerk/Treasurer totaling \$3,237,191.67 (three million, two hundred thirty-seven thousand, one hundred ninety-one dollars and sixty-seven cents) are a part of the record.

#### **EB ROAD AND BRIDGE DIVISION**

#### **F ELECTED OFFICIAL REQUESTS**

#### **G OTHER STAFF RECOMMENDATIONS**

##### **GA ADMINISTRATION**

**GA1** Request for Assistance by Bay Minette Middle School National Technology Student Association (TSA) - Leadership Conference and Competition

[19-1290](#)

Motion by Commissioner BillieJo Underwood, seconded by Commissioner James E. Ball, to authorize an appropriation not to exceed \$5,200.00 to the Baldwin County Board of Education to be used to support the Bay Minette Middle School Technology Student Association (BMMS TSA) with travel expenses related to the BMMS TSA participating in the National TSA Leadership Conference and Competition in Washington DC, June 28-July 2, 2019.

This appropriation is contingent upon the BMMS TSA submitting a written report to the Baldwin County Commission on June 15, 2019, showing the amount of total funds raised by the BMMS TSA by June 15, 2019, for the above stated purpose.

Once the written report is received and reviewed, authorize an interim check to be issued to the Baldwin County Board of Education for the appropriation amount. The motion passed by the following vote:

**Aye:** 4 - James E. Ball, Joe Davis III, BillieJo Underwood, and Charles F. Gruber

**Nay:** 0

**Absent:** 0

**Abstain:** 0

**GA2** Request from North Baldwin Chamber of Commerce - Annual Delta Dash  
5K Obstacle Course Race and Christmas Fest Events

**19-1279**

Ashley Jones Davis, Executive Director of North Baldwin Chamber of Commerce, appeared before the Commission and thanked the Commissioners for considering assisting the North Baldwin Chamber of Commerce with its upcoming Delta Dash and Christmas Fest events. Ms. Davis commented on both events and said the Chamber of Commerce appreciates the Commissioners' assistance in making the events possible.

Motion by Commissioner James E. Ball, seconded by Commissioner Joe Davis, III, to take the following actions related to the Annual Delta Dash and Christmas Fest Events held by the North Baldwin Chamber of Commerce:

8th Annual Delta Dash - September 28, 2019

- 1) Waive Baldwin County Policy 2.23 - Reservation of Live Oak Landing and Bicentennial Park Facilities, and allow the North Baldwin Chamber of Commerce to use the Live Oak Landing park, including the pavilion and trails at no cost on Friday, September 27, 2019 (set-up day) and Saturday, September 28, 2019 (event day), to hold the 8th Annual Delta Dash Event; and
- 2) Allow the North Baldwin Chamber access to the trails to begin set-up of course no later than one week prior to event, on Saturday, September 21, 2019, one-week post event for full removal and clean-up of course no later than Saturday, October 5, 2019; and
- 3) Authorize the Baldwin County Emergency Management Agency (EMA) to provide support for the event on the day of the event.

Annual Christmas Fest - December 14, 2019

- 1) Authorize the North Baldwin Chamber of Commerce to use the Bay Minette Courthouse grounds to host the Annual Christmas Fest on the Courthouse Square on Saturday, December 14, 2019 (with set-up for the event beginning at 5:00 p.m. on Friday, December 13, 2019); and
- 2) Authorize County employees to assist the North Baldwin Chamber of Commerce prior to the event in establishing sources of power/water, mapping the event and to assist in general with any questions or issues that may arise prior to or during the event related to county property.

The motion passed by the following vote:

**Aye:** 4 - James E. Ball, Joe Davis III, BillieJo Underwood, and Charles F. Gruber  
**Nay:** 0  
**Absent:** 0  
**Abstain:** 0

## **H COMMISSIONER REQUESTS**

## **I ADDENDA**

### **IA1 Presentation of Checks by Baldwin County Sheriff's Office**

**19-1313**

Sheriff Huey Hoss Mack appeared before the Commission and thanked the Commissioners for the opportunity to come before them. Normally, financial transactions between the Sheriff's Office and the Commission occur through the support staff. There are a lot of daily transactions that flow back and forth. One of the things the Sheriff's Office manages is reimbursable monies received from the Federal and State governments. Sheriff Mack said the primary thing received is the Federal housing contract for 100 contract bids with the U.S. Marshall Service and Immigration and Customs Enforcement. The Sheriff's Office also gets reimbursements for individuals who are transported from the Probate Court, Juvenile Court, the transport of inmates for the Department of Corrections to and from prisons in Alabama and various other office operations, such as copies. Recently, the Sheriff's Office became in arrears in reimbursing the County Commission for the first quarter of the year and he is here today with an explanation. Sheriff Mack said reimbursables were sent to the Commission in the amount of \$513,711.43. Those were from the last quarter of 2018 and the first quarter of 2019. Last year, there was a government shutdown; normally, the Federal reimbursables run 60 to 120 days on a normal cycle. Sheriff Mack said with the government shut down, and with the fact that it was ending a calendar year and beginning a fiscal year, all those things culminated to where the Sheriff's Office went approximately four months without getting any of the reimbursables back from the Federal government. He is glad to report that everything is up-to-date and back on its normal cycle. Sheriff Mack presented the checks symbolizing the over half million in reimbursables.

Chairman Gruber thanked Sheriff Mack for the presentation of the checks and said the Commission and the Sheriff's Office work together and the Commissioners understand that Sheriff Mack has no control over what the Federal government does. Everything is back on track and the Commissioners appreciate Sheriff Mack sharing this.

Commissioner Underwood said she had some budget questions, but Ron Cink, Budget Director, told her Sheriff Mack was coming with money.

## **J ADMINISTRATIVE REPORT**

## **L ANNOUNCEMENTS**

## **K COUNTY ATTORNEY'S REPORT**

David Conner, County Attorney, said he has an item for discussion during an executive session, but the Commissioners will not be required to take any action. If Chairman Gruber would like, the Commissioners can complete the meeting and adjourn into an executive session.

## **N PRESS QUESTIONS**

## **M PUBLIC COMMENTS**

### **MA1 Baldwin County Trailblazers**

[19-1339](#)

Ms. Nancy Johnson appeared before the Commission and said she represents the Baldwin County Trailblazers. Ms. Johnson introduced the following board members and thanked them for attending today's meeting: Ms. Cindy Wilson, Director of USA Baldwin Campus and Director of Leadership Baldwin County; Mr. Jeremy Portillo, a board member, an architect at Watershed and board secretary; Ms. Jane Hill, Trailblazers Administrator.

Ms. Johnson said she is here to commend the following Baldwin County Highway Department's employees for making sure the trails are safe for the amount of use they get: Orie King, Engineering Tech; Troy Smith, Engineering Tech; Matthew Brown, Baldwin Regional Area Transit System (BRATS) Director; Frank Lundy, Operations Manager and the laborers. Ms. Johnson said she wanted to tell the Commissioners about the people who work for them. She moved from Mobile to Fairhope for the quality of life here. Ms. Johnson commented on the quality of life in Baldwin County and the regional draw to the County's trails. The Trailblazers appreciate the Commissioners making the trails great. Ms. Johnson handed a presentation to the Commissioners entitled "The Economic Impact of Trails" and said these are statistics performed by Perdue University. Ms. Johnson thanked Joey Nunnally, County Engineer and the Commissioners.

Commissioner Underwood said the City of Foley is working on a bike trail along the old L&M Railroad and asked if Ms. Johnson was aware of it.

Ms. Johnson said she is aware, and the Trailblazers are trying to network with them.

Commissioner Underwood said that will bring more of a County-wide presence of the trails. It will be cool to walk or bike the pathway from Foley to Bay Minette.

Ms. Wilson appeared before the Commission and said each year, Leadership Baldwin County divides into groups for projects. Last year, the Class of 2018 chose a County-wide "Rails to Trails" program and have developed a notebook of the steps that need to be taken. The Commissioners may hear from other entities because the groundwork has been done.

Commissioner Underwood thanked the Trailblazers for bringing the work of the

employees to the Commissioners' attention.

Chairman Gruber thanked Ms. Johnson and said the Commission has been a willing partner of the Trailblazers for many years. He feels the Commission will continue to do this because the trails are important for recreationally getting people around. The Federal money has dried up in some areas, but he hopes more projects can be done. Chairman Gruber said he attended a "Rail to Trails" meeting and they want to get it open to allow people to bike and walk that trail. There have been several deaths in the County from people riding along the side of the road. The Commissioners appreciate everything the Trailblazers are trying to do.

Ms. Johnson said if the County could get a circuit, that would really mix the economy up and she would not have to drive to the Foley Outlet stores anymore.

## **O COMMISSIONER COMMENTS**

Commissioner Ball said the County is praying for the City of Auburn in the loss of its police officer and the wounding of two other police officers. He hopes there is swift justice for the person who did this. The County is mourning the passing of the long-term Mayor of the Town of Loxley, Mayor Billy Middleton; he will be missed. Commissioner Ball said he sends his condolences to Mayor Middleton's family. He hopes everyone will be safe during the upcoming Memorial Day holiday. Commissioner Ball said he would like to give a "shout-out" to Sheriff Huey Hoss Mack and his staff for a job well done during the Hangout Fest held this past weekend. There were approximately 30,000 people there each day with a minimal number of arrests and very little problems.

Commissioner Davis thanked Ms. Nancy Johnson and the Baldwin County Trailblazers and said the County is blessed with leaders who make things happen. They have the "Chic-Fil-A" attitude, they either love what they are doing or they know how to act like they love what they do. He is proud to be a part of a team that takes that approach in making the County not only good, but better. Commissioner Davis said the laborers are where this all starts, somewhere along the line some of them will be sitting where the Department Heads sit. His baseball coach came to work for him 20 years after high school. People never know when their paths will cross. The Commission is staying on top of updating the County's plan to do what is next. Commissioner Davis said the Commission is a part of a big team that will make Baldwin County a great place to live.

Commissioner Underwood said the Commissioners' hearts are heavy with the loss of Mayor Middleton. Mayor Middleton was a good friend of her family and a good guy. Commissioner Underwood commented on Mayor Middleton's health; she knows he is in a place where there is no more pain and she is praying for his family. Commissioner Underwood said the new Emergency Management Agency Director presented her with a copy of the County's Hurricane Preparedness Guide and it is full of so much wonderful information. She encouraged the viewing public to get a copy of the guide. Commissioner Underwood thanked staff for updating her on how to be

more prepared as the County enters hurricane season.

Chairman Gruber thanked everyone for their hard work in preparing the agenda. It was a pretty big sized agenda and it takes a lot of work getting it published.

Chairman Gruber expressed his condolence for Mayor Middleton and said Mayor Middleton was a unique individual and was loved by his community. Mayor Middleton will be missed in Loxley. He wished Mayor Middleton's family and the community the best. Chairman Gruber said he also sends his condolences to the family of the officer killed in Auburn, Alabama. It is a shame that police officers are murdered as they try to protect the citizens; it is tragic. Chairman Gruber encouraged the public not to forget Memorial Day this weekend.

## **P ADJOURNMENT**

David Conner, County Attorney, recommended the Commission adjourn into an executive session to discuss the general reputation and character, physical condition, professional competence, or mental health of individuals, or, subject to the limitations set out herein, to discuss the job performance of certain public employees, to discuss with their attorney the legal ramifications of and legal options for pending litigation, controversies not yet being litigated but imminently likely to be litigated or imminently likely to be litigated if the governmental body pursues a proposed course of action, and to discuss the consideration the governmental body is willing to offer or accept when considering the purchase, sale, exchange, lease, or market value of real property. Mr. Conner said it is anticipated the executive session will last approximately 20 minutes. He makes oral declaration that the discussions are appropriate for an executive session. The Commission can adjourn the meeting from the executive session.

Motion by Commissioner James E. Ball, seconded by Commissioner Joe Davis, III, to enter into an executive session at 9:51 a.m. for approximately 20 minutes to discuss the general reputation and character, physical condition, professional competence, or mental health of individuals, or, subject to the limitations set out herein, to discuss the job performance of certain public employees, to discuss with their attorney the legal ramifications of and legal options for pending litigation, controversies not yet being litigated but imminently likely to be litigated or imminently likely to be litigated if the governmental body pursues a proposed course of action, and to discuss the consideration the governmental body is willing to offer or accept when considering the purchase, sale, exchange, lease, or market value of real property.

The motion passed by the following vote:

<b>Aye:</b>	4 -	James E. Ball, Joe Davis III, BillieJo Underwood, and Charles F. Gruber
<b>Nay:</b>	0	
<b>Absent:</b>	0	
<b>Abstain:</b>	0	

Chairman Gruber said the Commission will adjourn into an executive session at 9:51 a.m. for approximately 20 minutes.

