

PROCEEDINGS HELD BEFORE THE  
BALDWIN COUNTY COMMISSION

(Work Session)

Tuesday, November 12, 2019

The following proceedings were held on this  
the 12 day of November, 2019, at the Baldwin  
County Central Annex, Main Auditorium, 22251  
Palmer Street, Robertsdale, Alabama, before Susan  
C. Andrews, Certified Court Reporter Number 287.

**A P P E A R A N C E****COUNTY COMMISSIONERS PRESENT:**

Billie Jo Underwood, Chairman

Charles F. (Skip) Gruber

Joe Davis, III

James E. (Jeb) Ball

**ALSO PRESENT:**

Ron Cink, Director, Budget/Purchasing  
Department

Cian Harrison, Clerk/Treasurer,  
Finance/Accounting Department

Wayne Dyess, County Administrator,  
Administration Department

Lisa Sangster, Administrative Support  
Specialist IV, Highway Department

Vince Jackson, Planning Director, Planning  
Department

Brian Peacock, Director, CIS Department

Zachary Hood, Director, Emergency Management  
Agency

Mike Howell, Building Official, Building  
Inspection Department

Matthew Brown, Director, BRATS Department

Deidra Hanak, Assistant Director, Personnel  
Department

Kristen Rawson, Office Manager, Highway  
Department

1 Brad Hicks, County Attorney

2 Craig Pouncey

3 Tom Mueller

4 Guy Busby

5 Charles Weber

6 Dr. Craig Pouncey

7 **VIA VIDEOCONFERENCE :**

8 Wanda Gautney, Purchasing Director,  
9 Budget/Purchasing Department

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**P R O C E E D I N G S****WELCOME, INVOCATION, PLEDGE OF ALLEGIANCE**

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

I'd like to welcome everyone to this work session, November 12th, 2019. And I've asked Commissioner Davis to open us up in prayer.

COMMISSIONER JOE DAVIS, III: Please bow your heads.

(Commissioner Joe Davis, III, led in prayer.)

COMMISSIONER CHARLES F. (SKIP) GRUBER:

Join me in the Pledge.

(The Pledge of Allegiance was recited.)

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

I just want to make sure. We do need to push the button to talk; is that correct?

MR. BRIAN PEACOCK: Yes.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

Okay. So when you're speaking up here, if you'll please push the button, then you can talk. Okay.

**R-1 - INTRODUCTION OF COASTAL ALABAMA COMMUNITY COLLEGE****PRESIDENT, DR. CRAIG POUNCEY**

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 Mr. Dyess?

2 MR. WAYNE DYESS: Madam Chairman, good  
3 morning. Good morning, Commissioners. We have  
4 a --

5 COMMISSIONER JOE DAVIS, III: Good  
6 morning.

7 MR. WAYNE DYESS: If we could, could we  
8 jump to R-1, which is under Administration? I'd  
9 like to introduce a special guest this morning,  
10 the introduction of the Coastal Alabama Community  
11 College President, Dr. Craig Pouncey. I believe  
12 he's here this morning and wanted to speak with  
13 the Commission.

14 DR. CRAIG POUNCEY: Good morning. I  
15 just want to speak just a minute and tell you how  
16 much I appreciate the opportunity to be down here  
17 serving this Baldwin County and the associated  
18 counties that make up the coastal footprint.

19 We currently have about ten thousand (10,000)  
20 students enrolled in the Community College. Out  
21 of that ten thousand (10,000), four thousand  
22 (4,000) are at the point of -- of completing a  
23 technical degree, which would be, I know,  
24 beneficial to the fastest growing county in the  
25 State of Alabama.

26 We're focused on being good partners with our  
27 communities, working with our students to make  
28 sure that we put out a student that can help

1 industry continue to grow so that we can meet the  
2 demands of this community.

3 I'm just glad to have this opportunity to  
4 serve this community. And I want to be the  
5 Commission's partner. And also I'm thankful for  
6 what the Commission does for our Coastal  
7 Community College. Thank you.

8 COMMISSIONER JOE DAVIS, III: Thank you.

9 COMMISSIONER JAMES E. (JEB) BALL: Thank  
10 you, Doctor.

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
12 Thank you. Thank you so much for coming today  
13 and -- and introducing yourself to everyone.  
14 It's good to meet you.

15  
16 **A-1 - BALDWIN COUNTY SHERIFF'S OFFICE EQUITABLE SHARING**  
17 **AGREEMENT AND CERTIFICATION REPORT FOR THE DEPARTMENT OF**  
18 **JUSTICE AND THE DEPARTMENT OF TREASURY FOR FISCAL YEAR**  
19 **ENDING SEPTEMBER 30, 2019**

20 MR. WAYNE DYESS: Madam Chairman, if we  
21 could go back to the agenda, A-1. A-1 is a  
22 request from the Baldwin County Sheriff.

23 The recommendation is as follows, take the  
24 following actions: Approve the Baldwin County  
25 Sheriff's Office to submit the equitable sharing  
26 agreement and certification report of Fiscal Year  
27 2018 to 19 to the U.S. Department of Justice  
28 detailing the funds received and spent by the

1 Baldwin County Sheriff's Office from Federal  
2 forfeited cash and property from cases in the  
3 Baldwin County Sheriff's Office that participated  
4 during Fiscal Year 2018 and 2019 and have been --

5 COMMISSIONER JAMES E. (JEB) BALL:  
6 Consent.

7 MR. WAYNE DYESS: Number 2, authorize  
8 the -- Connie Dudgeon, the Director of Finance  
9 for the Baldwin County Sheriff's Office, to  
10 upload the agreement to the Department of Justice  
11 through an E-Sheriff portal.

12 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
13 Any discussion?

14 COMMISSIONER JAMES E. (JEB) BALL:  
15 Consent.

16 COMMISSIONER JOE DAVIS, III: Yeah,  
17 Consent.

18 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
19 Consent.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Okay.

22  
23 **B-1 - COMPETITIVE BID #WG19-55A - PROVISION OF BAG ICE**

24 **FOR THE BALDWIN COUNTY COMMISSION**

25  
26 **B-2 - COMPETITIVE BID #WG20-01 - PROVISION OF GUARDRAIL**  
27 **INSTALLATION AND REPAIR ON COUNTY RIGHT-OF-WAYS FOR THE**

28 **BALDWIN COUNTY COMMISSION**

B-3 - COMPETITIVE BID #WG20-02 - PROVISION OF CHARTER  
TRANSPORTATION SERVICES FOR THE BALDWIN COUNTY  
COMMISSION

B-4 - COMPETITIVE BID #WG19-04 - LABOR AND INCIDENTAL  
MATERIALS FOR ROOF REPLACEMENT AT THE BALDWIN COUNTY  
SHERIFF'S INVESTIGATION BUILDING LOCATED IN ROBERTSDALE,  
ALABAMA

B-5 - COMPETITIVE BID #WG20-05 - PURCHASE OF ONE (1)  
TRAILER MOUNTED BITUMINOUS MACHINE FOR THE BALDWIN  
COUNTY COMMISSION

B-6 - COMPETITIVE BID #WG20-06 - PROVISION OF CRUSHED  
AGGREGATES FOR THE BALDWIN COUNTY COMMISSION

B-7 - RENTAL OF ONE (1) COPY MACHINE FOR THE BALDWIN  
COUNTY BOARD OF EDUCATION LOCATED IN BAY MINETTE,  
ALABAMA

B-8 - RENTAL OF TWO (2) NEW COPY MACHINES FOR THE  
BALDWIN COUNTY JUDGE OF PROBATE OFFICE LOCATED IN THE  
FAIRHOPE SATELLITE COURTHOUSE AND BOARD OF REGISTRAR'S  
OFFICE LOCATED IN BAY MINETTE

B-9 - RENTAL OF FOUR (4) NEW COPY MACHINES FOR VARIOUS  
BALDWIN COUNTY SOLID WASTE OFFICES LOCATED IN SUMMERDALE  
AND LOXLEY, ALABAMA



B-10 - LEASE OF ONE (1) POSTAGE MACHINE FOR THE BALDWIN  
COUNTY SATELLITE COURTHOUSE LOCATED IN FAIRHOPE, ALABAMA

B-11 - LEASE OF ONE (1) LETTER OPENER FOR THE BALDWIN  
COUNTY SALES AND USE TAX OFFICE LOCATED IN ROBERTSDALE,  
ALABAMA

B-12 - LEASE OF ONE (1) POSTAGE MACHINE FOR THE BALDWIN  
COUNTY SOLID WASTE DEPARTMENT LOCATED AT THE MAGNOLIA  
LANDFILL

B-13 - LEASE OF BAY MINETTE STORAGE BUILDING FOR THE  
BALDWIN COUNTY BUDGET/PURCHASING DEPARTMENT

B-14 - BALDWIN COUNTY RESURFACING PROJECTS 2020: GROUP  
#1 - BCR-2020-1

B-15 - PROJECT NO. BCP 0205418 - BRIDGE REPLACEMENT ON  
FRED DUGGER ROAD OVER UNNAMED TRIBUTARY TO NEGRO CREEK  
FOR THE BALDWIN COUNTY COMMISSION

B-16 - PURCHASE AND INSTALLATION OF ONE (1) NEW 80 TON  
HVAC CHILLER AT THE BALDWIN COUNTY SATELLITE COURTHOUSE  
LOCATED IN FOLEY, ALABAMA

MR. WAYNE DYESS: Madam Chairman, next  
is Budget and Purchasing.

MS. WANDA GAUTNEY: Good morning. I  
have sixteen (16) items this morning. So rather

1 than going all sixteen (16), if y'all see any you  
2 want to discuss, we can discuss them. But most  
3 of them are copy machines and postage machines.

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 Has anyone not had a chance to look over these  
6 items on your agenda? Do you have any questions  
7 or do you want Wanda to go through all of them?

8 COMMISSIONER JOE DAVIS, III: I do have  
9 one question, Wanda. With all the copy machines,  
10 how do you do that? In other words, is that --  
11 is that one provider, or do we spread out in the  
12 region?

13 With us being a big county, we would  
14 certainly want to get the best price. But we  
15 also want to make sure that we're sharing the --  
16 the load.

17 MS. WANDA GAUTNEY: Right now we're  
18 using the State of Alabama contract, is what we  
19 usually do. And we're using one provider that's  
20 on there.

21 That's because Xerox was taken off because of  
22 some issues with their contract pricing. So  
23 we've -- we've been using Sharp.

24 COMMISSIONER JOE DAVIS, III: Thank you,  
25 ma'am.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 Do I hear a Consent, or do you want us to go over  
28 anything else? Any questions?

1 COMMISSIONER JOE DAVIS, III: One other  
2 question, Chair.

3 Wanda, is this an annual contract?

4 MS. WANDA GAUTNEY: No, sir. It's three  
5 (3) years.

6 COMMISSIONER JOE DAVIS, III: All right.  
7 Thank you. I didn't -- Now I recall that.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 Okay.

10 COMMISSIONER JAMES E. (JEB) BALL: I  
11 Consent on all of them, Chairman.

12 MR. WAYNE DYESS: Can I --

13 COMMISSIONER JOE DAVIS, III: Consent,  
14 yes.

15 MR. WAYNE DYESS: Yes, sir.

16 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
17 I have one question on the B-17.

18 MS. WANDA GAUTNEY: On which item?

19 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
20 Yeah.

21 MR. WAYNE DYESS: B-17.

22 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
23 B-17.

24 MS. WANDA GAUTNEY: That's -- that's  
25 Ron's or --

26 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
27 Yeah. Okay.

28 MS. WANDA GAUTNEY: -- somebody else.

1 Mine just goes from 1 through 16.

2 MR. RON CINK: Madam Chairman --

3 MS. WANDA GAUTNEY: B-1 through B-16 is  
4 my items.

5 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
6 Okay.

7 MS. WANDA GAUTNEY: Yeah.

8  
9 **B-17 - AMENDED MEMORANDUM OF UNDERSTANDING - SCHOOL**  
10 **RESOURCE OFFICER (SRO) PROGRAMS AT BALDWIN COUNTY PUBLIC**  
11 **SCHOOLS - CITY OF FAIRHOPE, CITY OF ORANGE BEACH AND**  
12 **TOWN OF ELBERTA**

13 MR. RON CINK: Madam Chairman, the SRO  
14 program was put in place last year through  
15 Sheriff Mack.

16 How the program works is the Board of  
17 Education reimburses the School Resource Officers  
18 for the various cities. Fairhope has added a  
19 couple of officers as well as, I want to say,  
20 some --

21 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
22 It's Orange Beach --

23 MR. RON CINK: -- other schools on  
24 there.

25 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
26 It's Orange Beach and Elberta.

27 MR. RON CINK: Correct, that --

28 COMMISSIONER CHARLES F. (SKIP) GRUBER:

1 Yeah.

2 MR. RON CINK: -- have added new  
3 officers as well.

4 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
5 Well, I thought every one of them had -- I know  
6 in Elberta, every school had a resource officer.  
7 Now they're adding more?

8 MR. RON CINK: Yes. They added more  
9 officers. Gulf Shores dropped off, because they  
10 went --

11 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
12 Yeah. They went to --

13 MR. RON CINK: Correct.

14 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
15 They went to their own -- their own system.

16 MR. RON CINK: It's reimbursed by the  
17 Board of Education.

18 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
19 Okay. All right.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 I'm aware of that.

22  
23 B-1 - COMPETITIVE BID #WG19-55A - PROVISION OF BAG ICE  
24 FOR THE BALDWIN COUNTY COMMISSION (REVISITED)

25  
26 B-2 - COMPETITIVE BID #WG20-01 - PROVISION OF GUARDRAIL  
27 INSTALLATION AND REPAIR ON COUNTY RIGHT-OF-WAYS FOR THE  
28 BALDWIN COUNTY COMMISSION (REVISITED)

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TRANSPORTATION SERVICES FOR THE BALDWIN COUNTY  
COMMISSION (REVISITED)

B-4 - COMPETITIVE BID #WG19-04 - LABOR AND INCIDENTAL  
MATERIALS FOR ROOF REPLACEMENT AT THE BALDWIN COUNTY  
SHERIFF'S INVESTIGATION BUILDING LOCATED IN ROBERTSDALE,  
ALABAMA (REVISITED)

B-5 - COMPETITIVE BID #WG20-05 - PURCHASE OF ONE (1)  
TRAILER MOUNTED BITUMINOUS MACHINE FOR THE BALDWIN  
COUNTY COMMISSION (REVISITED)

B-6 - COMPETITIVE BID #WG20-06 - PROVISION OF CRUSHED  
AGGREGATES FOR THE BALDWIN COUNTY COMMISSION (REVISITED)

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COUNTY BOARD OF EDUCATION LOCATED IN BAY MINETTE,  
ALABAMA (REVISITED)

B-8 - RENTAL OF TWO (2) NEW COPY MACHINES FOR THE  
BALDWIN COUNTY JUDGE OF PROBATE OFFICE LOCATED IN THE  
FAIRHOPE SATELLITE COURTHOUSE AND BOARD OF REGISTRAR'S  
OFFICE LOCATED IN BAY MINETTE (REVISITED)

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(REVISITED)

B-11 - LEASE OF ONE (1) LETTER OPENER FOR THE BALDWIN  
COUNTY SALES AND USE TAX OFFICE LOCATED IN ROBERTSDALE,  
ALABAMA (REVISITED)

B-12 - LEASE OF ONE (1) POSTAGE MACHINE FOR THE BALDWIN  
COUNTY SOLID WASTE DEPARTMENT LOCATED AT THE MAGNOLIA  
LANDFILL (REVISITED)

B-13 - LEASE OF BAY MINETTE STORAGE BUILDING FOR THE  
BALDWIN COUNTY BUDGET/PURCHASING DEPARTMENT (REVISITED)

B-14 - BALDWIN COUNTY RESURFACING PROJECTS 2020: GROUP  
#1 - BCR-2020-1 (REVISITED)

B-15 - PROJECT NO. BCP 0205418 - BRIDGE REPLACEMENT ON  
FRED DUGGER ROAD OVER UNNAMED TRIBUTARY TO NEGRO CREEK  
FOR THE BALDWIN COUNTY COMMISSION (REVISITED)

B-16 - PURCHASE AND INSTALLATION OF ONE (1) NEW 80 TON  
HVAC CHILLER AT THE BALDWIN COUNTY SATELLITE COURTHOUSE  
LOCATED IN FOLEY, ALABAMA (REVISITED)

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

Okay. So what we're talking about right now is  
Item B-1 through Item B-16, concerning the ones

1 that Wanda was presenting. Do I hear Consent?

2 COMMISSIONER JEB BALL: Madam Chairman,  
3 I Consent on all of Wanda's items.

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 Okay.

6 COMMISSIONER JOE DAVIS, III: So do I.

7 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
8 Consent up through -- up through 16, B-16. Was  
9 there any more questions from B-1 through B-16?

10 (No response.)

11 MR. WAYNE DYESS: Madam Chairman, that  
12 leaves us with B-17 and B-18.

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 Right. But --

15 MR. WAYNE DYESS: Is that --

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
17 Well, she was just talking about was those;  
18 right? Was that correct, Wanda?

19 MR. WAYNE DYESS: Yes.

20 MS. WANDA GAUTNEY: Yes.

21 MR. WAYNE DYESS: B --

22 MS. WANDA GAUTNEY: 1 through 16.

23 MR. WAYNE DYESS: Okay. Those will all  
24 be Consent.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Right. Okay. But I think Skip is still looking;  
27 right?

28 MR. WAYNE DYESS: Okay.



1 COMMISSIONER CHARLES F. (SKIP) GRUBER:

2 I'm -- I'm okay with the rest of them.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

4 Okay. All right. I hear Consent on all those  
5 items.

6 MR. WAYNE DYESS: Okay.

7 COMMISSIONER JOE DAVIS, III:

8 Madam Chairman, the items -- the handout that we  
9 just received, is that to include Page 5? Is  
10 that the only difference in what we got?

11 MR. WAYNE DYESS: That's right. Yes,  
12 sir.

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

14 Okay.

15 MR. WAYNE DYESS: That's right.

16 COMMISSIONER JOE DAVIS, III: Thank you.

17

18 **B-17 - AMENDED MEMORANDUM OF UNDERSTANDING - SCHOOL**  
19 **RESOURCE OFFICER (SRO) PROGRAMS AT BALDWIN COUNTY PUBLIC**  
20 **SCHOOLS - CITY OF FAIRHOPE, CITY OF ORANGE BEACH AND**  
21 **TOWN OF ELBERTA (REVISITED)**

22 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

23 Okay. So was there anyone going to speak?

24 You -- you already talked about B-17. Is there  
25 any questions about B-17?

26 COMMISSIONER CHARLES F. (SKIP) GRUBER:

27 Yeah.

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 Do you --

2 COMMISSIONER CHARLES F. (SKIP) GRUBER:

3 I just -- I just -- I just -- I knew that they  
4 were doing them. And I just didn't know that  
5 they were all adding extra ones.

6 I thought they was supposed to be paying --  
7 Well, I know it just goes through us. But it  
8 was -- A deal was worked out so they'd have one  
9 resource officer per campus.

10 Now -- now they keep -- They're adding and  
11 adding and adding, you know. Which it's -- it's  
12 School Board money. But I just -- you know, I  
13 just couldn't understand, you know, what was  
14 going on with it.

15 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

16 Okay.

17 COMMISSIONER CHARLES F. (SKIP) GRUBER:

18 Okay. All right. Consent on that one.

19 MR. WAYNE DYESS: Okay.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

21 Consent on B-17?

22 COMMISSIONER JOE DAVIS, III: Yes. I  
23 think in light of recent events in and around the  
24 county, that having more than one on some of  
25 those campuses is absolutely essential.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

27 Okay.

28 COMMISSIONER JOE DAVIS III: Thank you.

**B-18 - RESOLUTION #2020-024 - REMOVING THE MONETARY  
LIMITATION ON COMPENSATION UNDER ALABAMA CODE SECTION  
40-6-3, SUPERNUMERARY TAX COLLECTORS, TAX ASSESSORS,  
LICENSE COMMISSIONERS, ETC.**

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

Now we're on B-19?

MR. WAYNE DYESS: B-18.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

B-18.

MR. WAYNE DYESS: B-18.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

B-18. I'm sorry. 18 does come after 17. I'll put my glasses back on.

MR. WAYNE DYESS: And, Madam Chairman -- And I think Ron has worked on this as well. B-18 is regarding the -- removing the monetary limitation on the compensation under Alabama Code Section 40-6-3, the Supernumerary Tax Collector, Tax Assessor, and License Commission.

Ron, do you want to add to that?

MR. RON CINK: The only thing, Commissioners, Madam Chairman, before you is the question of whether there is a cap of forty-nine, six hundred (\$49,600) on supernumerary associated -- supernumerary retirement associated with the Revenue Commissioner.

If you remove that cap, it will allow him to draw sixty-seven, five hundred (\$67,500)

1 annually. And that's the -- The whole thing  
2 hinges, after eighteen (18) years, it's  
3 seventy-five percent (75%) of their last four (4)  
4 years average salary. In this case, his last  
5 four years was ninety thousand (\$90,000). It  
6 would be seventy-five percent (75%) of that.

7 We've worked through the County Attorney.  
8 There is a -- there is a question of whether  
9 adoption of this needs to occur next Tuesday or  
10 does it get delayed until December. And I'll  
11 let -- I'll let the County Attorney --

12 ATTORNEY BRAD HICKS: Yeah.

13 MR. WAYNE DYESS: And -- and whether --  
14 whether you guys -- if you wish to lift the cap.  
15 It's your call.

16 ATTORNEY BRAD HICKS: So if you -- if  
17 you wish to lift the cap, our position is that it  
18 can't be lifted until after he has assumed  
19 supernumerary status, which is November 21.

20 And so the next meeting is before he assumes  
21 supernumerary status. So we think if you elect  
22 to do that, it would be the December meeting,  
23 would be the proper way to do it.

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
25 Okay. So, really, it's just for discussion  
26 today. It wouldn't be on --

27 MR. RON CINK: Correct. It will --  
28 it --

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

2 Okay.

3 MR. WAYNE DYESS: It will not go on  
4 Tuesday's regular meeting.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

6 Okay.

7 COMMISSIONER JAMES E. (JEB) BALL: We  
8 can pull it --

9 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
10 So do we want to --

11 COMMISSIONER JAMES E. (JEB) BALL: -- or  
12 table it or whatever.

13 COMMISSION CHAIRMAN BILLIE JO  
14 UNDERWOOD: -- discuss it now as far as any  
15 questions, I guess you would say? Because it's  
16 really -- It's a decision of yes or no. And then  
17 that would be a vote. So we can wait until the  
18 regular meeting.

19 MR. RON CINK: That's fine.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Is that right? So do we want to pull this from  
22 the next Tuesday's meeting and put it on --

23 MR. WAYNE DYESS: At the appropriate  
24 meeting to go to the --

25 COMMISSIONER JAMES E. (JEB) BALL: Yeah.

26 ATTORNEY BRAD HICKS: Yeah. That's what  
27 I'd do, is put on it on the December work  
28 session --

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

2 Okay.

3 ATTORNEY BRAD HICKS: -- the work  
4 session before the December meeting.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 All right. Then we'll take your advice on that.

7 COMMISSIONER JOE DAVIS, III: So at that  
8 time, if we have any discussion. Right now would  
9 not be appropriate for --

10 ATTORNEY BRAD HICKS: Yes.

11 COMMISSIONER JOE DAVIS, III: -- us to  
12 discuss it. But we will be able to at the next  
13 meeting like this prior to the vote?

14 ATTORNEY BRAD HICKS: Yes, sir.

15 COMMISSIONER JOE DAVIS, III: Okay.  
16 Because I do have some questions.

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Okay. All right. All right. Then we'll pull  
19 this item. Okay.

20

21 **C-1 - BALDWIN COUNTY MEGA SITE RAILROAD SPUR - WETLAND**

22 **MITIGATION**

23 MR. WAYNE DYESS: Madam Chairman, next  
24 is the Highway Department.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Okay.

27 MR. JOEY NUNNALLY: Good morning.

28 COMMISSIONER JOE DAVIS, III: Good

1 morning.

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

3 Good morning.

4 MR. JOEY NUNNALLY: So Item C-1 is going  
5 to be the Baldwin County Megasite Railroad Spur  
6 Wetland Mitigation.

7 And just to -- just to clarify, I guess the  
8 County Commission knows that we've got our own  
9 mitigation -- wet -- wetland mitigation bank down  
10 on County Road 4.

11 And, also, the Baldwin County Economic  
12 Development Agency is actually doing some work at  
13 the megasite, doing the site prep to build the  
14 pad and the railroad spur. So in order for them  
15 to do that, they're going to be crossing some  
16 wetlands.

17 Those wetlands have to be mitigated. And  
18 what we propose to do is to use the wetlands that  
19 is in our County Road 4 mitigation bank to offset  
20 the -- the -- the -- the credits up at the  
21 megasite. So as you can see, this is the -- the  
22 rail spur coming here.

23 Do you see it, Commissioner Gruber?

24 COMMISSIONER CHARLES F. (SKIP) GRUBER:

25 Uh-huh. (Indicates affirmatively.)

26 MR. JOEY NUNNALLY: This is the rail  
27 spur here. The new rail, we're going to have a Y  
28 here, so you can -- if they're headed south, you

1 can get off. If they're headed north, you can  
2 get off. And this rail spur is going to go up  
3 here to the main site.

4 These areas in light blue here are the  
5 wetlands. They're going to be crossing some  
6 wetlands here, and they're also going to be  
7 crossing some wetlands here and here.

8 So that -- Those wetlands that they're  
9 crossing is going to be about  
10 six-point-four-eight (6.48).

11 So the staff recommendation would be to  
12 approve the deduction of six-point-four-eight  
13 (6.48) forested wetlands credits from the Baldwin  
14 County Mitigation Site Bank 1 to fulfill the U.S.  
15 Army Corps of Engineers' mitigation requirements  
16 for the construction of the rail spur at the  
17 Baldwin County mitigation site.

18 But this -- this mitigation site, this  
19 mitigation bank we have actually belongs to the  
20 County, and it can only be used for County  
21 projects.

22 So, in other words, we can't use it for a  
23 municipal project. So I just want to make sure  
24 everybody knows what's going on there and what  
25 we're doing. And we will turn this in for your  
26 approval and -- and move forward.

27 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
28 Okay. It's an item that will go on Consent, or



1 is it one --

2 MR. WAYNE DYESS: Joey, do you need to  
3 make a presentation or anything?

4 MR. JOEY NUNNALLY: No. No. This is  
5 a --

6 MR. WAYNE DYESS: Okay.

7 MR. JOEY NUNNALLY: -- Consent item. If  
8 y'all approve of it, it would go on Consent.

9 MR. WAYNE DYESS: Okay.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Any questions for Joey?

12 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
13 Joey, is there any other ones that are going to  
14 be required when they do that site work? Is  
15 there any more on there that they're going to  
16 have to do?

17 MR. JOEY NUNNALLY: For the pad? For  
18 the pad in this area? No, sir.

19 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
20 Okay.

21 MR. JOEY NUNNALLY: They're not -- The  
22 pad work is not impacting any wetlands.

23 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
24 Great.

25 MR. JOEY NUNNALLY: And -- and -- and I  
26 talked -- I spoke with Lee Lawson. I don't know  
27 if he's here. But they're talking about getting  
28 started really going on this work sometime after

1 Christmas. So --

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

3 Okay.

4 COMMISSIONER CHARLES F. (SKIP) GRUBER:

5 Okay. Consent.

6 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

7 All right. Consent?

8 COMMISSIONER JOE DAVIS, III: Yes.

9 Consent, please.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

11 Okay. All right.

12

13 **C-2 - AUTHORIZE THE CHAIRMAN TO SIGN A QUITCLAIM DEED**

14 **CONVEYING ANY AND ALL RIGHTS AND TITLE TO A COUNTY**

15 **PARCEL ON VAN BUREN STREET (PARCEL NUMBER:**

16 **05-43-03-06-0-004-032.002) TO THE CITY OF DAPHNE**

17 MR. JOEY NUNNALLY: Item C-2 is going to  
18 be the City of Daphne Quit Claim Deed for Van  
19 Buren Street.

20 We've gone over this one a few time. But  
21 I'll just kind of touch the highlights. We  
22 finally got a -- a -- a message back from the  
23 City of Daphne that they would be willing to  
24 accept this parcel of land they deeded to the  
25 County a few years ago as a park.

26 And we've got -- We -- we -- we are now --  
27 we're just -- we're just asking the Commission to  
28 signoff on transferring that parcel of land back

1 to the -- to the City of Daphne.

2 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
3 Consent.

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 Okay.

6 COMMISSIONER JOE DAVIS, III: Consent,  
7 yes.

8 COMMISSIONER JAMES E. (JEB) BALL:  
9 Consent.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Okay. Consent.

12 MR. JOEY NUNNALLY: Okay.  
13

14 **C-3 - COUNTY ROAD 28 AND STATE ROUTE 59 TRAFFIC SIGNAL**  
15 **INSTALLATION - INTERGOVERNMENTAL SERVICE AGREEMENT WITH**  
16 **THE TOWN OF SUMMERDALE**

17 MR. JOEY NUNNALLY: Item C-3 is going to  
18 be the County Road 28 and State Route 59 traffic  
19 signal installation Intergovernmental Service  
20 Agreement with the Town of Summerdale.

21 This is -- The staff recommendation here  
22 would be to approve the Intergovernmental Service  
23 Agreement between Baldwin County and the Town of  
24 Summerdale for funding assistance to install a  
25 traffic signal at the intersection of County Road  
26 28 and 59.

27 This agreement shall become effective on the  
28 full date of execution by both parties and

1 terminate twenty-four (24) months after its  
2 effective date.

3 So this is -- this is the intersection of --  
4 of 28 and 59. This is where the signal will be  
5 going. This is 71. And 71 comes up and ties  
6 into here.

7 So there will be -- This is a two-part  
8 project that we're working with. The State's  
9 will be up here on 71. And we're working with  
10 the Town of Summerdale here on 28 to -- to get  
11 the signal installed.

12 They're only going to allow left-hand turn  
13 movements up here, right -- right-hand turn  
14 movements up here, which will push all left-hand  
15 turn movements here and signalize to make them  
16 safer, make both intersections safer.

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 So ALDOT is still onboard with all of this?

19 MR. JOEY NUNNALLY: Yes. Yes. And  
20 we're actually getting the agreement for them --

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 As we speak.

23 MR. JOEY NUNNALLY: -- in process.

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
25 All right. I have a question for our attorney.  
26 I think I had cleared it with -- when I talked to  
27 previous counsel, was that in situations like  
28 this, considering that my relationship with the

1 Mayor and the Town of Summerdale, I think this is  
2 a -- a -- a situation where that I don't think I  
3 have to exclude myself. But would it be best if  
4 I refrained from voting on this?

5 ATTORNEY BRAD HICKS: Yeah, I think it  
6 would, unless you stand --

7 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
8 So we'll need to bring this before a regular?

9 ATTORNEY BRAD HICKS: Yeah.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 It wouldn't be on Consent.

12 ATTORNEY BRAD HICKS: Yeah.

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 Okay.

15 ATTORNEY BRAD HICKS: That's fine.

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
17 Okay. So this will be on a present item.

18 MR. WAYNE DYESS: Other Staff  
19 Recommendations?

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Other Staff Recommendations.

22 MR. WAYNE DYESS: Okay.

23 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
24 Joey, one quick question, now. When the signal  
25 is finished installing, who's going to be  
26 required to maintain it? Us?

27 MR. JOEY NUNNALLY: Yes, sir. We -- we  
28 will be maintaining the signal. The State will

1 maintain the other intersection improvements of  
2 71.

3 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
4 So we're going to be actually working within the  
5 city limits repairing their street light to their  
6 city?

7 COMMISSIONER JAMES E. (JEB) BALL: Why  
8 can't Summerdale maintain the street light?

9 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
10 I thought that there were -- It touches  
11 different -- Part of it is and part of it's not.

12 MR. JOEY NUNNALLY: You through? We  
13 don't have -- we don't have the slide showing the  
14 city limits. I apologize.

15 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
16 Because I think all of that -- that whole  
17 intersection there is -- everything there is in  
18 the -- within the town limits ,if I'm not  
19 mistaken, every bit of that property.

20 MR. JOEY NUNNALLY: I -- I -- I can  
21 check, Commissioner. But I -- I think -- I think  
22 some of the -- some of these quadrants are in and  
23 some of them are not. But I -- I will check and  
24 make sure; okay? I --

25 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
26 Okay. I just didn't want us, you know, to  
27 start -- well, we, you know -- Because we have  
28 other ones that we have looked at before, and

1 we've kind of stayed away from that, so having --  
2 having to do with maintenance within that  
3 jurisdiction.

4 MR. JOEY NUNNALLY: Okay. Do -- do you  
5 know, Madam?

6 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
7 I think that we talked about it in that little --  
8 that part. I -- I don't know exactly which  
9 parcel. Some -- some are and some are not.  
10 And -- and it's not -- it's not all the Town of  
11 Summerdale land touching that intersection.

12 MR. JOEY NUNNALLY: Yeah. Yeah. I --  
13 I -- I -- I'm not completely sure which one of  
14 the quadrants. But I know at least one of them  
15 is not. I'm -- I'm almost positive. But I -- I  
16 will confirm that --

17 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
18 Okay.

19 MR. JOEY NUNNALLY: -- after the meeting  
20 and -- and -- or during the meeting, and I will  
21 get that back to you; okay?

22 COMMISSIONER JOE DAVIS: I'd like to  
23 ask, do we have similar situations in other parts  
24 of this big county with roads all over the place?  
25 Do we have similar situations like this?

26 To me, I don't know all that four quadrants,  
27 unless the law says it has to be. I mean, one  
28 quadrant makes it where the town would be

1 responsible for it.

2 I think this becomes a -- a grievance between  
3 the Municipality and the County. It's a  
4 give-and-take sort of thing. And we all should  
5 try to work together.

6 Do we have other situations like this that  
7 you know of, please?

8 MR. JOEY NUNNALLY: So we do. And --  
9 and I can definitely reach out and ask the  
10 question to the City of Summerdale, if they'd be  
11 willing to -- to -- to fund the maintenance of  
12 it. I -- I mean, I -- obviously, I can ask that  
13 question.

14 It -- We can legally -- to answer your  
15 question, legally, we can do it -- And correct me  
16 if I'm wrong, Brad. -- but through an agreement  
17 if it's not completely inside the city limits and  
18 they want to do -- they want to be responsible  
19 for the maintenance, we can do that via an  
20 agreement; okay? We can.

21 And if -- and if the Commission so desires  
22 for me to reach out to them and ask them that  
23 question, I will.

24 COMMISSIONER JOE DAVIS, III: Well, I  
25 guess my point is are we setting a precedent  
26 here, or do we have previous arrangements that we  
27 may be able to follow or at least understand  
28 before we vote on this? That's my concern.



1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
2 Who maintains the signal at 32 and Beach Express?

3 COMMISSIONER JAMES E. (JEB) BALL: The  
4 County.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 There are pieces of Summerdale that touch that  
7 corner, I know for a fact.

8 I know that the Town of Summerdale was not  
9 really the one that was looking for this light.  
10 It was the Snook School. And Snook School is the  
11 one that came and approached the County about the  
12 signal.

13 And the Town of Summerdale is contributing,  
14 but it's through a grant that has been obtained  
15 through the Snook Foundation.

16 MR. JOEY NUNNALLY: That's correct, for  
17 seventy-five thousand dollars (\$75,000). So  
18 did -- I mean, did that answer your question?

19 COMMISSIONER JOE DAVIS, III: I guess.  
20 I guess my question is if we don't have an  
21 intersection similar to this anyplace else.

22 I think we need to be cautious about setting  
23 a precedent, because it would then become the  
24 basis for other arrangements.

25 And the -- the city and county transportation  
26 traffic goes to Summerdale, but it also goes  
27 through Summerdale in both directions, just like  
28 all our cities.

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

2 Well, I -- I referenced another one that is very  
3 similar. It's at the Beach Express and County  
4 Road 32. There are parcels on those corners that  
5 are in the town limits of Summerdale.

6 Specifically, I know that the southeast  
7 corner is in the city limits of Summerdale. I'm  
8 not sure about the other three corners. But I do  
9 know specifically those are. And I don't know  
10 that that was a question whenever that light was  
11 put in.

12 COMMISSIONER JOE DAVIS, III: Okay.

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 I -- I would say that this is not particularly a  
15 request from the Town of Summerdale, is where I'm  
16 coming from.

17 MR. JOEY NUNNALLY: So this question  
18 comes up on every signal installation that we do  
19 that's close to a municipality. It comes up  
20 every time.

21 And we -- And -- and each municipality kind  
22 of looks at it a little differently, I guess,  
23 would be -- So -- so she gave you an example  
24 of -- of a Summerdale signal, but there's also  
25 other signals in -- like, say, in Fairhope, the  
26 one we're doing at 34 and -- and -- and Greeno  
27 Road.

28 That intersection is partially inside the

1 City of Fairhope and partially inside the county.  
2 But the County is actually maintaining it. The  
3 City has put up some money, just like the City of  
4 Summerdale is putting up some money. So it's the  
5 same scenario.

6 The City of Daphne had gotten some signals as  
7 well, partially in, partially out. Sometimes  
8 they actually maintain that signal; okay?

9 If they really pushed for that signal and  
10 then -- then we could say, okay, look, we'll put  
11 it in, if you want to do it. We'll help you fund  
12 it, but you've got to maintain it, if they're the  
13 ones requesting it.

14 So, I mean, I guess there are other similar  
15 situations out there. And there's other  
16 situations where they're partially in and  
17 partially out where a city may maintain it if  
18 they were the ones pushing for that signal at  
19 that location.

20 COMMISSIONER JOE DAVIS, III: Well, I  
21 guess part of my point is this: That if -- And  
22 let me see if I can word it correctly. The  
23 providing money, is that to get the light, or is  
24 that to get the light and maintain the light?

25 Because having a light only lasts for a few  
26 minutes. It's maintaining it and keeping it --  
27 keeping it operational that has the long-term  
28 effect.

1       So when an organization puts money in, are  
2       they putting it in to get the light there, or are  
3       they also putting money in to help maintain the  
4       light? That's kind of my question.

5               MR. JOEY NUNNALLY: Okay. And the  
6       answer to that question is they are putting money  
7       in to build and construct the signal, not to  
8       maintain it.

9       The maintenance cost falls completely back on  
10      the County, unless there's some type of internal  
11      agreement to where we can bill them for part of  
12      the maintenance cost or whatever, which that's  
13      not part of this.

14      Now, if y'all want -- again, if the  
15      Commission so desires for me to reach back out to  
16      the City of Summerdale and ask that question, I  
17      will do so.

18              COMMISSIONER JAMES E. (JEB) BALL: Joey,  
19      one of the differences I see here is all the  
20      other roads -- most all the other roads that you  
21      described where these intersections take place is  
22      within a county road that we already maintain.  
23      Like the Baldwin Beach Express is our road.  
24      It's -- State Highway 59 is not our road.

25              MR. JOEY NUNNALLY: Correct.

26              COMMISSIONER JAMES E. (JEB) BALL: And I  
27      just -- I'm thinking that, you know, we could  
28      talk and have further discussions. It would not

1 be an unfair ask to have Summerdale pitch in for  
2 some of the maintenance cost instead of it  
3 falling on the County.

4 COMMISSIONER JOE DAVIS, III: Okay.

5 MR. JOEY NUNNALLY: Yes, sir.

6 COMMISSIONER JOE DAVIS, III: All right.

7 MR. JOEY NUNNALLY: Well, I'll --

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 I will stay this: From discussions that we had,  
10 this -- this request was not brought forth really  
11 by the Town of Summerdale. This request was  
12 brought forth by the Snook School. So -- And do  
13 we maintain County Road 28?

14 MR. JOEY NUNNALLY: We -- we do. We  
15 maintain 28 -- 28. Like Commissioner Ball said,  
16 County Road -- State Route 59 is a state route.

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Right. So what am I hearing? That you don't  
19 want to approve this -- I mean, not approve this.  
20 You don't want to put this on -- You want to have  
21 questions?

22 It will be on Other Staff anyhow, so there  
23 will be an opportunity to have these questions  
24 answered. And if we need to have representatives  
25 from the Town present or from the school or  
26 whoever, we will.

27 MR. JOEY NUNNALLY: Yeah. What I'll --  
28 what I'll do is I'll reach back out to the Town

1 of Summerdale and -- and -- and see if -- if  
2 they're going to be open to the maintenance cost  
3 or if -- taking it completely or at least  
4 partially.

5 And, hopefully, I'll have that answer by the  
6 time this agenda comes before y'all. I -- or  
7 I -- I mean, we could it do either way.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 Uh-huh. (Indicates affirmatively.)

10 MR. JOEY NUNNALLY: I could -- There's  
11 no huge rush on this; okay? I can pull this from  
12 the -- from the agenda and just bring it back to  
13 the next work session as well.

14 And that'll give us a little time to -- to --  
15 to bring it back to the next meeting and have a  
16 discussion again.

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Why don't you just pull it then? It's not a rush  
19 on it.

20 MR. JOEY NUNNALLY: Yeah. I think --

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 And --

23 MR. JOEY NUNNALLY: I think that's  
24 probably the best thing.

25 COMMISSION CHAIRMAN BILLIE JO  
26 UNDERWOOD: -- talk -- talk with them and see.

27 MR. JOEY NUNNALLY: Yeah.

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 And maybe you could talk with the School as well.  
2 Because the funding for this is not coming from  
3 the Town particularly. It's coming through a --  
4 a grant funneled through there. Okay.

5 MR. JOEY NUNNALLY: Okay.

6  
7 **C-4 - RESOLUTION NO. 2020-026 AND PRELIMINARY**  
8 **ENGINEERING FUNDING AGREEMENT FOR THE ADDITION OF PAVED**  
9 **SHOULDERS ON COUNTY ROAD 99 FROM CARRIER DRIVE TO**  
10 **SPANISH COVE DRIVE**

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
12 Next.

13 MR. JOEY NUNNALLY: Okay. Item C-4 will  
14 be Resolution Number 2020-026 and preliminary  
15 engineering funding agreement for the  
16 additional -- for the addition of paved shoulder  
17 on County Road 99 from Carrier Drive to Spanish  
18 Cove Drive.

19 So this is going to be in the Lillian area.  
20 You can see this is County Road 99 running right  
21 beside the bay. There's a -- a wide paved  
22 shoulder all the way down to this point.

23 So that was done a few years ago. This is  
24 just going to be picking this up, that -- that  
25 same -- that same shoulder, and carrying it  
26 further down to Carrier Drive.

27 This project is actually being helped funded  
28 through the TPO, the Florida-Alabama TPO. It's

1 sort of like the Eastern Shore MPO. We get a  
2 little -- a little bit of money from the  
3 Florida-Alabama TPO.

4 So -- so we've got -- we've got to put in our  
5 match, which would be a ten thousand dollar  
6 (\$10,000) match.

7 COMMISSIONER JAMES E. (JEB) BALL:  
8 Consent.

9 COMMISSIONER JOE DAVIS, III: Consent,  
10 yes.

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
12 Okay?

13 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
14 Uh-huh. (Indicates affirmatively.) Yeah. Yeah.

15  
16 **C-5 - RESOLUTION NO. 2020-027 AND CONSTRUCTION FUNDING**  
17 **AGREEMENT FOR INTERSECTION IMPROVEMENTS AT COUNTY ROAD**  
18 **71 AT STATE ROUTE 59 AND SIGNAL INSTALLATION AT COUNTY**  
19 **ROAD 28 AND STATE ROUTE 59**

20 MR. JOEY NUNNALLY: So Item C-5 is going  
21 to be Resolution Number 2020-027 and construction  
22 funding agreement for intersection improvements  
23 at County Road 71 and State Route 59 and signal  
24 intersection at County Road 28 and State Route  
25 59.

26 So this one is actually dealing with the same  
27 project that we discussed earlier with the Town  
28 of Summerdale.



1 COMMISSIONER CHARLES F. (SKIP) GRUBER:

2 Uh-huh. (Indicates affirmatively.)

3 MR. JOEY NUNNALLY: But this is our  
4 agreement --

5 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
6 Okay.

7 MR. JOEY NUNNALLY: -- with ALDOT. So  
8 it's to approve Resolution -- So the staff  
9 recommendation would be to approve it, approve  
10 that resolution and construction funding  
11 agreement with the Alabama Department of  
12 Transportation for intersection improvements at  
13 71 and State Route 59 for an estimated cost of a  
14 hundred and five thousand, fifty-eight dollars  
15 and eighty-three cents (\$105,058.83) with ALDOT  
16 funding one hundred percent (100%) of the project  
17 and signal installation at County Road 28 and  
18 State Route 59 for an estimated cost of two  
19 hundred and nine thousand, four hundred and two  
20 dollars and sixty-four cents (\$209,402.64). And  
21 ALDOT actually funds fifty percent (50%) of that.

22 This -- this staff recommendation verbiage is  
23 a little confusing. And I've actually asked the  
24 staff to -- to -- to reword that; okay? Because  
25 it's -- There's -- there's a lot thrown in there.  
26 So I've actually asked them to do that, redo  
27 that. But we don't have it done for this  
28 morning.

1 Basically at the intersection of 71, ALDOT is  
2 funding a hundred percent (100%) of that at  
3 this -- at -- at this -- As you can see,  
4 there's -- there's a lot of median work here that  
5 they're going to be turning movements; okay?  
6 ALDOT is funding a hundred percent (100%) of  
7 that, and we don't have to throw in anything  
8 there; okay?

9 The signal at 71 is a and fifty-fifty split  
10 between us and ALDOT. Now, along with that, we  
11 are having a -- an internal agreement with the  
12 City of Summerdale to help share that fifty  
13 percent (50%) cost; okay? So that's what that  
14 agreement is trying to say here.

15 But it -- so it's -- it -- There's a lot of  
16 moving parts here. There's three entities and  
17 funds coming from three different sources.  
18 But -- but that's what the -- The staff  
19 recommendation is being cleaned up.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Do you guys want to -- since this is the same as  
22 the other one, do you want to hold off, or does  
23 this one need --

24 MR. JOEY NUNNALLY: This one -- Well, we  
25 can. This -- this is --

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 But you can have this -- Oh. We can?

28 MR. JOEY NUNNALLY: We -- we -- we don't

1 have to, because this is the agreement with  
2 ALDOT.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
4 Oh, okay.

5 MR. JOEY NUNNALLY: If there's a  
6 question in the Commission's mind whether or not  
7 this project would move forward at all, then I  
8 would say let's -- let's hold up and do them both  
9 at the same time; okay? If the Commission feels  
10 that this project is a go, we can go ahead and  
11 move forward with this.

12 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
13 Well, the -- the -- My -- my only question a  
14 minute ago was with the -- the maintenance. So,  
15 you know, regardless of who's going to maintain  
16 it, you know, the signal needs to be put up.

17 COMMISSIONER JOE DAVIS, III: That's  
18 right.

19 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
20 You know, and, you know, if we end up eating it,  
21 we end up eating it. And this is -- I'm trying  
22 to not set a precedence. I'm trying to go back  
23 and look at some of this stuff.

24 Because, you know, it is a cost to the  
25 County. You know, we're taking our tax dollars  
26 that are for in the county and putting it into  
27 municipalities who have -- also have a tax base  
28 that they should be sharing some of the cost for

1 stuff that's within their limits.

2 That was the only thing I was trying to get  
3 across. So, you know, this project needs to go  
4 forward, you know. And whether they do it or  
5 not, you know, if they say no, we've still got to  
6 do it.

7 So, I mean, you know, it's -- it's -- it's --  
8 it just makes sense, you know, just trying to get  
9 something going.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Okay. Well, then we need -- it sounds like to me  
12 then we put this on Other Staff, since it needs  
13 to be voted on separately, rather than Consent,  
14 due to my situation. Okay.

15 COMMISSIONER JOE DAVIS, III:  
16 Madam Chairman, I've got a question.

17 Joey, in this particular case, who is going  
18 to maintain this light?

19 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
20 You know, we are.

21 COMMISSIONER JAMES E. (JEB) BALL: Say  
22 what?

23 COMMISSIONER JOE DAVIS, III: No, no,  
24 no.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 ALDOT --

27 COMMISSIONER JOE DAVIS, III: I'm not  
28 talking about --

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

2 It's -- it's ALDOT.

3 COMMISSIONER JOE DAVIS, III: No. The  
4 intersection.

5 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
6 There's a light at 71.

7 MR. JOEY NUNNALLY: Go back to 71.

8 MR. WAYNE DYESS: Okay.

9 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
10 And what this --

11 MR. JOEY NUNNALLY: This -- this --

12 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
13 This basically --

14 MR. JOEY NUNNALLY: This is no light.

15 COMMISSIONER JOE DAVIS, III: Okay.

16 MR. JOEY NUNNALLY: There is no light  
17 here.

18 COMMISSIONER JOE DAVIS, III: Okay.

19 MR. JOEY NUNNALLY: There's -- there's  
20 just some median curve --

21 COMMISSIONER JOE DAVIS, III: My bad.

22 MR. JOEY NUNNALLY: -- working here  
23 to -- to limit turn -- turning movement.

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
25 And this is a very dangerous intersection that  
26 ALDOT has wanted to do this. I think that's  
27 probably why they agreed to do that.

28 MR. JOEY NUNNALLY: So, yeah. There --

1 there is no signal at this intersection.

2 COMMISSIONER JOE DAVIS, III: Okay. My  
3 mistake.

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 Okay.

6 MR. JOEY NUNNALLY: Okay. So -- so  
7 we'll go with Other Staff?

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 Is everybody good with going ahead and putting  
10 this one on Other Staff --

11 COMMISSIONER JOE DAVIS, III: Yes, I am.

12 COMMISSION CHAIRMAN BILLIE JO  
13 UNDERWOOD: -- since it's an agreement with  
14 ALDOT?

15 COMMISSIONER JOE DAVIS III: (Indicates  
16 affirmatively.)

17 COMMISSION CHAIRMAN CHARLES F. (SKIP)  
18 GRUBER: (Indicates affirmatively.)

19 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
20 Okay. All right. Thank you.

21 MR. JOEY NUNNALLY: Okay. Thank you.

22

23 **C-6 - RESOLUTION NO. 2020-028 AND LETTER OF INTENT FOR A**  
24 **ROUNDBOUT AT COUNTY ROAD 13 AND COUNTY ROAD 44**

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Next.

27 MR. JOEY NUNNALLY: Okay. Item C-6 is  
28 going to be Resolution Number 2020-208 and the

1 letter of intent for a roundabout at County Road  
2 13 and County Road 44.

3 This basically just adopts -- adopt this  
4 resolution and letter for -- for this roundabout.  
5 This is just one of ALDOT's requirements, that we  
6 actually have a resolution from the County  
7 Commission adopting this for the use of these  
8 Federal fund.

9 COMMISSIONER JAMES E. (JEB) BALL: I  
10 Consent.

11 COMMISSIONER JOE DAVIS, III: Consent.

12 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
13 Consent.

14 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
15 Consent.

16

17 **C-7 - S-18032 - HAWTHORN, UNIT 6 - ROAD ACCEPTANCE**

18 MR. JOEY NUNNALLY: Item C-7, I'm  
19 actually going to have to ask that we pull this  
20 one. We found out late Friday that some of these  
21 lengths are incorrect.

22 And so we're having to -- and -- and we're  
23 going to have to go back and get the -- the  
24 developer to redo some things not on -- on this  
25 agenda but actually on his plat as well.

26 So -- so we found out late Friday that that  
27 was -- that was incorrect, so -- during our  
28 inspection work.

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

2 So that's C-7? Okay.

3 MR. JOEY NUNNALLY: C-7, yes. If you  
4 don't mind pulling that one --

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 Pull that one.

7 MR. JOEY NUNNALLY: -- we'll -- we'll  
8 bring that one back once he gets everything in  
9 order.

10

11 **C-8 - SPEED LIMIT ON SOUTH HICKORY STREET FROM SOUTH OF**  
12 **COUNTY ROAD 26 TO CHAROLAIS ROAD**

13 MR. JOEY NUNNALLY: Item C-8 is going to  
14 be the speed limit on South Hickory Street and  
15 south of County Road 29 at Charolais Road.

16 This is just to approve the lowering of the  
17 speed limit on South Hickory Street south of  
18 County Road 26 to Charolais Road from  
19 forty-five (45) miles an hour to thirty-five (35)  
20 miles an hour.

21 As you can see, this is Hickory Street right  
22 here. What's -- what's highlighted in green here  
23 is the city limits of Foley, which was not  
24 highlighted in the County.

25 So it's very cut up. And the City maintains  
26 part of these sections of road. The County  
27 maintains this section of the road. Anything  
28 that's highlighted in the black-and-white dots is



1 County-maintained.

2 So the City -- we went from a City-controlled  
3 section to the County, back to the  
4 City-controlled section, back to the County. And  
5 the speed limits were not consistent.

6 We worked with the City of -- of Foley to  
7 basically agree upon a thirty-five (35) mile an  
8 hour speed limit in this area. They're going to  
9 do theirs at the same time we're doing ours. And  
10 everybody is happy in the world.

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
12 Yeah. I received some phone calls. And they  
13 said, you know what? Their speed limit is lower.  
14 Then they get on my little portion, and it's  
15 faster, then it's lower, then it's faster, then  
16 it's lower. Can't y'all get it straight?

17 And so I think this was y'all were waiting on  
18 Foley to make a --

19 MR. JOEY NUNNALLY: That's correct.

20 COMMISSION CHAIRMAN BILLIE JO  
21 UNDERWOOD: -- make a -- a -- a firm that they  
22 had changed theirs.

23 MR. JOEY NUNNALLY: That's correct.

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
25 Okay. So this is just to make it consistent  
26 along Hickory Street.

27 MR. JOEY NUNNALLY: That's correct.

28 COMMISSIONER JOE DAVIS, III: Yes. And

1 signage, in calling attention to this, new people  
2 coming into the area don't realize the  
3 difference. It's the locals that need to be  
4 reminded, just like four-way stops. And you've  
5 just got to make sure the signage communicates to  
6 the -- to the people.

7 MR. JOEY NUNNALLY: Yes, sir.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 Okay. So do I hear --

10 COMMISSIONER JAMES E. (JEB) BALL: I  
11 Consent.

12 COMMISSION CHAIRMAN BILLIE JO  
13 UNDERWOOD: -- Consent?

14 COMMISSIONER JOE DAVIS, III: Yes,  
15 Consent.

16  
17 **C-9 - TRANSFER PORTIONS OF TWIN BEECH ROAD (COUNTY ROAD**  
18 **44) AND BISHOP ROAD TO THE CITY OF FAIRHOPE**

19 MR. JOEY NUNNALLY: So C-9 is going to  
20 be the transfer of portions of Twin Beech and  
21 Bishop Road to the City of Fairhope.

22 So this would be a staff recommendation.  
23 It's two part. One is to adopt Resolution  
24 2020-020 authorizing and consenting to the  
25 transfer of ownership, maintenance, and  
26 responsibility of Twin Beech Road from the  
27 intersection of Greeno Road to the intersection  
28 of County Road 13 -- That's approximately one (1)

1 mile -- and Bishop Road from the intersection of  
2 Fairhope Avenue to the intersection of Edwards  
3 Avenue, approximately a quarter (.25) of a mile,  
4 from Baldwin County to the City of Fairhope.

5 And the second would be to approve the  
6 agreement between Baldwin County and the City of  
7 Fairhope for the transfer of Twin Beech -- Twin  
8 Beech from the intersection of Greeno Road to the  
9 intersection of County Road 13, approximately one  
10 (1) mile, and Bishop Road from the -- for the  
11 same description, a quarter (.25) of mile from  
12 Baldwin County to the City of Fairhope.

13 So -- so this -- The City -- basically the  
14 City Fairhope is installing sidewalks along this  
15 route. And they're going to be maintaining  
16 those.

17 As you can see, this, again, another of those  
18 roads that's very cut up as far as being  
19 partially inside and partially outside.

20 But since they want to install a sidewalk all  
21 the way down to this location, we said, hey, if  
22 you want to do that, that's fine. That's y'all's  
23 project. I understand. But you -- y'all --  
24 y'all are going to be out there doing maintenance  
25 for it. Why not just take it over for  
26 maintenance?

27 They agreed. And they've already signed a  
28 resolution adopting it. So this is just y'all

1 following up with that as well.

2 Same thing on -- on Bishop. You can see it's  
3 actually a lot more inside than outside. We've  
4 only got two (2) little, small parcels that  
5 are -- that are County.

6 And they've got some development going on up  
7 in this area that's got a lot of drainage issues.  
8 They want to get onto the road and do some  
9 things.

10 Well, they just wanted to do some -- do some  
11 drainage improvements. We'll leave it at that.  
12 And I said, look, I said if y'all want to do  
13 that, that's fine, but you need to take the road  
14 over for maintenance. They said they agreed.  
15 And this is -- this is taking that action.

16 COMMISSIONER JAMES E. (JEB) BALL: I'm  
17 perfectly fine with that deal.

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
19 Okay.

20 COMMISSIONER JAMES E. (JEB) BALL: Any  
21 time we give up a road, that's great.

22 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
23 All right.

24 MR. JOEY NUNNALLY: Yeah.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Is everybody Consent? I'm not hearing Consent  
27 out of everybody.

28 COMMISSIONER CHARLES F. (SKIP) GRUBER:

1 Consent.

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
3 Y'all need to speak up a little louder for me.

4 COMMISSIONER JOE DAVIS, III: All right.  
5 Consent.

6 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
7 Thank you.

8  
9 **C-10 - DEVELOPMENT AGREEMENT BETWEEN THE BALDWIN COUNTY**  
10 **COMMISSION AND GCOF RESERVE AT DAPHNE, LLC., FOR FUNDING**  
11 **OF AN AUXILIARY LANE ON COUNTY ROAD 64**

12 MR. JOEY NUNNALLY: All right. The last  
13 one, Item C-10, is going to be a development  
14 agreement between Baldwin County and GCOF Reserve  
15 at Daphne, LLC, for funding of an auxiliary lane  
16 on County Road 64.

17 So this is the entrance on County Road 64  
18 that we've had a lot of -- a lot of problems and  
19 issues with from a -- from a -- traffic accidents  
20 to growth to lots of -- lots of things happening  
21 on 64 intersection.

22 So this development here is going -- they  
23 want to do a particular Phase I of the -- of the  
24 Reserve. And this is 54 here. This is 64 down  
25 here.

26 So this development, when it's built out, is  
27 going to require turn lanes to be built at that  
28 location. Phase I did not warrant turn lanes,

1 but it did warrant a turn lane here on 64.

2 Of course, you know, we're in the process of  
3 designing and widening this. And so I -- what  
4 I -- my -- my proposal to this developer was I  
5 don't want to ask you put in a turn lane on 64  
6 and then us come in and rip it out a year or two  
7 later. So why don't you just give us some money  
8 for us to do some improvements later on and help  
9 fund the improvement of 64? And that way we're  
10 not wasting a bunch of money.

11 At some point in time when you do Phase II  
12 here, he is going to be required to put in a turn  
13 lane here; okay? But Phase I, which he's got  
14 proposed right now, does not warrant that.

15 So this would be an agreement for us to  
16 receive -- I think it's a hundred and twenty-five  
17 thousand dollars (\$125,000) for turn lane  
18 improvements here, which would go towards the  
19 widening of that project on 64. Does that make  
20 sense?

21 COMMISSIONER JOE DAVIS, III: (Indicates  
22 affirmatively.)

23 MR. JOEY NUNNALLY: This was a very --

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
25 How long do you think it'll be before those  
26 improvements happen, though?

27 MR. JOEY NUNNALLY: Well, obviously,  
28 we're in the design phase now. We've got money

1 through the MPO for design. And if the MPO helps  
2 us fund utility and construction in the future,  
3 which they've already partially funded some of  
4 that, well, then -- then we're probably talking  
5 two (2) years before --

6 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
7 And I totally agree with us not wasting it and  
8 having to tear it up and redo it. But is there a  
9 safety issue with this that's -- that's  
10 important? That's all I'm concerned about.

11 MR. JOEY NUNNALLY: If there was, I  
12 wouldn't be recommending it.

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 All right. I'm not doubting your abilities. I  
15 just, you know --

16 MR. JOEY NUNNALLY: No. No. You're --  
17 you're -- That's a great question. But -- but --  
18 but we -- we are -- we are very comfortable with  
19 this.

20 COMMISSIONER JAMES E. (JEB) BALL: Does  
21 the -- does the hundred and twenty-five thousand  
22 dollars (\$125,000) you're talking about include  
23 just the one that you're talking about down there  
24 in the bottom? And you're saying eventually  
25 they're going to have to put one up top?

26 MR. JOEY NUNNALLY: Yeah. Yeah. The  
27 hundred and twenty thousand (\$120,000) is just  
28 for this location. And, eventually, when they

1 build out and go on with like Phase II of this,  
2 they'll have -- they'll have to fund that one  
3 themselves.

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 Okay.

6 COMMISSIONER JOE DAVIS, III: And the  
7 hundred and twenty-five (\$125,000) is a portion  
8 of the cost of doing that, or is it estimated to  
9 be all of it?

10 MR. JOEY NUNNALLY: The hundred and  
11 twenty-five (\$125,000) is the -- a hundred  
12 percent (100%) cost for doing that one.

13 COMMISSIONER JOE DAVIS, III: We may  
14 need you to do a bridge.

15 COMMISSIONER JAMES E. (JEB) BALL: I  
16 Consent.

17 COMMISSIONER JOE DAVIS, III: I Consent  
18 as well.

19 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
20 Consent.

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 Okay. Put that on Consent.

23 MR. JOEY NUNNALLY: Okay.

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
25 Okay.

26  
27 D-1 - 2019-2020 AGREEMENT FOR TRANSPORTATION SERVICES  
28 BETWEEN BALDWIN COUNTY COMMISSION AND THE BALDWIN COUNTY



**BOARD OF EDUCATION FOR PROJECT SEARCH PROGRAM**

MR. WAYNE DYESS: Madam Chairman, next we have BRATS. And I believe Matthew is here this morning.

MR. MATTHEW BROWN: Good morning, Commissioners. Item D-1 that we have this morning is an agreement for the transportation service between the Baldwin County Commission and Baldwin County Board of Education.

This is the Project Search Program. This is a project -- a program we've been doing for years. But then the Alabama Department of Rehabilitation who funded transportation says they can no longer fund it.

And the Board of Education, in coordination with the Legislative Delegation, came up with the funding for that. It's a great partnership. And this is just the agreement to kind of solidify the whole thing for the Board of Education to transfer those funds to the Commission.

COMMISSIONER JAMES E. (JEB) BALL: I Consent.

COMMISSIONER JOE DAVIS, III: Consent.

**D-2 - SERVICE MODIFICATIONS FOR BALDWIN REGIONAL AREA  
TRANSIT SYSTEM**

MR. MATTHEW BROWN: The next item, D-2, is for the service modifications for the Baldwin

1 Regional Area Transit System.

2 This the final step of us removing the  
3 festival services. We did that public comment  
4 period. We did a public hearing. We only had --  
5 We got one report from Gulf Coast Mutual for that  
6 public hearing. It was a very good hearing.

7 Since the Shrimp Fest, everything seemed to  
8 go very good with that, a great partnership down  
9 there. And we have had no other feedback since  
10 that time.

11 So this is now the final step for BRATS to  
12 pull away from doing festival service at least as  
13 a scheduled route basis. Any -- anything that  
14 would come forth from this point on would have go  
15 before the Commission on an individual basis,  
16 that we're providing that service.

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Okay.

19 COMMISSIONER JAMES E. (JEB) BALL:  
20 Consent.

21 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
22 Consent.

23 COMMISSIONER JOE DAVIS, III: Consent.

24 MR. MATTHEW BROWN: Thank you.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Consent on that. Thank you, Matt.

27

28 **F-1 - ESTABLISH A CASH DRAWER AT THE BALDWIN COUNTY**

**BUILDING INSPECTION OFFICE IN BAY MINETTE, ALABAMA**

MR. WAYNE DYESS: Next we have Finance and Accounting. Cian?

MS. CIAN HARRISON: Good morning, Commissioners.

COMMISSIONER JOE DAVIS, III: Good morning.

MS. CIAN HARRISON: I have two items. The first one is to establish a cash drawer for the Baldwin County Building Inspection Office in Bay Minette. There are other locations that have this same cash drawer. It's really a change fund.

COMMISSIONER CHARLES F. (SKIP) GRUBER: Uh-huh. (Indicates affirmatively.)

MS. CIAN HARRISON: And we recommend to do that and requesting to approve and authorize me to issue the interim check, please.

COMMISSIONER JAMES E. (JEB) BALL: Consent.

COMMISSIONER CHARLES F. (SKIP) GRUBER: Consent.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD: Consent?

COMMISSIONER JOE DAVIS, III: Consent.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD: Consent.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 Consent.

2  
3 **F-2 - APPROVE THE ATTACHED LIST OF UNCOLLECTIBLE NSF**  
4 **CHECKS FOR WRITE-OFFS IN THE AMOUNT OF \$242.00**

5 MS. CIAN HARRISON: And the second item  
6 is to write off NSF checks in the amount of two  
7 hundred and forty-two dollars (\$242). This is  
8 for some BRATS and Animal Shelter NSF checks.

9 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
10 This is -- And these came from -- where did  
11 these -- where did the non-sufficient funds come  
12 from?

13 MS. CIAN HARRISON: They're for checks  
14 from the different -- from BRATS and -- and  
15 Animal Shelter --

16 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
17 Okay.

18 MS. CIAN HARRISON: -- customers.

19 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
20 Okay. All right. But we are still going to  
21 go -- try to go after that; right?

22 MS. CIAN HARRISON: We did. We sent  
23 those to the DA's Office.

24 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
25 Okay.

26 MS. CIAN HARRISON: And they've tried to  
27 do that.

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 It's just to get it off the books.

2 COMMISSIONER CHARLES F. (SKIP) GRUBER:

3 Okay.

4 MS. CIAN HARRISON: It is just get it  
5 off the books.

6 COMMISSIONER CHARLES F. (SKIP) GRUBER:

7 Okay.

8 MS. CIAN HARRISON: That's correct.

9 COMMISSIONER CHARLES F. (SKIP) GRUBER:

10 All right. Consent.

11 COMMISSIONER JOE DAVIS, III: And this  
12 will follow these party's records. In other  
13 words, those organizations will not take checks  
14 from them in --

15 MS. CIAN HARRISON: That --

16 COMMISSIONER JOE DAVIS, III: -- the  
17 future?

18 MS. CIAN HARRISON: That is something  
19 we're looking into. I don't believe we have a  
20 formal policy here through the Commission, but we  
21 have discussed getting that established and  
22 having some sort of --

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 Similar to --

25 MS. CIAN HARRISON: -- procedure in  
26 place.

27 COMMISSIONER JOE DAVIS, III: There you  
28 go. I'm --

1 MS. CIAN HARRISON: That's correct.

2 COMMISSIONER JOE DAVIS, III: I'm in  
3 favor of that.

4 MS. CIAN HARRISON: That's correct.  
5 There -- there's not even -- I don't believe that  
6 there's a -- a formal policy even on how we write  
7 off these NSF checks exactly. So we're going to  
8 look into that as well.

9 We have some guidelines. But we're -- We  
10 plan on establishing an -- a formal policy and  
11 also for not accepting checks from those  
12 individuals as well. We'll be bringing that  
13 later.

14 COMMISSIONER JOE DAVIS, III: Okay.

15 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
16 Is it necessary to accept checks still?

17 MS. TERRI GRAHAM: Yes.

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
19 No. I meant for BRATS.

20 MS. TERRI GRAHAM: Oh.

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 I'm not talking about you. You're not -- you're  
23 not on the floor yet.

24 MS. CIAN HARRISON: Yeah. I don't know.  
25 I think Matthew is not here.

26 MR. WAYNE DYESS: I think he may -- he  
27 may have left.

28 MS. CIAN HARRISON: I think he left.

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

2 He may have. Okay. We'll move on.

3 MS. CIAN HARRISON: Yes. I'm just  
4 learning about that. But, yes, I've asked the  
5 same question.

6 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

7 On the item she's talking about, did I hear  
8 Consent or --

9 COMMISSIONER JOE DAVIS, III: Well, one  
10 more comment.

11 MS. CIAN HARRISON: Sure.

12 COMMISSIONER JOE DAVIS, III: I -- I'd  
13 be curious to find out how a check gets written  
14 to BRATS. I mean, I may be missing something,  
15 but I can't imagine getting on the bus and  
16 handing the driver a check. But --

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

18 Probably --

19 COMMISSIONER JOE DAVIS, III: -- that's  
20 just me.

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

22 Probably does.

23 MS. CIAN HARRISON: I believe that is  
24 how that works.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

26 Like when the parents sends a check to school.

27 COMMISSIONER JOE DAVIS, III: Well,  
28 maybe they should cash that check and we use

1 cash.

2 MS. CIAN HARRISON: Right.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

4 That's what I asking. Is it necessary to --

5

6 (Mr. Matthew Brown rejoined th Work Session.)

7

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

9 Matthew, question. We were just talking about  
10 writing off some NSF checks to get them off the  
11 books. And we were talking about is it necessary  
12 to accept checks. Does a lot of your income come  
13 that way?

14 MR. MATTHEW BROWN: Not a huge number of  
15 them, but we do have some. And we -- There is a  
16 Federal requirement to handle what they call the  
17 un-banked population. So if they don't have a  
18 credit card or other electronic banking means,  
19 then we have to provide --

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

21 Okay.

22 MR. MATTHEW BROWN: -- some of those  
23 rural areas --

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

25 Then that answers the question. Okay. So we  
26 have to. All right.

27 COMMISSIONER JOE DAVIS, III: But we do  
28 accept cash. Is that --



1 MR. MATTHEW BROWN: We do accept cash.

2 COMMISSIONER JOE DAVIS, III: Thank you.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

4 Okay.

5 COMMISSIONER JOE DAVIS, III: Yeah.

6 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

7 That was Consent on everybody.

8 COMMISSIONER JOE DAVIS, III: Yes, I'm

9 Consent on that one.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

11 Okay.

12

13 **G-1 - TRANSFER OF PROPERTY LOCATED ON LONGVIEW DRIVE IN**

14 **LOXLEY, ALABAMA, FROM THE BALDWIN COUNTY SOLID WASTE**

15 **DEPARTMENT TO THE BALDWIN COUNTY COMMISSION**

16 MR. WAYNE DYESS: Okay. Next we have

17 Solid Waste. And Terri has the floor.

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

19 Now it's your turn.

20 MS. TERRI GRAHAM: Y'all just scared me

21 a little bit.

22 The first item I have, G-1, is to -- the  
23 transfer of property located at Longview Drive in  
24 Loxley from the Solid Waste Department to the  
25 County Commission.

26 This was the -- It's a little over one (1)  
27 acre, one-point-four-eight (1.48) acres, south of  
28 the property that we purchased for MacBride. It

1 is in a subdivision.

2 We had talked about that for a possible  
3 senior center. And so this would just be just a  
4 formal action to transfer it from Solid Waste to  
5 the Commission and then the transfer of money for  
6 that property since the property was bought with  
7 Solid Waste funds.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 This is part of the -- what we had put in the  
10 budget to do for BRATS -- I mean, not BRATS.  
11 The -- BRATS is on my mind. The S.A.I.L. Center  
12 in Loxley.

13 And Terri and Kelly and I rode up there and  
14 looked. And it looks like this was a separate  
15 parcel that was purchased by the previous owner  
16 just for access to the backside of their  
17 property.

18 And since Solid Waste will not need to access  
19 it from that area, it actually worked out great,  
20 because it's right on a paved road. The County  
21 wouldn't have to build a road to get to the  
22 parcel and all that kind of stuff.

23 It's really a -- a great little situation.  
24 And the seniors of Loxley, they're county now.  
25 Loxley is the town. They are very excited about  
26 this opportunity.

27 So anybody have any more questions?

28 COMMISSIONER CHARLES F. (SKIP) GRUBER:

1 Well, the -- That's going to put that S.A.I.L.  
2 Center way out there in the middle of nowhere,  
3 basically, you know.

4 And the folks that are using it right now  
5 where it's at, they're going to have a long way  
6 to go to get to this one. I mean, you know --  
7 you know, they've got to --

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 Well, it --

10 COMMISSIONER CHARLES F. (SKIP)  
11 GRUBER: -- go down -- all the way down 64 down  
12 to 49 and come off onto that. So they're -- You  
13 know, you're looking at about three (3) miles or  
14 better of -- of -- of more that they've got to  
15 go.

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
17 Well, we -- we went and talked to them, and they  
18 seemed excited. It's kind of out in the middle  
19 of nowhere now. Now they're in the old School  
20 Board building in Ellisville. And it's not but a  
21 couple of miles, really, away from there in  
22 distance. But --

23 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
24 I -- I agree. You know, the -- the building that  
25 they're in is terrible.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 Well --

28 COMMISSIONER CHARLES F. (SKIP) GRUBER:

1 You know, it's just -- you know, I just, you  
2 know, was thinking that we may have bought  
3 something maybe closer along 64 so it wouldn't  
4 have been so far out of -- out of from where  
5 they're at right now. But if it's the only thing  
6 we've got, we'll have to go with it.

7 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
8 Well, I mean, we could look at something else.  
9 But this was just the most simplistic. And it  
10 actually puts them in kind of a neighborhood.

11 And they're not turning off of 64, which is a  
12 very busy road right in that area. It's --  
13 Actually, where they turn off of 64 right now, in  
14 my -- in my opinion -- Because I went into the  
15 area -- there's a very dangerous little dip in  
16 the road coming in and out of there.

17 So I -- I -- I don't think they really mind.  
18 They -- they seem excited. No one ever mentioned  
19 the location being an issue at the time.

20 But I don't know that -- This was just the  
21 easiest place that the County -- And Solid Waste  
22 already had a piece of property that we could  
23 purchase at a reasonable price.

24 Because to buy like an acre of land and -- or  
25 to carve out another piece would cost a whole lot  
26 more. And this was already a separate parcel  
27 that was included with that land purchase.

28 And this was what Terri recommended. And

1 then when we went and looked at it, Kelly loved  
2 it. I mean, she --

3 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
4 Consent.

5 COMMISSIONER JOE DAVIS, III: I'm  
6 Consent.

7 COMMISSIONER JAMES E. (JEB) BALL:  
8 Consent.

9 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
10 Okay. Consent.

11

12 **G-2 - APPLICATION FOR CERTIFICATE OF EXCEPTION FROM**  
13 **GARBAGE PICK-UP**

14 MS. TERRI GRAHAM: The second item, G-2,  
15 is the application for certification of exception  
16 for garbage pickup. This is the haul-your-own  
17 for Marcus Armstead to the transfer station.

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
19 Okay.

20 COMMISSIONER JOE DAVIS, III: Consent.

21 COMMISSION CHAIRMAN CHARLES F. (SKIP)  
22 GRUBER: Consent.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 Consent.

25

26 **G-3 - BALDWIN COUNTY SOLID WASTE UNCOLLECTIBLE**  
27 **RESIDENTIAL ACCOUNTS**

28 MS. TERRI GRAHAM: G-3 is uncollectible

1 residential accounts for November. And this is  
2 going to be one thousand, one hundred and  
3 eighty-three dollars (\$1,183).

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 Consent?

6 COMMISSIONER JAMES E. (JEB) BALL:  
7 Consent.

8 COMMISSIONER JOE DAVIS, III: A quick  
9 question: That one thousand, one hundred and  
10 eighty-three (\$1,183), that is just in the month,  
11 or is that the summary of everything that's not  
12 collectible up through there? In other words,  
13 are these the only checks in November, or are  
14 these an accumulation?

15 MS. TERRI GRAHAM: So this is going to  
16 be accounts, not necessarily --

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Right.

19 MS. TERRI GRAHAM: -- bad checks. You  
20 will see some -- some bad checks from time to  
21 time. But these are -- these are going to be  
22 straight accounts that have gone through our  
23 whole process.

24 They've gone to District Court. They've --  
25 they've been through the whole thing. And so  
26 these don't necessarily represent bad checks but  
27 maybe just not paying their bill.

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 So do you go and look and see like who's on  
2 there, like who's on your books and -- and each  
3 month to try to get some of those off?

4 MS. TERRI GRAHAM: That's --

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 That's kind of --

7 MS. TERRI GRAHAM: -- what we do.

8 COMMISSION CHAIRMAN BILLIE JO  
9 UNDERWOOD: -- been the normal accounting  
10 procedure on that.

11 MS. TERRI GRAHAM: Yes. Once they've  
12 gone through the whole process and we've deemed  
13 that there's nothing else that we're going to be  
14 able to do, that's when you see them and they --  
15 they get on this list.

16 So some of these accounts are probably -- I  
17 don't put dates on here. But they -- they are  
18 probably several -- maybe not several years old,  
19 but they may have been -- Because, you know, we  
20 don't even start the show-cause process until  
21 they're five (5) months.

22 COMMISSIONER JOE DAVIS, III: Right.

23 MS. TERRI GRAHAM: So by the time you  
24 see them, it's -- we -- we've done a lot of work  
25 to even get them to this point.

26 COMMISSIONER JOE DAVIS, III: So -- so  
27 if a person that's in arrears to us decides to  
28 sell their property, does this debt follow that

1 property?

2 MS. TERRI GRAHAM: It does not. It  
3 follows the individual.

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 Like a utility. So do you do this monthly?

6 MS. TERRI GRAHAM: We do.

7 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
8 Okay. So this is every month --

9 MS. TERRI GRAHAM: Every month I'm going  
10 to run --

11 COMMISSION CHAIRMAN BILLIE JO  
12 UNDERWOOD: -- you'll be bringing this to us.  
13 It's the same. Yeah. Okay. All right.

14 MS. TERRI GRAHAM: And -- and I do -- We  
15 have some good success collecting on our bad  
16 checks. We -- we do have a representative, when  
17 they do that D-999 docket at the courthouse. We  
18 actually send somebody there.

19 We try to make it a point to -- to catch our  
20 people at that point. So, you know, just  
21 trying -- The more interaction you have, the --  
22 the better chance you have of collecting it. So  
23 we do have some bad checks, but it's not -- it's  
24 not terrible.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Okay. All right.

27 COMMISSIONER JOE DAVIS, III: I Consent.

28 COMMISSIONER JAMES E. (JEB) BALL:



1 Consent.

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

3 Okay.

4  
5 **G-4 - MAGNOLIA LANDFILL FINANCIAL ASSURANCE**

6 MS. TERRI GRAHAM: Okay. Last item is  
7 the financial assurance for Magnolia. And this  
8 is going to be the last fiscal year. The accrual  
9 that we would make for this year would be four  
10 hundred and thirty-five thousand dollars, four  
11 hundred and seventy-one dollars and ten cents  
12 (\$435,471.10). The cash account for this  
13 liability is funded, so there's no transfer  
14 needed. But the approval would need to take  
15 place. And this is required by -- by law.

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
17 Consent, everybody?

18 COMMISSION CHAIRMAN CHARLES F. (SKIP)  
19 GRUBER: Consent.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Consent?

22 COMMISSIONER JOE DAVIS, III: Consent.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 Okay.

25  
26 **H-1 - ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**  
27 **COASTAL AREA PROGRAM - RESUBMITTAL FOR LOCAL PROGRAM**  
28 **DELEGATION**

1 MR. WAYNE DYESS: Madam Chairman, next  
2 we have Building Inspection. And Mike is here to  
3 talk about ADEM and the Coastal Area Program.

4 MR. MIKE HOWELL: Thank you. What we're  
5 asking for is renewal of the agreement with  
6 Alabama Department of Environment Management to  
7 re-delegate Baldwin County for the enforcement of  
8 regulations and issue permits on Fort Morgan,  
9 subject to the CCL line.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Okay. Any questions?

12 (No response.)

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 Do I hear Consent?

15 COMMISSIONER JOE DAVIS, III: Consent.

16 COMMISSIONER JAMES E. (JEB) BALL:  
17 Consent.

18 MR. MIKE HOWELL: Thank you.

19 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
20 Consent. Thank you, Mike.

21

22 **I-1 - CASE NO. Z-19040 - ADVANCED RESTORATION**

23 **TECHNOLOGIES INC. PROPERTY REZONING**

24 MR. WAYNE DYESS: Next we have Planning  
25 and Zoning. There are three (3) cases on the  
26 agenda. Vince is here if you have questions for  
27 him. Do you want Vince to go through these?

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 Not particularly. I mean, is there anybody from  
2 the public that showed up about any of these?  
3 Did anybody sign in?

4 COMMISSIONER JOE DAVIS, III: We've got  
5 one.

6 MR. THOMAS MUELLER: Yes, ma'am.

7 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
8 Yes, sir. Okay. On which -- which case?

9 MR. THOMAS MUELLER: It'd be Advanced  
10 Restoration, re-zoning to -- from RA to B-3 --

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
12 Okay. Are you --

13 MR. THOMAS MUELLER: -- on Roscoe Road.

14 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
15 Okay. Are you here --

16 MR. THOMAS MUELLER: I just -- I can't  
17 make it next week. So I wanted to come to answer  
18 questions.

19 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
20 Okay. Are you the applicant?

21 MR. THOMAS MUELLER: Oh, yeah.

22 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
23 Are you -- You're the applicant? Okay. Okay.  
24 You can't come next week, then --

25 MR. THOMAS MUELLER: Right.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 Then --

28 COMMISSION MEMBER JEB BALL:

1 Madam Chairman, in -- in this situation, I would  
2 recommend that Vince go through this one.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
4 Okay. Then, Vince, go ahead and tell us about  
5 this. And then we'll give you an opportunity to  
6 speak; okay?

7 MR. THOMAS MUELLER: Okay.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 We're just trying to streamline this a little  
10 bit, because it's kind of the duplicity. So for  
11 in the future, we'll -- we'll hear it, if we need  
12 to, but instead of having a hearing now and then  
13 a hearing again next week, I would like for  
14 people to send the information to us directly or  
15 call us prior to the meeting. Thanks.

16 MR. VINCE JACKSON: This is a request to  
17 re-zone four-point-four (4.4) acres from Rural  
18 Agricultural to B-3, which is General Business,  
19 to allow the retail and marine sales on the  
20 subject property.

21 It is located on the northeast corner of  
22 Roscoe Road in Planning District 30. And here is  
23 the locator map showing the current zoning as  
24 well as the surrounding zoning.

25 The property located to the west is within  
26 the City of Orange Beach. Also -- And this is  
27 not reflected on our map as of yet -- the parcel  
28 adjacent to the north was annexed into Orange

1 Beach back, I think, late August, early  
2 September. And the City has re-zoned that  
3 property to a general business designation --

4 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
5 Uh-huh. (Indicates affirmatively.)

6 MR. VINCE JACKSON: -- which is similar  
7 to B-3, but actually allows more uses than what  
8 our B-3 allows.

9 Property to the east or to the west, rather,  
10 which in the city, it has a -- an industrial  
11 designation. And then property to the south is  
12 zoned B-4.

13 So we felt that in light of the surrounding  
14 zoning designations, particularly the property to  
15 the north, which is now within the City of Orange  
16 Beach and has a similar but more permissive  
17 designation, we felt like the re-zoning is  
18 warranted.

19 And this was considered by the Planning  
20 Commission and recommended for approval.

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 Okay. So any questions for Vince?

23 (No response.)

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
25 Okay. Hearing no questions, sir, if you'd like  
26 to come up and present for us. And if you'd  
27 please keep your comments to three (3) minutes,  
28 we'd appreciate that.

1 MR. THOMAS MUELLER: Yes, ma'am.  
2 We're -- we're trying to build a fifteen thousand  
3 (15,000) square foot warehouse to -- to do marine  
4 and stainless steel sales for deck and dock  
5 supplies.

6 Right now we -- The -- Like he had said,  
7 the property to the south is B-4. Orange Beach  
8 is actually moving all of their municipal trucks  
9 and tool depots to the north side of us.

10 We purchased the property in yellow as  
11 residential -- I think it's R-1 -- yesterday.  
12 We're going to leave that as an impact area. So  
13 the only thing that's left is just the RA to the  
14 east of us, which I think the lady is going to  
15 sell that off, and they're going to put in an  
16 electrical company.

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Okay. Any questions for him?

19 COMMISSIONER JOE DAVIS, III: Joey has  
20 got a question.

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 Joey.

23 MR. JOEY NUNNALLY: So my staff has been  
24 working with you, I think, or -- or you and Rick  
25 about some of the drainage concerns. And we were  
26 asking for the drainage calculations and stuff.  
27 Do you know if your engineer got that done?  
28 Our -- our -- my -- my staff doesn't have it.

1 MR. THOMAS MUELLER: It was finished  
2 last week. I'm not sure if they already sent it  
3 over. They have designed a detention pond. I  
4 think it was three hundred and fifty (350) feet  
5 up the west side of the property.

6 MR. JOEY NUNNALLY: Okay.

7 MR. THOMAS MUELLER: And that will  
8 incorporate down into that corner that there's  
9 a -- a -- an angle that's cut off in that corner  
10 where you had like a retention ditch. We're  
11 going to build a whole other one thirty-five  
12 (35) -- I think it's thirty-five (35) or  
13 fifty (50) feet wide, three hundred fifty (350)  
14 feet to the -- south to the north.

15 MR. JOEY NUNNALLY: Okay. Just -- You  
16 know, I just -- I just need to make sure drainage  
17 is going to be working good, which means I need  
18 your calculations, so we can give Vince -- Go  
19 ahead, Vince.

20 MR. VINCE JACKSON: Well, we won't  
21 approve a land use certificate until we -- until  
22 y'all are satisfied.

23 MR. JOEY NUNNALLY: Right. Right. I  
24 just wanted to make sure we was all on the same  
25 page, why -- why we was needing that stuff from  
26 you; okay?

27 MR. THOMAS MUELLER: They're --

28 MR. VINCE JACKSON: We can't --

1 MR. THOMAS MUELLER: We -- we've  
2 actually talked to Orange Beach to get their  
3 calculations. Because the way they were  
4 designing their sixty-thousand (60,000) square  
5 foot building impacted -- impacted this piece of  
6 property that ran all their runoff water onto us.

7 And they put in a road that actually --  
8 Their -- their -- or ingress to their property,  
9 their radius come over onto this property  
10 forty-one (41) feet.

11 So we were trying to -- to correlate with  
12 them and put both of our driveways in the same  
13 spot, not to impact any more of the water flow.

14 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
15 Okay. So since this will be a public hearing,  
16 you are more than welcome to send us any  
17 additional information. But if you guys want to  
18 get together prior to that, if there's anything  
19 you need or we need to know, please let us know;  
20 okay?

21 MR. THOMAS MUELLER: Okay.

22 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
23 All right.

24 MR. THOMAS MUELLER: Thank you.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Thank you.

27 COMMISSIONER JOE DAVIS, III: Thank you.

28 MR. THOMAS MUELLER: Thank you.



**I-2 - CASE NO. Z-19041 - THOMAS ROBERT TREBESH TRUST****PROPERTY REZONING****I-3 - CASE NO. Z-19042 - PARNELL DEVELOPMENT PROPERTY****REZONING**

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

And there's -- there's -- Is there anyone else from the public about any of these -- of these other two cases?

(No response.)

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

Okay. All right. Thank you, Vince.

MR. WAYNE DYESS: Madam Chairman, next we have EMA and Zach.

COMMISSIONER CHARLES F. (SKIP) GRUBER:

We're not going to look at the other cases at all, I mean, let Vince explain to us? I mean, you know -- But that's fine.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

Well, we were going to discuss this further in the latter part to see if there's any other ways to streamline our meetings.

There's a lot of duplicity in having the work session for Planning and Zoning cases and then having the actual meeting next week.

And I think it's gotten to the point where we actually have two public hearings, almost, to the point where this is a workshop.

1 And that was where I was trying to get these  
2 meetings a little bit more streamlined. I  
3 totally will give the people from the public an  
4 opportunity to speak, if they're here.

5 But if there are any questions -- I mean, I  
6 reviewed the -- the agenda and also watched part  
7 of the Planning Commission meeting.

8 So I'm open to discussion right now so that  
9 we don't get upset with each other about  
10 anything.

11 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
12 My only thing was I thought, you know, it'd --  
13 it'd be nice to let us know what was going on,  
14 like he's saying, other than just reading it, you  
15 know.

16 But, you know, if that's -- that's the way  
17 you -- the direction you want to move in, then I  
18 guess that's the direction we're moving.

19 I just, you know -- you know, I don't go to  
20 the Planning Commission meetings, so I don't know  
21 what's -- you know, what the -- a lot of this  
22 stuff. But that's fine.

23 MR. WAYNE DYESS: And, Madam Chairman,  
24 the -- I think the last item on the agenda this  
25 morning is -- is to discuss this very thing about  
26 the meeting.

27 At the last work session, you were discussing  
28 and the Commission was discussing how to

1 streamline the meetings to make them a little  
2 more efficient. And so Anu and I have prepared  
3 an item to discuss these things at the end of the  
4 meeting.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 This -- this was my request, as far as improving  
7 the agenda, was that we -- that we start with a  
8 trend during -- at least during my year as  
9 Chairman, that we not go over these in depth,  
10 since there will be a full public hearing, and  
11 they will be gone over in detail at the regular  
12 Commission meeting.

13 Whereas, everything is available to us here.  
14 And if there's any questions, we can call and ask  
15 the Planning Department. And if anybody from --  
16 if the applicants, for or against, sends us  
17 e-mails, call us, talk to Vince, any questions  
18 beforehand, but that the public hearing is the  
19 opportunity.

20 I really feel like that's fair, that it's  
21 sometimes not fair to -- to discuss it ahead of  
22 time and sense the way -- because people get an  
23 idea of how we really feel like we're going to  
24 vote to it. That's how I feel.

25 COMMISSIONER JOE DAVIS, III:  
26 Madam Chairman, I -- I like the idea,  
27 conceptually. But I also like to hear kind of  
28 the cliff notes version that -- that Vince can

1 give us.

2 I mean, it -- it's one thing to read all  
3 that. It's something else to hear the person  
4 that is staff has determined and has approved  
5 something.

6 I kind of like to get the cliff note version  
7 of all the things that were considered. That  
8 would cut down on my questions and might even  
9 move things along, us spending a little time with  
10 him giving us the -- the cliff notes version of  
11 what this -- each case is about. That's just my  
12 thought.

13 MR. WAYNE DYESS: Do we want to do that  
14 now? I mean, I think Vince is prepared to do  
15 that now, if you want to go through that right  
16 now.

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Okay. Go ahead.

19 MR. VINCE JACKSON: These are simple.  
20 They won't take but just a minute, these other  
21 two.

22  
23 **I-2 - CASE NO. Z-19041 - THOMAS ROBERT TREBESH TRUST**

24 **PROPERTY REZONING (REVISITED)**

25 MR. VINCE JACKSON: Let's see. The case  
26 Z-19041, the Thomas Robert Trebesh Trust Property  
27 re-zoning, this is nineteen-point-seven-five  
28 (19.75) acres. It's zoned RSF-1. They want to

1 re-zone to RA.

2 This is a down-zoning. This is part of a  
3 larger parcel that was re-zoned through an  
4 automatic re-zoning process. The remainder of  
5 the property was subdivided into single-family  
6 lots, but this larger parcel was not.

7 They want to go back to Rural Agricultural so  
8 they can construct a residence and keep horse --  
9 a horse ranch on the property.

10 And that was recommended for approval by the  
11 Planning Commission. It's in Planning District  
12 20.

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 Okay.

15 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
16 All right. Thank you.

17  
18 **I-3 - CASE NO. Z-19042 - PARNELL DEVELOPMENT PROPERTY**  
19 **REZONING (REVISITED)**

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Next.

22 MR. VINCE JACKSON: The next one, this  
23 is Les Parnell's Tensaw Estates. This is in  
24 Planning District 4, sixty-four-point-eight-two  
25 (64.82) acres, RSF-1 to RSF-E.

26 This is a similar situation. There has been  
27 a subdivision on the property that has gone  
28 through the development permit process. Many of

1 the lots exceed two (2) acres.

2 And so on these larger lots, they want to  
3 build -- to be able to keep horses. And so the  
4 RSF-E will allow them to do that.

5 Again, this was recommended for approval by  
6 the Planning Commission. And RSF-E basically  
7 surrounds this property. The areas in yellow are  
8 RSF-1, but the other areas are RSF-E. So it's  
9 consistent with the surrounding area.

10 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
11 Horses.

12 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
13 Okay.

14 COMMISSIONER JOE DAVIS, III: If I  
15 could, Brad, I need your direction on this. Les  
16 Parnell, one of the partners here, he and I were  
17 partners and worked in one of my prior careers.

18 And I would not, in any way, want to taint or  
19 distract from his efforts. So if you advise me  
20 either to not participate in this discussion or  
21 either to vote on it, I'd appreciate your  
22 thoughts on that.

23 ATTORNEY BRAD HICKS: Yeah. I think --  
24 I -- I think it probably, for appearance of  
25 impropriety, it'd be best that you not.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 Okay.

28 COMMISSIONER JOE DAVIS, III: Okay.

1 Thanks.

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
3 It's a public hearing anyway, so it wouldn't be a  
4 Consent item. Okay. Any more questions?

5 (No response.)

6 MR. VINCE JACKSON: And that shows the  
7 lots that will actually be re-zoned. But this  
8 one and the previous one, I think, were both  
9 pretty simple.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Okay. I just want to say one more time, since  
12 we're on the Planning and Zoning situation, is  
13 that the agenda action form, the first page  
14 pretty much says everything that Vince stands up  
15 there and says.

16 And so I'm just trying to help him not bring  
17 all these different staff members here. And --  
18 and, you know, he's available wherever. So it  
19 was just an opportunity to -- to help him as  
20 well.

21 So -- But if -- if you guys really want him  
22 here, he'll be here and -- and just kind of read  
23 what's still already on there. I -- I --  
24 We'll -- We can do that.

25 Okay. Any more questions for Vince while  
26 he's still here?

27 (No response.)

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 All right. Vince, thank you.

2 MR. VINCE JACKSON: Thank you.

3 COMMISSIONER JOE DAVIS, III: Thank you,  
4 Vince.

5

6 **N-1 - LEASE AGREEMENT FOR THE USE OF THE DAPHNE CIVIC**  
7 **CENTER BY THE BALDWIN COUNTY EMERGENCY MANAGEMENT AGENCY**  
8 **(EMA) FOR THE 2020 BALDWIN COUNTY DISASTER PREPAREDNESS**

9 **EXPO**

10 MR. WAYNE DYESS: Next we have the EMA  
11 and Zach.

12 MR. ZACHARY HOOD: Good morning. I have  
13 an agreement between the Commission and the -- or  
14 the Civic Center for Daphne to utilize as our  
15 location for this year's emergency preparedness  
16 expo.

17 And because it's a free event to the public  
18 and involves all of our law enforcement and fire  
19 agencies, other partners that we have, they --  
20 they're offering the facility use on June 9th at  
21 no cost to us. And they indicated that in the  
22 contract that we've put before you for signature.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 Consent.

25 COMMISSIONER JOE DAVIS, III: I think  
26 that's Consent. And I also -- And since I live  
27 in Daphne, I've got to brag on that a little bit.  
28 But this is a good example of Cities and the



1 County working together on causes. And we need  
2 to expand that approach at every opportunity we  
3 can. Thank you.

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 All right.

6  
7 **P-1 - BRATS DEPARTMENT - POSITION CHANGES**

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 All right. Next.

10 MR. WAYNE DYESS: Madam Chairman, next  
11 up is Personnel. I believe Deidra has got about  
12 nine (9) items this morning.

13 MS. DEIDRA HANAK: I know you wanted to  
14 streamline it. So we picked a good meeting to  
15 bring all the items.

16 All right. So first I have the BRATS  
17 Department. They want to abolish a full-time bus  
18 driver position and create two part-time  
19 positions.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Okay. I don't have a problem with that.

22 MS. DEIDRA HANAK: Is -- is Matthew --  
23 Matthew can help explain.

24 MR. MATTHEW BROWN: We're working on  
25 the -- the transition of three (3) full-time  
26 positions to four (4) part-time positions in  
27 addition in the -- the supervisor position that  
28 also got transitioned.

1 That will ultimately result in the same  
2 amount of labor hours. It gives us more  
3 flexibility at a cost savings of about  
4 thirty-five thousand dollars (\$35,000) to -- to  
5 the Commission and BRATS.

6 Right now, our -- our labor pool is  
7 twenty-four (24) full-time, five (5) part-time.  
8 And we're just trying to diversify that to kind  
9 of reach that maximum point of labor flexibility.

10 COMMISSIONER JOE DAVIS, III: Matthew,  
11 are there individuals that are involved here, or  
12 this is just a grand plan and would not require  
13 somebody either to lose a full-time job  
14 currently?

15 MR. MATTHEW BROWN: That's right. We  
16 have two (2) full-time drivers request to because  
17 part-time. And those will be coming soon. And  
18 then we had an individual retire for health  
19 reasons a week ago, which opened up this -- this  
20 specific item.

21 COMMISSIONER JOE DAVIS, III: Thank you.  
22 I thought that was the case, but I had to ask.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 Do I hear here Consent?

25 COMMISSIONER JOE DAVIS, III: Consent  
26 for me.

27 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
28 Consent.

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
2 Jeb?

3 COMMISSIONER JAMES E. (JEB) BALL:  
4 Consent.

5 MS. DEIDRA HANAK: Thank you.  
6

7 **P-2 - HIGHWAY DEPARTMENT - POSITION CHANGES**

8 MS. DEIDRA HANAK: The second one I have  
9 is the Highway Department. Back in September,  
10 when we separated the Parks from the Highway  
11 Department to Commission Administration, we -- we  
12 have a mechanic that we had -- had also created.

13 And so the mechanic works more for the  
14 Highway Department. And the Parks Department  
15 really just needs a small equipment mechanic.

16 And so Joey can help explain a little bit  
17 better if I haven't done it. But they would like  
18 to create a Mechanic I, which is a small  
19 equipment mechanic --

20 MR. JOEY NUNNALLY: So --

21 MS. DEIDRA HANAK: -- for the Parks  
22 Department.

23 MR. JOEY NUNNALLY: Yeah. So -- so  
24 right now when the transfer of -- of Parks went  
25 back to Wayne, the Mechanic II position went with  
26 that, because it was under that cost center.

27 Well, the Mechanic II position is a  
28 heavy-duty mechanic, okay, heavy-duty. Obviously

1 they -- The Parks probably doesn't need a  
2 heavy-duty mechanic. They need more like a  
3 Mechanic I, which is the small engine repair.

4 So what I'm asking to do is just transfer  
5 that Mechanic II position back to Highway to --  
6 to help maintain our tractors and our lowboy and  
7 our paving equipment and all that. But I don't  
8 want to leave him hanging without a mechanic.

9 So -- so -- so we created a Mechanic I  
10 position over in Parks. I think that solves  
11 everybody's problem. So that's what I'm asking  
12 to do.

13 MR. WAYNE DYESS: Because Parks is  
14 mostly small engine repair, mowers and things  
15 like that, weed eaters, and nothing heavy.

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
17 Consent?

18 COMMISSIONER JOE DAVIS, III: Does this  
19 become a net cost increase?

20 MR. JOEY NUNNALLY: It would --

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 So --

23 MR. JOEY NUNNALLY: It would be creating  
24 a position, which would be a -- which would be an  
25 increase.

26 COMMISSIONER JOE DAVIS, III: And we  
27 feel comfortable that we can express to the  
28 public that the volume of work is such that if we

1 didn't have this, we would not be able to repair  
2 things as quickly?

3 MR. JOEY NUNNALLY: Yes.

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 Well, and I'm looking at the agenda action form,  
6 and it says it's not, N/A on that question.  
7 So --

8 MS. DEIDRA HANAK: Well, normally Budget  
9 would fill that out. I can give you an  
10 approximate cost. But we were still going back  
11 and forth about what grade it needed to be.

12 MR. JOEY NUNNALLY: We -- we were. And  
13 I -- I -- I apologize. I did not answer that.

14 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
15 Well, that would be helpful on the action form --

16 MS. DEIDRA HANAK: I'm sorry.

17 COMMISSION CHAIRMAN BILLIE JO  
18 UNDERWOOD: -- if that that doesn't say N/A if  
19 there is an impact.

20 MS. DEIDRA HANAK: It would be --

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 Seriously.

23 MS. DEIDRA HANAK: Approximately  
24 twenty-eight thousand (\$28,000).

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 We need to know that.

27 MS. DEIDRA HANAK: Yes, ma'am.

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 Because I read these. And it said there was no  
2 impact. And so that's why I wasn't really having  
3 a question. I figured you guys knew how to shift  
4 it around.

5 MS. DEIDRA HANAK: Okay. I -- I  
6 apologize for that.

7 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
8 Okay. We need to get that fixed then.

9 MR. WAYNE DYESS: That's a good point  
10 also with Parks. When we add buildings like  
11 we're -- like the S.A.I.L. Center and places like  
12 that --

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 There's going to be --

15 MR. WAYNE DYESS: -- and additional  
16 parks, there's -- there's going to be an impact  
17 to us having to keep up with that additional  
18 demand.

19 MR. JOEY NUNNALLY: And I -- I mean, we  
20 just purchased forty-six (46) acres of a boat  
21 launch park in -- in Orange Beach --

22 MR. WAYNE DYESS: Right.

23 MR. JOEY NUNNALLY: -- now, too. So  
24 that'll be coming online, which will have to be  
25 maintained.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 It's just that if it says financial impact --

28 MR. JOEY NUNNALLY: Uh-huh. (Indicates

1 affirmatively.)

2 COMMISSION CHAIRMAN BILLIE JO

3 UNDERWOOD: -- and it says N/A, then don't put  
4 N/A if there is one. Say to be determined, if we  
5 don't know.

6 MR. JOEY NUNNALLY: Yeah. That --  
7 that -- And -- and me and Deidra were talking  
8 about that and I got busy and didn't answer her  
9 last e-mails. I'm --

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Because this is what I read. This is what the  
12 public reads, if they don't come to these  
13 meetings or anything else.

14 Okay. Thanks. So knowing that there is  
15 going to be some type of impact, we need to get  
16 this corrected on the agenda action form.

17 MR. WAYNE DYESS: Or -- or we can bring  
18 it back to another meeting, however you guys want  
19 to do that, you know.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Well, you know, to move things forward --

22 MR. WAYNE DYESS: Okay.

23 COMMISSION CHAIRMAN BILLIE JO

24 UNDERWOOD: -- I mean, if you put it on there,  
25 put it on Other Staff. Just do that.

26 MR. WAYNE DYESS: Okay.

27 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
28 Can we just go back and amend this and put the

1 cost in there for Tuesday?

2 MS. DEIDRA HANAK: Oh, absolutely.

3 COMMISSIONER CHARLES F. (SKIP) GRUBER:

4 All right.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

6 Whichever. I don't know all the procedures. I  
7 just didn't want to be nontransparent.

8 MR. JOEY NUNNALLY: Yeah. If -- if --  
9 if she has -- I mean, she can go back and just  
10 put that in there with a particular cost.

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
12 Put it on Other Staff so that we would know;  
13 right? No?

14 MR. JOEY NUNNALLY: No. It -- no, it  
15 would still go on Consent, if y'all are okay with  
16 creating that position --

17 MR. WAYNE DYESS: With the amendment.

18 MR. JOEY NUNNALLY: -- with the  
19 amendment. It can still go on Consent. I just  
20 want to make sure we --

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 Okay.

23 MR. WAYNE DYESS: So do we want it  
24 Consent or Other Staff with -- with -- with the  
25 acknowledgement that it's twenty-eight thousand  
26 dollars (\$28,000); correct, Deidra?

27 COMMISSIONER JOE DAVIS, III: I'd prefer  
28 Other Staff.



1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
2 Other Staff.

3 COMMISSIONER JOE DAVIS, III: Yeah.  
4 I've --

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 I'd rather Other Staff. Because this is -- this  
7 is the only -- I mean, if something changes  
8 that's on Consent, I'd rather it be on Other  
9 Staff.

10 MR. JOEY NUNNALLY: Okay.

11 COMMISSIONER JOE DAVIS, III: Well, and  
12 my question also centers around people ask me  
13 constantly, does government have to get bigger,  
14 or can you contract some of these things out to  
15 people that do this for a living all over the  
16 county?

17 And I'm a -- I -- I like that concept. I'm  
18 not trying to load down our -- our workers. But  
19 I also have a hard time justifying government's  
20 growth in some of these things. So I'm just  
21 cautioning us on that.

22 MR. WAYNE DYESS: With -- with the  
23 Mechanic I position, a lot of times they may be  
24 out at the site and the mower breaks down. That  
25 person has to go out to the site and fix it  
26 onsite.

27 And so, I mean, as far as any kind of  
28 contract, that might be a little difficult. If

1 we had just repairs, that might be --

2 MR. JOEY NUNNALLY: Right.

3 MR. WAYNE DYESS: We might could do  
4 something.

5 MR. JOEY NUNNALLY: Routine maintenance  
6 and stuff. Right. That's very possible.

7 COMMISSIONER JOE DAVIS, III: But then  
8 does -- does that mean that they've got to have a  
9 vehicle so they can travel from one end of the  
10 county to the other?

11 All I'm saying is I get questions from  
12 business people that wonder about growth of  
13 government is not necessary and to get the  
14 services from -- sometimes it's to make people's  
15 job easier.

16 And I'm not about making jobs easier. I'm  
17 about providing correct compensation and correct  
18 support. And if it's a coworker, that's fine.  
19 But if it's somebody in the community that does  
20 this for a living, I think that's fine, too.  
21 That's my point.

22 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
23 Okay. So this will go on Other Staff.

24 MR. WAYNE DYESS: That's right.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 All right. Next item.

27

28 P-3 - REVENUE COMMISSION (RE-APPRAISAL) - PERSONNEL

CHANGES

MS. DEIDRA HANAK: All right. And I will make a note that I have the three items for Personnel changes. And I will fix the total cost for all three of those. I will add those.

So the next one we have is the Revenue Commission. He is asking to create a Real Property Support Technician.

And then an additional position that we have -- It's a Real Property Analyst I -- he would just like to retitle that position and then approve a promotion.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD: Well, his money doesn't come out of our budget; right?

MR. RON CINK: This is Reappraisal. This is split amongst all the tax entities.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD: So if there's a cost situation, that wouldn't necessarily be -- I mean, like if we've got N/A on there now --

MR. RON CINK: The -- the Commission is about eighteen percent (18%) of it.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD: Eighteen percent (18%). Okay. So what do y'all want to do? And it doesn't say there's any kind of cost impact to us, based on the agenda action form.

1 MS. DEIDRA HANAK: I can -- I'll -- I'll  
2 fix all of those.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
4 Okay.

5 MS. DEIDRA HANAK: And if I need to put  
6 all of them on Other Staff, I will.

7 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
8 Let's do that. Okay.

9 COMMISSIONER JOE DAVIS, III: Yeah. I  
10 think that would be easier, long-term, for us to  
11 explain to our citizens.

12 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
13 Okay.

14

15 **P-4 - REQUEST FOR LEAVE OF ABSENCE**

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
17 Next.

18 MS. DEIDRA HANAK: I'll make a note.  
19 All right. The next one that I have is a request  
20 for a leave of absence for an employee.

21 The way that our policy is written out is  
22 that if an employee goes over forty (40) hours  
23 leave without pay, that they have to request a  
24 leave of absence.

25 And we are -- Mike Howell is here. It's one  
26 of his employees. And it's for -- to take -- to  
27 take time off.

28 COMMISSIONER CHARLES F. (SKIP) GRUBER:

1 Consent, as far as I'm concerned.

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

3 Yeah. Consent.

4 COMMISSIONER JOE DAVIS, III: Yes,

5 Consent.

6 COMMISSIONER JAMES E. (JEB) BALL:

7 Consent.

8 MS. DEIDRA HANAK: All right.

9

10 **P-5 - BALDWIN COUNTY COMMISSION BLUE CROSS BLUE SHIELD**

11 **(BCBS) ACCOUNTS RECEIVABLE**

12 MS. DEIDRA HANAK: The next one I have,  
13 in conjunction with Accounting, is to approve a  
14 write-off for uncollectible balance for the  
15 Highway Fund for an employee accounts receivable  
16 for six hundred and eighteen dollars (\$618).

17 This employee left. Because of FMLA, he was  
18 unable to come back after his leave of -- or  
19 after his FMLA was -- was done.

20 And, per our policy, if you're unable to come  
21 back, that we do not require them to pay back  
22 their health insurance.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 It's just a method of getting it off the books?

25 MS. DEIDRA HANAK: Yeah.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 You have to write it off. Okay. Any questions?

28 COMMISSIONER CHARLES F. (SKIP) GRUBER:

1 Consent.

2 COMMISSIONER JOE DAVIS, III: Here  
3 again, I've got a question relative to before a  
4 person that leaves us gets their last check --

5 MS. DEIDRA HANAK: Yeah.

6 COMMISSIONER JOE DAVIS, III: --  
7 whatever it might be based on, are all these  
8 things factored in to determine where we can --  
9 they can leave not owing us anything and us not  
10 owing them anything?

11 But our policy says that we don't collect the  
12 insurance? Is that what I'm hearing?

13 MS. DEIDRA HANAK: It only -- We only do  
14 not collect the instance if at the end of their  
15 FMLA leave, they are not able to come back to  
16 work because of their health condition for the  
17 Family Medical Leave. And that's the only time.

18 So we -- we do have policies and procedures  
19 in place where we collect as we can. But in this  
20 particular position, he has been in leave without  
21 pay because he has been -- he has been out for so  
22 long. So at that point, he was no longer  
23 receiving a paycheck.

24 COMMISSIONER JAMES E. (JEB) BALL: If  
25 you don't receive a paycheck, you can't charge  
26 them insurance.

27 COMMISSIONER JOE DAVIS, III: But are  
28 you covered --

1 MS. DEIDRA HANAK: The County --

2 COMMISSIONER JOE DAVIS, III: -- by the  
3 insurance?

4 MS. DEIDRA HANAK: I'm sorry?

5 COMMISSIONER JOE DAVIS, III: Are you  
6 covered by the insurance?

7 MS. DEIDRA HANAK: Yes, sir. You are  
8 covered by the insurance.

9 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
10 That's part of FMLA.

11 COMMISSIONER JAMES E. (JEB) BALL: Yeah.

12 MS. DEIDRA HANAK: It is.

13 COMMISSIONER JOE DAVIS, III: So maybe I  
14 just haven't --

15 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
16 I think it probably -- Does this occur at any  
17 other time other than FMLA?

18 MS. DEIDRA HANAK: Not very often.

19 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
20 Okay.

21 MS. DEIDRA HANAK: It -- it can occur --  
22 No. Really, it's FMLA.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 Because it shouldn't, because the paycheck should  
25 be the final, you know. Right.

26 MS. DEIDRA HANAK: Correct.

27 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
28 Okay.

1 MS. DEIDRA HANAK: Correct. And then  
2 the County does a really good job of invoicing  
3 employees. So once they run out of time and  
4 they're no longer receiving a paycheck, we do go  
5 over with them at the beginning of their leave  
6 that they are responsible for their end of --  
7 their -- their portion of the insurances.

8 COMMISSIONER JOE DAVIS, III: So is this  
9 part of a CoLA kind of thing? Is that under that  
10 umbrella?

11 MS. DEIDRA HANAK: Part of a what?

12 COMMISSIONER JOE DAVIS, III: A CoLA --  
13 Continuation of Leave and Absence?

14 MS. DEIDRA HANAK: No, sir.

15 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
16 No. It's that --

17 COMMISSIONER JOE DAVIS, III: Okay.

18 COMMISSION CHAIRMAN BILLIE JO  
19 UNDERWOOD: -- Federal Medical Leave Act, which  
20 the Federal Government -- It gives them the right  
21 to, you know, protect -- file protection under  
22 that FMLA act.

23 MS. DEIDRA HANAK: There's a lot of  
24 protection under the Family Medical Leave Act.  
25 And that's one of them.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 Okay.

28 COMMISSIONER JAMES E. (JEB) BALL: Okay.



1 Consent.

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
3 So I think -- Let me ask you this question, then,  
4 since we just had one prior that we approved.  
5 That was not FMLA. That was just extended leave.  
6 Have they already exhausted their FMLA?

7 MS. DEIDRA HANAK: She -- she has not  
8 been here a full year --

9 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
10 Okay.

11 MS. DEIDRA HANAK: -- yet. And so that  
12 is why we have to request leave of absence.

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 Oh, okay.

15 MS. DEIDRA HANAK: She doesn't have any  
16 leave on the books.

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Okay.

19 MS. DEIDRA HANAK: She's also aware that  
20 she will have to pay for her insurance payment.

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 I understand. Thank you. All right. Next.  
23 Consent on that one.

24 MS. DEIDRA HANAK: Thank you.

25

26 **P-6 - STOP LOSS PROPOSAL - PARTNERS MANAGING GENERAL**  
27 **UNDERWRITERS/UNITED STATES FIRE INSURANCE COMPANY**

28 MS. DEIDRA HANAK: The next one I have

1 is our medical stop loss insurance.

2 This is just an addition to our health  
3 insurance, if we have any specific claims because  
4 of our self-insurance status.

5 If we have any claims that go over a hundred  
6 thousand dollars (\$100,000), our stop loss  
7 insurance kicks in and helps cover. And it  
8 helps -- They cover those claims.

9 We have to renew this every year before  
10 January 1st.

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
12 Consent?

13 COMMISSIONER JOE DAVIS, III: Question:  
14 Does this cost the same as it was last year?

15 MS. DEIDRA HANAK: It's going to be a  
16 four --

17 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
18 It's an expense.

19 MS. DEIDRA HANAK: -- percent (4%)  
20 increase. But we had budgeted more, actually,  
21 during our -- our budget process.

22 COMMISSIONER JOE DAVIS, III: That's  
23 another reason --

24 MS. DEIDRA HANAK: So it's actually less  
25 than what we budgeted.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 Okay. Next.

28 MR. WAYNE DYESS: Is that Consent?

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
2 Consent, everybody?

3 COMMISSIONER JOE DAVIS, III: Yes,  
4 Consent.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 Consent?

7 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
8 Yeah.

9

10 **P-7 - BALDWIN COUNTY PERSONNEL APPEALS BOARD - BOARD**

11 **APPOINTMENT(S)**

12 MS. DEIDRA HANAK: All right. The next  
13 one I have is the Personnel Appeals Board, if  
14 y'all have brought any recommendations for  
15 someone that you might want to put on the board.

16 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
17 When do we -- when do we need this by?

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
19 What's your deadline?

20 MS. DEIDRA HANAK: Well, I have to have  
21 it approved by December 31st, before then.

22 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
23 Okay.

24 MS. DEIDRA HANAK: So if I need to bring  
25 it back to another one, I can.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 All right.

28 COMMISSIONER CHARLES F. (SKIP) GRUBER:

1 All right. I'll -- I'll --

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

3 Do y'all -- do y'all --

4 COMMISSIONER CHARLES F. (SKIP) GRUBER:

5 Well, that -- you know, I think we've got Matt  
6 Simpson, you know, on there. And he's one of our  
7 legislators now. And I think, you know,  
8 that's -- We don't -- we don't need to have one  
9 of our legislators sitting on our thing.

10 MS. DEIDRA HANAK: Well, I agree.

11 COMMISSIONER CHARLES F. (SKIP) GRUBER:

12 So we need to -- I just -- we need to look for  
13 somebody else and --

14 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

15 Okay.

16 COMMISSIONER CHARLES F. (SKIP)

17 GRUBER: -- to do that.

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

19 All right. If y'all will bring that back to  
20 another work so --

21 MR. WAYNE DYESS: What are the  
22 qualifications of that, Deidra?

23 MS. DEIDRA HANAK: They have to be a  
24 county citizen, and they cannot be a County  
25 employee. And other than that --

26 MR. WAYNE DYESS: Okay. And I think it  
27 says no person who holds elected office, is a  
28 candidate for elected office, or receives a

1 salary.

2 MS. DEIDRA HANAK: Correct. So no  
3 elected officials.

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 And nobody who receives a salary; right?

6 MS. DEIDRA HANAK: Correct.

7 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
8 Okay. Okay. If you'd bring that one back --

9 MS. DEIDRA HANAK: All right.

10 COMMISSION CHAIRMAN BILLIE JO  
11 UNDERWOOD: -- to another work session. If -- I  
12 would say don't bring it back until we get some  
13 people on there, though.

14 Go ahead and try to contact the  
15 Commissioners, if you haven't heard from anybody,  
16 and -- and try to pump them up with a -- with a  
17 time.

18 I don't have anybody in mind. So if  
19 anybody -- I don't want us to all be out and  
20 looking for one person. But if each one of us  
21 brings a person up and we want to vote on that  
22 person, that's fine. But I don't have anybody in  
23 mind.

24 MR. WAYNE DYESS: Is there a deadline  
25 for this?

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 Does anybody have anybody in mind?

28 MS. DEIDRA HANAK: We have to have it

1 approved and in place before the end of the year.

2 MR. WAYNE DYESS: Okay.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

4 Okay. We've got a little bit of time. Okay.

5 COMMISSIONER JOE DAVIS, III: And,  
6 Chair, I think it would be appropriate to the  
7 people that are on that committee now that are  
8 not rotating off, ask them if they have  
9 suggestions or recommendation as well for us to  
10 consider.

11 MS. DEIDRA HANAK: Okay.

12 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

13 Okay.

14 COMMISSIONER JOE DAVIS, III: Because  
15 they know what kind of style and delivery and  
16 thought process that needs to be done, maybe more  
17 so than we do.

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
19 How often does that committee meet? I know it's  
20 a case-by-case.

21 MS. DEIDRA HANAK: They don't normally  
22 meet outside of -- of having to have a Grievance  
23 Board hearing. They do meet, I would say, once  
24 to -- to decide a Chairman of the Grievance  
25 Board.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

27 Uh-huh. (Indicates affirmatively.)

28 MS. DEIDRA HANAK: And I'm not even sure

1 if they all meet in person. I think they just --

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

3 And then when -- when you ask people to -- to do  
4 things, they go, how often do you meet, and what  
5 do you do? Like in this past year, have they met  
6 other than --

7 MS. DEIDRA HANAK: They haven't. And,  
8 actually, in the past four years, they haven't  
9 met.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Okay.

12 MS. DEIDRA HANAK: But before then, they  
13 met a lot.

14 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
15 We don't want to start that trend again.

16 MS. DEIDRA HANAK: Yeah. I agree with  
17 that.

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
19 Help us help you.

20 MS. DEIDRA HANAK: But in the past four  
21 years --

22 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
23 Help us help you.

24 MR. JOEY NUNNALLY: Nonpayment --

25 MS. DEIDRA HANAK: They -- they get paid  
26 seventy-five dollars (\$75) a meeting.

27 MR. JOEY NUNNALLY: Oh, okay. That's  
28 good.

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
2 They'll be lining up for that one.

3 COMMISSIONER JOE DAVIS, III: That's  
4 right.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 Okay. All right.

7 COMMISSIONER JOE DAVIS, III: Yeah.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 All right then.

10

11 **P-8 - PERSONNEL DEPARTMENT - AUTOMATED EXTERNAL**  
12 **DEFIBRILLATORS (AED) FOR COUNTY BUILDINGS**

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 Next.

15 MS. DEIDRA HANAK: Thank you. All  
16 right. The next one we have is for the AEDs for  
17 county buildings.

18 I believe this was brought up a couple of  
19 work sessions ago, that we wanted to begin to  
20 implement to have AEDs for the -- for our County  
21 buildings.

22 And so I've asked Ken Strong, our Risk  
23 Manager, and Anthony, our Safety Coordinator.  
24 They went around to the all County buildings.

25 They met and spoke with department directors.  
26 And attached is their recommendation.

27 We also worked with Cintas to get a quote for  
28 AEDs. And they are going to be eighty --



1 eighty-nine dollars (\$89) per moth per AED.

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

3 Okay. Again, this one here doesn't say, you  
4 know, a total cost recommendation.

5 So if it's going to be eighty-nine dollars  
6 (\$89) per month, will it -- per unit, how many  
7 units are we talking about, or how much does that  
8 cost? Did you get that?

9 MS. DEIDRA HANAK: So we're talking  
10 about thirty-one (31) units total. And the  
11 annual cost is going to be thirty-three thousand,  
12 one hundred and eight dollars (\$33,108).

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 Okay. Please help me in the future and put that  
15 financial impact --

16 MS. DEIDRA HANAK: Oh, absolutely.

17 COMMISSION CHAIRMAN BILLIE JO  
18 UNDERWOOD: -- on there.

19 MS. DEIDRA HANAK: I won't miss another  
20 one --

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
22 I'm not trying to --

23 MS. DEIDRA HANAK: -- after today.

24 COMMISSION CHAIRMAN BILLIE JO  
25 UNDERWOOD: -- get on your case. It's just that  
26 it's not good information for me to consider.  
27 Because, yeah, I -- I see it says eighty-nine  
28 dollars (\$89) per month. Then I look down here,

1 and I'm like total cost of recommendation. And  
2 I'm like, well, is somebody paying for this for  
3 us, you know?

4 MS. DEIDRA HANAK: Right.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 I don't think so, unless we have a grant for it.

7 MS. DEIDRA HANAK: We weren't allowed to  
8 officially put the number down there, because  
9 Wanda is still working on a contract. And once  
10 she gets that contract --

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
12 Well, anything. We will get you a number instead  
13 of -- N/A means there's no impact. It means not  
14 applicable.

15 MS. DEIDRA HANAK: Right.

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
17 Right?

18 COMMISSIONER JOE DAVIS, III: Just no  
19 information.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 But it needs to say, let us know.

22 MR. JOEY NUNNALLY: To be determined.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 To be determined.

25 MR. JOEY NUNNALLY: Uh-huh. (Indicates  
26 affirmatively.)

27 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
28 Okay. Because this is also what the people out

1 there in the world, if they want to click on our  
2 agenda and pull it up and never come to these  
3 meetings to see.

4 MS. DEIDRA HANAK: Right.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 And they don't know. And I don't think -- if  
7 we're going to publish this, it needs to have a  
8 little bit more detail in it. I'm not trying  
9 to -- I'm just trying to get a good grip on what  
10 we're talking about. Okay. Thank you.

11 COMMISSIONER JOE DAVIS, III:  
12 Madam Chairman, too, I think it's important for  
13 our -- I'm about signage. And we make sure that  
14 we show the public where the exits are.

15 But some of us didn't know where our  
16 equipment was in case of emergency. And we need  
17 to know where it is. But it also needs to be  
18 signage so we can get to it as quickly as we can,  
19 whoever is responding.

20 COMMISSIONER JAMES E. (JEB) BALL: Well,  
21 I think in that situation, there is no equipment.  
22 That's why we --

23 COMMISSIONER JOE DAVIS, III: Well, even  
24 more -- even more important to not only have it,  
25 but then us know where it is or --

26 COMMISSIONER JAMES E. (JEB) BALL:  
27 Right.

28 COMMISSIONER JOE DAVIS, III: -- at

1 least be able to see the sign that says here is  
2 where the equipment is.

3 COMMISSIONER JAMES E. (JEB) BALL: I  
4 think they put all that up there now.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 And since we don't know the exact cost, do we  
7 want to push this to another work session, or do  
8 we want to put this on Other Staff?

9 MS. DEIDRA HANAK: Well, I -- The cost  
10 is going to be thirty-three thousand, one hundred  
11 and eight dollars (\$33,108) --

12 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
13 Okay.

14 MS. DEIDRA HANAK: -- if we -- if y'all  
15 agree to the eighty-nine dollars (\$89) per unit  
16 per month for the thirty-one (31) units.

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Okay. I'd still rather put that on Other Staff,  
19 since it's not printed on here, and the public  
20 doesn't see that at the time. Because on the  
21 Consent agenda, it's just one motion. So --

22 COMMISSIONER JOE DAVIS, III: And that  
23 eighty-nine dollars (\$89) is to make sure all of  
24 those units are working 24/7? Is that part of  
25 it, or is that the cost of the units, or --

26 MS. DEIDRA HANAK: It's -- it's a lease.  
27 And with -- with that lease comes the upkeep of  
28 the units from Cintas.

1 COMMISSIONER JOE DAVIS, III: All right.  
2 Thank you.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
4 Okay. Thank you. All right.

5 MS. DEIDRA HANAK: All right.  
6

7 **P-9 - PERSONNEL DEPARTMENT - DISCUSSION OF APPOINTED**  
8 **DEPARTMENT HEAD EVALUATIONS**

9 MS. DEIDRA HANAK: And I have discuss  
10 the process for annual performance evaluations  
11 for appointed department heads.

12 I had never personally been involved in this  
13 process before, so I had reached out to other  
14 department heads. It's been done many ways in  
15 the past.

16 Several, several years ago, they were  
17 discussed in the work sessions. More recently,  
18 they were just given to the employees, and the  
19 former Personnel Director would give y'all what  
20 all the scores were for each employee and not  
21 necessarily -- You wouldn't never really see  
22 another Commissioner's evaluation for that  
23 employee.

24 And so Commissioner Ball asked that I bring  
25 this for discussion to see if there was a process  
26 that we wanted to put in place for y'all to  
27 conduct the evaluations, if y'all wanted to do it  
28 one-on-one with the employee, if you wanted to

1 just bring the total scores back to another work  
2 session. What would -- what would y'all like to  
3 do?

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
5 I'm open to suggestions. I don't know, either.  
6 I've never done this, either, Deidra. So --

7 MS. DEIDRA HANAK: So it's new territory  
8 for me as well. I've sent the evaluations to the  
9 appointed department heads, and they will have  
10 them back next Tuesday. At that point, I can  
11 disburse those.

12 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
13 So what you're saying is you sent the evaluations  
14 to the appointed department heads to fill their  
15 own evaluation out?

16 MS. DEIDRA HANAK: Right. That's at the  
17 request of two of the Commissioners.

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
19 Okay.

20 MS. DEIDRA HANAK: And so I had asked  
21 the other ones if y'all would like that as well,  
22 and y'all agreed to that.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 And then discussion?

25 COMMISSIONER JOE DAVIS, III: Well, part  
26 of what I shared -- I think I did -- in the old  
27 four-year college, two-year college, bank  
28 brokerage operations, everything -- my experience

1 has been that the people at the top, not only do  
2 the -- you give them the opportunity to  
3 self-evaluate, but I think it's worth thirty (30)  
4 minutes for each of them to sit down with us and  
5 tell us what's going on, brag on themselves, brag  
6 on their personnel, and answer some questions  
7 about what's next.

8 And I've been blessed to work in big  
9 organizations. And when you get the -- the top  
10 people to share, it's kind of like the football  
11 analogy. And, by the way, Roll Tide anyway. But  
12 that's another story.

13 It's kind of like assistant coaches in the  
14 review of games, what -- what did we do this  
15 year? What did we do well? What can we do  
16 better and a little dialog on that.

17 And I like to ask questions, because I like  
18 to see how people think, not just a raw score.  
19 That's just my personal approach.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Well, I think that since we don't individually  
22 make a decision that's a -- you know, it's a --  
23 that we should be able to do just like we do on  
24 the interviews, come back with a score and we --  
25 But I don't know. I'm -- I'm open to  
26 suggestions.

27 Because, I mean, if you meet with one, I  
28 mean, it's -- I -- I don't know. When you say

1 one-on-one, explain a little bit more. Does any  
2 of the department heads here that's been through  
3 this have some suggestions?

4 MR. WAYNE DYESS: Well, I mean, my --  
5 my -- I mean, I think meeting one-on-one with  
6 these Commissioners is very good. I mean, from  
7 my perspective, I -- I like that, so we can sit  
8 down and talk and have a dialog out in a -- kind  
9 of in a private -- a more private setting.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Okay. So when you met one-on-one with each  
12 Commissioner, each Commissioner has the -- the  
13 employee evaluations that they fill out by  
14 themselves. And then at what point in time do  
15 you get together? And that's just -- that's just  
16 the meeting. That's just the --

17 MR. WAYNE DYESS: Well, the -- well,  
18 with the self-evaluation, you fill it out and you  
19 give it, you go and you sit and you talk about  
20 the self-evaluation.

21 The -- the supervisor in there will -- will  
22 have also have their evaluation. And you kind of  
23 compare notes about your evaluation and their  
24 evaluation and come up with a, you know, a final  
25 evaluation, is how, typically, from my experience  
26 that happens.

27 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
28 Okay. So --



1 COMMISSIONER CHARLES F. (SKIP) GRUBER:

2 Well, I have found, though, in the past, you  
3 know, doing the -- the department heads doing  
4 their self-evaluation and meeting with them and  
5 discussing their part of it has worked very well.  
6 You know what I mean?

7 You -- you have that one-on-one contact with  
8 them. And they're giving you the evaluation of  
9 what they -- And most of them have their staff  
10 actually do the evaluation of them.

11 So, I mean, it's not just them looking at  
12 themselves. It's their staff looking at them and  
13 give them input on what they see.

14 And I think that's been a valuable tool, to  
15 me. So, you know, I want to continue doing it  
16 the same way and meeting with them after they  
17 fill it out. And we sit down and talk with them.

18 COMMISSIONER JOE DAVIS, III: Well,  
19 Madam Chairman, I -- I'd like -- when what you  
20 say one-on-one, I'd like for each department head  
21 to sit down with the four of us at the same time  
22 so we can ask --

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 Is that --

25 COMMISSIONER JOE DAVIS, III: --  
26 different questions.

27 COMMISSION CHAIRMAN BILLIE JO  
28 UNDERWOOD: -- what you're talking about,

1 one-on-one, or are you talking about --

2 MR. WAYNE DYESS: Well, from my --

3 COMMISSION CHAIRMAN BILLIE JO

4 UNDERWOOD: -- me and --

5 MR. WAYNE DYESS: From my -- from my  
6 perspective, me and -- and one Commissioner.

7 But, again, I mean, that's -- that's just --

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

9 So that means that you have to -- That'd be ten  
10 meetings. From what you're saying, that'd be ten  
11 meetings for each one of us. And then we would  
12 have -- Which we have anyway, if it were  
13 collective or if it was individual.

14 It'd just be a different times if it's four  
15 of us, if you guys would have four different  
16 meetings.

17 I'm just trying to get across what you're  
18 saying. And then we still collectively have to  
19 make the decision in another meeting, is that  
20 correct, when we're all together?

21 MS. DEIDRA HANAK: So, ultimately, in  
22 December, we'll bring this back. And I can bring  
23 the -- the total of everyone's scores together.

24 And at that point, you would discuss contract  
25 salary increases, if -- if that's what you wanted  
26 to consider for this year.

27 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

28 So you're saying we still have to do an

1 evaluation, even though you've done one?

2 COMMISSIONER JAMES E. (JEB) BALL:

3 The -- the evaluation process is part of their  
4 contract. So you have to. You have to do one.  
5 That's something that we agreed on doing when  
6 we -- the -- the people that are here for a  
7 four-year contract.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

9 Okay. So you guys fill out this one, and then we  
10 fill out another one?

11 MS. DEIDRA HANAK: Right. The  
12 self-evaluation isn't something that's required.  
13 It was just something that was asked of us.

14 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
15 Okay.

16 MS. DEIDRA HANAK: And so each one of us  
17 will be preparing that to -- to get to returned  
18 to y'all.

19 COMMISSIONER JAMES E. (JEB) BALL: The  
20 old sheet, if -- if -- if I'm remembering,  
21 Madam Chairman, the old way they did it was on a  
22 scale of 1 to 5 or whatever or 1 to 10 and the  
23 10 --

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
25 1 --

26 COMMISSIONER JAMES E. (JEB) BALL: --  
27 being the best and 1 being the weak. And we  
28 decided that that's not a good way to grade

1 people, because everybody would always get 10s.

2 We -- Commissioner Davis had the idea of  
3 doing it more on personal strength, weaknesses,  
4 what can you work on in the future and --

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 Not a number.

7 COMMISSIONER JAMES E. (JEB) BALL:  
8 Right.

9 COMMISSIONER JOE DAVIS, III: Right.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Okay. Well, you had e-mailed us forms. And I  
12 didn't know if we was -- that was something we  
13 was expected to fill out.

14 And that's why it's good we're having this  
15 discussion, because I didn't know. I mean, I  
16 could have called you, but I had a lot going on  
17 between now and then when you had e-mailed that  
18 out.

19 And so -- so am I hearing that we want to do  
20 self-evaluation by the contract employee and then  
21 meet one-on-one with each Commissioner and then  
22 each Commissioner will do their own evaluation?

23 But we need to have some kind of format that  
24 is designed for us rather than that 1 through 5  
25 one that came out. The one you sent us is the  
26 one regular 1 through 5; right?

27 MS. DEIDRA HANAK: Correct.

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 Okay. I don't like that one. Is that the one  
2 you guys will be using?

3 MS. DEIDRA HANAK: That's the one that  
4 we're using. And if there's -- if we need to  
5 come up with something in the meantime, we can do  
6 that, or we could work towards a new --  
7 completing a new process for next year.

8 COMMISSIONER JOE DAVIS, III: I have a  
9 great concern of us meeting individually as  
10 County Commissioners. Because, individually, we  
11 have no authority.

12 Collectively, the four of us are responsible  
13 for whole a lot through the staff. And I would  
14 learn and earn information that I might not ask  
15 if I hear the other questions that my colleagues  
16 ask.

17 And it's not about putting anybody on the  
18 spot. But it's also making sure that we all hear  
19 the same thing at the same time.

20 And I think that is critical for us to be  
21 able to move forward. Evaluate what's being  
22 done, but, more importantly, talk about what we  
23 can do going forward. To me, that's part of an  
24 evaluation process --

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Well, I'm --

27 COMMISSIONER JOE DAVIS, III: -- not  
28 just a scorecard.

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

2 I'm getting advise on that as well. And there's  
3 nothing that would preclude any Commissioner from  
4 meeting with any of you guys one-on-one --

5 COMMISSIONER JOE DAVIS, III: It --

6 COMMISSION CHAIRMAN BILLIE JO

7 UNDERWOOD: -- at any point in time. So --

8 COMMISSIONER JAMES E. (JEB) BALL:

9 Deidra, would it be easier if we just did that --  
10 this in a -- a department head meeting style  
11 format? I mean, y'all meet anyway. And then we  
12 just go over all y'all's evaluations or something  
13 all together?

14 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
15 It has to be done in the public.

16 COMMISSIONER JAMES E. (JEB) BALL: And  
17 anytime you want to come and talk to us, please  
18 come and talk to us.

19 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
20 Or if any of us want to come talk to any of  
21 y'all, we can do that at anytime anyway.

22 COMMISSIONER JOE DAVIS, III: That's --  
23 that -- that already exists.

24 MS. DEIDRA HANAK: Yes. Absolutely.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Well, that's what I was beginning -- I don't know  
27 if I expressed myself properly. But I didn't  
28 understand how it could be one-on-one with us

1 being in the setup that we have, which makes it  
2 cumbersome with having ten different people that  
3 have to be accounted for this way.

4 Again, I know I'm -- I'm on my soapbox about  
5 that, but okay. So what I'm hearing now is you  
6 guys do a self-evaluation, whether it's the 1  
7 through 5 form or some other form.

8 And -- and since you have some experience in  
9 that -- I don't -- if you'd like to work with  
10 Deidra to come up with a --

11 COMMISSIONER JOE DAVIS, III: Sure. I'd  
12 be glad to. I mean, it -- it -- it is about not  
13 only evaluating the individual, but getting the  
14 individual department head to talk about their  
15 department and things we've accomplished. We're  
16 going to do attaboys and attagirls. But we're  
17 also going to talk about what's next.

18 And, you know, our growth is our greatest  
19 asset, but it also contributes to our  
20 liabilities. And so we've got to be able to  
21 recognize that.

22 But I -- I like the team approach. That way  
23 you hear the same thing at the same time. And if  
24 we interpret it differently, that's the -- the  
25 uniqueness of our personalities. But hearing the  
26 same thing at the same time is critical for us to  
27 do our job, I think.

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 Anymore feedback on that?

2 ATTORNEY BRAD HICKS: We just need to  
3 make sure we're keeping track of the open  
4 meetings laws --

5 COMMISSIONER JOE DAVIS, III: Sure.

6 ATTORNEY BRAD HICKS: -- if we have a  
7 quorum of us together.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 Well, yeah. It would have to be in an open  
10 meeting. It would have to be a scheduled open  
11 meeting.

12 COMMISSIONER JAMES E. (JEB) BALL:  
13 Well --

14 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
15 But --

16 COMMISSIONER JAMES E. (JEB) BALL: --  
17 the department head meeting is noticed to the  
18 public --

19 ATTORNEY BRAD HICKS: I got you.

20 COMMISSIONER JAMES E. (JEB) BALL: --  
21 and it's --

22 ATTORNEY BRAD HICKS: Okay.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 Okay. With us being individually meeting, it's  
25 almost like we're being pulled. So I -- I don't  
26 know if that's -- that's the kind of area where  
27 I'm kind of in a --

28 COMMISSIONER JAMES E. (JEB) BALL:



1 Madam Chairman, I've got a -- I've just got a  
2 quick question.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
4 Okay.

5 COMMISSIONER JAMES E. (JEB) BALL: We've  
6 got another meeting starting in fifteen minutes.

7 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
8 Yeah.

9 COMMISSIONER JAMES E. (JEB) BALL: I do  
10 not see us getting through this agenda in fifteen  
11 minutes.

12 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
13 Okay. Y'all come back to us with something, even  
14 if you want to -- Well, this is information. I  
15 mean --

16 COMMISSIONER JAMES E. (JEB) BALL: The  
17 reason I'm saying that is because I would like to  
18 take just a quick five-minute break before going  
19 into that meeting.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 I -- I do, too, as well.

22 COMMISSIONER JOE DAVIS, III: Sure.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 But what do we need to do with this item? That's  
25 where we are right now.

26 COMMISSIONER JAMES E. (JEB) BALL: I say  
27 we table this item until we can decide what we  
28 want to do.

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
2 I'm good with that.

3 COMMISSIONER JOE DAVIS, III: And -- and  
4 my concern, though, if we do a department head  
5 meeting, is I'm not sure it's wise for each  
6 department to hear somebody ahead of them and  
7 their comments, because then I think you get a  
8 skewed -- just like you get skewed when you're  
9 meeting with us one-on-one. I mean, it's not --

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Okay.

12 COMMISSIONER JOE DAVIS, III: -- an  
13 inquisition. It's not a court hearing. But it  
14 is let's talk about what we're doing and --

15 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
16 Okay. Well, we'll table this. And you guys can  
17 communicate with Deidra with some of your  
18 concerns. That would help her. Okay.

19

20 **R-2 - ALABAMA DEPARTMENT OF SENIOR SERVICES/SENIOR**  
21 **COMMUNITY SERVICE EMPLOYMENT PROGRAM HOST AGENCY**  
22 **AGREEMENT**

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
24 Next.

25 MR. WAYNE DYESS: Next we have the --  
26 It's R-2 on your agenda under Administration.  
27 It's regarding the Alabama Department of Senior  
28 Services, Community Service Employment Program

1 Host Agency Agreement.

2 COMMISSIONER JAMES E. (JEB) BALL:

3 Welcome, Sherry.

4 MS. SHERRY-LEA BLOODWORTH BOTOP: Okay.

5 So it's going to be a bit of an acronym soup  
6 here.

7 These are two different programs. The one  
8 that is in your packet, the one that you have  
9 reviewed, is -- it's a SARPC-administered  
10 program, Alabama Department of Senior Services.  
11 And the program is called Senior Community  
12 Service Employment Program.

13 What we're asking is for two employees to  
14 come through this program at the cost of -- it's  
15 a recommended cost. You can actually defer  
16 that -- one thousand, fifty dollars (\$1,050) per  
17 year, per person. So we're looking for two.

18 These are for information attendants to be in  
19 the lobby of Central Annex and the lobby of the  
20 Fairhope Satellite Courthouse.

21 Additional expenses include -- Well, they're  
22 listed there. The only thing that's not  
23 listed -- I'm not sure if that's listed,  
24 actually. I don't know. But it's the phones and  
25 desktop computers.

26 So the phones are one hundred and  
27 ninety-eight dollars (\$198) each. And the  
28 desktops are thirteen thirty-five (\$1,335).

1 COMMISSIONER CHARLES F. (SKIP) GRUBER:

2 Okay.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

4 This is a followup of more information and what  
5 we need to study about the information on  
6 person -- person in the lobby.

7 MS. SHERRY-LEA BLOODWORTH BOTOP: Yeah.

8 The only additional information that I do have is  
9 that these employee are twenty (20) hours per  
10 week.

11 But there's an additional program, at no cost  
12 to us, that SARPC can use to augment this. And  
13 that's the RSVP program. And that would be an  
14 MOU through the City of Daphne that SARPC has  
15 with them, which I can work with Brad on.

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

17 And can you check on that?

18 MS. SHERRY-LEA BLOODWORTH BOTOP: I can.

19 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

20 Okay.

21 MS. SHERRY-LEA BLOODWORTH BOTOP: And --  
22 and they can fill the additional hours.

23 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

24 Okay. So -- But for this -- this item --

25 MS. SHERRY-LEA BLOODWORTH BOTOP:

26 That's --

27 COMMISSION CHAIRMAN BILLIE JO

28 UNDERWOOD: -- that would be for the twenty (20)

1 hours.

2 MS. SHERRY-LEA BLOODWORTH BOTOP:

3 Correct.

4 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

5 Any questions on that?

6 MS. SHERRY-LEA BLOODWORTH BOTOP:

7 Correct.

8 COMMISSIONER CHARLES F. (SKIP) GRUBER:

9 This is for two? This is for two people?

10 MS. SHERRY-LEA BLOODWORTH BOTOP: For  
11 two to start, correct. We have two approved  
12 slots. SARPC has only two left.

13 COMMISSIONER CHARLES F. (SKIP) GRUBER:

14 Okay.

15 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

16 Okay.

17 MS. SHERRY-LEA BLOODWORTH BOTOP: Yeah.

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

19 Any questions on that?

20 (No response.)

21 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

22 If we go further, you'll bring something else  
23 back.

24 MS. SHERRY-LEA BLOODWORTH BOTOP: That's  
25 correct.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

27 Okay. All right. Consent?

28 COMMISSIONER JAMES E. (JEB) BALL:

1 Consent.

2 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

3 Consent. Okay.

4 COMMISSIONER JOE DAVIS, III: Consent.

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

6 Okay. Thank you.

7 MS. SHERRY-LEA BLOODWORTH BOTOP: Thank  
8 you.

9  
10 **R-3 - NORTH BALDWIN COUNTY HEALTH CARE AUTHORITY BOARD -**

11 **BOARD APPOINTMENT(S)**

12 MR. WAYNE DYESS: Madam Chairman, next  
13 we have the North Baldwin County Health Care  
14 Authority Board.

15 In your packet you'll see there are three  
16 slots to be appointed. The ones that are -- have  
17 asterisks by them are the ones that have been  
18 recommended by the Authority's Board of  
19 Directors.

20 And so we need to have those names -- a name  
21 selected to move forward. But, again, the ones  
22 that have asterisks are the ones that have been  
23 recommended by the Board of Directors.

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
25 Okay.

26 COMMISSIONER JAMES E. (JEB) BALL:  
27 Madam Chairman, I recommend that we Consent on  
28 the names that have asterisks by them.

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

2 The ones with asterisks, Consent on that?

3 COMMISSIONER CHARLES F. (SKIP) GRUBER:

4 I -- I agree.

5 COMMISSIONER JOE DAVIS, III: I agree.

6 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

7 All right. Consent with the names with the  
8 asterisks.

9

10 **R-4 - LEGISLATIVE PRIORITIES FOR BALDWIN COUNTY**

11 **COMMISSION**

12 MR. WAYNE DYESS: The -- the next item  
13 is regarding the legislative priorities. And, in  
14 talking with the Legislative Delegation and  
15 Mr. McCollum, they have a meeting scheduled to  
16 talk with the Commission, just wanted to have  
17 discussion about any kind of priorities you want  
18 us to work on, prepare any information before  
19 that meeting to move forward so we have some --

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

21 What -- what's the date of that meeting?

22 MR. WAYNE DYESS: I believe it's the  
23 2nd. The 2nd, Sherry?

24 MS. SHERRY-LEA BLOODWORTH BOTOP: Yeah.  
25 December 2nd. Correct.

26 COMMISSIONER CHARLES F. (SKIP) GRUBER:

27 When is it? December what?

28 MS. SHERRY-LEA BLOODWORTH BOTOP:

1 December 2nd.

2 MR. WAYNE DYESS: December 2nd.

3 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

4 December 2nd.

5 COMMISSIONER CHARLES F. (SKIP) GRUBER:

6 December the 2nd?

7 MS. SHERRY-LEA BLOODWORTH BOTOP:

8 Monday.

9 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

10 Monday? Okay. So you'll need to get some  
11 information so you --

12 MR. WAYNE DYESS: Yeah. If there's  
13 anything you want us to work on, any kind of  
14 priorities, any kind of things you want us to --

15 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
16 Okay.

17 MR. WAYNE DYESS: -- do research for,  
18 let -- let us know. We -- we can --

19 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
20 All right. Okay. Okay. Thank you.

21

22 **R-5 - TERMINATION OF PROFESSIONAL SERVICES CONTRACT WITH**  
23 **SUSAN ANDREWS FOR THE PROVISION OF COURT REPORTING**  
24 **SERVICES FOR THE BALDWIN COUNTY COMMISSION**

25 MR. WAYNE DYESS: Next is regarding the  
26 court reporter. As you may know, we'll be losing  
27 our court reporter. And we just have to have a  
28 discussion about the -- the termination of the



1 contract.

2 I guess it has to be on the agenda. But,  
3 also, discussion about court reporter services.  
4 I'll let Anu kind of go through what she's gone  
5 through trying to find another court reporter.

6 Anu.

7 MS. ANU GARY: Okay. So this is just  
8 for the record. We are terminating the contract  
9 with Susan Andrews with the thirty (30) day  
10 clause. So the -- the last day would be  
11 November 21st.

12 MR. WAYNE DYESS: That was --

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 That was at her request.

15 MR. WAYNE DYESS: That -- Yeah.

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
17 That's at Susan's request. This is --

18 MR. WAYNE DYESS: That's right.

19 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
20 It almost sounded like --

21 MS. ANU GARY: At --

22 COMMISSION CHAIRMAN BILLIE JO  
23 UNDERWOOD: -- we're terminating it.

24 MS. ANU GARY: At Ms. Andrews' request.

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Honoring her --

27 MR. WAYNE DYESS: Accepting her --

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 Honoring her --

2 MR. WAYNE DYESS: Accepting her  
3 termination.

4 COMMISSION CHAIRMAN BILLIE JO  
5 UNDERWOOD: -- her request to terminate.

6 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
7 I very reluctantly will accept her resignation.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 I -- I feel the same way, you know. But she  
10 seems to be happy about it. So --

11 COMMISSIONER JAMES E. (JEB) BALL: Yeah.

12 COMMISSIONER JOE DAVIS, III: We all  
13 have to deal with personal economics. And I  
14 understand that. But you've done an outstanding  
15 job, and I appreciate you. We won't find anybody  
16 to replace you. But we'll figure out a way to  
17 follow you. But we won't find anybody to replace  
18 you.

19 THE COURT REPORTER: Thank you.

20 COMMISSIONER JAMES E. (JEB) BALL: Thank  
21 you, Susan.

22 MR. WAYNE DYESS: And then on --

23 MS. ANU GARY: Consent?

24 MR. WAYNE DYESS: Is that Consent?

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Consent.

27

28 **R-6 - REQUEST FOR QUOTES FOR PROFESSIONAL COURT**

**REPORTING SERVICES FOR BALDWIN COUNTY COMMISSION**

MR. WAYNE DYESS: And then with the request for proposals and R-6, Anu?

MS. ANU GARY: So we sent a request for proposals or a quote for court reporter services on October 3rd and then a revised quote request on October 28th, and we have no -- no responses back.

The comments that we received back is that the length of the meetings, the style of the meetings with many people speaking at the same time is really hard to follow.

And there was no agency that we were able to find that were willing to commit the court reporters that would be needed to do the work.

COMMISSIONER CHARLES F. (SKIP) GRUBER: Well, we have to have this system to keep good records of what is transcribed at meetings and everything else, you know, if we have to hire somebody as a staff manager or whatever.

But I don't think we need to give away or stop doing our recorded meetings like we're doing, because we can go back and just find stuff later on.

I know we say, well, we're recording stuff. But, you know, it's not the same as if somebody is sitting here doing the minutes. And I, for one, don't want to give that up, because it is a

1 valuable tool for this Commission.

2 COMMISSIONER JOE DAVIS, III:

3 Madam Chairman, I agree with Commissioner  
4 Gruber's point. The one thing that I would like  
5 for us to explore -- And I think we've begun to  
6 do that -- is the technology that's available to  
7 record details, sequencing the context under  
8 which the questions and comments come up.  
9 Because they very much influence people down the  
10 road.

11 Having been on the City Council in Daphne, I  
12 was recently quoted in a deposition by one of my  
13 colleagues. And they had the recording of what  
14 we said. And my statement was then concurred by  
15 one of the existing council members.

16 My point there is if we don't have very  
17 accurate information, whether it's actually a  
18 hardcopy or in a capacity that we can make a  
19 hardcopy, then we're subjecting ourselves to  
20 being left, I think, in a bad situation later on.

21 Because the context, the questions that lead  
22 up to an answer -- And heaven forbid somebody  
23 take the technology and slice it up and -- and --  
24 and change it.

25 But we -- we need to have a documented  
26 record. Now, whether or not we have to have it  
27 printed out before some timeline, I'm not sure.  
28 But I -- I think we have got to have detailed

1 information saved, you know, whether it's printed  
2 out right away or whether they're archived in --  
3 in a form that we could go back and, say, two  
4 years from now we need the -- we need the  
5 recording transcribed of this meeting, for  
6 example, because there may be something coming up  
7 legally and -- and that we need to be able to  
8 address the context of what was said and the  
9 details.

10 And the setting has a lot to do with it. If  
11 you just read it, that's one thing. And that's  
12 good to have. But I like to be able to hear and  
13 look at what was said before. And I think it's  
14 imperative for us to have good records down the  
15 road and in a form that we can recall as soon as  
16 we can as needed.

17 MS. ANU GARY: So there's several  
18 options.

19 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
20 Jeb.

21 COMMISSIONER JAMES E. (JEB) BALL: I  
22 just was going to ask Susan something. I don't  
23 know how you're going to type all this and I ask  
24 you questions.

25 Is there anybody talking about what it would  
26 take to keep your services? Like what -- what --  
27 what -- I know the finances are an issue. But  
28 what does it take for the going rate for a court

1 reporter to do something like this?

2 THE COURT REPORTER: Okay. I'm going  
3 to --

4 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
5 Please.

6 THE COURT REPORTER: -- try to write a  
7 little bit. Okay. It's hard to write myself.  
8 First of all, it takes about four times as long  
9 to do these kind of meetings than depositions.

10 So when I'm doing deposition work, this kind  
11 of work would be about -- should be about fifteen  
12 dollars (\$15) a page easy; okay? Because, if you  
13 think about it, deposition is: Q. What's your  
14 name? A. Susan. It's real slow.

15 All these people in here -- I've done this  
16 for so long that I can see faces. I know  
17 everybody in here. I don't have to ask names  
18 unless somebody is new. So that helps a lot. A  
19 court reporter coming in cannot do that, will not  
20 be able to do that. So there's that.

21 Making it a County job, that would be a very  
22 good -- good thing for your guys. I really  
23 believe that. I really do. You have more  
24 control. You're -- What you just said was a good  
25 point to make.

26 Because if you don't need the transcript --  
27 Court reporters -- Let's see. Official court  
28 reporters for Court, what they do is they have a

1 salary that they get paid.

2 If someone wants the transcript, they get  
3 paid additional money to produce the transcript.  
4 And, therefore, you always have the work if you  
5 need it.

6 If you want everything transcribed, make it a  
7 salary, pay a little -- pay a rate per page. And  
8 there you go. You've got everything you need  
9 right there.

10 COMMISSIONER JAMES E. (JEB) BALL: Okay.

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
12 I just don't understand why we have to be -- have  
13 verbatim minutes when minutes are minutes. We  
14 can videotape them. We can record them on audio.

15 And, therefore, you have ones that can be  
16 transcribed, or we have video equipment and have  
17 the closed captioning available.

18 THE COURT REPORTER: Can -- can I answer  
19 that question --

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Yes.

22 THE COURT REPORTER: -- please? I can  
23 tell you if anybody coughs, that video is -- that  
24 sound is gone. You've got to --

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Well, it's not --

27 THE COURT REPORTER: -- to be able to  
28 hear it.

1 COMMISSION CHAIRMAN BILLIE JO

2 UNDERWOOD: -- important to have verbatim  
3 minutes. Minutes are minutes. I've not come  
4 across anyone else -- And I'm not saying that we  
5 have to do what other people do. It's just that  
6 we are overkill.

7 We -- And -- And here's one problem that I  
8 have with the transcribed minutes. I signed off  
9 on a packet of minutes this last week. I can't  
10 stand before God and His judgment and say I read  
11 every one of those minutes again; whereas, if I  
12 had minutes and they were only five or six pages  
13 or two or three pages or whatever that were  
14 brief.

15 Now, if you want say something that's for the  
16 record, then that would be something that would  
17 be taken down word-by-word by whoever is taking  
18 the minutes.

19 I can go back and see what happened in a  
20 previous meeting in a timely manner; whereas,  
21 we're approving minutes that are three months old  
22 in some cases. We're approving minutes that  
23 happened when we've already -- during budget  
24 hearings, and we've already had budget.

25 I think that it's not wrong to do the  
26 verbatim minutes. It's just not efficient. It's  
27 not necessary. And it's not being  
28 nontransparent. If it's being nontransparent,



1 then every other county and city and town in this  
2 state is not being transparent.

3 And so I just think that -- We've made a  
4 statement before that that's the way it's always  
5 been done. Well, there's more than one way to do  
6 something.

7 I'm not saying that the other way is wrong.  
8 I'm just saying it's not -- to me, it's not as  
9 transparent, because I have so many minutes that  
10 I don't get timely.

11 And it's -- I -- I've done research now. And  
12 I understand it's not even feasible to have  
13 those -- those transcribed verbatim minutes  
14 available.

15 Now we have a process in place on our regular  
16 Commission meetings where Anu and Monica are jam  
17 up; okay? And they're able to give us -- Pretty  
18 much they're transcribed with that equipment that  
19 they have. We don't have that equipment  
20 available -- that equipment available in all of  
21 the places, and so we -- I don't know.

22 We know that Susan's contract is -- is about  
23 up. So we do need to make a decision on this.  
24 We do. I just think that we need to look at it a  
25 little bit differently.

26 Because if the only way to be transparent and  
27 to have a record is to have transcribed verbatim  
28 minutes, then we're the only ones that have it.

1 No one else does.

2 COMMISSIONER JOE DAVIS, III:

3 Madam Chairman, I think it's very important for  
4 us to recognize that the other extreme is that in  
5 Robert's Rules of Order, relative to keeping  
6 minutes, that in some settings the only thing  
7 that's written down are motions and actions.

8 I think one of the reasons we're able to  
9 serve a huge county by us being televised is that  
10 we can go back and hear the context of what was  
11 said and why it was said.

12 And whether we have a court reporter or the  
13 technology to archive it, I think it's critical.  
14 Because, otherwise, we're going to being left in  
15 the he said/she said sort of thing.

16 And that becomes extremely dangerous,  
17 particularly if there are legal proceedings  
18 that -- that move forward.

19 Minutes of the actions, when you talk to  
20 people in other areas, they admire us for having  
21 the detail.

22 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

23 Well, I've heard different. I've heard people  
24 think that we're -- that we're overkill. I'll  
25 use that word.

26 COMMISSIONER JAMES E. (JEB) BALL: I  
27 want to ask our attorney what he thinks.

28 ATTORNEY BRAD HICKS: You're certainly

1 not required to do verbatim minutes. And I --  
2 I'm not aware of any municipality or -- or other  
3 body in Baldwin County that -- that uses a  
4 verbatim transcript. I can't -- I don't have any  
5 experiences beyond Baldwin County.

6 You know, I generally advise some of the  
7 municipalities to just stick to minutes, because  
8 it's -- it's just the -- the minimum requirement  
9 under the law.

10 Verbatim transcripts can cut both ways. It  
11 just depends. Sometimes you might say something  
12 that's taken out of context in black and white  
13 that hurts you later on. Sometimes it might help  
14 you. It's just there's no way to -- to -- It  
15 just depends on the circumstances, you know. But  
16 all that's required is -- is minutes.

17 Now, there -- there are some ADA issues when  
18 you start doing -- when you start filming and --  
19 and projecting it live without closed captioning.  
20 And so there's -- You know, that -- by -- by  
21 doing that, you create ADA issues for those who  
22 obviously are hearing impaired.

23 And so if we're going to continue filming, it  
24 might be wise to continue offering your  
25 transcript or the ability to obtain a transcript.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 Well, on the work sessions, those -- if we film  
28 them, they don't have to be live. Our regular

1 Commission meetings meet all that, and -- and  
2 they do that. So please continue on.

3 ATTORNEY BRAD HICKS: Yeah. So if  
4 we're -- if we're going to provide video, then I  
5 think we need to provide the ability to have a  
6 transcript at a minimum. But we -- Maybe we  
7 don't have it every single time.

8 But the simplest way to do it is just keep  
9 minutes. That's really all that the -- that the  
10 law requires.

11 COMMISSIONER JAMES E. (JEB) BALL:  
12 Madam Chairman, I want to entertain one other  
13 person in the audience here, call on a -- a  
14 fellow journalist that's sitting in the crowd and  
15 just see if he has any input on this.

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
17 Mr. --

18 COMMISSIONER JAMES E. (JEB) BALL:  
19 Mr. McCollum.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Mr. McCollum?

22 MR. CLIFF MCCOLLUM: I would say it's a  
23 great resource to have for the County in terms of  
24 openness and transparency to have the -- the full  
25 transcribed minutes.

26 There have been many times that I have gone  
27 back and looked at those minutes, in my former  
28 job -- And, Guy, I don't know if you've looked at

1    them -- to get exactly what was said and the  
2    context of exactly what was going on.

3           There were things that I was not here for.  
4    And, you know, I -- I've been here for five  
5    years. And the things that I used those  
6    transcribed minutes to get a better understanding  
7    of by seeing what was going on at those meetings  
8    and the context of the discussions when different  
9    things were created.

10           You're right. It's not required. We can  
11   follow the -- the bare minimum that the law  
12   requires. But when I think of Baldwin County, I  
13   don't think of bare minimum. And I think this is  
14   a -- a good thing that y'all do.

15           COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
16   Well, we have the ability to record. And we have  
17   the ability to --

18           MR. CLIFF MCCOLLUM: I'm sorry,  
19   Madam Chairman. I -- I do agree with what's been  
20   said previously, from listening to recordings.

21           And, Brian, no disrespect to -- to your folks  
22   and the good work they do. But there are times  
23   and I assure you that when somebody coughs or  
24   there's noise in the background and things of  
25   that nature, it become difficult to understand  
26   it.

27           Even sitting at the meetings sometimes, there  
28   have been times where I thought something was

1 right or not right, and so I left it out of the  
2 story and would wait until I got the minutes and  
3 then would see what was actually said.

4 And sometimes it's just generally difficult  
5 to hear. And no amount of technology is going to  
6 be able to change that.

7 But I've always -- at -- at least in working  
8 with Susan for the past several years, it's  
9 always been johnny right there on the spot.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 Okay. Well, I hate to rush this particular item  
12 off the agenda today, but we need to --  
13 suggestions on how to handle this.

14 MR. WAYNE DYESS: Well -- well, so  
15 her -- her contract ends soon. The next work  
16 session, if we don't have anything in place,  
17 we'll -- we'll have to do minutes. That's the  
18 only thing we have. I guess we'll have to do  
19 that.

20 COMMISSIONER JAMES E. (JEB) BALL: Well,  
21 we're going to have to do what we have to do.

22 MR. WAYNE DYESS: Right.

23 COMMISSIONER JAMES E. (JEB) BALL:  
24 Because we can't get a court reporter by the next  
25 meeting.

26 MR. WAYNE DYESS: Right.

27 COMMISSIONER JAMES E. (JEB) BALL: So  
28 we'll just have to take the best minutes we can.

1 Apparently Brian has some type of recording  
2 device.

3 COMMISSIONER JOE DAVIS, III: And this  
4 is an example of where dialog between  
5 Commissioners and staff people do not get shared  
6 with all the other Commissioners.

7 This is the first time I've been in a  
8 discussion about this topic. Now, I could have  
9 asked for an opportunity.

10 But when I become Chair, we're going to have  
11 a lot of meetings where we're all going to hear  
12 the same thing at the same time. And from that,  
13 we'll collectively make a decision.

14 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
15 That's what we're trying to do.

16 COMMISSIONER JAMES E. (JEB) BALL: Well,  
17 Madam Chairman, I -- I would right now probably  
18 make a -- I can't make a motion, but I guess I  
19 could if I wanted to, because this is a meeting.

20 But we need to -- we need to recess this  
21 meeting. We do have another item on there that's  
22 going to take lengthy conversation, I'm sure.

23 We've got a person waiting on us for an  
24 interview. It's now almost five minutes past the  
25 timeframe that we said we'd set him up for.

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 Okay. So what do we have left on -- So let's  
28 just table this discussion --

1 MR. WAYNE DYESS: The -- the --  
2 COMMISSION CHAIRMAN BILLIE JO  
3 UNDERWOOD: -- and do what we have to do for the  
4 next work session.  
5

6 **R-7 - PROPOSAL FOR STREAMLINING CERTAIN MEETINGS OF THE**  
7 **BALDWIN COUNTY COMMISSION**

8 MR. WAYNE DYESS: The next item is  
9 discussion of the streamlining of the meetings.

10 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
11 We can table that. Okay. So --

12 COMMISSIONER JAMES E. (JEB) BALL: Well,  
13 I -- You might want to ask Commissioner Davis,  
14 myself, and Skip if we did want to table that.

15 Do you want to -- do you want us to table  
16 this to another work -- I mean, I don't know what  
17 the discussion was going to be on this.

18 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
19 The discussion was printed in -- It -- it was  
20 just asked -- it was asked from staff and anyone  
21 here, any Commissioner or whatever, if you had  
22 any ideas about streamlining our meetings; okay?

23 The only thing that I brought forward was  
24 when it came time for me to approve the agenda  
25 this week, I asked that we did not hear the  
26 public hearings on Planning and Zoning cases.  
27 Other than that, I don't have any change ahead of  
28 time. But --



1 MR. WAYNE DYESS: At -- Yeah. At the  
2 work session in Foley, we were asked to bring  
3 back some recommendations far as any -- anything.  
4 And we have -- we discussed several --

5 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
6 And they were -- and they are in the agenda item.

7 MR. WAYNE DYESS: Right.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 But we can table that item --

10 MR. WAYNE DYESS: Yes. Absolutely.

11 COMMISSION CHAIRMAN BILLIE JO  
12 UNDERWOOD: -- unless you guys want to continue  
13 on. I'm giving you the opportunity to continue  
14 on. We can table it, or we can continue our  
15 meetings just as they are except for -- I do  
16 believe -- And it's not a -- I -- I thought that  
17 there was a -- a -- kind of a -- a general, I  
18 guess, feeling that we wanted to streamline the  
19 meetings.

20 And so I felt like the things that were  
21 public hearing items could be presented at the  
22 regular meetings, since they couldn't be on  
23 Consent.

24 COMMISSIONER JAMES E. (JEB) BALL: Let's  
25 leave it on the agenda, and we'll discuss it in  
26 the meeting instead -- instead of tabling it, I  
27 mean, let's get it over with.

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 So do you want us to --

2 COMMISSIONER JAMES E. (JEB) BALL: I  
3 mean, let's --

4 COMMISSION CHAIRMAN BILLIE JO  
5 UNDERWOOD: -- recess this meeting, reopen the  
6 meeting after the interviews, and then discuss  
7 the streamlining of meetings? Is that what  
8 we're --

9 COMMISSIONER CHARLES F. (SKIP) GRUBER:  
10 Well, why don't we just -- why don't we just  
11 table this -- this meeting until the next -- our  
12 next meeting, and continue like we're going right  
13 at this present moment, and then look at this at  
14 our next workshop, and come back then, you know?  
15 I don't see, you know, it's going to hurt us to  
16 continue like we're doing.

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Okay. We have -- Commissioner Gruber made a  
19 suggestion that we just table it. I asked if you  
20 want us to recess this work session and resume it  
21 or -- Since we have a court reporter here, I  
22 don't think that would be -- Are you going to be  
23 here for the interviews, too?

24 THE COURT REPORTER: Pardon?

25 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
26 Are you here for the interviews as well?

27 THE COURT REPORTER: Oh, yeah. Uh-huh.  
28 (Indicates affirmatively.)

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

2 Okay. So she won't be going anywhere. So do  
3 y'all want to recess the work session, do the  
4 interviews, and then come back?

5 COMMISSIONER JAMES E. (JEB) BALL: I say  
6 we -- I say we table it as has been mentioned.  
7 And let's go through the rest of this agenda.

8 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
9 Okay.

10 COMMISSIONER JOE DAVIS, III: I'll  
11 second that, if that's in the form of motion or a  
12 suggestion.

13 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
14 That's something we take a motion if we're not --  
15 Okay -- acting on -- Is that --

16 COMMISSIONER JAMES E. (JEB) BALL: All  
17 right.

18 COMMISSIONER JOE DAVIS, III: I concur  
19 then.

20 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
21 Okay. So then since this is in a work session,  
22 it is under Robert's Rules of Order; right? So I  
23 have a motion by Commissioner Ball and a second  
24 by Commissioner --

25 ATTORNEY BRAD HICKS: Well, we're --

26 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
27 No?

28 ATTORNEY BRAD HICKS: -- not taking any

1 real action. I'm --

2 COMMISSIONER CHARLES F. (SKIP) GRUBER:

3 No. We can't --

4 ATTORNEY BRAD HICKS: I would just -- I  
5 would just move along. I would just put it on  
6 the minutes.

7 COMMISSIONER CHARLES F. (SKIP) GRUBER:

8 Just put it on the Consent -- our next -- next  
9 meeting. That's all we've got to do is table it  
10 to the next --

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

12 Well, I had to do something.

13 COMMISSIONER CHARLES F. (SKIP)

14 GRUBER: -- anyway.

15 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

16 They want to --

17 COMMISSIONER JAMES E. (JEB) BALL: No.

18 I said table it.

19 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

20 They want to talk about it today.

21 COMMISSIONER JOE DAVIS, III: Huh-uh.

22 (Indicates negatively.)

23 ATTORNEY BRAD HICKS: No. I think he  
24 said table it.

25 COMMISSIONER JAMES E. (JEB) BALL: Yeah.

26 Table it. We can -- so we can -- since we don't  
27 have time, because we -- we'll have another  
28 meeting this afternoon.

1 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
2 Okay. Well, I'm all confused. I thought we were  
3 going to recess.

4 COMMISSIONER JAMES E. (JEB) BALL:  
5 Table -- table it to the next --

6 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
7 All right. Tabled until the next work session.  
8 Okay. That's the last item on here, as far as  
9 this agenda item; is that correct?

10 MR. WAYNE DYESS: That's right.

11 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
12 Okay. Any addendums?

13 MR. WAYNE DYESS: (Indicates  
14 negatively.)

15

16 **T - PUBLIC COMMENT**

17 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
18 Public comments? Anybody from the public would  
19 like to make a comment?

20 I -- I -- I'm sorry, Mr. Nix. We tabled your  
21 thing for the next work session, because -- Brad,  
22 do you want to explain that real quick?

23 ATTORNEY BRAD HICKS: Because your --  
24 you don't assume supernumerary status until  
25 November 21. And so I advised them that they  
26 don't need to vote on it until after you assume  
27 that status, which would be the December meeting.

28 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 Okay. So -- But anybody from the public have any  
2 comments to make?

3  
4 **C-5 - RESOLUTION NO. 2020-027 AND CONSTRUCTION FUNDING**  
5 **AGREEMENT FOR INTERSECTION IMPROVEMENTS AT COUNTY ROAD**  
6 **71 AT STATE ROUTE 59 AND SIGNAL INSTALLATION AT COUNTY**  
7 **ROAD 28 AND STATE ROUTE 59 (REVISITED)**

8 MR. JOEY NUNNALLY: Madam Chairman, I  
9 got a piece of information that I -- I was told  
10 about that January 28th, 71 project. This is to  
11 pull it up on here just -- just for clarification  
12 on exactly what's inside the city limits and  
13 what's not. This -- this is the intersection.  
14 As you can see, everything in blue is inside  
15 Summerdale --

16 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
17 Uh-huh. (Indicates affirmatively.)

18 MR. JOEY NUNNALLY: -- and that the  
19 southwest corner is -- is in the county. It's  
20 still in the county. So it would be, I guess,  
21 three quarters inside the city limits and one  
22 quarter inside the county, just for  
23 clarification.

24 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
25 Well, you're going to communicate with them.

26 MR. JOEY NUNNALLY: Yes.

27 COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
28 Okay.

**U - PRESS QUESTIONS**

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
Any press comments?

MR. GUY BUSBY: No.

**V - COMMISSIONER COMMENTS**

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
Commissioner comments?

(No response.)

**W - ADJOURNMENT**

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
A motion to adjourn?

COMMISSIONER JOE DAVIS III: So --

COMMISSION CHAIRMAN CHARLES F. (SKIP)

GRUBER: No comment.

COMMISSIONER JOE DAVIS, III: -- moved.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
Okay. We've got a motion by Commissioner Davis.

THE COURT REPORTER: He -- he said no  
comment. He didn't second.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:  
He didn't second it. I don't have a second.

COMMISSIONER JOE DAVIS, III: Is there a  
second?

COMMISSIONER JAMES E. (JEB) BALL: I  
second. I thought you had one. I second it.

COMMISSION CHAIRMAN BILLIE JO UNDERWOOD:

1 We have a motion by Commissioner Davis and a  
2 second by Commissioner Ball. All in favor of  
3 adjourning, signify by saying aye.

4 (Commissioners say "aye" in unison.)  
5

6 (The Baldwin County Commission Work Session was  
7 adjourned at 10:38 a.m.)  
8  
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12 *Billie Jo Underwood*  
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## C E R T I F I C A T E

STATE OF ALABAMA)

BALDWIN COUNTY )

I hereby certify that the above and foregoing transcript was taken down by me in stenotype and the proceedings were transcribed by means of computer-aided transcription, and that the foregoing represents a true and correct transcript of the meeting given by said parties upon said meeting.

I further certify that I am neither of counsel nor of kin to the parties, nor am I in anywise interested in the result of said proceedings.



---

SUSAN C. ANDREWS,  
Certified Court Reporter,  
Certification No. 287

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