

Baldwin County Commission

Baldwin County Commission Regular
Meeting Minutes
Tuesday, January 7, 2020
8:30 AM



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

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

Wayne A. Dyess, County Administrator

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

A WELCOME, INVOCATION AND PLEDGE OF ALLEGIANCE

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

Absent: 0

Also present were, Wayne Dyess, County Administrator, and Brad Hicks, County Attorney.

The Chairman called the meeting to order at 8:32 a.m. After the prayer led by Zachary Hood, Emergency Management Agency (EMA) Director, and the Pledge of Allegiance led by Commissioner Charles F. Gruber, the Commission transacted the following business to-wit:

ADOPTION OF MINUTES

December 17, 2019, Regular Meeting

Motion by Commissioner Charles F. Gruber, seconded by Commissioner Joe Davis, III, to adopt the minutes of the December 17, 2019, Regular meeting.

The motion passed by the following vote:

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

Nay: 0

Absent: 0

Abstain: 0

B CONSENT

Wayne Dyess, County Administrator, said staff has requested to remove Item BA1 - Alabama Department of Economic and Community Affairs (ADECA) - Alabama Counts 2020 Census Grant Agreement for 2020 Census Outreach for Baldwin

County, from the Consent Agenda for discussion and/or separate action and move Item BQ5 - Probate Office - Position Changes to a future work session.

Motion by Commissioner James E. Ball, seconded by Commissioner Joe Davis, III to approve the consent agenda with the exception of Items BA1 and BQ5.

The motion passed by the following votes:

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

BA ADMINISTRATION

BA2 Alabama Department of Senior Services/Senior Community Service Employment Program Host Agency Agreement and South Alabama Regional Planning Commission South Alabama RSVP Program [20-0489](#)

Approve the authorize the Chairman to execute the following two documents:

1) Alabama Department of Senior Services (ADSS), Senior Community Service Employment Program (SCSEP) Agreement between the Baldwin County Commission and South Alabama Regional Planning Commission (SARPC) for the provision of two Information Attendant (IA) positions to the Baldwin County Commission. The Commission's contribution for the program will be \$1,150.00 per Senior Aide per contract year. The term of this agreement shall commence on July 1, 2019, and shall terminate on June 30, 2020.

2) Memorandum of Understanding between the Baldwin County Commission and South Alabama RSVP (Retired Senior Volunteer Program) for the provision of volunteer information attendant staff for the Baldwin County Commission. The term of this MOU shall commence on the date of full execution and renew annually until cancelled by either party.

BA3 Baldwin County Animal Control Advisory Board - Board Appointment(s) [20-0473](#)

Related to the Baldwin County Animal Control Advisory Board, take the following actions:

- 1) Accept the resignation of Ms. Cathy Gray, effective September 24, 2019, and thank her for her service on the board; and
- 2) Appoint Mr. John Richard Sute as a member of the board (as District II Commissioner's designee) to fill the vacant place seat formerly held by Ms. Cathy Gray for a pro-rata reduced four (4) year term, said term to commence on January 7, 2020, and expire on February 7, 2023.

BA4 Baldwin County Commission District No. 4 Planning (Zoning) District Board of Adjustment (Greater South Baldwin County Area) - Board Resignation

[20-0460](#)

Related to the Baldwin County Commission District No. 4 Planning (Zoning) District Board of Adjustment (Greater South Baldwin County Area), take the following action:

- 1) Accept the resignation of Ms. JoAnn Bodree, effective December 10, 2019, and thank her for her former civic service as a regular member (Planning District 29 designee) of the board.

BA5 Resolution #2020-050 of the Baldwin County Commission - Amending and Reconfirming the "Divisional Resolution of the Baldwin County Commission"

[20-0350](#)

Take the following actions:

- 1) Adopt Resolution #2020-050 (Divisional Resolution of the Baldwin County Commission), which amends Resolution #2019-084 of the Baldwin County Commission, said amendment related to cancelling the Baldwin County Commission Department Head meetings; and
- 2) Reconfirm the "Divisional Resolution of the Baldwin County Commission," codified as Resolution #2020-050 of the Baldwin County Commission which effected certain procedural requirements and prescribed other permitted duties as enumerated at Act No. 239 (1931), as amended, and other applicable law.

BE BUDGET/PURCHASING

BE1 Competitive Bid #WG20-15 - Provision of Roadway Pipe for the Baldwin County Commission

[20-0378](#)

Take the following actions:

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

BE2 Competitive Bid #WG20-06 - Provision of Crushed Aggregates for the Baldwin County Commission

[20-0456](#)

Award Bid #WG20-06 as per the Award Listings for each category of headings to C.R. Pate Logging, Inc.; Graestone Aggregates, LLC; Martin Marietta; and Vulcan Materials

Company, for the provision of crushed aggregates.

BQ PERSONNEL

BQ1 Highway Department (Construction Engineering) - Employment of One (1) Engineering Technician I Position [20-0478](#)

Approve the employment of Brian L. Stewart to fill the open Engineering Technician I (Construction Option) position (PID #865) grade H-03 (\$15.343 per hour/\$31,913.44 annually), with said salary due to experience, to be effective no sooner than January 13, 2020.

BQ2 Highway Department (Foley) - Personnel Changes [20-0477](#)

Take the following actions:

- 1) Approve the employment of Leroy Jones to fill the open Laborer position (PID #5492) at a grade E-EL (\$10.781 per hour/\$22,424.48 annually); and
- 2) Approve the employment of Joseph Nelson to fill the open Laborer position (PID #5494) at a grade E-EL (\$10.781 per hour/\$22,424.48 annually); and
- 3) Approve the employment of Brandon Pierce to fill the open Laborer position (PID #5495) at a grade E-EL (\$10.781 per hour/\$22,424.48 annually).

These actions will be effective no sooner than January 13, 2020.

BQ3 Juvenile Detention Center - Employment of One (1) Part-Time Detention Technician Position [20-0479](#)

Approve the employment of Hakizimana Sedrick to fill the part-time Detention Technician position (PID #PT42) at a grade H-EL (\$14.246 per hour) to be effective no sooner than January 13, 2020.

BQ4 Parks Department - Promotion of Employee into Mechanic I Position [20-0480](#)

Approve the promotion of David Bradford from the Landscape Technician I position (PID #4042) grade G-EL (\$12.967 per hour/\$26,971.36 annually) to fill the open Mechanic I position (PID #5524) at a grade H-EL (\$14.246 per hour/\$29,631.68 annually) to be effective no sooner than January 20, 2020.

BQ5 Probate Office - Position Changes [20-0481](#)

This agenda item was removed from the consent agenda and moved to a later work session.

Take the following actions:

- 1) Approve the promotion of Ross Presley from the Landfill Equipment Operator II position (PID #686) grade H-07 (\$16.930 per hour/\$35,214.40 annually) to fill the open Landfill Equipment Operator III position (PID #375) grade I-06 (\$18.133 per hour/\$37,716.64 annually) at the Solid Waste Transfer Station (54325) to be effective no sooner than January 20, 2020; and
- 2) Approve the promotion of Scott Conroy from the Solid Waste Driver I position (PID #5442) grade H-EL (\$14.246 per hour/\$29,631.68 annually) in Solid Waste Collections (511/54800) to fill the open Mechanic II position (PID #5272) grade J-EL (\$17.176 per hour/\$35,726.08 annually) in Solid Waste Maintenance (510/54370) to be effective no sooner than January 20, 2020; and
- 3) Approve the promotion of Anthony Nobles from the Solid Waste Driver I position (PID #5135) grade H-06 (\$16.503 per hour/\$34,326.24 annually) to fill the open Solid Waste Driver II position (PID #5394) grade I-05 (\$17.697 per hour/\$36,809.76 annually) in Solid Waste Collections (54800) to be effective no sooner than January 20, 2020; and
- 4) Approve the promotion of Christopher Rodriguez from the Solid Waste Driver I position (PID #5132) grade H-13 (\$19.649 per hour/\$40,869.92 annually) to fill the open Solid Waste Driver II position (PID #5396) grade I-12 (\$21.007 per hour/\$43,694.56 annually) in Solid Waste Collections (54800) to be effective no sooner than January 20, 2020; and
- 5) Approve the promotion of Trevor Thomas from the Solid Waste Technician position (PID #5244) grade G-EL (\$12.967 per hour/\$26,971.36 annually) to fill the open Solid Waste Driver I position (PID #5145) grade H-EL (\$14.246 per hour/\$29,631.68 annually) in Solid Waste Collections (54800) to be effective no sooner than January 20, 2020; and
- 6) Approve the promotion of G. Dylan Blair from the Solid Waste Technician position (PID #868) grade G-EL (\$12.967 per hour/\$26,971.36 annually) to fill the open Solid Waste Driver I position (PID #5522) grade H-EL (\$14.246 per hour/\$29,631.68 annually) in Solid Waste Collections (54800) to be effective no sooner than January 20, 2020; and
- 7) Approve the promotion of Sean Boyington from the Solid Waste Technician position (PID #5239) grade G-01 (\$13.287 per hour/\$27,636.96 annually) to fill the open Solid Waste Driver I position (PID #5442) grade H-EL (\$14.246 per hour/\$29,631.68 annually) in Solid Waste Collections (54800) to be effective no sooner than January 20, 2020; and
- 8) Approve the employment of Hannah Younce to fill the open Billing Account Specialist I position (PID #598) at a grade G-EL (\$12.967 per hour/\$26,971.36 annually) in the Solid Waste Collections Administration Department (54801) to be effective no sooner

than January 13, 2020; and

9) Approve the employment of Megan Biggs to fill the open Billing Account Specialist I position (PID #5509) at a grade G-EL (\$12.967 per hour/\$26,971.36 annually) in the Solid Waste Collections Administration Department (54801) to be effective no sooner than January 13, 2020.

BA1 Alabama Department of Economic and Community Affairs (ADECA) -
Alabama Counts 2020 Census Grant Agreement for 2020 Census
Outreach for Baldwin County

[20-0411](#)

Wayne Dyess, County Administrator, said staff is requesting this item to be approved contingent upon staff gathering the financial documents needed. Staff does not want to wait on it, it is a grant for the Census project. Mr. Dyess said staff should have the documents in the next few days.

Motion by Commissioner James E. Ball, seconded by Commissioner Joe Davis, III, to approve Grant Agreement Number: AL-CG-20-006 between the Baldwin County Commission and Alabama Department of Economic and Community Affairs in the amount of \$20,000.00 for the Baldwin County 2020 Census Outreach project. The agreement is effective on January 1, 2020, and will expire June 20, 2020, contingent upon the receipt of the requested financial document.

The motion passed by the following vote:

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

Nay: 0

Absent: 0

Abstain: 0

C PRESENTATIONS

D PUBLIC HEARINGS

DA ADMINISTRATION

DA1 Case No. LV-19004 - Alcohol License Application for Riverside
Properties, LLC d/b/a Riverside Grocery

[20-0393](#)

Chairman Underwood opened the public hearing at 8:36 a.m. and asked if there is anyone present who wishes to speak.

Ms. Jessica McDill, Representative of the Applicant, appeared before the Commission and said she represents Riverside Grocery which is Mr. and Mrs. Mike and Betty Bradley. The Bradleys have been in business for many years in Baldwin County. Ms. McDill said the applicants are seeking a new license in order to comply with regulations. Although they have been in business for many

years, a technical failure in their license was discovered and they were required to go back through the entire licensure procedure. Ms. McDill said she is here, as the final step, to seek the Commission's approval.

Commissioner Davis thanked Ms. McDill and the applicants for looking into the paperwork. He asked Ms. McDill to pass along to the applicants the Commissioners' appreciation in them coming forward to request this improvement in the setting.

Ms. McDill said she will pass it along to the applicants.

There being no further requests to address the Commission, Chairman Underwood closed the public hearing at 8:38 a.m.

Motion by Commissioner James E. Ball, seconded by Commissioner Joe Davis, III, to consider the 050 - Retail Beer (Off Premises Only) application for Riverside Properties, LLC d/b/a Riverside Grocery, located at 72071 State Highway 59, Little River, Alabama, 36550, and approve the issuance of said license(s) by the Alabama Beverage Control (ABC) Board.

The motion passed by the following vote:

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

E COMMITTEE REPORTS

EA FINANCE/ADMINISTRATION DIVISION

EA1 Payment of Bills

[20-0482](#)

Motion by Commissioner Joe Davis, III, seconded by Commissioner Charles F. Gruber, to pay bills totaling \$10,782,710.44 (ten million, seven hundred eighty-two thousand, seven hundred ten dollars and forty-four cents).

Of this amount, \$7,434,121.10 (seven million, four hundred thirty-four thousand, one hundred twenty-one dollars and ten cents) is payable to the Baldwin County Board of Education for its portion of the County Sales and Use Tax.

The motion passed by the following vote:

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

Absent: 0

Abstain: 0

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

[20-0483](#)

Wayne Dyess, County Administrator, informed the Commission that the Baldwin County Commission Interim Payments - January 7, 2020, made by the Clerk/Treasurer totaling \$4,018,123.83 (four million, eighteen thousand, one hundred twenty-three dollars and eighty-three cents) are a part of the record.

EB ROAD AND BRIDGE DIVISION

F ELECTED OFFICIAL REQUESTS

G OTHER STAFF RECOMMENDATIONS

GA ADMINISTRATION

GA1 *Resolution #2020-049 and Correspondence to the Office of United States Trade Representative Related Tariffs on Aircraft Parts and Components to Airbus

[20-0484](#)

Wayne Dyess, County Administrator, said before the Commissioners are a Letter of Support and a Resolution in support of Airbus. Mr. Dyess read the resolution for the record.

Motion by Commissioner Charles F. Gruber, seconded by Commissioner Joe Davis, III, to adopt Resolution #2020-049.

The motion passed by the following vote:

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

Nay: 0

Absent: 0

Abstain: 0

Commissioner Gruber asked Wayne Dyess, County Administrator, to read the Letter of Support.

Mr. Dyess read the Letter of Support to Ambassador Lighthizer, dated January 7, 2020, for the record.

Commissioner Gruber asked if a motion should be made to send the letter, to which Mr. Dyess replied that would be appropriate.

Motion by Commissioner James E. Ball, seconded by Commissioner Joe Davis, III, to authorize the Chairman to execute a Letter of Support from the Baldwin County

Commission, on behalf of Airbus and the thousands of Alabama aerospace workers and suppliers supporting the Gulf Coast communities, asking the Office of United States Trade Representative not to consider placing tariffs on aircraft parts and components as a result of the Airbus Boeing dispute.

The motion passed by the following vote:

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

GE BUDGET/PURCHASING

GE1 Selection of a Bond Underwriter for General Obligation Warrants Funding (Jail Expansion) for the Baldwin County Commission [20-0462](#)

Commissioner Gruber said he thought the Commission had already voted on this and chose Raymond James.

Chairman Underwood said this is for the second bond issue. The first issue was for reconsolidation of the warrants that were renewable. This issue is for the jail expansion.

Commissioner Davis asked if it will slow things down if the Commissioners huddle again?

Chairman Underwood asked if Ron Cink, Budget Director, was nearby?

Wayne Dyess, County Administrator, said the first issue was for the infrastructure of the Highway Department.

Chairman Underwood said the first issue was to refinance. When the first issue was approved, Commissioner Davis asked if there were two separate issues that were confirmed and was the Commission only selecting the firm for the first issue. If the Commissioners want, they can select a different firm or the same firm. It will be two separate selections.

Mr. Dyess said if there are concerns, he suggests the Commissioners table this.

Commissioner Davis said he is like Commissioner Gruber. He thought that although this was two different things, the Commission made a selection in affect for both.

Commissioner Ball said he knows the Commissioners made a selection on the jail.

Commissioner Gruber said the Commissioners selected Raymond James the first time.

Ron Cink, Budget Director, appeared before the Commission.

Chairman Underwood said the Commissioners need a clarification on this regarding the bond underwriter. There is a question because the Commissioners are under the impression the previous selection was for the jail, but it was only for the refinancing to build the Highway Barns.

Mr. Cink said the first item the Commissioners approved last year was for Raymond James to issue the warrants associated with the refunding. At the Commissioners' request, they wanted to select a firm for the second warrant issue as well and that is what this is.

Chairman Underwood said that was what she understood from the previous meeting. A firm has not been selected for the bond issue for the jail expansion.

Mr. Cink said that is correct.

Chairman Underwood said the Commissioners can select the same firm or a different one. There has to be action taken in order to select someone. The Commissioners also asked if there was a time issue.

Mr. Cink said as far as the timing issue, he is looking at early February in getting it issued.

Motion by Commissioner Charles F. Gruber, seconded by Commissioner James E. Ball, to take the following actions:

- 1) Adopt Resolution #2020-048, which selects and confirms the appointment of Frasier Lanier as the Bond Underwriter for General Obligation Warrants Funding (Jail Expansion) for the Baldwin County Commission.
- 2) Authorize staff to begin rate negotiations with the selected firm.

The motion passed by the following vote:

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

After the motion and before the vote, Commissioner Davis asked if the second floor of the Fairhope Satellite Courthouse is being funded by which warrant, to which Mr.

Cink replied the first one.

Mr. Cink said it is under a refunding resolution the Commission passed when it issued out the authorization to proceed.

Commissioner Davis said he is fine with that.

H COMMISSIONER REQUESTS

I ADDENDA

J ADMINISTRATIVE REPORT

Wayne Dyess, County Administrator, said there are two representatives from the South Alabama Regional Planning Commission (SARPC) here today who would like to speak to the Commission.

Ms. Terri Pringle, with SARPC, appeared before the Commission and said they appreciate the partnership with the Baldwin County Commission and look forward to serving the Commission through its Senior Aide Program also known as the Senior Community Service Employment Program. Ms. Pringle commented on the program and what it does.

Commissioner Davis said as a senior, he appreciates the opportunity provided to his colleagues and one day he wants to be able to participate in it as well.

Mr. Dyess said the program will provide attendants at the Fairhope Courthouse and the Central Annex I Building to help direct the public more quickly and efficiently.

Chairman Underwood said it will be more in the capacity of receptionists to direct people to the areas they need to go in the Central Annex and Fairhope Satellite Courthouse. Due to the layout of the Foley Satellite Courthouse, staff has not been able to figure out a way to make it work. Chairman Underwood said she hopes people who visit both locations will be excited. She is often asked for directions not only inside, but also outside her building.

Commissioner Davis said facilitating and helping people get to where they need to be in a timely manner creates an atmosphere of working together to get things done as opposed to the government not being as helpful as it should be. Some of the problems encountered are small things that are blown out of proportion because they are not facilitated as well. Commissioner Davis said he sees this as a real addition at all of the locations.

K COUNTY ATTORNEY'S REPORT

L ANNOUNCEMENTS

M PUBLIC COMMENTS

N PRESS QUESTIONS

Mr. Guy Busby, with Gulf Coast News Media, appeared before the Commission and asked if the Commissioners will expand on the adoption of Resolution #2020-049 regarding the Letter of Support related to the tariff. Has anyone said anything about what kind of economic impact this tariff could have on Baldwin County and the affect overall it could have in the region?

Chairman Underwood said there was support issued from Mobile and Baldwin Counties because the tariff really lies in the hands of the White House. This is resurfacing again and the Commissioners are trying to head it off so there is not an impact. At one point in time, it was excluded and now it has resurfaced. The Commissioners are trying to be proactive and hopefully the White House will see there are aircrafts that are assembled locally. Chairman Underwood said the tariff could cripple the aerospace industry especially with the building of the facility that will put the A220 aircraft together. There are a lot of people who live in Baldwin County and travel across the bay to work at Airbus. The Commissioners are not only concerned for Baldwin County, but also for Mobile County because everyone is in it together. Chairman Underwood said the support is not just from the Commission. Local mayors and commissions have been asked to be included in it. She hopes it is seen as a unified effort.

Commissioner Gruber said when the notice about this tariff came out, it was lumped in with other tariffs like wine and cheese. It was thrown in there and it is kind of ridiculous. Commissioner Gruber said the Commission has to deal with it and keep it from happening.

Chairman Underwood said a potential tariff on European handbags got her attention.

Commissioner Davis said this is not the Executive Branch wanting to put the tariffs on. This is the Commission supporting the Executive Branch because this was done once before and thought to be put to rest. However, the World Trade Organization suggested the tariffs should be put back on and as Commissioner Gruber stated, it was rolled in with a bunch of other things. Commissioner Davis said the Commission's point in doing this is to be supportive of Airbus, the President and the Executive Branch to make sure these tariffs are not put back on because of the impact it would not only have on Baldwin County, but on the entire region and the future of expanding aerospace.

Commissioner Gruber said it also affects Collins in Foley which is a huge company for Baldwin County. This is one of the reasons the Commissioners are taking such a hard stance. Collins is a very big employer in Baldwin County.

Commissioner Davis said there are other aerospace providers and suppliers that can

and hopefully will choose to be located in Baldwin County that will add to the significance of what Airbus is doing and the prosperity of the County.

O COMMISSIONER COMMENTS

Commissioner Ball wished everyone a Happy New Year and said he hopes everyone enjoyed the holidays. Commissioner Ball said since there is not another televised meeting before this date, on January 11, 2020, which is a Saturday, at 7:00 a.m. the public can report to the Fairhope and Foley Satellite Courthouses to get their driver license testing done.

Commissioner Davis wished everyone a Happy New Year and said 100 years ago it was the "Roaring 20s." He feels this will be the "Growing 20s." Moving forward, everyone should make sure they put things in place that will enhance everything they do. As the County gets bigger he encourages everyone to get better at everything.

Commissioner Gruber wished everyone a Happy New Year and said he is looking forward to a good year. The Commission has a lot of things to get accomplished and working together, the Commissioners can get them accomplished.

Chairman Underwood wished everyone a Happy New Year and gave a "shout-out" to the Foley Girls Varsity Basketball Team. She recently witnessed the team beat McGill-Toolen, which is a big thing for the team. Chairman Underwood said many are in a timeframe where they make new beginnings with the new year. She wants to focus on a word, rather than a diet. This year her word is "kindness." Chairman Underwood said she keeps seeing the phrase "In a world where you can be anything, be kind."

P ADJOURNMENT

Motion by Commissioner James E. Ball, seconded by Commissioner Joe Davis, III, to adjourn the January 7, 2020, Baldwin County Commission Regular meeting at 9:02 a.m.

The motion passed by the following vote:

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

Chairman Underwood said the January 7, 2020, Baldwin County Commission Regular meeting is adjourned at 9:02 a.m.