

Baldwin County Commission

**Baldwin County Commission Regular
Meeting Minutes
Tuesday, June 21, 2022
10:00 AM**



**Baldwin County Fairhope Satellite Courthouse
County Commission Meeting Chambers
2nd Floor
1100 Fairhope Avenue
Fairhope, Alabama 36532**

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

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

WELCOME BY CHAIRMAN, 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, Joey Nunnally, County Engineer, and Brad Hicks, County Attorney.

The Chairman called the meeting to order at 10:00 a.m. After the prayer led by Pastor Jacob Baker, 3 Circle Church, Fairhope, and the Pledge of Allegiance led by Commissioner Charles F. Gruber, the Commission transacted the following business to-wit:

A ADOPTION OF MINUTES

June 7, 2022, Regular Meeting

Motion by Commissioner Charles F. Gruber, seconded by Commissioner BillieJo Underwood, to adopt the minutes of the June 7, 2022, 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

Motion by Commissioner BillieJo Underwood, seconded by Commissioner Joe Davis, III, to approve the Consent Agenda including Replacement Items BN1 and BQ5.

Chairman Ball noted the revision of Item BN1 to specify time as p.m. and correct date from June 30, 2022 to June 30, 2024.

The motion passed by the following vote:

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

BA ADMINISTRATION

BA1 City of Robertsdale - Annexation Notification

[22-1085](#)

Authorize the placement of the City of Robertsdale's Annexation Ordinances No. 002-2022, and No. 003-2022, annexing property into the corporate limits of the City of Robertsdale, Alabama, into the minutes of the June 21, 2022, Baldwin County Commission meeting with proper notifications to the following departments / organizations:

Baldwin County Commission Departments:

Baldwin County Commission

Building Inspection Department

Communications / Information Systems Department

Environmental Management / Solid Waste Department

Highway Department

Planning and Zoning Department

Elected Officials:

Baldwin County Probate Office

Baldwin County Revenue Commission

Baldwin County Sheriff's Office

Other Agencies:

Board of Registrar's Office

Emergency 911

South Alabama Regional Planning Commission

BA2 Absentee Election Duties Related to the August 30, 2022, Special School Tax Election in the District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama

[22-0977](#)

Related to the August 30, 2022, Special School Tax Election in the District 8 (Am. 382) School Tax District in Baldwin County (Daphne), Alabama, take the following actions:

1) Pursuant to Section 17-11-2 of the Code of Alabama (1975), recognize the performance at and designate the place / office where the Absentee Election Manager shall perform such public duties for the applicable absentee election time period recognized by state law as follows:

Place: Baldwin County (Main) Courthouse at the County Seat in Bay Minette
Office: Office of Circuit Clerk of the 28th Judicial Circuit
8:00 a.m. - 4:30 p.m. (Monday - Friday)

2) Approve the request of the incoming Absentee Election Manager, Brenda Ganey, and authorize the execution of a Contract for Services with Evelina Hernandez for her services as Assistant to the Absentee Election Manager at a rate of compensation of \$75.00 per day worked for the applicable absentee election time period recognized by law. The term of the Contract shall commence no earlier than 12:01 a.m. on July 6, 2022, and expire no later than September 6, 2022, unless sooner terminated as set forth in the Contract.

BA3 Renewal of Lease Agreement with City of Bay Minette for Police Department Complex

[22-0968](#)

As requested by the City of Bay Minette, approve renewal of the Lease Agreement between the Baldwin County Commission and the City of Bay Minette, originally approved on August 18, 2020, for the City of Bay Minette (Police Department) to lease and occupy the County-owned property known as the Bay Minette Police Department Complex, located at 300 North Hoyle Avenue in Bay Minette, Alabama.

The first extension term of the lease agreement will be for a period of one (1) year, commencing on August 24, 2022, and expiring August 23, 2023. The Lease Agreement may be extended for one (1) additional extension term in accordance with said Lease Agreement.

BA4 Revision of County Take Home Vehicle List - June 2022

[22-1086](#)

Approve the revised County Take Home Vehicle List - June 2022.

The total number of Baldwin County Commission departmental staff driving County owned vehicles home is 203.

BC **ARCHIVES AND HISTORY**

BC1 Alabama Historical Commission - 2023 Historic Sites Grant Program Grant Application

[22-1074](#)

As related to the Alabama Historical Commission - 2023 Historic Sites Grant Program, take the following actions:

1) Approve the submittal of the Alabama Historical Commission 2023 Historical Sites Grant Program Grant Application by Archives Department staff on behalf of the Baldwin County Commission requesting \$75,000.00 in grant funds for improvements to and educational programming at historic sites in Alabama and for monuments to commemorate historical events and places. If awarded, the funds will be used to build a mid-to-late 19th century barn at Bicentennial Park to interpret a common yeoman farming operation.

2) Authorize the Chairman to execute the grant application and any other documents related to the application.

BC2 Agreement with South Alabama Antique Tractor and Engine Club to Display, Store and Collect Antique Tractors, Engines, Machinery and Implements of Historical Value at Bicentennial Park

[22-0804](#)

Take the following actions:

1) Approve the Agreement between The South Alabama Antique Tractor and Engine Club (SAATEC) and the Baldwin County Commission for the SAATEC to use Bicentennial Park to display, store and collect antique tractors, engines, machinery and implements of historical value. The Agreement is effective for one (1) year from June 21, 2022, through June 20, 2023; and

2) Approve the Release and Waiver of Liability, Assumption of Risk, and Indemnity Agreement for tractor storage at Bicentennial Park for SAATEC members.

BC3 Resolution #2022-105 - Appropriation from Historic Parks Fund to Fort Mims Restoration Association, Inc. for Fort Mims Re-enactment and Living History Event August 27 - 28, 2022

[22-1037](#)

Take the following actions:

1) Approve Resolution #2022-105 authorizing an appropriation of \$3,295.92 from the Historic Parks Fund to the Fort Mims Restoration Association, Inc. for the Fort Mims Re-enactment and Living History Event August 27 - 28, 2022, specifically related to the cost of services provided by Baldwin County Commission; and

2) Approve the Baldwin County Highway Department Maintenance Crew to mark / paint the parking lot at the Fort Mims State Historic Site just prior to the event at a cost of \$1,837.72, with said cost to be invoiced to the Fort Mims Restoration Association, Inc; and

3) Approve four (4) Parks Department employees, two employees working eight hours each and two employees working four hours each, to clean up at the Fort Mims State Historic Site just prior to the event and immediately following the event at a cost of

\$390.20, with said cost to be invoiced to the Fort Mims Restoration Association, Inc.; and

4) Authorize the Archives Department to facilitate the rental from A & M Portables, Inc., of four (4) handicap portable toilets equipped with toilet paper, hand sanitizer and a sink outside for handwashing to be delivered to the event site on Friday, August 26, 2022, and removed on Monday, August 29, 2022, at a cost of \$1,028.00, with said cost to be invoiced to the Fort Mims Restoration Association, Inc.; and

5) Approve the use of thirty (30) large rolling garbage carts from the Solid Waste Department, for use throughout the Fort Mims Historic State Site for the event, at a cost of \$40.00 (\$10.00 delivery fee, \$1.00 per cart) with said cost to be invoiced to the Fort Mims Restoration Association, Inc.; and

6) Authorize the Archives Department staff to request Southeast Mosquito Control to provide mosquito spraying for the Fort Mims State Historic Site just prior to the event as routine maintenance. There is no additional charge for this service.

BD BALDWIN REGIONAL AREA TRANSIT SYSTEM (BRATS)

BD1 Donation of Transportation Services for Fort Mims Re-enactment and Living History Event August 27, 2022

[22-1044](#)

Approve the request from the Fort Mims Restoration Association, Inc. to utilize Baldwin Regional Area Transit System (BRATS) for transportation for the Fort Mims Re-enactment and Living History Event on August 27, 2022, from 8:00 AM - 12:00 PM at a donated cost of \$366.30.

BE BUDGET/PURCHASING

BE1 Competitive Bid #WG22-33A - Provision of Concrete Sidewalk Repair on County Right-of-Ways for the Baldwin County Commission

[22-1064](#)

Award Bid #WG22-33A for the Provision of Concrete Sidewalk Repair on County Right-of-Ways to the lowest bidder, L & K Construction, LLC, as per the Award Listing and authorize the Chairman to execute the Contract.

Contract is effective immediately upon the same date as its full execution for twelve (12) months.

BE2 Competitive Bid #WG22-41 - Land Management on Approximately 424 Acres of "Wet Pine Savannah" within the Baldwin County Wetland Mitigation Bank Located in Gulf Shores, Alabama, for the Baldwin County Commission

[22-1034](#)

Reject the bid received for Bid #WG22-41 - Land Management on approximately 424 acres of "Wet Pine Savannah" within the Baldwin County Wetland Mitigation Bank

located in Gulf Shores, Alabama, due to bid amount received exceeding the budget for the project.

BE3 Competitive Bid #WG22-42 - Provision of Finished Road Signs for the Baldwin County Commission

[22-1036](#)

Award Bid #WG22-42 for the Provision of Finished Road Signs to Vulcan Inc., d/b/a Vulcan Signs, as per the Award Listing.

BE4 Competitive Bid #WG22-45 - Provision of Painting and Drywall Services for the Baldwin County Commission

[22-1035](#)

Take the following actions:

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

BE5 Competitive Bid #WG22-46 - Provision of Off-site Printing, Imaging and Mailing of Tax Notices for the Baldwin County Revenue Commission

[22-1042](#)

Take the following actions:

- 1) Approve the specifications and authorize the Purchasing Director to place a competitive bid for the Provision of Off-site Printing, Imaging and Mailing of Tax Notices for the Baldwin County Revenue Commission; and
- 2) Further, authorize the Chairman/Purchasing Division Commissioner for the Baldwin County Commission to approve any necessary addendums or clarifications if required after the bid is advertised.

BE6 Competitive Bid #WG22-47 - Provision of On-site Crushing of Concrete at Various Baldwin County Locations for the Baldwin County Commission

[22-1046](#)

Take the following actions:

- 1) Approve the specifications and authorize the Purchasing Director to place a competitive bid for the Provision of On-site Crushing of Concrete at various Baldwin County Locations for the Baldwin County Commission; and
- 2) Further, authorize the Chairman/Purchasing Division Commissioner for the Baldwin County Commission to approve any necessary addendums or clarifications if required

after the bid is advertised.

BE7 Competitive Bid #WG22-48 - Plumbing System Upgrades in the Baldwin County Courthouse located in Bay Minette, Alabama for the Baldwin County Commission

[22-1045](#)

Take the following actions:

- 1) Approve the specifications and authorize the Purchasing Director to place a competitive bid for the Plumbing System Upgrades in the Baldwin County Courthouse located in Bay Minette, Alabama; 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.

BE8 Competitive Bid #WG22-49 - Provision of Pest Control for the Baldwin County Commission

[22-1047](#)

Take the following actions:

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

BE9 Competitive Bid #WG22-50 - Annual Sand Removal, Sifting and Disposition of Sand from County Right-of-Ways onto the Beach on Fort Morgan Peninsula for the Baldwin County Commission

[22-1048](#)

Take the following actions:

- 1) Approve the specifications and authorize the Purchasing Director to place a competitive bid for the Annual Sand Removal, Sifting and Disposition of Sand from County Right-of-Ways onto the Beach on the Fort Morgan Peninsula; and
- 2) Further, authorize the Chairman/Purchasing Division Commissioner for the Baldwin County Commission to approve any necessary addendums or clarifications if required after the bid is advertised.

BE10 Competitive Bid #WG22-51 - Provision of Paint Striping Materials for the Baldwin County Commission

[22-1050](#)

Take the following actions:

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

BE11 Competitive Bid #WG22-52 - Provision of Hydraulic Mulches for the Baldwin County Commission

[22-1055](#)

Take the following actions:

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

BE12 Competitive Bid #WG22-53 - Provision of On-call Equipment Rental (Forklift Services) with Operator for the Baldwin County Commission

[22-1061](#)

Take the following actions:

- 1) Approve the specifications for the Provision of On-call Equipment Rental (Forklift Services) with Operator and authorize the Purchasing Director to place a competitive bid; 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.

BE13 Contracts for Request for Proposals (RFP) for Transportation Services of Human Remains for the Baldwin County Coroner

[22-1053](#)

Award the Request for Proposals (RFP) for Transportation Services of Human Remains to Lifestar Alternative Transportation Service, LLC, and Coastal Body Removal & Transportation, LLC, per the Award Listing and authorize the Chairman to execute the Contracts.

Contracts are effective for twelve (12) months commencing immediately upon the same date as its full execution, with an option to issue two (2) additional twelve (12) month contracts.

BE14 Hurricane Sally - FEMA Parks Projects - Permission to Advertise

22-1057

Take the following actions:

1) Approve the Purchasing Director and Consulting Engineer to place competitive bids for the following Hurricane Sally FEMA Parks projects:

Perdido Bay Park Pier Restoration

Lillian Boat Launch and Park (Fishing Pier, Boardwalk, Bulkhead) Restoration

2) Approve and authorize the Chairman to execute the U. S. Department of Army, Corps of Engineers Permit Application for the bulkhead replacement at Lillian Boat Launch.

BE15 Pre-qualification of Contractors for Construction of Magnolia Sanitary Landfill Cell 9 Located in Summerdale, Alabama for the Baldwin County Commission

22-1054

Take the following actions:

1) Approve the following three (3) pre-qualification applications for the construction of Magnolia Sanitary Landfill Cell 9 located in Summerdale, Alabama: Atlantis Commercial Group, Inc., McDonald Construction Co., Inc., and Pickett Industries, LLC; and

2) Reject the applications of the following two (2) applicants as non-qualified: T & K Construction, LLC, and KDF Enterprises, LLC; and

3) Authorize the Purchasing Director and the Engineer to bid the project.

BE16 Quotes for Repairs to Josephine Park Boardwalk Located in Josephine, Alabama for the Baldwin County Commission

22-1049

Award the lowest quote for the repairs to the Josephine Park Boardwalk to Harris and Company, LLC, in the amount of \$26,800.00 and authorize the Chairman to execute the Public Works Contract and the Certificate of Compliance.

BE17 Rental of One (1) Copy Machine for the Baldwin County Solid Waste Transfer Station Located in Bay Minette, Alabama

22-1041

Approve and authorize the Chairman to execute the rental agreement with Sharp Electronics Corporation for the rental of one (1) new copy machine off the State of Alabama bid for thirty-six (36) months effective the date of execution as follows:

Solid Waste Transfer Station - Bay Minette

Model: Sharp BP70C36

Price: \$170.59 per month

Excess Charge/copy: B/W \$0.0072 / copy Color \$0.0450 / copy

BE18 Rental of Three (3) New Copy Machines for Various Departments for the Baldwin County Commission

[22-1026](#)

Approve and authorize the Chairman to execute the rental agreements with Sharp Electronics Corporation for three (3) new copy machines off the State of Alabama bid for thirty-six (36) months effective the date of execution as listed below:

Location: BRATS - Robertsdale, AL

Model: Sharp MX-6071S

Price: \$207.74/month

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

Location: Archives Department - Bay Minette, AL

Model: Sharp MX-6071S

Price: \$215.61 /month

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

Location: Personnel Dept. - Bay Minette, AL

Model: Sharp MX-6071S

Price: \$273.62 /month

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

BE19 Request for Proposals (RFP) for Disaster Debris Monitoring Services for the Baldwin County Commission

[22-1092](#)

Approve and authorize staff to advertise the Request for Proposals (RFP) for Disaster Debris Monitoring Services.

BE20 Request for Proposals (RFP) for Hazardous Waste Cleanup Services for the Baldwin County Commission

[22-1073](#)

Award the Request for Proposals (RFP) for Hazardous Waste Cleanup Services to PPM Consultants, Inc., and authorize the Chairman to execute the Contract for thirty-six (36) months.

Contract is effective upon full execution.

BE21 Request for Proposals (RFP) for Temporary Clerical and Labor Services for the Baldwin County Commission

[22-1060](#)

Approve the Request for Proposals (RFP) for Temporary Clerical and Labor Services and authorize the Purchasing Director to advertise the RFP.

BE22 Request for Qualifications for 2023 Digital Orthophoto Acquisition

[22-1059](#)

Authorize the Purchasing Director to advertise the Request for Qualifications (RFQ) for the acquisition of countywide orthophotos and optional building footprint data.

BE23 Request for Qualifications (RFQ) for Investment Grade Traffic Study for Baldwin Beach Express II from I-10 to I-65 for the Baldwin County Commission

[22-1031](#)

Authorize staff to begin negotiations with CDM Smith, Inc., so a final award recommendation can be made to the Baldwin County Commission for the Investment Grade Traffic Study for the Baldwin Beach Express II from I-10 to I-65 project.

BH COMMUNICATIONS/INFORMATION SYSTEMS (CIS)

BH1 Purchase of Emergency Equipment

[22-1063](#)

Authorize the Communications & Information Systems (CIS) Department to purchase the following equipment:

- 1) One (1) 6 X 12 single-axle enclosed trailer (which includes a spare tire and spare mount) to transport equipment to various locations through-out the County for a total cost of \$5,288.00; and
- 2) Four (4) emergency spare switches (which includes hardware and software) as emergency replacements in case of lightning strikes during peak seasons for a total cost of \$38, 079.72.

BH2 Sale of Surplus Equipment on GovDeals.com - Desktops, Laptops, Printers and Displays

[22-1051](#)

Authorize the sale of the following equipment from Communications and Information Systems (CIS) Department by online auction on GovDeals.com:

Lot 1 consists of four (4) Desktops, 8 (eight) Laptops, three (3) Printers and five (5) Displays:

Computer Brand: Hewlett Packard (HP)

Type: Desktop Tower

Model Number: Two (2) EliteDesk 800 G3, one (1) EliteDesk 800 G2 and one (1) EliteDesk 800 G1 SFF

Computer Brand: Hewlett Packard (HP)

Type: Laptop

Model Number: Two (2) Zbook Studio G3, Two (2) Probook 650 G2, Three (3) Elitebook 850 G4 and one (1) Elitebook 850 G3

Printer Brand: Lexmark and HP
Type: Office and Office Desktop
Model Number: One (1) MS811dn and one (1) T642 with 1 extra tray
Model Number: One (1) HP Officejet 4650

Display Brand: Dell
Type: Office Desktop
Model Number: 1907FPt, 1905Fp, U2410P, 1909wf and E198FPt

BH3 Sale of Surplus Equipment on GovDeals.com - Servers

[22-1052](#)

Authorize the sale of the following equipment from Communications and Information Systems (CIS) Department by online auction on GovDeals.com:

Total of four (4) Servers for Auction:
Brand: Hewlett Packard (HP) Server
Type: ProLiant
Model: Two (2) DL380P Gen8, One (1) DL360P Gen8 and One (1) DL360P Gen9

BI **COUNCIL ON AGING**

BI1 Purchase of One (1) New 2022 Ford Explorer for Council on Aging

[22-1078](#)

Authorize Purchasing Director to purchase one (1) new 2022 Ford Explorer at a cost of \$31,308.00, plus \$350.00 delivery fee from the T191 State Vehicle Bid List for the Baldwin County Council on Aging Department.

BK **EMERGENCY MANAGEMENT AGENCY (EMA)**

BK1 Memorandum of Understanding with Retired and Senior Volunteer Program for Assisting Baldwin County Emergency Management Agency

[22-0970](#)

Take the following actions:

- 1) Approve the Memorandum of Understanding (MOU) between the Baldwin County Commission and Retired and Senior Volunteer Program (RSVP) to provide volunteers to assist the Baldwin County Emergency Management Agency (BCEMA) staff when needed during activations, events, and meetings. The term of this MOU shall commence on the date of full execution and be effective for twelve (12) months unless cancelled by either party; and
- 2) Approve the use of the Waiver, Assumption of Risk, and Indemnity Agreement form for volunteers to execute when assisting with the BCEMA at events, meetings, and during activations.

BL ENVIRONMENTAL MANAGEMENT

BL1 Baldwin County Solid Waste Standard On-call Contracts for Engineering and Related Services [22-1039](#)

Based on Baldwin County Policy #9.10, take the following actions related to standard on-call contracts for engineering and related services:

1) Make the following standard Master On-call Contracts for Professional Services part of the record:

- a) CDG Engineers and Associates
- b) Cornerstone Environmental Group, LLC
- c) Environmental Business Services
- d) Goodwyn Mills Cawood, LLC
- e) SCS Field Services
- f) Terracon Consultants, Inc.
- g) Thompson Engineering, Inc.
- h) TTL, Inc.
- i) Volkert, Inc.

2) Approve each contract including Exhibit A - Insurance Requirements with each contract.

BL2 Baldwin County Solid Waste Uncollectible Residential Accounts - June 2022 [22-1075](#)

Approve the uncollectible residential garbage accounts list for write-offs in the amount of \$1,307.00.

BM FINANCE AND ACCOUNTING

BM1 Amendment to Baldwin County Emergency Rental Assistance Program (ERAP) Case Management Services Agreement with Baldwin Together [22-1084](#)

Approve and authorize the Chairman to execute an Amendment to Baldwin County Emergency Rental Assistance Program (ERAP) Case Management Services Agreement with Baldwin Together.

This Amendment incorporates mandatory contract provisions as required by 2 CFR 200, Appendix II and ERAP Terms and Conditions for both ERAP1 and ERAP2. This action is necessary to bring the agreement into compliance with Federal grant requirements.

BN HIGHWAY

BN1 *License Agreement #22007 - Shore Drive - Right-of-Way [22-1062](#)

Approve License Agreement #22007 permitting Michael G. Swansburg to place riprap on Shore Drive right-of-way for shoreline protection from erosion. The term of this agreement shall commence on the date of full execution. License for Installation shall terminate at 11:59 p.m. on June 30, 2024. License for Maintenance shall be indefinite according to the terms of the agreement.

BQ PERSONNEL

BQ1 Baldwin Regional Area Transit System Department - Personnel Change

[22-1067](#)

Approve the transfer of Brenda Davis from the full-time Bus Driver (PID #5187) grade 305 (\$17.02 per hour / \$35,401.60 annually) to fill the open part-time Bus Driver (PID #24), with no change in hourly rate, to be effective no sooner than July 4, 2022.

BQ2 Council on Aging - Creation of Positions

[22-1068](#)

Take the following actions:

- 1) Approve the creation of two (2) part-time Center Assistant positions (PID #TBD) at a grade 302; and
- 2) Approve the position description for the part-time Center Assistant (Part-time); and
- 3) Approve the updated organizational chart for the Council on Aging Department.

BQ3 Finance and Accounting Department - Employment of One (1) Administrative Support Specialist II Position

[22-1066](#)

Approve the employment of Kerrigan Morgan to fill the open Administrative Support Specialist II position (PID #5460) at a grade 307 (\$15.48 per hour / \$32,198.40 annually) to be effective no sooner than June 27, 2022.

BQ4 Highway Department (Bay Minette) - Personnel Changes

[22-1069](#)

Take the following actions:

- 1) Approve the employment of Matthew Simpson to fill the open Operator Technician Trainee position (#5486) grade 304 (\$13.38 per hour / \$27,830.40 annually) to be effective no sooner than June 27, 2022; and
- 2) Approve the promotion of Joshua Odom from the Operator Technician Trainee position (#5487) grade 304 (\$13.38 per hour / \$27,830.40 annually) to fill the open Operator Technician I position (PID #5561) at a grade 307 (\$15.48 per hour / \$32,198.40 annually) to be effective no sooner than July 4, 2022.

Take the following actions:

- 1) Approve the promotion of Donald Prim from the Operator Technician III position (PID #876) grade 309 (\$18.61 per hour / \$38,708.80 annually) to fill the open Operator Technician IV/CDL Instructor position (PID #5663) at a grade 311 (\$20.10 per hour / \$41,808.00 annually), in the Bay Minette Highway Department (53111); and
- 2) Approve the promotion of Timothy Hallford from the Operator Technician III position (PID #317) grade 309 (\$18.58 per hour / \$38,637.23 annually) to fill the open Operator Technician IV/CDL Instructor position (PID #5664) at a grade 311 (\$20.07 per hour / \$41,745.60 annually), in the Silverhill Highway Department (53112); and
- 3) Approve the promotion of Charles Warren from the Operator Technician III position (PID #292) grade 309 (\$21.04 per hour / \$43,755.68 annually) to fill the open Operator Technician IV/CDL Instructor position (PID #5665) at a grade 311 (\$22.72 per hour / \$47,257.60 annually), in the Foley Highway Department (53113).

These actions shall be effective no sooner than July 4, 2022.

BQ6 Highway Department (Silverhill) - Personnel Changes[22-1071](#)

Take the following actions:

- 1) Approve the employment of Robert Broxson to fill the open Operator Technician I position (#675) grade 307 (\$15.48 per hour / \$32,198.40 annually) to be effective no sooner than June 27, 2022; and
- 2) Approve the promotion of Jacob Daniels from the Operator Technician I position (PID #5628) grade 307 (\$15.48 per hour / \$32,198.40 annually) to fill the open Operator Technician II position (PID #288) at a grade 308 (\$16.72 per hour / \$34,777.60 annually) to be effective no sooner than July 4, 2022.

BQ7 Planning and Zoning Department - Employment of One (1) Part-time Planner Position[22-1072](#)

Approve the employment of Linda Lee to fill the open part-time Planner position (PID #5662) at a grade 314 (\$30.00 per hour), with said salary due to experience, to be effective no sooner than July 5, 2022.

BR **PLANNING AND ZONING****BR1** 2022 Municipal Separate Storm Sewer Systems (MS4) Permit - Appointment of Responsible Official (RO)[22-1056](#)

Appoint James E. Ball, Baldwin County Commission Chairman, as the Municipal Separate Storm Sewer Systems (MS4) Permit Responsible Official to execute all documents required by the Alabama Department of Environmental Management (ADEM) for the County's MS4 Permit ALR #40042.

C PRESENTATIONS

D PUBLIC HEARINGS

DR PLANNING AND ZONING

DR4 *Case No. Z22-9 - Bertolla Property Rezoning

[22-1089](#)

Matthew Brown, Planning Director, appeared before the Commission and said the applicant is requesting the Commission table Item DR4 until the July 19, 2022, Baldwin County Commission Regular meeting to allow time to collect information for a traffic study to be conducted. Mr. Brown said due to the sensitive nature of the rezoning request, more information to consider is better and staff recommends Item DR4 be tabled.

Motion by Commissioner BillieJo Underwood, seconded by Commissioner Joe Davis, III, to table Item DR4 - Case No. Z22-9 - Bertolla Property Rezoning, to the July 19, 2022, Baldwin County Commission 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

DR1 Case No. Z22-6 - Action Auto Wholesale Property Rezoning

[22-1083](#)

Celena Boykin, Senior Planner, appeared before the Commission and provided background information on the subject property.

Chairman Ball opened the public hearing at 10:09 a.m. and asked if there is anyone present who wishes to speak.

There being no requests to address the Commission, Chairman Ball closed the public hearing at 10:09 a.m.

Motion by Commissioner Charles F. Gruber, seconded by Commissioner Joe Davis, III, to adopt Resolution #2022-090, which approves Case Z22-6, Action Auto Wholesale Property Rezoning, as it pertains to the rezoning of approximately 1 acre, more or less, as located in Planning District 33, from B-2, Local Business District to B-3, General Business District.

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

DR2 *Case No. Z22-7 - Herndon Property Rezoning

[22-1087](#)

Celena Boykin, Senior Planner, appeared before the Commission and provided background information on the subject property. Ms. Boykin said concerns were raised during the Planning and Zoning Commission meeting regarding density and the single purpose, narrow road.

Chairman Ball asked for clarification on the staff recommendation to which Ms. Boykin replied staff originally recommended denial, but would support rezoning the front 200 feet of the property that fronts Callaway Drive to RSF-2, Single Family District.

Chairman Ball opened the public hearing at 10:13 a.m. and asked if there is anyone present who wishes to speak.

Mr. Tom Fortner, a resident of Calloway Drive, representing a group of the surrounding homeowners in opposition to the request to rezone the entire property to RSF-2, appeared before the Commission and said he feels granting this request greatly increases the density of the neighborhood, creating a crowded, and possibly dangerous place to live. Mr. Fortner said immediate concerns are due to one lane roads with unimproved shoulders, and changing the nature of the community.

Chairman asked if the applicant is present, to which Ms. Boykin replied no.

Commissioner Underwood asked what was the applicant's response to staff's request to change the rezoning to the front 200 feet of the property.

Ms. Boykin explained the applicant wanted to do three lots in the front as a family division due to mostly wetlands in the back portion of the lot.

There being no further requests to address the Commission, Chairman Ball closed the public hearing at 10:20 a.m.

Commissioner Davis asked if there is right-of-way capability on one or both sides of the road for a future two-lane road to which Commissioner Gruber replied this is a single purpose road and there is no additional right-of-way.

Joey Nunnally, County Engineer, agreed the right-of-way is very tight.

Motion by Commissioner BillieJo Underwood, seconded by Commissioner Joe Davis, III, to adopt Resolution #2022-091, which approves Case Z22-7, Herndon Property Rezoning, as it pertains to the rezoning of 4.27 acres, more or less, as located in Planning (Zoning) District 26, to only rezone the east 200 feet of the property from RSF-1, Single Family District to RSF-2, Single Family District, with the remaining portion of the property not being rezoned due to the compatibility of the surrounding properties to the north and east.

Commissioner Underwood said the Commission has no way to regulate family subdivisions, but rezoning allows regulation of drainage for subdivisions.

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

DR3 Case No. Z22-8 - Vasut Property Rezoning

[22-1088](#)

Celena Boykin, Senior Planner, appeared before the Commission and provided background information on the subject property.

Chairman Ball opened the public hearing at 10:26 a.m. and asked if there is anyone present who wishes to speak.

There being no requests to address the Commission, Chairman Ball closed the public hearing at 10:26 a.m.

Motion by Commissioner BillieJo Underwood, seconded by Commissioner Charles F. Gruber, to adopt Resolution #2022-092, which approves Case Z22-8, Vasut Property Rezoning, as it pertains to the rezoning of 39 acres, more or less, as located in Planning (Zoning) District 12, from RA, Rural Agricultural District to RSF-4, Single Family District.

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

22-1080

Motion by Commissioner Charles F. Gruber, seconded by Commissioner BillieJo Underwood, to pay bills totaling \$3,943,563.91 (three million, nine hundred forty-three thousand, five hundred sixty-three dollars and ninety-one cents) with the exception of Vendor #149 which is listed in the Baldwin County Accounts Payable Payments - June 21, 2022, for a revised total of \$3,943,319.27.

Of this amount, \$481,171.43 (four hundred eighty-one thousand, one hundred seventy-one dollars and forty-three cents) is payable to the Baldwin County Board of Education and \$34,510.04 (thirty-four thousand, five hundred ten dollars and four cents) is payable to the Gulf Shores Board of Education for their portion of the County Sales and Use Tax.

The motion passed by the following vote:

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

Motion by Commissioner Charles F. Gruber, seconded by Commissioner BillieJo Underwood, to pay Vendor #149 in the amount of \$244.64.

Vendor #149: Davis, Joseph L., III - \$244.64

The motion passed by the following vote:

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

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

22-1079

Chairman Ball said no action is needed on Item EA2.

F OTHER STAFF RECOMMENDATIONS

G COMMISSIONER REQUESTS

Chairman Ball presented a rendering of a project underway in the Stockton

community on Field Road and explained the property owner did not have access to his property other than completing the existing County road. When the project started, there was opposition due to the close proximity to an existing house on an adjoining property.

Chairman Ball said he and Joey Nunnally, County Engineer, visited the site and met with the property owners. The close proximity was noted and it was decided the road be moved over about four feet to allow more room between the house and the road. Chairman Ball said Ms. Sheila Fields asked to have the rendering of the changes to the road be made part of the record.

H ADDENDA

HA1 Request for a Referendum Election - The Alabama Limited Self-Governance Act

22-1101

Motion by Commissioner Charles F. Gruber, seconded by Commissioner Joe Davis, III, to adopt Resolution #2022-110 calling for a local referendum to be held on the question of whether the health and safety powers authorized in Ala. Code § 11-3A-1 et seq. shall be effective in Baldwin County, with such referendum to be held during the election on November 8, 2022.

After the motion and second, and before the vote, Chairman Ball said Item HA1 is in response to noise and park trespassing complaints throughout the County and explained that currently, there is nothing the Commission can do for rural areas. Chairman Ball said there are two approaches: Submit a resolution to the State Legislative Delegation or allow the citizens to vote on the issue. Chairman Ball said Resolution #2022-110 will be sent to the Probate Judge, and the matter will be on the ballot on November 8, 2022. This would impact unincorporated areas of Baldwin County where the Commission does not have power to regulate noise complaints.

Commissioner Gruber thanked the Commissioners for the opportunity for the citizens to decide if they want the Commission to regulate noise complaints.

Commissioner Underwood said this is not just a noise ordinance, but also for junkyards, pollution, and unsanitary conditions and added this action gives the Commission the opportunity to address these issues.

Chairman Ball said this will be on a referendum to vote for and encouraged the citizens to study the Alabama Limited Self-Governance Act and get out and vote. The County Commission would be the governing body and would need to find ways to enforce the proposed ordinance.

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

I SENIOR STAFF REPORT

Commissioner Underwood asked Joey Nunnally, County Engineer, to give a status update on the work that was done on River Road near Styx River.

Mr. Nunnally said River Road is one way in, one way out and is prone to wash out. The Highway Department acquired a large pipe which has been installed and the road is back open.

Commissioner Gruber clarified the pipe installation will help in flash flood situations, but when Styx River rises due to heavy rains, River Road will still have water over the road.

Mr. Nunnally agreed and said the ultimate plan is to move River Road up the hill to get it out of the floodplain. The Highway Department is in the process of acquiring the necessary right-of-way to accomplish the move.

J COUNTY ATTORNEY'S REPORT

K PUBLIC COMMENTS

Mr. Jason Sanders, resident of Rebel Road, appeared before the Commission regarding the Bertolla property rezoning, and said if a traffic study is done by the developer in June or early July, he feels the study would not be representative of actual traffic flow the remaining 10 months of the year due to school traffic. Mr. Sanders suggested the traffic study be pushed out to August to better represent traffic impact.

Ms. Adrienne Jones, resident of Planters Drive, appeared before the Commission in opposition to the Bertolla property rezoning request. Ms. Jones said she has 4 points: appropriateness, precedence, must be mutually beneficial, and due process. Ms. Jones noted the Planning and Zoning Commission's recommendation was unfavorable, possibly due to the traffic study impact, and if so, she recommends the rezoning request go back before the Planning and Zoning Commission for recommendation.

Ms. Miranda Merritt, resident of Rebel Road, appeared before the Commission and said the traffic on Rebel Road during the school year is horrendous. Ms. Merritt said Rebel Road is used as a cut-through road due to the surrounding subdivisions and she is concerned about infrastructure, school capacities, additional homes being built, the availability of emergency services, and the capacity of polling locations.

L PRESS QUESTIONS

M COMMISSIONER COMMENTS

The Commissioners provided their closing comments.

The Commissioners commented on the recent opening of the Little River Senior Center and the outreach opportunities the Center will provide.

Commissioner Davis asked Joey Nunnally, County Engineer, if a red light is needed on Rebel Road and if that would be an issue for ALDOT to address, to which Mr. Nunnally replied yes, it would be a state issue. Mr. Nunnally reminded everyone of the projects underway to widen County Road 64 and to extend Pleasant Road, which will take a lot of traffic off of the surrounding roads and provide new connectivity.

Commissioner Davis gave an update on the Mobile River Bridge Bayway stating the estimate for the project is now \$2.7 Billion. Commissioner Davis said the State has committed additional money and the Commission is pursuing every possible federal resource available for connectivity between Mobile and Baldwin Counties.

Chairman Ball asked if the existing routes will remain, to which Commissioner Davis replied yes, the existing routes will be accessible. Once the new project is complete the public will have the ability to bypass the toll.

Chairman Ball encouraged the public to get out and vote, emphasizing how hard won and important this right is. Chairman Ball recommended the citizens wishing to speak choose a spokesperson for the group due to set time limits for public speakers when Case No. Z22-9, Bertolla property rezoning request is brought forward to the July 19, 2022, Regular meeting.

N ADJOURNMENT

Motion by Commissioner BillieJo Underwood, seconded by Commissioner Charles F. Gruber, to adjourn the June 21, 2022, Regular Meeting at 11:15 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	

