



# Baldwin County Commission

## Legislation Details (With Text)

**File #:** 20-0093      **Version:** 1  
**Type:** Other Staff Recommendations      **Status:** Passed  
**File created:** 10/23/2019      **In control:** Baldwin County Commission Regular  
**On agenda:** 11/5/2019      **Final action:** 11/5/2019  
**Title:** \*Renewal of Solid Waste Collections Service Agreement between the Baldwin County Commission and Property Owners Association of Spanish Cove, Inc.

**Indexes:**

**Attachments:** 1. SW Collection Service Agreement 2020, 2. First Addendum to Agreement, 3. Articles of Incorporation, 4. \*GL1 - Replacement Attachment - SW Collection Service Agreement 2020, 5. \*GL1 - Replacement Attachment - First Addendum to Agreement

Date	Ver.	Action By	Action	Result
11/5/2019	1	Baldwin County Commission Regular	Approved	Pass

**Meeting Type:** BCC Regular Meeting  
**Meeting Date:** 11/5/2019  
**Item Status:** New  
**From:** Terri Graham, Development and Environmental Director  
Suzanne Doughty, Senior Accountant  
**Submitted by:** Suzanne Doughty, Senior Accountant

### ITEM TITLE

\*Renewal of Solid Waste Collections Service Agreement between the Baldwin County Commission and Property Owners Association of Spanish Cove, Inc.

### STAFF RECOMMENDATION

Take the following actions:

- 1) Approve the Solid Waste Collections Service Agreement between the Baldwin County Commission and the Property Owners Association of Spanish Cove, Inc. This agreement shall become effective April 1, 2020. This Agreement shall be renewed automatically for succeeding terms of thirty-six (36) months each. Either party may terminate this Agreement, with or without cause or reason, by giving the other party ninety (90) days written notice, with such notice being effective upon and the ninety (90) day period running from the date of mailing such written notice. This agreement is consistent with Resolution #2017-020, adopted by the Baldwin County Commission on November 1, 2016. The approval of this agreement is being requested early to allow the Property Owners Association of Spanish Cove, Inc., time to approve the Agreement during their regularly scheduled board meeting date of November 21, 2019.
- 2) Approve the First Addendum to the Agreement which allows Baldwin County Solid Waste/Baldwin County Commission to provide one roll-off recycling container to the Property Owners Association of Spanish Cove, Inc., for a trial period of one year at no charge.

## BACKGROUND INFORMATION

**Previous Commission action/date:** 01/17/2017

**Background:** On January 17, 2017, the Baldwin County Commission approved Collections and Billing Agreement with Property Owners Association of Spanish Cove, Inc.

On December 8, 2016, the Property Owners Association of Spanish Cove, Inc., adopted Resolution No. 16-56 to continue service agreement with Baldwin County Solid Waste/Baldwin County Commission for the collection and billing of residential waste services in Spanish Cove (with rate changes noted below). The Agreement is consistent with Resolution #2017-020, adopted by the Baldwin County Commission on November 1, 2016.

The rates for collection services are hereby established as \$16.00 per residential unit per month for once a week pickup, which includes County owned cart provided. Residents will be required to use County provided carts. An additional county cart may be rented for \$5.00 per month charge.

The rate of each seasonally occupied residential unit for once a week pickup, which includes County owned cart provided, is \$8.00 per month or \$96.00 annually, for each year of "seasonal" service.

On February 4, 2014, the Baldwin County Commission approved Collections and Billing Agreement with Property Owners Association of Spanish Cove, Inc.

## FINANCIAL IMPACT

**Total cost of recommendation:** N/A

**Budget line item(s) to be used:** N/A

**If this is not a budgeted expenditure, does the recommendation create a need for funding?** N/A

## LEGAL IMPACT

**Is legal review necessary for this staff recommendation and related documents?**

Yes

**Reviewed/approved by:** needs review by County Attorney- mnm

**Additional comments:** Agreement attached is the same verbiage as past approved agreements with Association dated January 17, 2017, and February 4, 2014.

## ADVERTISING REQUIREMENTS

Is advertising required for this recommendation? N/A

If the proof of publication affidavit is not attached, list the reason: N/A

**FOLLOW UP IMPLEMENTATION**

For time-sensitive follow up, select deadline date for follow up: 11/11/2019

**Individual(s) responsible for follow up:** Terri Graham, Development and Environmental Director  
Administration - Letter to Property Owners Association of Spanish Cove, Inc., (include agreement to  
be executed - Chairman signs last)

**Action required (list contact persons/addresses if documents are to be mailed or emailed):**

Property Owners Association of Spanish Cove, Inc.

Attn: Pete Garafola

P.O. Box 388

Lillian, Alabama 3654

**Additional instructions/notes:** N/A