



# Baldwin County Commission

## Legislation Details (With Text)

**File #:** 22-0192      **Version:** 2  
**Type:** Consent      **Status:** Passed  
**File created:** 11/2/2021      **In control:** Baldwin County Commission Regular  
**On agenda:** 11/16/2021      **Final action:** 11/16/2021  
**Title:** \*Baldwin County Library Board - Board Resignation  
**Indexes:**  
**Attachments:** 1. Letter confirmation of resignation-Dr. Theresa Harden, 2. Baldwin County Library Board - Active

Date	Ver.	Action By	Action	Result
11/16/2021	1	Baldwin County Commission Regular	Approved	

**Meeting Type:** BCC Regular Meeting  
**Meeting Date:** 11/16/2021  
**Item Status:** Replacement  
**From:** Wayne Dyess, County Administrator  
**Submitted by:** Victoria Key, Administrative Support Specialist

### ITEM TITLE

\*Baldwin County Library Board - Board Resignation

### STAFF RECOMMENDATION

Related to the Baldwin County Library Board (Baldwin County Library Cooperative, Inc), take the following actions:

- 1) Accept the resignation of Dr. Theresa Harden, dated October 29, 2021, and thank Dr. Harden for her prior civic service.
- 2) Appoint Mr. Cliff McCollum to fill the vacant place seat formerly held by Dr. Theresa Harden, for a pro-rata reduced term, said term to commence November 16, 2021, and expire October 1, 2022.

### BACKGROUND INFORMATION

**Previous Commission action/date:** October 5, 2021

**Background:** Reason for replacement agenda item: The appointment of Cliff McCollum was added to the staff recommendation per Commissioner Underwood's request.

The Baldwin County Commission created the Baldwin County Library Board during its April 2, 1963, regular meeting, pursuant to the authority granted the County Commission per Title 55 §285, 286, 287 & 289, Code of Alabama 1975 Recompiled 1958, as a five (5) member Library Board to

supervise the business of the, then, county library. Today, the county library is called the "Baldwin County Library Cooperative, Inc."

In 1975, the Alabama Legislature recompiled the General Laws of Alabama, found within and known, at that time, as the Code of Alabama Recompiled 1958, into what, today, is known as the Code of Alabama 1975. Within the Code of Alabama 1975, specifically at §11-90-1, et seq., remains, substantively, the provisions found at Title 55 §285, 286, 287 and 289, Code of Alabama Recompiled 1958. Therefore, per §11-90-1, et seq., specifically §11-90-2, Code of Alabama 1975, the County Commission is authorized and required to appoint all members to the five (5) member library board known as the Baldwin County Library Board.

While the "Baldwin County Library Cooperative, Inc." is a non-profit corporation established in 2000, its governing records require the County Commission to appoint the membership of the board pursuant to the above cited Alabama law found at §11-90-1, et seq., of the Code of Alabama 1975.

Today, all members of the five (5) member Baldwin County Library Board serve four (4) year terms, each, through appointment by the Baldwin County Commission and are disallowed from receiving compensation for their service on said board. Notably, the governing law sets forth no required qualifications for appointments/re-appointments on this board.

### **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?**  
N/A

**Reviewed/approved by:** N/A

**Additional comments:** N/A

### **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:** N/A

**Individual(s) responsible for follow up:** N/A

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

Administration send:

Thank you letter to:

Dr. Theresa Harden  
23382 Cornerstone Drive  
Loxley, Alabama 36551

Appointment letter to:

Mr. Cliff McCollum  
11465 Mockingbird Lane  
Fairhope, Alabama 36532

cc: via email only (director@baldwincountylibrary.org)

Elizabeth Webb, Director  
Baldwin County Library Cooperative

**Additional instructions/notes:** Administration: Update board list, upload to BCAP, and send notification to Board Update email group.