



# Baldwin County Commission

## Legislation Text

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File #: 21-0965, Version: 1

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**Meeting Type:** BCC Regular Meeting  
**Meeting Date:** 6/15/2021  
**Item Status:** New  
**From:** Wayne Dyess, County Administrator  
**Submitted by:** Anu Gary, Administrative Services Manager

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### **ITEM TITLE**

Resolution #2021-086 of the Baldwin County Commission - September 21, 2021, Special School Tax Election Regarding the Adoption, Levy, Assessment and Collection of a Special Three (3) Mill Ad Valorem Tax in the District 5 (Am. 382) School Tax District in Baldwin County (Robertsdale, Silverhill, Loxley), Alabama

### **STAFF RECOMMENDATION**

Take the following actions:

1) Pursuant to a June 8, 2021, Baldwin County Board of Education resolution submitted to the Baldwin County Commission on June 9, 2021, adopt Resolution #2021-086 of the Baldwin County Commission which authorizes, among other things associated thereto, the submission of the question if a special ad valorem district school tax shall be levied and collected annually in District 5 (Am. 382) School Tax District in Baldwin County, Alabama, pursuant to Amendment No. 382 to the Constitution of Alabama of 1901, as amended, and in addition to all ad valorem taxes now or hereafter levied in the District, for public school purposes in the District at the uniform rate of thirty cents (\$0.30) on each one hundred dollars of taxable property in the District for a period of 8 years beginning with the levy for the tax year October 1, 2021, to September 30, 2022, (the tax for which year becoming due and payable on October 1, 2022) and ending with the levy for the tax year October 1, 2028, to September 30, 2029, (the tax for which year becoming due and payable on October 1, 2029).

Said matter shall be put to a vote of the qualified electors of District 5 (Am. 382) School Tax District in Baldwin County, Alabama at the special election to be held on September 21, 2021, with said tax proceeds used, less the cost of collection, exclusively for public school purposes.

2) Memorialize for the record, a Petition signed by 200+ qualified electors of Baldwin County, Alabama, which was filed and presented to the Baldwin County Commission, requesting that the Commission call and order an election to be held in said District 5 (Am. 382) School Tax District in Baldwin County, Alabama on the 21st day of September, 2021, to determine whether or not a special ad valorem district school tax shall be levied and collected annually in District 5 (Am. 382) School Tax District in Baldwin County, Alabama, for the support and furtherance of education within said district.

## **BACKGROUND INFORMATION**

**Previous Commission action/date:** N/A

**Background:** The Baldwin County Board of Education (BOE) submitted, on June 9, 2021, a resolution to the Baldwin County Commission (Commission) adopted by BOE, at its June 8, 2021, BOE meeting, requesting the Commission to place the adoption, levy, assessment and collection of a Special Three (3) Mill Ad Valorem Tax in in the District 5 (Am. 382) School Tax District in Baldwin County (Robertsdale, Silverhill, Loxley), Alabama, on the ballot at a special election to be held on September 21, 2021, in District 5 (Am. 382) School Tax District in Baldwin County, Alabama.

In addition, the Board of Education has forwarded a petition signed by the requisite qualified electors in accordance with State law. The petition has been certified by the Baldwin County Board of Registrars.

After review of the aforesaid BOE resolution, the Commission shall consider said request and consider the adoption of the attached Baldwin County Commission Resolution #2021-086, which will, among other things associated thereto, submit the question of if a special three (3) mill ad valorem district school tax shall be levied and collected annually in District 5 (Am. 382) School Tax District in Baldwin County, Alabama, to a vote of the qualified electors of District 5 (Am. 382) School Tax District in Baldwin County, Alabama, at the Special Election on September 21, 2021, with tax proceeds used, less the cost of collection, exclusively by the Baldwin County Board of Education for public school purposes.

The election shall be held and canvassed in accordance with the provisions of Article 9 of Chapter 13, Title 16 of the Code of Alabama 1975 (Sections 16-13-180 to 16-13-199).

## **FINANCIAL IMPACT**

**Total cost of recommendation:** Any costs to the County will be reimbursed by the Board of Education and/or municipality.

**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?**

Reviewed and approved by Brad Hicks, County Attorney (06/10/2021 kmr)

**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:** **TIME SENSITIVE**

**Individual(s) responsible for follow up:** Correspondence and resolution delivered to:

The Honorable Harry D'Olive  
Office of Judge of Probate of  
Baldwin County  
Bay Minette, Alabama

cc:  
4BCC  
Sheriff Huey Hoss Mack  
Eddie Tyler, BOE Superintendent  
Wayne Dyess, County Administrator  
Ron Cink, Budget Director  
Cian Harrison, Clerk Treasurer  
Brad Hicks, County Attorney  
Scotty Lewis, BOE Attorney  
Jody Wise, Circuit Clerk  
Violetta Smith, Elections Coordinator  
Tammy Chance, Probate Office  
Teddy Faust, Revenue Commissioner

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

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