



# Baldwin County Commission

## Legislation Text

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File #: 22-0011, Version: 1

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**Meeting Type:** BCC Regular Meeting  
**Meeting Date:** 10/19/2021  
**Item Status:** New  
**From:** Terri Graham, Development and Environmental Director  
**Submitted by:** Allison Owens, Chief Administrative Assistant

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### **ITEM TITLE**

Amendment to Lease Agreement with Mullek Farms for Farmland at Magnolia Landfill

### **STAFF RECOMMENDATION**

Approve the Amendment to Lease Agreement of County Property at Magnolia Landfill for Farmland between the Baldwin County Commission and Mr. Timothy Mullek, Mr. Joseph Mullek, and Mr. Michael Mullek, d/b/a Mullek Farms, which reduces the amount of land subject to the Lease Agreement by fifteen (15) acres and reduces the rental payment from \$4,125.00 annually to \$3,000.00 annually.

The Amendment to the Lease Agreement does not affect the three (3) year term of the Lease Agreement which commenced on May 2, 2020, and expires on May 1, 2023, unless terminated as set forth in the Lease Agreement.

### **BACKGROUND INFORMATION**

**Previous Commission action/date:** April 21, 2020

**Background:** During its April 21, 2020, Regular meeting, the Baldwin County Commission approved the Lease Agreement of County Property at Magnolia Landfill for Farmland between Baldwin County Commission and Mr. Timothy Mullek, Mr. Joseph Mullek, and Mr. Michael Mullek, d/b/a Mullek Farms, which allows Mr. Timothy Mullek, Mr. Joseph Mullek and Mr. Michael Mullek to lease approximately 55 acres more or less of County property at Magnolia Landfill for farmland, at a lease price of \$75.00 per acre annually.

Baldwin County Commission owns approximately 800 acres of property at the Magnolia Landfill. The Baldwin County Commission has had a lease agreement with Mullek Farms since 1999 for an area located on the east side of the landfill property near Lillie Lane.

### **FINANCIAL IMPACT**

**Total cost of recommendation:** \$3,000.00

**Budget line item(s) to be used:** 51047210

**If this is not a budgeted expenditure, does the recommendation create a need for funding?**  
No

### **LEGAL IMPACT**

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

**Reviewed/approved by:** Approved by Brad Hicks, County Attorney

**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:** Terri Graham, Development and Environmental Director, to follow up with Mr. Joseph Mullek

**Action required (list contact persons/addresses if documents are to be mailed or emailed):**  
Administration staff to send lease agreement between Baldwin County Commission and Mullek Farms to the address listed below for execution by Mr. Timothy Mullek, Mr. Joseph Mullek, and Mr. Michael Mullek. Chairman should execute lease when returned with the above-mentioned signatures.

Mail correspondence to the following:  
Mullek Farms  
Attention: Joseph Mullek  
25368 County Road 83  
Robertsdale, AL 35667

**Additional instructions/notes:** Administration staff: append fully executed Amendment to Lease

Agreement to original Lease Agreement and upload to BCAP.