



Baldwin County Commission

Legislation Text

File #: 20-0648, Version: 1

Meeting Type: BCC Work Session

Meeting Date: 1/28/2020

Item Status: New

From: Joey Nunnally, P.E, County Engineer

Submitted by: Lisa Sangster, Administrative Support Specialist IV

ITEM TITLE

Bluewater Drive and Pine Drive - Amendment to a Request for an Attorney General's Opinion

STAFF RECOMMENDATION

Take the following actions amending the request for an Attorney General's Opinion regarding the responsibility of Bluewater Drive and Pine Drive in the Town of Elberta:

- 1) Adopt and authorize the execution of Resolution #2020-058; and
- 2) Authorize the Chairman to execute correspondence to Steve Marshall, Alabama Attorney General; and
- 3) Approve and authorize the execution of any and all such other related documents by the Chairman necessary to authorize and affect the request of the above Attorney General's Opinion.

BACKGROUND INFORMATION

Previous Commission action/date: June 4, 2019, BCC Regular Meeting - The Commission approved the following action related to a request for an Attorney General's Opinion regarding the responsibility of Bluewater Drive and Pine Drive in the Town of Elberta:

- 1) Adopted and authorized the execution of Resolution #2019-098; and
- 2) Authorized the Chairman to execute correspondence to Steve Marshall, Alabama Attorney General; and
- 3) Approve and authorized the execution of any and all such other related documents by the Chairman necessary to authorize and effect the request of the above Attorney General's Opinion.

Background: On June 4, 2019, an Attorney General's Opinion was requested to determine the responsibility of Bluewater Drive and Pine Drive in the Town of Elberta.

As of this date, the Attorney General has not issued an opinion. The County Attorney would like to amend the initial request and submit two additional issues for an Attorney General's opinion. A resolution is needed to add the additional issues.

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: County Attorney has prepared resolution and, upon Commission approval, will deliver to Attorney General.

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: Administration Staff have Chairman sign resolution and letter. County Attorney will send to Attorney General with copy provided to Administration Department and Highway Department.

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

Address correspondence to:

Mr. Steve Marshall

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Alabama Attorney General
P.O. Box 300152
Montgomery, Alabama 36130-0152

Additional instructions/notes: N/A