



Baldwin County Commission

Legislation Details (With Text)

File #: 19-0053 **Version:** 1

Type: Consent **Status:** Passed

File created: 10/9/2018 **In control:** Baldwin County Commission Regular

On agenda: 10/16/2018 **Final action:** 10/16/2018

Title: Intergovernmental Service Agreement with Municipalities for the Use of County Voting Machines and the Services of the County Voting Machine Custodian and Employees for Municipal Elections

Indexes:

Attachments: 1. Resolution 2019-010 - Municipal Use of County Voting Machines and County Staff during Elections FINAL, 2. Intergovernmental Service Agreement - Use of Voting Machines and Custodian - FINAL, 3. Ethics Advisory Opinion No 2018-03.pd, 4. *BA5 - Resolution 2019-010 SIGNED

Date	Ver.	Action By	Action	Result
10/16/2018	1	Baldwin County Commission Regular	Approved	

Meeting Type: BCC Regular Meeting

Meeting Date: 10/16/2018

Item Status: New

From: Ronald J. Cink, County Administrator/Budget Director

Submitted by: Anu Gary, Administration/Records Manager

ITEM TITLE

Intergovernmental Service Agreement with Municipalities for the Use of County Voting Machines and the Services of the County Voting Machine Custodian and Employees for Municipal Elections

STAFF RECOMMENDATION

Take the following actions:

1) Adopt Resolution #2019-010 of the Baldwin County Commission, as authorized by Code of Alabama 1975, Section 11-102-1, providing for a determination by the Baldwin County Commission to enter into an Intergovernmental Service Agreement with municipalities in Baldwin County, Alabama, to allow the municipalities to use the County's voting machines and the services of the County Voting Machine Custodian for municipal elections; and

2) Authorize the Chairman to execute an Intergovernmental Service Agreement with each Baldwin County municipality that wishes to use County-owned voting machines.

BACKGROUND INFORMATION

Previous Commission action/date: N/A

Background: The State of Alabama Ethics Commission, Advisory Opinion No. 2018-03 issued on

June 6, 2018, states that counties and municipalities may enter into contracts through which the municipality reimburses the county for the use of the county's election equipment and county employees who possess the requisite skill and knowledge to operate the equipment; but municipalities may not directly engage the county employee to do so under these facts without putting the employee in the position of violating Code of Alabama 1975, Section 36-25-S (a) and (c).

October 9, 2018, BCC Work Session - The Commission discussed the State of Alabama Ethics Commission Advisory Opinion No. 2018-03 issued on June 6, 2018, and the proposed resolution and intergovernmental service agreement. At that time, the Commission determined the draft resolution and agreement were acceptable and staff was directed to forward the draft documents to each municipality in Baldwin County for their review and consideration.

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

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 - forward copy of the resolution and the agreement to each municipality in Baldwin County, addressed to Mayor, ATTN: City/Town Clerk:

City of Bay Minette

Bob Wills, Mayor
Rita Diedtrich, Clerk
301 D'Olive Street
Bay Minette, Alabama 36507

City of Daphne
Dane Haygood, Mayor
Candace Antinarella, Clerk
P.O. Box 400
Daphne, Alabama 36526

Town of Elberta
Jim Hamby, Mayor
Lisa Salter, Clerk
P.O. Box 277
Elberta, Alabama 36530

City of Fairhope
Karin Wilson, Mayor
Lisa A. Hanks, Clerk
P.O. Drawer 429
Fairhope, Alabama 36533

City of Foley
John Koniar, Mayor
Katy Taylor, Clerk
P.O. Box 1750, Foley, AL 36536

City of Gulf Shores
Robert Craft, Mayor
Wanda Parris, Clerk
P.O. Box 299
Gulf Shores, Alabama 36547

Town of Loxley
Billy Middleton, Mayor
Melissa Lawrence, Clerk
P.O. Box 9
Loxley, Alabama 36551

City of Orange Beach
Tony Kennon, Mayor
Renee Eberly, Clerk
P.O. Box 458
Orange Beach, Alabama 36561

Town of Magnolia Springs
Bob Holk, Mayor
Jenny Opal White, Clerk
P.O. Box 890
Magnolia Springs, Alabama 36555

Town of Perdido Beach
Kae Hamilton, Mayor
Lynn Thompson, Clerk
9212 Co Rd 97
Perdido Beach, Alabama 36530

City of Robertsdale
Charles Murphy, Mayor
Shannon Burkett, Clerk
P.O. Box 429
Robertsdale, Alabama 36567

Town of Silverhill
Tim Wilson
Patricia Bankester, Clerk
P.O. Box 309
Silverhill, Alabama 36576

City of Spanish Fort
Mike McMillan, Mayor
Mary Lynn Williams, Clerk
7361 Spanish Fort Blvd
Spanish Fort, Alabama 36577

Town of Summerdale
David Wilson, Mayor
Tiffany Lynn, Clerk
502 W. Lee Ave
Summerdale, Alabama 36580

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

Additional instructions/notes: N/A