



# Baldwin County Commission

## Legislation Details (With Text)

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**File #:** 20-0686      **Version:** 1

**Type:** Consent      **Status:** Passed

**File created:** 1/28/2020      **In control:** Baldwin County Commission Regular

**On agenda:** 2/4/2020      **Final action:** 2/4/2020

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

**Indexes:**

**Attachments:** 1. Resolution No 2020-058, 2. Bluewater Vicinity Map, 3. Bluewater Site Map, 4. Request for Attorney General's Opinion - Letter and Resolution (Approved 6-4-2019), 5. \*BN2 - Resolution 2020-058 SIGNED

Date	Ver.	Action By	Action	Result
2/4/2020	1	Baldwin County Commission Regular	Approved	

**Meeting Type:** BCC Regular Meeting

**Meeting Date:** 2/4/2020

**Item Status:** New

**From:** Joey Nunnally, P.E, County Engineer

**Submitted by:** Lisa Sangster, Administrative Support Specialist IV

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

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