



Baldwin County Commission

Legislation Details (With Text)

File #: 20-0961 **Version:** 1
Type: Consent **Status:** Passed
File created: 3/10/2020 **In control:** Baldwin County Commission Regular
On agenda: 3/17/2020 **Final action:** 3/17/2020
Title: Resolution #2020-072 Amending Resolution #2002-31 and Settlement Agreements - Service Area Amendment for East Central Baldwin County Water, Sewer and Fire Protection Authority

Indexes:

Attachments: 1. Resolution 2020-072 Reducing ECBC WSF Protection Authority Service Area 20200317, 2. Exhibit A - BCC Resolution 2002-31 dated Feb. 19, 2002, with Exhibits 1 and 2, 3. Exhibit B - City of Robertsedale Mediation Settlement Agreement, 4. Exhibit C - Town of Summerdale Settlement Agreement, 5. Exhibit D - Public Notice, 6. Legal Ad GCN, March 11, 2020, Affidavit Proof of Publication, 7. *BA4 - Resolution 2020-072 SIGNED

Date	Ver.	Action By	Action	Result
3/17/2020	1	Baldwin County Commission Regular	Approved	

Meeting Type: BCC Regular Meeting

Meeting Date: 3/17/2020

Item Status: New

From: Wayne Dyess, County Administrator

Submitted by: Anu Gary, Administrative Services Manager

ITEM TITLE

Resolution #2020-072 Amending Resolution #2002-31 and Settlement Agreements - Service Area Amendment for East Central Baldwin County Water, Sewer and Fire Protection Authority

STAFF RECOMMENDATION

Related to Case No. CV-2009-901240.80, take the following actions:

- 1) Adopt Resolution #2020-072, which amends Resolution #2002-31, reducing a portion of the service area granted to East Central Baldwin County Water, Sewer and Fire Protection Authority; and
- 2) Authorize the Chairman to execute the City of Robertsedale Mediation Settlement Agreement related to Case No. CV-2009-901240.80; and
- 3) Authorize the Chairman to execute the Town of Summerdale Settlement Agreement related to Case No. CV-2009-901240.80.

BACKGROUND INFORMATION

Previous Commission action/date: February 19, 2002 - Agenda Item E-16

Background: On February 19, 2002, the Commission, as required by Section 11-88-5 Code of Alabama 1975, adopted Resolution #2002-31 which granted an application to amend the certificate of incorporation of the East Central Baldwin County Water and Fire Protection Authority to enlarge/expand the service area by adding additional territory to the East Central Baldwin County Water and Fire Protection Authority.

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, Hope Hicks and County Attorney review and approval is required.

Reviewed/approved by: Approved by Hope Hicks 03/11/2020.

Additional comments: N/A

ADVERTISING REQUIREMENTS

Is advertising required for this recommendation? Yes, see attached affidavit proof of publication.

One-time ad was published in the Gulf Coast Newspapers on March 11, 2020.

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 - Follow up with Hope Hicks. Email copy of fully executed resolution and agreements to:

Hope Hicks, Attorney
Ball, Ball, Matthews & Novak, P.A.
(334) 387-7680, Ext 176
Via email: hhicks@ball-ball.com

Cc: Brad Hicks and Nancy Hannah, County Attorney's Office
Wayne Dyess, County Administrator

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

Additional instructions/notes: N/A