



# Baldwin County Commission

## Legislation Details (With Text)

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**File #:** 21-0428      **Version:** 1

**Type:** Consent      **Status:** Agenda Ready

**File created:** 1/19/2021      **In control:** Baldwin County Commission Regular

**On agenda:** 2/2/2021      **Final action:**

**Title:** Ono Island Water, Sewer & Fire Protection Authority - Board Appointment(s)

**Indexes:**

**Attachments:** 1. Email Request, 2. Smith, Randy resume, 3. Ono Island Water, Sewer and Fire Protection Authority - Active

Date	Ver.	Action By	Action	Result
2/2/2021	1	Baldwin County Commission Regular	Approved	Pass

**Meeting Type:** BCC Regular Meeting

**Meeting Date:** 2/2/2021

**Item Status:** New

**From:** Wayne Dyess, County Administrator; Anu Gary Administrative Services Manager

**Submitted by:** Carjetta Crook, Administrative Support Specialist IV

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### ITEM TITLE

Ono Island Water, Sewer & Fire Protection Authority - Board Appointment(s)

### STAFF RECOMMENDATION

Related to the Ono Island Water, Sewer & Fire Protection Authority, take the following actions:

- 1) Appoint Mr. Randy Smith to the board, to fill the place seat (place seat #2) and unexpired term of Mr. Larry K. Chamblee, for a pro-rata reduced six (6) year term, said term to commence February 2, 2021, and expire on March 1, 2021; and
- 2) Appoint Mr. Randy Smith to the board (place seat #2) to continue serving for another six (6) year term, said term to commence on March 1, 2021, and expire on March 1, 2027; and
- 3) Re-appoint Kevin E. Sloan to the board (place seat #5) for a six (6) year term, said term to commence March 1, 2021, and expire on March 1, 2027.

### BACKGROUND INFORMATION

**Previous Commission action/date:** November 5, 2019 - Last BCC appointment to board.

**Background:** Staff received correspondence from Ms. Shannon Harrison, Property Owners Association (POA) of Ono Island, Inc. Administrator and Assistant Business Manager, dated January 19, 2021, informing the Commission of a vacancy on the board due to Mr. Larry K. Chamblee's

passing. Ms. Harrison is respectfully requesting the appointment of Mr. Randy Smith to replace the place seat and unexpired term of Mr. Larry Chamblee as a member of the Board of Directors of the Ono Island Water, Sewer and Fire Protection Authority and for Mr. Smith to be appointed for a new six (6) year term commencing on March 1, 2021, when the current term expires.

Ms. Harrison also requests the re-appointment of Mr. Kevin Sloan whose current term is set to expire March 1, 2021. Mr. Sloan has agreed to continue serving on the board and has received the unanimous support of the current board members.

Staff received an additional email dated January 19, 2021, from the Ono Island Property Owners' Association, verifying that Mr. Smith and Mr. Sloan meet the qualifications to be appointed to the Authority.

#### GENERAL BOARD INFORMATION:

Established in 1993, the Ono Island Water, Sewer and Fire Protection Authority is a public corporation and is statutorily governed by §11-88-1, Code of Alabama 1975. The term of each member of the Board of Directors is six (6) years.

Originally established as a three-member Board, at the November 17, 2015, Baldwin County Commission meeting, the Baldwin County Commission, pursuant to Section §11-88-5(d), Code of Alabama 1975, adopted Resolution #2016-022 which approved the Application of the Ono Island Water, Sewer and Fire Protection Authority for approval of an Amendment to its Certificate of Incorporation to increase its number of Directors from three (3) to five (5). At the March 3, 2016, Baldwin County Commission meeting, the Commission appointed two (2) new members to the Board of Directors of the Ono Island Water, Sewer and Fire Protection Authority.

The required qualifications for citizens to be appointed to the Authority as set forth in §11-88-6, Code of Alabama 1975 are:

- 1) Be a duly qualified elector (i.e. registered voter) in Baldwin County
- 2) Be a resident of that part of the service area of the Authority
- 3) Be an owner of real property in that part of the service area of the Authority
- 4) Cannot be an officer of the state, county or municipality during tenure of office

All regular appointments, and appointments of vacancies, to the Ono Island Water, Sewer and Fire Protection Authority are made by the Baldwin County Commission. Pursuant to §11-88-6(d), Code of Alabama 1975, each election of a director, whether for a full six-year term or to complete an unexpired term, shall be made no earlier than 30 days prior to the date on which such director is to take office as such (i.e. the County Commission cannot make appointments thirty-one (31) days or more in advance).

#### 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?**  
N/A

**Reviewed/approved by:** N/A

**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

**Action required (list contact persons/addresses if documents are to be mailed or emailed):**  
Administration - Send Correspondence to:

Appointment letter to:  
Mr. Randy W. Smith  
31991 River Road  
Orange Beach, Alabama 36561

Mr. Kevin E. Sloan  
30147 Ono Boulevard  
Orange Beach, Alabama 36561

Copy:  
Mr. Paul Stritzinger, III Chairman  
Ono Island Water, Sewer, and Fire Protection Authority

cc:  
Shannon Harrison, Ono Island POA Administrator; Ono Island FPA Asst. Business Manager -  
shannon@onoislandpoa.com

Administration - Update Board List

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