



Baldwin County Commission

Legislation Text

File #: 19-1495, **Version:** 1

Meeting Type: BCC Regular Meeting
Meeting Date: 6/18/2019
Item Status: New
From: Wayne Dyess, County Administrator
Submitted by: Anu Gary, Administration/Records Manager

ITEM TITLE

*Resolution #2019-096 of the Baldwin County Commission - September 17, 2019, Special School Tax Election Regarding the Adoption, Levy, Assessment and Collection of a Special Three (3) Mill Ad Valorem Tax in the District 9 (Am. 382) School Tax District in Baldwin County (Fairhope), Alabama

STAFF RECOMMENDATION

Take the following actions:

1) Pursuant to a May 16, 2019, Baldwin County Board of Education resolution submitted to the Baldwin County Commission on May 23, 2019, adopt Resolution #2019-096 of the Baldwin County Commission which authorizes, among other things associated thereto, the submission of the question if a special ad valorem district school tax shall be levied and collected annually in District 9 (Am. 382) School Tax District in Baldwin County, Alabama, pursuant to Amendment No. 382 to the Constitution of Alabama of 1901, as amended, and in addition to all ad valorem taxes now or hereafter levied in the District, for public school purposes in the District at the uniform rate of thirty cents (\$0.30) on each one hundred dollars of taxable property in the District for a period of 30 years beginning with the levy for the tax year October 1, 2019 to September 30, 2020 (the tax for which year becoming due and payable on October 1, 2020) and ending with the levy for the tax year October 1, 2048 to September 30, 2049 (the tax for which year becoming due and payable on October 1, 2049).

Said matter shall be put to a vote of the qualified electors of District 9 (Am. 382) School Tax District in Baldwin County, Alabama at the special election to be held on September 17, 2019, with said tax proceeds used, less the cost of collection, exclusively for educational purposes.

2) Memorialize for the record, a Petition signed by 231 qualified electors of Baldwin County, Alabama, which was filed and presented to the Baldwin County Commission, requesting that the Commission call and order an election to be held in said District 9 (Am. 382) School Tax District in Baldwin County, Alabama on the 17th day of September 2019, to determine whether or not a special ad valorem district school tax shall be levied and collected annually in District 9 (Am. 382) School Tax

District in Baldwin County, Alabama for the support and furtherance of education within said district.

BACKGROUND INFORMATION

Previous Commission action/date: N/A

Background: The Baldwin County Board of Education (BOE) submitted, on May 23, 2019, a resolution to the Baldwin County Commission (Commission) adopted by BOE, at its May 16, 2019, BOE meeting, requesting the Commission to place the adoption, levy, assessment and collection of a Special Three (3) Mill Ad Valorem Tax in in the District 9 (Am. 382) School Tax District in Baldwin County (Fairhope), Alabama, on the ballot at a special election to be held on September 17, 2019 in District 9 (Am. 382) School Tax District in Baldwin County, Alabama.

In addition, the Board of Education has forwarded a petition signed by the requisite qualified electors in accordance with State law. The petition has been verified by the Baldwin County Board of Registrars and contains the signatures of 231 qualified electors.

After review of the aforesaid BOE resolution, the Commission shall consider said request and consider the adoption of the attached Baldwin County Commission Resolution #2019-096, which will, among other things associated thereto, submit the question of if a special three (3) mill ad valorem district school tax shall be levied and collected annually in District 9 (Am. 382) School Tax District in Baldwin County, Alabama, to a vote of the qualified electors of District 9 (Am. 382) School Tax District in Baldwin County, Alabama at the Special Election on September 17, 2019, with tax proceeds used, less the cost of collection, exclusively by the Baldwin County Board of Education for public school purposes.

The election shall be held and canvassed in accordance with the provisions of Article 9 of Chapter 13, Title 16 of the Code of Alabama 1975 (Sections 16-13-180 to 16-13-199).

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?
County Attorney has reviewed and approved.

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: TIME SENSITIVE

Individual(s) responsible for follow up: Correspondence and resolution delivered to:

The Honorable Harry D'Olive
Office of Judge of Probate of
Baldwin County
Bay Minette, Alabama

Cc:

4BCC
Sheriff Huey Hoss Mack
Eddie Tyler, BOE Superintendent
Wayne Dyess, County Administrator
Ron Cink, Budget Director
Donna Bryars, Interim Clerk Treasurer
David Conner, County Attorney
Scotty Lewis, BOE Attorney
Jody Wise, Circuit Clerk
Violetta Smith, Elections Coordinator

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

Additional instructions/notes: N/A