Baldwin County Commission

Legislation Text

File #: 19-2118, **Version:** 1

Meeting Type: BCC Regular Meeting
Meeting Date: 10/1/2019
Item Status: New
From: Wayne Dyess, County Administrator
Submitted by: Anu Gary, Administration/Records Manager

ITEM TITLE
Counsel for the Baldwin County Commission (County Attorney) - Considerations Related to Contract for Services

STAFF RECOMMENDATION
As authorized at Section 6 of Act No. 239 (1931), as amended, approve the execution of a Contract for Services between the Baldwin County Commission and Stone Crosby, P.C. applicable to the Baldwin County Commission's appointment/designation of Counsel for the Baldwin County Commission which position shall be styled as "County Attorney."

The contract shall be effective on October 20, 2019 and shall continue in full force and effect unless terminated by the Baldwin County Commission or Stone Crosby, P.C., with or without cause, by giving thirty (30) days written notice of such termination.

BACKGROUND INFORMATION

Previous Commission action/date: September 20, 2019 - The Contract for County Attorney legal services with the Law firm of Blackburn, Conner and Taupeka, P.C., was terminated by the Commission, with a 30-day notice. The termination date for the current County Attorney Contract for Services will be effective on October 20, 2019.

Background: The Baldwin County Commission was established by a 1931 Act of the Alabama Legislature. The 1931 Act is considered a local legislative act applicable only to Baldwin County, Alabama, and is commonly referred to as Act No. 239 (1931), as amended.

Section 6 of Act No. 239 (1931), as amended, provides in pertinent part, as follows:
"The Commission shall have the duty, power, jurisdiction, authority and privilege: .... to employ counsel for the Commission under such contract as it shall deem advantageous ..."

At this time, the Baldwin County Commission wishes to approve the appointment/designation, as authorized by Section 6 of Act No. 239 (1931), as amended, of counsel, styled as "County Attorney" for the Baldwin County Commission.

FINANCIAL IMPACT

Total cost of recommendation: TBD

Budget line item(s) to be used: 51975.5154

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?
A standard Contract for Services for County Attorney.

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 Department - Obtain signature of Brad Hicks and County Commission Chairman. Forward a copy of the contract to Brad Hicks. Upload Contract to BCAP, Wayne Dyess as originator.

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

Additional instructions/notes: N/A