



Baldwin County Commission

Legislation Text

File #: 20-0092, **Version:** 1

Meeting Type: BCC Regular Meeting

Meeting Date: 11/5/2019

Item Status: New

From: Wayne A. Dyess, County Administrator

Submitted by: Tawanda Gulley, Administrative Support Specialist IV

ITEM TITLE

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

STAFF RECOMMENDATION

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

- 1) Accept the resignation of Mr. Bruce Donaldson (place seat #3), effective August 19, 2019, and thank him for his prior civic service.
- 2) Appoint George Robinson "Robin" Swift, III as a member, to fill the place seat (place seat #3) and unexpired term of Mr. Bruce Donaldson, for a pro-rata reduced six (6) year term, said term to commence November 5, 2019, and expire on March 1, 2023.

BACKGROUND INFORMATION

Previous Commission action/date: March 19, 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 September 27, 2019, informing the Commission that Mr. Bruce Donaldson resigned from the board, effective August 19, 2019. Ms. Harrison is respectfully requesting the appointment of Mr. George Robinson "Robin" Swift, III to replace the place seat and unexpired term of Mr. Bruce Donaldson as a member of the Board of Directors of the Ono Island Water, Sewer and Fire Protection Authority.

Staff received an additional email dated October 7, 2019, from the Ono Island Property Owners' Association, verifying that Mr. Swift meets 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

Appointment letter to:

Mr. George Robinson "Robin" Swift, III

30460 River Road

Orange Beach, Alabama 36561

Thank you Letter to:

Mr. Bruce Donaldson

31043 Peninsula Drive

Orange Beach, Alabama 36561

Copy:

Mr. Peter Stritzinger, III, Chairman

Ono Island Water, Sewer and Fire Protection Authority

cc:

Shannon Harrison, Ono Island Water, Sewer and Fire Protection Authority Assistant Business Manager & Ono Island POA, Administrator - shannon@onoislandpoa.com

Administration - Update Board List

Additional instructions/notes: N/A