



# Baldwin County Commission

## Legislation Text

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**File #:** 21-0996, **Version:** 1

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**Meeting Type:** BCC Regular Meeting

**Meeting Date:** 7/6/2021

**Item Status:** New

**From:** Wayne Dyess, County Administrator

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

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### **ITEM TITLE**

East Central Baldwin County Water, Sewer, and Fire Protection Authority - Board Appointment(s)

### **STAFF RECOMMENDATION**

As relates to the East Central Baldwin County Water, Sewer, and Fire Protection Authority, take the following actions:

- 1) Accept the resignation of Ms. Cheryl Russell (place seat #2), effective June 30, 2021, and thank Ms. Russell for her prior civic service as a member of the Board; and
- 2) Appoint Ms. Rebecca Mills as a regular member of the Board (place seat #2), for a pro-rata reduced six (6) year term, to fill the place seat and unexpired term formerly held by Ms. Cheryl Russell, said term to commence on July 6, 2021, and expire on March 1, 2027.

### **BACKGROUND INFORMATION**

**Previous Commission action/date:** March 2, 2021 - Last appointment to the Board

**Background:** Due to the recent resignation of Ms. Cheryl Russell, the East Central Baldwin County Water, Sewer, and Fire Protection Authority (ECBCWSPA) currently has one (1) vacancy. The Board therefore respectfully requests the appointment of Ms. Rebecca Mills as a regular member to fill the place seat and unexpired term formerly held by Ms. Russell, said term to commence on July 6, 2021, and expire March 1, 2027.

On its initial inception, the Authority was composed as a three (3) member Board of Directors and, today, by actions taken by the Authority in the late 1990's and in 2004, is composed of a five (5) member Board of Directors appointed by the Commission to serve, respectively, terms of six (6) years each.

Please note that there remain "required qualifications" set forth in §11-88-6 Code of Alabama 1975 for citizens to be appointed to the Authority. The "required qualifications" are for nominees to:

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

Staff has verified that the nominee meets the above requirements. Furthermore, on this Authority, all regular appointments, and appointments to vacancies, are made by the Baldwin County Commission.

Lastly, there is a provision in §11-88-6 Code of Alabama 1975 which requires appointments to be made no earlier than thirty (30) days prior to the date such appointment is to be effective [i.e. the Baldwin County Commission can't make appointments thirty-one (31) days or more in advance to an expiring Board Member's term]. These appointments are compliant to said law.

### **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 staff to update the current board list and prepare correspondence to:

Ms. Rebecca Mills  
32215 Bermuda Lane  
Seminole, Alabama 36574

Send thank you letter to:

Ms. Cheryl Russell  
27191 County Road 71  
Robertsdale, Alabama 36567

cc:

Carl Davis, Chairman  
East Central Baldwin County Water, Sewer, and Fire Protection Authority  
22844 County Road 87  
Robertsdale, Alabama 36567

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