



# Baldwin County Commission

## Legislation Text

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**File #:** 21-1292, **Version:** 1

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**Meeting Type:** BCC Regular Meeting

**Meeting Date:** 9/21/2021

**Item Status:** New

**From:** Joey Nunnally, P.E., County Engineer

Seth Peterson, P.E., Pre-Construction Manager

**Submitted by:** John Sedlack, Design Tech III

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### **ITEM TITLE**

State Expenditure Plan #13: Longevity, Stability and Water Quality Improvements, Bon Secour Dredge Material Disposal Area (DMDA) - Covenant of Purpose, Use and Ownership Document

### **STAFF RECOMMENDATION**

Authorize the Chairman to execute the Covenant of Purpose, Use and Ownership document between the Baldwin County Commission and the Gulf Coast Ecosystem Restoration Council for the State Expenditure Plan #13: Longevity, Stability and Water Quality Improvements, Bon Secour Dredge Material Disposal Area (DMDA), as required by the Alabama Department of Conservation and Natural Resources, acting as the administrative agent for the Alabama Gulf Coast Recovery Council.

### **BACKGROUND INFORMATION**

**Previous Commission action/date:** January 5, 2021: The Commission authorized the Purchasing Director to advertise a competitive bid for State Expenditure Plan #13: Longevity, Stability and Water Quality Improvements, Bon Secour Dredge Material Disposal Area (DMDA) once the agreement, plans, and specifications are finalized; and authorized the Chairman to execute any project related documents.

January 5, 2021: (separate action): The Commission approved a Subaward Grant Agreement with the Alabama Department of Conservation and Natural Resources (ADCNR) for State Expenditure Plan #13: Longevity, Stability and Water Quality Improvements, Bon Secour Dredge Material Disposal Area.

December 19, 2017: The Commission authorized the Highway Department to submit a grant application for the following projects:

New Stream-Gaging Station on Fish River at County Road 32

Lillian Park Beach Habitat and Shoreline Protection Longevity, Stability & Water Quality Improvements

Bon Secour Dredge Material Disposal Area (DMDA)

**Background:** Baldwin County has been awarded funding under the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States Act of 2012 ("RESTORE") for implementation of the RESTORE Act Spill Impact project titled "State Expenditure Plan #13: Longevity, Stability and Water Quality Improvements, Bon Secour Dredge Material Disposal Area (DMDA)". The purpose of this project is to construct a structurally sound weir, replacing the existing weir structure, at the Bon Secour DMDA.

This document outlines that Baldwin County, as subrecipient of a financial assistance award, agrees to the continued use of the property as a dredge site.

### **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?**  
Yes

**Reviewed/approved by:** Brad Hicks, County Attorney (approved April 26, 2021) js

**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 Staff have the Covenant of Purpose, Use and Ownership Document signed by the Chairman and return to Highway (John Sedlack) for further processing.

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

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