



Baldwin County Commission

Legislation Text

File #: 23-0063, Version: 1

Meeting Type: BCC Regular Meeting

Meeting Date: 12/5/2022

Item Status: New

From: Ronald J. Cink, Budget Director/Interim County Administrator; Anu Gary Administrative Services Manager

Submitted by: Kristen M. Rawson, Assistant Administrative Services Manager

ITEM TITLE

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

STAFF RECOMMENDATION

Action Item with discussion necessary - Commission must select only one candidate to be appointed.

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

- 1) Accept the resignation of Kevin E. Sloan (place seat #5) effective September 23, 2022, and thank Mr. Sloan for his prior civic service on the board; and
- 2) Appoint one of the following four individuals to fill the place seat and unexpired term of Kevin E. Sloan for a pro-rata reduced six (6) year term, said term to commence December 5, 2022, and expire March 1, 2027:

(SELECT ONLY ONE CANDIDATE)

Mark Corn
Theron IV Mashburn
Craig Vinson
Jonathan Whitcomb

BACKGROUND INFORMATION

Previous Commission action/date: February 2, 2021 - Last BCC appointment to board.

Background: Ms. Shannon Harrison, Ono Island POA Administrator, will be in attendance at the December 5, 2022, work session to discuss the request.

Staff received email correspondence on September 23, 2022, from Ms. Harrison, Ono Island

Property Owners Association (POA) Administrator and Assistant Business Manager, informing the Commission of a vacancy due to Mr. Kevin Sloan no longer being an eligible member of the Authority following the sale of his property on Ono Island.

Staff received an additional email on October 13, 2022, with the names and resumes of four candidates for the Commission's consideration along with verification that each candidate 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 to:

Thank you letter to:

Mr. Kevin E. Sloan
30147 Ono Boulevard
Orange Beach, Alabama 36561

Appointment letter to the candidate selected:

Mr. Mark J. Corn
32675 Sandpiper Drive
Orange Beach, Alabama 36561

Mr. Theron IV Mashburn
30730 River Road
Orange Beach, Alabama 36561

Mr. Craig O. Vinson
31922 Shoalwater Drive
Orange Beach, Alabama 36561

Mr. Jonathan T. Whitcomb
32730 Sandpiper Drive

Orange Beach, Alabama 36561

cc:

Mr. Paul Stritzinger, III, Chairman, Ono Island Water, Sewer, and Fire Protection Authority

Shannon Harrison, Ono Island POA Administrator and Assistant Business Manager -
shannon@onoislandpoa.com

Administration - Update Board List

Additional instructions/notes: N/A