



COUNTY COMMISSION

BALDWIN COUNTY
312 Courthouse Square, Suite 12
Bay Minette, Alabama 36507
(251) 580-2564
(251) 580-2500 Fax
agary@baldwincountyal.gov
www.baldwincountyal.gov

ANU GARY
Records Manager

MONICA E. TAYLOR
Assistant Records Manager

July 2, 2013

Pastor Chris Bell
Lead Pastor
COTES Ministries Fairhope Campus
10274 State Highway 104
Fairhope, Alabama 36533

RE: Voting Administration - Voting Changes - Voting Precinct No. 43 (Greater Fairhope/Western Fish River Area)

Dear Pastor Bell:

Enclosed is a **fully executed original Agreement** approved during the June 18, 2013, Baldwin County Commission meeting, between the Baldwin County Commission and COTES Ministries Fairhope Campus to accomplish external grounds cleaning on the grounds of the Voting Place and professional cleaning services in the Voting Place after any election, said professional cleaning services not to exceed \$500.00 (each election) paid from the Elections Contract Services Fund.

If you have any questions or need further assistance, please do not hesitate to contact David Brewer, County Administrator, at (251) 580-2550.

Sincerely,


ANU GARY, Records Manager
Baldwin County Commission

AG/met Item GA1

cc: David Brewer
Commissioner Frank Burt
Commissioner Robert E. James
Commissioner Tucker Dorsey, Chairman
Commissioner Charles F. Gruber, Vice Chairman

ENCLOSURE

STATE OF ALABAMA)
COUNTY OF BALDWIN)

RECEIVED
JUN 26 2013
BY: *ME*

AGREEMENT

WHEREAS, THE CHURCH OF THE EASTERN SHORE, INC., [hereinafter referred to as the "COTES MINISTRIES"] is a religious institution located at 10274 Highway 104, in the unincorporated community of Fairhope, Alabama, and within the confines of Baldwin County, Alabama; and

WHEREAS, the BALDWIN COUNTY COMMISSION [hereinafter referred to as the "COMMISSION"] remains the honorable county governing body of Baldwin County, Alabama; and

WHEREAS, in an effort to maintain a Voting (Polling) Place for Voting (Polling) Precinct No. 43, the COMMISSION seeks the utilization of COTES MINISTRIES as the Voting (Polling) Place; and

WHEREAS, the COMMISSION is authorized to establish Voting (Polling) Precincts and Voting (Polling) Places, for use in appropriate elections, as provided by applicable Alabama law; and

WHEREAS, the COMMISSION offered certain stipulations to be observed in order for COTES MINISTRIES to be utilized as the Voting (Polling) Place for Voting (Polling) Precinct No. 43; further, the COMMISSION recognizes that the observance of such stipulations will enable the utilization of COTES MINISTRIES as a Voting (Polling) Place which will benefit citizens, in the affected unincorporated community of Fairhope, Alabama and within the confines of Voting (Polling) Precinct No. 43, in their exercise of the electoral franchise.

NOW THEREFORE, for and in consideration of the premises and other good and valuable consideration, the receipt and sufficiency whereof are hereby acknowledged, the parties hereto, do AGREE as follows:

1. COTES MINISTRIES shall be utilized as a Voting (Polling) Place, for applicable elections, in Baldwin County, Alabama and within the confines of Voting (Polling) Precinct No. 43, which will benefit citizens, in the affected unincorporated community of Fairhope, Alabama, and within the confines of Voting (Polling) Precinct No. 43 in their exercise of the electoral franchise.
2. COTES MINISTRIES, as a designated Voting (Polling) Place, shall ensure that the premises, utilized for Voting (Polling), has a nondiscriminatory policy and said premises shall be made available to the electorate of such Voting (Polling) Precinct, regardless of race, age, gender, religion, language or disability as protected by applicable state and / or federal law, in their exercise of the electoral franchise.
3. The COMMISSION shall provide COTES MINISTRIES with the following:
 - i) Professional cleaning services after each election of such areas of the Voting (Polling) Place utilized.
 - ii) Aesthetic and external grounds-cleaning after each election of such areas of the Voting (Polling) Place utilized.
4. COTES MINISTRIES represents and warrants to the COMMISSION that its premises used for voting, under this Agreement, are reasonably safe and suitable for the

purposes of this Agreement and that, subject to said representation and warranty, the COMMISSION shall indemnify and hold COTES MINISTRIES harmless from any and all claims of whatsoever kind or character which may arise or be made and which are in any way related to or resulting from COTES MINISTRIES being utilized as a Voting (Polling) Place.

- 5. This Agreement represents the entire terms and conditions of the Agreement between the COMMISSION and COTES MINISTRIES either express or implied. This Agreement can be amended only by written amendment executed by the COMMISSION and COTES MINISTRIES.
- 6. This Agreement and the relationship created hereby does not in any manner create, imply or otherwise vest, any authority in COTES MINISTRIES on behalf of the COMMISSION. Furthermore, this Agreement hereby expressly forbids the creation of an agency or any action that would create or imply that COTES MINISTRIES is an agent of the COMMISSION.
- 7. This Agreement, provided in the form as one (1) original instrument for the records of COTES MINISTRIES and one (1) original instrument for the records of the COMMISSION, shall be in effect for a period of thirty-six (36) months, or in a shorter time as may be determined by the COMMISSION, commencing June 18, 2013, and expiring June 18, 2016, and shall immediately become void upon the COMMISSION accomplishing any electoral changes which negate the utilization of COTES MINISTRIES as a Voting (Polling) Place or termination of this Agreement by the Commission.

IN WITNESS WHEREOF, the parties hereto have affixed their hands and seals this date, as follows:



BALDWIN COUNTY COMMISSION

Tucker Dorsey
By: TUCKER DORSEY
As Its: *Chairman*
Date: 2/24/2013

ATTEST:

David A. Z. Brewer
By: DAVID A. Z. BREWER
As Its: *County Administrator*
Date: 7.2.2013

THE CHURCH OF THE EASTERN SHORE, INC.

Chris Bell
By: CHRIS BELL
As Its: *Pastor*
Date: 6/25/13

STATE OF ALABAMA)
COUNTY OF BALDWIN)

I, the undersigned authority, a Notary Public, in and for Baldwin County and the State of Alabama, hereby certify that Tucker Dorsey, as Chairman of the Baldwin County Commission, and David A. Z. Brewer, as County Administrator of the Baldwin County Commission, whose names are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of said instrument, they, as such county officers, and with full authority, executed the same voluntarily on the day the same bears date for and as the act of said Baldwin County Commission.

GIVEN, under my hand and Seal this the 2nd day of July, 2013.

Monica E. Taylor
Notary Public
My Commission expires:



My Commission Expires 09/05/2016

STATE OF ALABAMA)
COUNTY OF BALDWIN)

I, the undersigned authority, a Notary Public, in and for Baldwin County and the State of Alabama, hereby certify that Chris Bell, as Pastor of The Church of the Eastern Shore, Inc., whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such Pastor of The Church of the Eastern Shore, Inc., and with full authority, executed the same voluntarily on the day the same bears date for and as the act of said The Church of the Eastern Shore, Inc.

GIVEN, under my hand and Seal this the 25 day of June, 2013.

Deborah Taylor
Notary Public
My Commission expires:



NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: June 21, 2014
BONDED THRU NOTARY PUBLIC UNDERWRITERS

This Instrument prepared by:

DAVID A. Z. BREWER
County Administrator
Baldwin County Commission
312 Courthouse Square, Suite 12
Bay Minette, Alabama 36507