

STATE OF ALABAMA)
COUNTY OF BALDWIN)

**RESOLUTION #2019-060
OF THE
BALDWIN COUNTY COMMISSION**

AS REQUIRED BY ACT NO. 90-449, PROVIDING FOR A DETERMINATION BY THE BALDWIN COUNTY COMMISSION RELATING TO A REQUEST FROM THE STAPLETON VOLUNTEER FIRE DEPARTMENT.

KNOW ALL MEN BY THESE PRESENTS, that Act No. 90-449, 1990 Regular Session [Acts 1990, Vol. 1, p. 634] provided for a levy of a 1½ mill tax on all property located in Baldwin County, Alabama, to be distributed among qualified fire departments in Baldwin County, Alabama, based upon the outcome of a referendum election; and

WHEREAS, the required and aforesaid referenced referendum election was held on June 26, 1990, wherefore a majority of the qualified electors, voting at such election and in Baldwin County, Alabama, voted for said tax; and

WHEREAS, within Act No. 90-449, Section 3 provides as follows:

“Section 3. (a) Fire departments which participate in the distribution of tax proceeds shall expend such funds only for the acquisition of fire trucks, fire stations, fire equipment, communications, fire training, fire vehicle and station insurance, oil, gas, hydrants, utilities, and vehicle or station repair. Such funds shall not be used to pay salaries, purchase food or drink, or to hold fund raising projects.

“(b) Any exceptions to the above spending guidelines must be approved by the Baldwin County Fire Chiefs Association and the Baldwin County Commission.”

; and

WHEREAS, the Stapleton Volunteer Fire Department is duly incorporated under the laws of the State of Alabama and remains qualified to receive proceeds derived from Act No. 90-449 and, furthermore, has presented a written request (attached hereto as **Exhibit “A”**) for the consideration of the Baldwin County Commission to approve the utilization of their proceeds of said taxes as security for repayment of a loan for up to \$168,806.00 (and the repayment of said loan’s applicable interest) to complete the first phase of construction to extend the fire station to include the addition of bays, conference/training room, additional offices, and bunk rooms, to strengthen their provision of fire fighting and other related emergency services to Baldwin County, Alabama; and

WHEREAS, this honorable county governing body, pursuant to Act No. 90-449, has reviewed the aforementioned written request, as well as the accompanying instrument indicating the required approval of the Baldwin County Fire Chiefs' Association related to the same (attached hereto as **Exhibit "B"**), and finds that such remains an exception to the spending guidelines set forth in said Act No. 90-449 and seeks to provide its approval to said spending exception; now therefore

BE IT RESOLVED BY THE BALDWIN COUNTY COMMISSION, IN REGULAR SESSION ASSEMBLED, That the Stapleton Volunteer Fire Department is hereby authorized to use their proceeds of taxes derived by Act No. 90-449 as security for repayment of a loan for up to \$168,806.00 (and the repayment of said loan's applicable interest) to extend the fire station to include the addition of bays, conference/training room, additional offices and bunk rooms, to strengthen their provision of fire fighting and other related emergency services to Baldwin County, Alabama.

FURTHER, BE IT RESOLVED, That this instrument, codified as *Resolution #2019-060 of the Baldwin County Commission*, shall in no way obligate the Baldwin County Commission as to the loan sought by the Stapleton Volunteer Fire Department as hereinabove referenced, or any loan, sought or secured by the Stapleton Volunteer Fire Department.

DONE, at the County Seat, in Bay Minette, Alabama, and under the Seal of Baldwin County, Alabama, as affixed on this the 19th day of March, 2019.

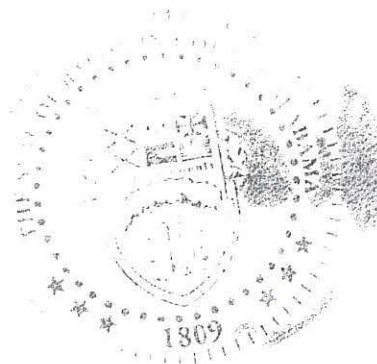


Commissioner Charles F. Gruber, Chairman

ATTEST:

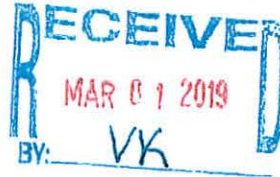


Ronald J. Cink, Budget Director



STAPLETON VOLUNTEER FIRE DEPARTMENT

P. O. Box 366
Stapleton, Alabama 36578



February 28, 2019

Stapleton Volunteer Fire Department
P.O. Box 366
Stapleton, Al 36578

Dear Victoria Key:

Administrative Support Specialist I

Baldwin County Commission

This is in reference to your email dated February 26th, regarding the resolution from Baldwin County Fire Chiefs Assn, i.e. Building Expansion. In order to continue providing the emergency service needed for our area due to the continued growth of the area and thus requiring additional equipment to meet the growth needs, The Stapleton Volunteer Fire Department request that the resolution for the building expansion be granted.

Any assistance with this matter would be greatly appreciated, and thanking you for your assistance

Sincerely,

A handwritten signature in blue ink that reads "Allie T. Pouncey".

Allie T. Pouncey Fire Chief
Stapleton Volunteer Fire Department



Baldwin County Fire Chiefs' Association
established 1969



RESOLUTION

KNOW ALL MEN BY THESE PRESENTS, THAT WHEREAS, Act No. 90-449 of the 1990 Legislature provides for a levy of a one and one-half mill tax on all property located in Baldwin County, Alabama, to be distributed among qualified fire departments in the county, and

WHEREAS, said Act provides as follows:

“(a) Fire departments which participate in the distribution of the tax proceeds shall expend such funds only for the acquisition of fire trucks, fire stations, fire equipment communications, fire training, fire vehicle and station insurance, oil, gas, hydrants, utilities, and vehicle or station repair. Such funds shall not be used to pay salaries, purchase food and drink, or to hold fund raising projects.”

“(b) Any exception to the above spending guidelines must be approved by the Baldwin County Fire Chiefs' Association and the Baldwin County Commission.”

AND, WHEREAS, Stapleton Volunteer Fire Department is duly incorporated under the laws of this State and qualified pursuant to Section 9-13-17, Code of Alabama, 1975, has presented an application for approval by the Baldwin County Fire Chiefs' Association to use proceeds of the taxes derived from Act 90-449 for the acquisition of equipment, property or services as set forth in said act and to pledge said taxes as security for repayment of a loan to acquire said properties;

NOW, THEREFORE, to be resolved by the Baldwin County Fire Chiefs' Association, that Stapleton Volunteer Fire Department be, and is hereby, authorized to purchase the equipment and or properties set forth in said application and to pledge the proceeds from Act 90-449 for repayment of the same.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and affixed the official seal of the Baldwin County Fire Chiefs' Association.

Approved at the regular monthly meeting held on December 6th, 2018 located at Baldwin County Emergency Management Agency, 23100 McAuliffe Drive, Robertsdale, AL 36567.

ATTEST:

BALDWIN COUNTY FIRE CHIEFS'
ASSOCIATION



BY: 



Baldwin County Fire Chiefs' Association
established 1969

Stapleton Volunteer Fire Department

Equipment Approved to Purchase

- Station expansion to include the addition of bays, conference/training room, additional offices, and bunk rooms.
Total cost of the first phase of construction is \$168,806.00.

Execution of this document in no way creates liability on the part of the Baldwin County Fire Chiefs Association or the Baldwin County Commission or Baldwin County and said parties are not responsible for the repayment of any bonds issued pursuant hereto.