

STATE OF ALABAMA)
COUNTY OF BALDWIN)

**RESOLUTION #2014-050
OF THE
BALDWIN COUNTY COMMISSION**

IN REGARD TO INCLEMENT WEATHER CONDITIONS WHICH POSE A HAZARD TO THE SAFETY AND WELFARE OF THE GENERAL PUBLIC, EXERCISING THE AUTHORITY PROVIDED AT SECTION 31-9-10 (b) (6) OF THE CODE OF ALABAMA 1975, AND WITHOUT LIMITATION, TO CLOSE CERTAIN PUBLIC BUILDINGS OWNED OR LEASED BY AND UNDER THE CONTROL OF THE BALDWIN COUNTY COMMISSION ONLY ON JANUARY 29, 2014.

WHEREAS, Section 31-9-10 (b) (6) of the Code of Alabama 1975, provides in pertinent part, as follows:

(b) The governing body of each political subdivision shall have the power and authority:

(6) To close, notwithstanding Section 11-1-8, any and all public buildings owned or leased by and under the control of the political subdivision where emergency conditions warrant, whether or not a local state of emergency has been declared by the governing body of the political subdivision. In the event that any documents required to be filed by a time certain deadline cannot be filed in a timely manner due to the closing of an office under this subdivision, the deadline for filing shall be extended to the date that the office is reopened as provided in Section 1-1-4.

; and

WHEREAS, Section 11-1-8 of the Code of Alabama 1975, without limitation authorizes the Baldwin County Commission as follows:

The county commission of any county in the State of Alabama may by resolution close the offices in the county courthouse or other county buildings on legal holidays set pursuant to Section 1-3-8, or for special circumstances deemed necessary or appropriate. Notice of the closing shall be posted at the courthouse and shall be published otherwise in the manner as the county commission may direct. In the event that any documents required to be filed by a time certain deadline cannot be filed in a timely manner due to the closing of an office under this section, the deadline for filing shall be extended to the date that the office is reopened as provided in Section 1-1-4.

; and

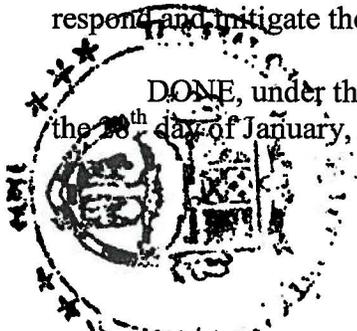
WHEREAS, at this time, inclement weather conditions present an existing and increasing possibility of the occurrence of a disaster or emergency of unprecedented size and destructiveness resulting from natural causes; said conditions are described in Section 31-9-2 (a) of the Code of Alabama 1975.

COMES NOW, this honorable county governing body determining that inclement weather conditions do indeed present an existing and increasing possibility of the occurrence of a disaster or emergency of unprecedented size and destructiveness resulting from natural causes and, therefore, to protect the health, safety and welfare of the general public and to preserve the lives of those citizens who work in public buildings owned or leased by and under the control of the Baldwin County Commission this political subdivision desires to close on January 29, 2014, certain public buildings only as hereinbelow authorized; now therefore

BE IT RESOLVED, BY THE BALDWIN COUNTY COMMISSION IN EMERGENCY SPECIAL SESSION ASSEMBLED, That, under the authority provided by Section 31-9-10 (b) (6) of the Code of Alabama 1975, and without limitation, we hereby determine that inclement weather conditions do indeed present an existing and increasing possibility of the occurrence of a disaster or emergency of unprecedented size and destructiveness resulting from natural causes and, therefore, to protect the health, safety and welfare of the general public and to preserve the lives of those citizens who work in public buildings owned or leased by and under the control of the Baldwin County Commission, this political subdivision desires to authorize, by this instrument, the closure of all non-essential Baldwin County Commission owned or leased or controlled facilities on January 29, 2014.

FURTHER, BE IT RESOLVED, That the Chairman of the Baldwin County Commission shall have the authority to determine essential county facilities that need to remain open to respond and mitigate the impending inclement weather.

DONE, under the Seal of the County Commission of Baldwin County, Alabama, on this the 28th day of January, 2014.



ATTEST



Commissioner Charles F. Gruber, Chairman



David A. Z. Brewer, County Administrator