STATE OF ALABAMA)

COUNTY OF BALDWIN)

RESOLUTION #2015-010
OF THE
BALDWIN COUNTY COMMISSION

PURSUANT TO AMENDMENT NO. 750 TO THE CONSTITUTION OF ALABAMA 1901, AND RELATED TO THE PROMOTION OF LOCAL ECONOMIC AND INDUSTRIAL DEVELOPMENT, GRANTING A THING OF VALUE TO AN ENTITY WHICH WILL SERVE A VALID AND SUFFICIENT PUBLIC PURPOSE.

WHEREAS, Amendment No. 750 to the Constitution of Alabama 1901 authorizes, among other things enumerated within said Amendment and for the promotion of local economic and industrial development, the Baldwin County Commission to lend its credit or grant public funds and things of value in aid of or to any individual, firm, corporation, or other business entity, public or private, for the purpose of promoting the economic and industrial development of Baldwin County; and

WHEREAS, further, Amendment No. 750 to the Constitution of Alabama 1901 provides that the authority provided by said Amendment be exercised only after the following has been accomplished:

[1] The action proposed to be taken by the Baldwin County Commission is at a public meeting of the governing body of Baldwin County by resolution containing a determination by the Baldwin County Commission that the grant of a thing of value for such purpose will serve a valid and sufficient public purpose, notwithstanding any incidental benefit accruing to any private entity or entities; and

[2] At least seven days prior to the public meeting, a notice is published in the newspaper having the largest circulation in the county describing in reasonable detail: [i] the action proposed to be taken, [ii] a description of the public benefits sought to be achieved by such action and [iii] identifying each individual, firm, corporation, or other business entity to whom or for whose benefit Baldwin County proposes to lend its credit or grant public funds or thing of value; and

WHEREAS, at this time, the Baldwin County Commission is considering granting a thing of value to an entity for the purpose of promoting the economic and industrial development of Baldwin County; now therefore

BE IT RESOLVED, BY THE BALDWIN COUNTY COMMISSION, IN REGULAR SESSION ASSEMBLED, That pursuant to the authority provided by Amendment No. 750 to the Constitution of Alabama 1901, the Baldwin County Commission, by this instrument, a resolution of the Baldwin County Commission, authorizes the granting of a thing of value to an entity for the purpose of promoting the economic and industrial development of Baldwin County, said grant of a thing of value as follows:

[1] Granting **McNutt & Company, LLC,** a domestic limited liability company, the use of certain portions of Baldwin Rural Area Transportation System (BRATS) public buses, county-owned and/or operated properties, for establishment and operation of an interior and exterior BRATS pubic bus advertising program.

FURTHER, BE IT RESOLVED, That, respecting Amendment No. 750 to the Constitution of Alabama 1901, the Baldwin County Commission, by this instrument, a resolution of the Baldwin County Commission, as adopted during the October 7, 2014, regular (public) meeting of the Baldwin County Commission provides a determination by said county governing body that the granting of a thing of value, as above referenced, to an entity, for the purpose of promoting the economic and industrial development of Baldwin County, will serve a valid and sufficient public purpose, notwithstanding any respective incidental benefit accruing to any private entity or entities, said determination as follows:

[1] As above recited, the use by **McNutt & Company, LLC,** a domestic limited liability company, by and through a Contract for Professional Services, of certain portions of Baldwin Rural Area Transportation System (BRATS) public buses, county-owned and/or operated properties, for establishment and operation of an interior and exterior BRATS public bus advertising program which, among other things, will be utilized to promote Baldwin County, Alabama, including, but not limited to, its commercial and business sector to establish economic development projects/businesses/investments which advertisements will attract and promote new and expanding commercial prospects within Baldwin County, Alabama, and to create new jobs and employment and economic improvements and expansion for the benefit of the citizens of Baldwin County, Alabama.

FURTHER, BE IT RESOLVED, That, respecting Amendment No. 750 to the Constitution of Alabama 1901, the Baldwin County Commission, at least seven days prior to the October 7, 2014, regular (public) meeting of the Baldwin County Commission, provided notice, on Sunday, September 28, 2014, as published in the newspaper having the largest circulation in Baldwin County, Alabama, (Mobile Press Register newspaper) which described in reasonable detail: [i] the action proposed to be taken as identified by this instrument, [ii] a respective description of the public benefits sought to be achieved by such action identified by this instrument and [iii] identified the corporation/entity to whom or for whose benefit Baldwin County proposes to lend its credit or grant public funds or thing of value as identified by this instrument, a copy of said notice attached to this instrument as ***Exhibit "A."***

DONE, under the Seal of the County of Baldwin, at the County Seat in Bay Minette, Alabama, on this the 7th day of October, 2014.

Commissioner Charles F. Gruber, Chairman

ATTEST:

David A. Z. Brewer, County Administrator

EXHIBIT

A

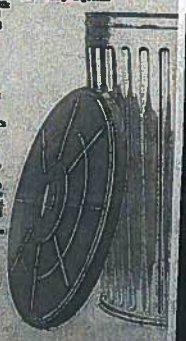
to Resolution 2015-010

MAYOR READY TO CLEAN UP MOBILE

"There needs to be a war on litter. You drive around Mobile, what you see is not what you want to see ... It's a reflection of the image of the city."

Mobile Mayor Sandy Stimpson

Addressing litter has been one of the top priorities for Mobile Mayor Sandy Stimpson in his first year in office. Here's a look at what you need to know to be compliant with litter ordinances that will be enforced beginning on Oct. 1:



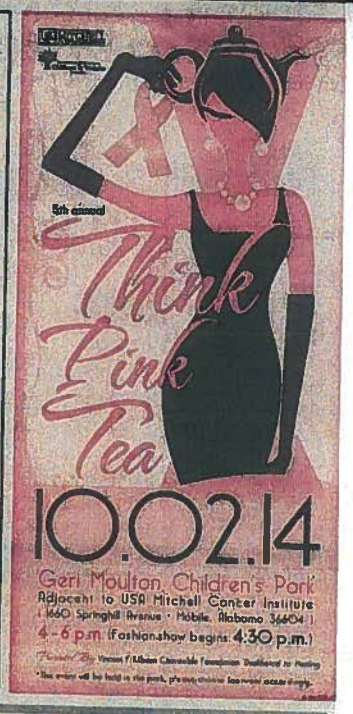
NOTICE

In accordance with, and respecting the parameters set forth by, Amendment No. 750 to the Constitution of Alabama 1901, please be informed that the Baldwin County Commission will consider at its regular meeting on October 7, 2014, the adoption of *Resolution #2015-010 of the Baldwin County Commission* which will authorize the Baldwin County Commission to execute a Contract for Professional Services, on terms approved by the Baldwin County Commission, with McNutt & Company, LLC, a domestic limited liability company, for said entity to be granted the use of certain portions of Baldwin Rural Area Transportation System (BRATS) public buses, county-owned and/or operated properties, for establishment and operation of an interior and exterior BRATS public bus advertising program which remains, among other things authorized by Amendment No. 750, a grant by the county of a thing of value to an entity for the purpose of promoting the economic and industrial development of Baldwin County as authorized by said Amendment No. 750.

The October 7, 2014, regular meeting of the Baldwin County Commission begins at 8:30 a.m., in the County Commission Chambers at the Baldwin County Administration Building as located at 322 Courthouse Square in Bay Minette, Alabama.

The grant of a thing of value contained in *Resolution #2015-010 of the Baldwin County Commission* is as follows:

(1) The use by McNutt & Company, LLC, a domestic limited liability company, of certain portions of Baldwin Rural Area Transportation System (BRATS) public buses, county-owned and/or operated properties, for establishment and operation of an interior and exterior BRATS public bus advertising program which, among other things, will be utilized to promote Baldwin County, Alabama, including, but not limited to, its commercial and business sector to establish economic development projects/businesses/investments which advertisements will attract and promote new and expanding commercial prospects within Baldwin County, Alabama, and to create new jobs and employment and economic improvements and expansion for the benefit of the citizens of Baldwin County, Alabama.

If you have any questions regarding this Notice, please contact:

David A. Z. Brewer, County Administrator for the Baldwin County Commission, at (251) 580-2500