

**RESOLUTION NO. 2015-143**

**AUTHORIZING AND CONSENTING TO THE TRANSFER OF  
OWNERSHIP, MAINTENANCE, AND RESPONSIBILITY FOR  
COUNTY ROAD 71 FROM FAIRGROUND ROAD TO COUNTY ROAD 48 SOUTH  
FROM BALDWIN COUNTY TO THE CITY OF ROBERTSDALE**

WHEREAS, a certain portion of County Road 71 running from Fairground Road to County Road 48 South, which is approximately 1.0 mile in length (hereinafter "County Road 71"), is partially inside the corporate limits of the City of Robertsdale and partially in the unincorporated area of Baldwin County; and

WHEREAS, the City of Robertsdale desires to take over sole and exclusive ownership, control, management, supervision, regulation, repair, maintenance, improvement, and responsibility for County Road 71 to facilitate the orderly development of this area of the City of Robertsdale in its corporate limits and exclusive police jurisdiction and to facilitate the development of property owned by the City of Robertsdale in this area; and

WHEREAS, Baldwin County has found and determined that allowing the City of Robertsdale to take over sole and exclusive ownership, control, management, supervision, regulation, repair, maintenance, improvement, and responsibility of County Road 71 is in the best interest of Baldwin County; and

WHEREAS, Baldwin County has the legal authority to carry out the intent of this resolution pursuant to Code of Alabama, Section 11-49-80 and other state laws and constitutional amendments;

NOW, THEREFORE, BE IT RESOLVED by the Baldwin County Commission as follows:

Section 1. That Baldwin County hereby agrees to and consents to the transfer to the City of Robertsdale of sole and exclusive ownership, control, management, supervision, regulation, repair, maintenance, improvement, and responsibility for that portion of County Road 71 running approximately 1.0 mile from Fairground Road to County Road 48 South ("County Road 71").

Section 2. That the Chairman of the Baldwin County Commission and other appropriate County officials are hereby authorized to execute and deliver such documents or agreements to the City of Robertsdale as are necessary or requested to carry out the intent of this Resolution.

Section 3. Based on the condition and use of County Road 71 and the request by the City of Robertsdale, in accordance with Ala. Code Section 11-49-80 and 81 (1975), the County and the City of Robertsdale agree that the County shall not be required to pay

any sum or sums for being relieved of the burden of the control, management, supervision, repair, maintenance and improvement of County Road 71.

Section 4. If any part, section or subdivision of this resolution shall be held to be illegal, invalid or unenforceable for any reason, such holding shall not be held or construed to invalidate or impair the remaining provisions of this resolution which shall continue in full force and effect notwithstanding such holding.

Adopted and approved this 18<sup>th</sup> day of August, 2015.

BALDWIN COUNTY COMMISSION

  
CHARLES F. GRUBER  
As Its Chairman

ATTEST:

  
RONALD J. CINK  
As Its Interim County Administrator

