

STATE OF ALABAMA)

COUNTY OF BALDWIN)

**RESOLUTION # 2024-116
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 ELSANOR VOLUNTEER FIRE/RESCUE 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 Elsanor Volunteer Fire/Rescue 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 its proceeds of said taxes as security for repayment of a loan not to exceed \$655,074.00 (and the repayment of said loan’s applicable interest) for the purchase of one (1) 2024 Rosenbauer Tanker fire truck complete with navistar chassis and a 3,000-gallon tank at a cost of \$655,074.00; 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 Elsanor Volunteer Fire/Rescue Department is hereby authorized to use its proceeds of taxes derived by Act No. 90-449 as security for repayment of a loan not to exceed \$655,074.00 (and the repayment of said loan's applicable interest) for the purchase of one (1) 2024 Rosenbauer Tanker fire truck complete with navistar chassis and a 3,000-gallon tank at a cost of \$655,074.00; and

FURTHER, BE IT RESOLVED, that this instrument, codified as *Resolution #2024-116 of the Baldwin County Commission*, shall in no way obligate the Baldwin County Commission as to the loan sought by the Elsanor Volunteer Fire/Rescue Department as hereinabove referenced, or any loan, sought or secured by the Elsanor Volunteer Fire/Rescue Department.

DONE, under the Seal of Baldwin County, Alabama, as affixed on this the 21st day of May 2024.


Commissioner Billie Jo Underwood, Chairman

ATTEST:


Roger H. Rendleman, County Administrator





**ELSANOR VOLUNTEER
FIRE/RESCUE DEPARTMENT**

P.O. BOX 276
ROBERTSDALE, ALABAMA 36567
PHONE: (251) 947-4803

RECEIVED
APR 30 2024
BY: *Km*

4 April 2024

Baldwin County Fire Chief's Association
Baldwin County Alabama

To Whom It May Concern:

We, The Elsanor Volunteer Fire/Rescue Department, hereby request approval from the Baldwin County Fire Chief's Association and Baldwin County Commission to purchase a 2024 Rosenbauer Tanker complete with navistar chassis and a 3,000 gallon tank. The cost of \$655,074.00 we request approval to finance. The cost of decal at \$2,800 will be paid by the department, for a total cost of \$657,874.

The tanker will be used to replace our current tanker which is out of NFPA Standard. The current tanker we have will be moved to our Station #2 as a backup to help aid the Elsanor Elementary school in our district as well as our automatic aid departments.

Any other information needed for this request, please contact Tim Allen (President) at cell: (251) 423-2315 or timothy.allen1961@gmail.com or Chief Allen Paul at (251) 747-1907 or pnlandscape53@gmail.com.

Respectfully,

Timothy Allen

President

Elsanor Volunteer Fire/Rescue Department



Baldwin County Fire Chiefs' Association
established 1969

RECEIVED
MAY 20 2024
BY: *[Signature]*

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, Baldwin County Fire Departments are 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 Baldwin County Fire Departments in good standing 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 April 04, 2024 located at Baldwin County 9-1-1, 911 Telecommunicator Circle, Robertsdale, AL 36567

ATTEST:

BALDWIN COUNTY FIRE CHIEFS'
ASSOCIATION

[Signature]

BY: *[Signature]*



Baldwin County Fire Chiefs' Association
established 1969

Elasnor Volunteer Fire/Rescue Department

Approved to Finance

2024 Rosenbauer 3000 Gallon Tanker Truck with Navistar Chassis

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.