

STATE OF ALABAMA)

COUNTY OF BALDWIN)

**RESOLUTION #2021-035
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 \$105,995.00 (and the repayment of said loan’s applicable interest) to purchase (1) 2021 Chevrolet 2500 at the cost of \$78,379.00 and one (1) 2021 ARGO Aurora 850SX at the cost of \$27,616.00, in the total amount not to exceed \$105,995.00, to provide additional brush and wood fire support and to assist with water rescues and in marshy areas; 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 \$105,995.00 (and the repayment of said loan's applicable interest) to purchase one (1) 2021 Chevrolet 2500 at the cost of \$78,379.00 and one (1) 2021 ARGO Aurora 850SX at the cost of \$27,616.00, in the total amount not to exceed \$105,995.00, to provide additional brush and wood fire support and to assist with water rescues and in marshy areas.

FURTHER, BE IT RESOLVED, that this instrument, codified as *Resolution #2021-035 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, at the County Seat, in Bay Minette, Alabama, and under the Seal of Baldwin County, Alabama, as affixed on this the 5th day of January 2021.

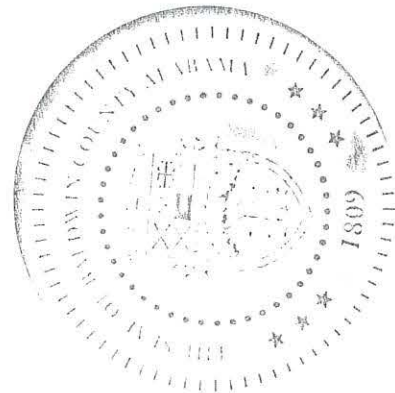


Commissioner Joe Davis, III, Chairman

ATTEST:



Wayne Dyess, County Administrator





**ELSANOR VOLUNTEER
FIRE/RESCUE DEPARTMENT**

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

DEC 23 2020

Baldwin County Commission
Baldwin County Alabama

30 September 2020

To Whom It May Concern:

We, The Elsanor Volunteer Fire/Rescue Department, hereby request approval from the Baldwin County Commission to purchase a 2021 Chevrolet 2500 at the cost of \$78,379.00 and a 2021 ARGO Aurora 850SX at the cost of \$27,616.00. The total cost of both vehicles will be \$105,995.00 that we would like to finance. Both vehicles will be financed through Government Capital Corporation over a 7-year period.

The Chevrolet 2500 will be the new Chief's truck and the old truck will be used as a secondary brush truck as well as to pull the trailer with our Kubota and Polaris for additional brush and wood fire support. The ARGO Aurora is an 8 wheeled amphibious apparatus that is more functional on water rescues and marshy areas. This became obvious with the recent airplane crash in Baldwin County and it was extremely difficult getting to the scene with many vehicles getting stuck. It is equipped with a stretcher which would have also been useful in retrieval of the bodies for the coroner. Our current boat has also gotten stuck during low water rescues which would not have occurred with this piece of equipment.

Thank you in advance for your continued support which allows our department to provide the best fire and rescue service to our community and throughout the entire county. 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 pnplandscape53@gmail.com.

Respectfully,

Timothy Allen

President

Elsanor Volunteer Fire/Rescue Department

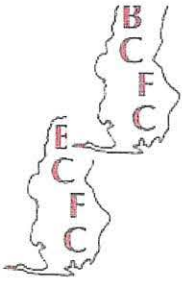


Exhibit B
to Resolution
#2021-035

RECEIVED
DEC 10 2021

Baldwin County Fire Chiefs'
Association
established 1969

BY: ats

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, Elsonor Volunteer Fire/Rescue 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 Elsonor Volunteer Fire/Rescue Department be, and is hereby,



Elsanor Volunteer Fire/Rescue Department
Equipment Approved to Purchase

- 2021 ARGO Aurora 850 SX at the cost of \$27,616.
- 2021 Chevrolet 2500 at the cost of \$78,379.00.

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.