

STATE OF ALABAMA)

COUNTY OF BALDWIN)

**RESOLUTION # 2022-034
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 STAPLETON VOLUNTEER FIRE 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 Stapleton Volunteer Fire 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 their proceeds of said taxes as security for repayment of a loan not to exceed \$207,198.00 (and the repayment of said loan’s applicable interest) for the purchase of one (1) Rosenbauer Mini Pumper, complete with Ford chassis, to provide for better access and more functionality due to the size of the vehicle; 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 Stapleton Volunteer Fire Department is hereby authorized to use their proceeds of taxes derived by Act No. 90-449 as security for repayment of a loan not to exceed \$207,198.00 (and the repayment of said loan's applicable interest) for the purchase of one (1) Rosenbauer Mini Pumper, complete with Ford chassis, to provide for better access and more functionality due to the size of the vehicle.

FURTHER, BE IT RESOLVED, that this instrument, codified as *Resolution #2022-034 of the Baldwin County Commission*, shall in no way obligate the Baldwin County Commission as to the loan sought by the Stapleton Volunteer Fire Department as hereinabove referenced, or any loan, sought or secured by the Stapleton Volunteer Fire Department.

DONE, under the Seal of Baldwin County, Alabama, as affixed on this the 21st day of December 2021.





Commissioner James E. Ball, Chairman



Wayne Dyess, County Administrator



Stapleton Volunteer Fire Department

P.O. Box 366
Stapleton, AL 36578

(251) 937-2429
svfd1776@gmail.com

October 4, 2021

To: Baldwin County AL. Fire Chief's Association
From: Stapleton Volunteer Fire Department

Stapleton Volunteer Fire Department respectfully requests permission to purchase One (1) Rosenbauer Mini Pumper, complete with Ford chassis. The dealer on record for Rosenbauer is (NAFECO) North American Fire Equipment Company 1515 West Moulton St. Decatur AL. 35601 for the sum of \$207,198.00. One Hundred percent financing will be provided by Community Leasing Partners, Division of Community First National Bank- Member FDIC, 215 S. Seth Child Road Manhattan, KS 66502.

Thank you. Stapleton Volunteer Fire Department.

Printed CHARLES T. Scholl _____
Title CHIEF _____
Signed [Signature] _____



Baldwin County Fire Chiefs' Association

established 1969

RESOLVED
DEC 01, 2021
BY: Krug Bay

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 October 7th, 2021 located at Baldwin County Emergency Management Agency, 23100 McAuliffe Drive, Robertsdale, AL 36567

Teresa Mitchell

ATTEST:

Edward H. Hill

BALDWIN COUNTY FIRE CHIEFS’



Baldwin County Fire Chiefs' Association

established 1969

Stapleton Volunteer Fire Department

Approved to Purchase and Finance

Rosenbauer Mini Pumper from NAFECO

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.