

Town of Perdido Beach
Regular Council Meeting
Town Hall/Perdido Beach Volunteer Fire Dept.
8450 Escambia Avenue
Perdido Beach, Al. 36530

November 19, 2009

1. Call to Order

Mayor Parker called the meeting to order at 6:30 PM.

2. Roll Call

Council Members present: Councilmember Thompson, Councilmember Kelley, Councilmember Resmondo, Councilmember Larsen, and Councilmember Kaiser: All present. Others Present: Attorney Sheila Stone, Lynn Thompson, Town Clerk and Citizens of the town.

3. Invocation and Pledge of Allegiance

J. T. Abbott presented Invocation and Pledge of Allegiance.

4. Approval of Minutes of Previous Meeting

Motion by Councilmember Kaiser to approve minutes as read, second by Councilmember Thompson. There being no additions or corrections- all voting in favor, none opposing, minutes stand as read.

5. Approval of Financial Report

Clerk Reported for the Month of October-General Fund-Income \$204.01-Expenditures \$7092.35 Balance of \$11,513.48. There being no comments financial report stands as read.

6. Public Comments

Dr. Gary Fishbein commented on starting a "Safe Kids Program" and proclaiming Perdido Beach a "Safe Kids Community"

Mr. Danny Pierce asked about the status of the Boat Ramp and commented on past public water access issues and keeping the accesses open to the public.

7. Presentations

Mr. Henry Burkhardt offered a fishing trip or a water taxi trip to the Town for a fund raiser.

8. Ordinances for Consideration:

2009-08 -ORDINANCE TO AMEND,"ORDINANCE 2009-06 LEVYING A TRUE SALES AND USE TAX". Change effective date from September 24th to December 1st.

Motion by Councilmember Kaiser for immediate consideration, second by Councilmember Kelley.

Roll call vote: Councilmember Thompson,-Aye, Councilmember Resmondo-Aye, Councilmember Kaiser-Aye, Councilmember Kelley-Aye, Mayor Parker-Aye, Councilmember Larsen-Aye. All in Favor. Motion Carried.

Mayor Parker read the Ordinance.

Motion by Councilmember Kaiser to adopt ORDINANCE 2009-08, second by Councilmember Kelley. Majority in favor, motion passed with Councilmember Thompson abstaining.

2009-09- ORDINANCE TO ADOPT A NEW BUSINESS LICENSE CODE FOR THE TOWN OF PERDIDO BEACH, ALABAMA, AND FROM YEAR TO YEAR THEREAFTER UNTIL REPEALED OR REVISED.

(Second Reading)

Attorney Stone reiterated changes made to the Ordinance at Workshop.

Motion by Councilmember Thompson, second by Councilmember Kaiser to waive the reading of the Ordinance 2009-09. All in favor, motion carried.

Motion by Councilmember Kaiser to adopt Ordinance 2009-09, adopting a Business License Code for the Town of Perdido Beach, second by Councilmember Larsen. There being no discussion. All in favor, motion carried.

2009-10-ORDINANCE GRANTING A NON EXCLUSIVE FRANCHISE TO THE UTILITIES BOARD OF THE CITY OF FOLEY, ALABAMA

Motion by Councilmember Kaiser for immediate consideration, second by Councilmember Resmondo.

Roll call vote: Mayor Parker-Aye, Councilmember Thompson,-Aye, Councilmember Resmondo-Aye, Councilmember Kaiser-Aye, Councilmember Kelley-Aye, Councilmember Larsen-Aye. All in favor, motion passed.

Mayor Parker read Ordinance 2009-10, Granting a Non Exclusive Franchise Agreement to the Utilities Board of the City of Foley, Alabama.

Motion by Councilmember Kaiser to adopt Ordinance 2009-10, second by Councilmember Kelley.

Roll call vote: Mayor Parker-Aye, Councilmember Thompson,-Aye, Councilmember Resmondo-Aye, Councilmember Kaiser-Aye, Councilmember Kelley,-Aye, Councilmember Larsen.-Aye. All in favor, motion passed to adopt Ordinance 2009-10.

2009-11-ORDINANCE CREATING THE TOWN PLANNING COMMISSION OF THE TOWN OF PERDIDO BEACH, ALABAMA.

Motion by Councilmember Kelley, for immediate consideration, second by Councilmember Thompson.

Roll call vote: Mayor Parker-Aye, Councilmember Thompson-Aye, Councilmember Resmondo-Aye, Councilmember Kaiser,-Aye, Councilmember Kelley Aye, Councilmember Larsen-Aye.

All in favor, motion passed for immediate consideration.

Mayor Parker read Ordinance 2009-11, an Ordinance Creating a Town Planning Commission.

Motion by Councilmember Larsen to adopt Ordinance 2009-11, second by Councilmember Kaiser.

Discussion on Police Jurisdiction, Planning Jurisdiction and goals set forth in the Alabama Code for the appointees to the Planning Commission. Attorney Stone explained the purpose and goals of the Commission to the Public. Councilmember Thompson told the Council of the work already in progress with the County regarding the zoning map and Land Use Ordinance. Attorney Stone explained the public hearing procedure.

Mayor Parker asked for the vote to adopt Ordinance 2009-11.

Roll call vote: Mayor Parker-Aye, Councilmember Thompson-Aye, Councilmember Resmondo-Aye, Councilmember Kaiser-Aye, Councilmember Kelley-Aye, Councilmember Larsen-Aye. All in favor, motion passed to adopt Ordinance 2009-11.

Mayor Parker named the Planning Commission Members; they were named as follows: Mayor Parker named herself, Clerk Lynn Thompson, Steve Love, Gary Kiefer, Diana Graham, Kathy Coate, J. T. Abbott and Councilmember Kelley.

Attorney Stone advised the Mayor she could not appoint a council member. Mayor Parker withdrew her appointment of Councilmember Kelley.

Councilmember Thompson made a motion to appoint Councilmember Kelley to the Commission, seconded by Councilmember Kaiser.

Roll call vote: Mayor Parker-Aye, Councilmember Thompson-Aye, Councilmember Resmondo-Aye, Councilmember Kaiser-Aye, Councilmember Larsen-Aye. Councilmember Kelley being named a Commission Member abstained from voting.

Mayor Parker stated she would appoint a member to the remaining unfilled position.

9. Motions or requests from the Town Council.

Motion by Councilmember Kaiser to change the December 10th Workshop Meeting to December 3rd, second by Councilmember Larsen. All in favor, motion carried.

Motion by Councilmember Kaiser to change December 24th Regular Meeting to December 17th, second by Councilmember Larsen. All in favor, motion carried.

Discussion to hold "Open House" December 19th, 12:00 o'clock in the afternoon at the "new" Town Hall. Changed "Open House" to a more informal "Christmas Drop In ". All in favor. All agreed to hold a more formal program later.

Motion by Councilmember Kaiser to appoint someone to South Baldwin Chamber of Commerce, second by Councilmember Kelly. Mayor asked if anyone was interested. Councilmember Resmondo indicated he would be interested in serving on the Board .

Councilmember Kaiser amended motion to name Councilmember Resmondo as appointee to the SBC Board. All in favor. Motion Carried

Motion Councilmember Thompson and second by Councilmember Kelley to accept membership in the League of Municipalities and send “thank you “ letters to the League and all who have supported the incorporation process. All in favor, motion carried.

10. Committee Reports

Finance & Audit Report – Councilman Kaiser reported on progress concerning Line of Credit with Vision Bank. Bank agreed to accept Riviera’s Franchise Agreement with the Town as collateral on the loan. (Written report on file).

Building Committee/Town Hall Report- Councilman Kelley reported on Town Hall progress. (Written report on file).

Safety Committee Report- Councilman Thompson reported his communication with The Baldwin County Emergency Management System during the threat of Hurricane Ida. (Written report on file).

Beautification Committee

Discussed committee workday at Town Hall, discussed Town Hall logo. Sondra Wilkinson to sketch ideas for possible town logo. Discussed ideas and locations for Town signs, Christmas decorations for Town Hall and Christmas Drop In. (Written report on file)

Public Works Report-Councilmember Resmondo reported on pot holes in State St. and reported on a request to open and clear a portion of Pine St. (Written report on file)

11. Council, Legal Counsel and Staff had no comments and there was no further business.

12. Councilmember Kaiser made a motion to adjourn. Mayor Parker asked for all in favor. All in Favor. Meeting adjourned at 8:15 PM

ATTEST;

Patsy W. Parker, Mayor

Lynn Thompson, Town Clerk