

Town of Perdido Beach, Alabama  
Regular Council Meeting – April 26, 2012

The Town Council held its Regular scheduled Council Meeting at Town Hall located 9212 County Rd 97-Perdido Beach, AL 36530 on April 26, 2012. Mayor Patsy Parker called the Meeting to order at 6:33 PM.

**MEMBERS PRESENT:** Mayor Parker, Council Members- Dennis Kaiser, Ronald Resmondo, Gary Fishbein and Al Thompson.

**ALSO PRESENT:** Mrs. Sheila Stone-Schoen-Town Attorney, Mrs. Nancy Mackey-Baldwin County Planner, Mrs. Lynn Thompson-Town Clerk and Members of the Town.

**MEMBERS ABSENT:** Council Member Patti Larsen.

**INVOCATION AND PLEDGE OF ALLEGIANCE** – Council Member Ronnie Resmondo

Mayor Parker Opened the Public Hearing

**Introduction**

Nancy Mackey-Administrator-Town of Perdido Beach Land Use and Zoning Ordinance

**Background**

- The Town of Perdido Beach Planning Commission at its regularly scheduled meeting on March 7, 2012, held a public hearing to allow input either for or against the proposed text amendment to the Town of Perdido Beach Land Use and Zoning Ordinance as it pertains to recreational vehicle parks. Case No. PBTA-12001. The Planning Commission recommended denial of the proposed text amendment to the Town Council as it pertains to Recreational Vehicle Parks. The Planning Commission also voted to recommend the Town Council remove the definition of *recreational vehicle parks* from the Ordinance.

**Staff Recommendation**

- Staff recognizes the need for recreational vehicle parks in certain designated areas, however, at this time, it is not the desire or vision of the Town to have these type uses since zoning has only been established since 2011. If approved the proposed text amendment would be for the Town as a whole versus one specific parcel of land. Should an individual desire to establish a recreational vehicle park on their parcel of land, a rezoning, conditional use or a special exception may be warranted. Approval would be based upon evidence presented at the time of application and under specific guidelines established in the Town of Perdido Beach Land Use and Zoning Ordinance.
- If the Town denies the request to not allow Recreational Vehicle Parks, staff would also recommend the *definition* of Recreational Vehicle Parks be removed from the Town of Perdido Beach Land Use and Zoning Ordinance.

Discussion/Questions from Council

Mayor Parker opened the Meeting for Public Comment.

One Resident spoke in opposition to the proposed text amendment to the Land Use and Zoning Ordinance relating to *recreational vehicle parks*.

There being no further discussion Mayor Parker closed the Public Hearing.

Mayor Parker asked for comments from each Council Member. It was the consensus of the Town Council to follow staff recommendation to deny the proposed amendment at this time.

**ITEM:** Motion by Council Member Thompson, seconded by Council Member Kaiser to accept the Planning Commission recommendation to deny the amendment to the Town of Perdido Beach Land Use and Zoning Ordinance as it pertains to *recreational vehicle parks*.

Discussion:

**Roll Call Vote**

**"YES"**

**"ABSTAIN"**

**"NO"**

Council Member Kaiser

Council Member Resmondo

Council Member Fishbein

Council Member Thompson

Mayor Parker

Motion carried unanimously to accept the Planning Commission recommendation.

**ITEM:** Motion by Council Member Kaiser, seconded by Council Member Thompson to remove the *definition of recreational vehicle parks* from the Town of Perdido Beach Land Use and Zoning Ordinance.

Discussion:

**Roll Call Vote**

**"YES"**

**"ABSTAIN"**

**"NO"**

Council Member Kaiser

Council Member Resmondo

Council Member Fishbein

Council Member Thompson

Mayor Parker

Motion carried unanimously to remove the *definition of recreational vehicle parks* from the Town of Perdido Beach Land Use and Zoning Ordinance.

**Public Comments:**

Christine O'Connor-Beautification Committee Member reported on behalf of Chairman Larsen, that the Committee had visited Vulcan Signs in Foley, Alabama to gather information relating to upgrading Town signage for a cost of \$4809.11.

**NOTE:** The Town has been awarded a Tourism Grant to pay for Town signage.

Also Mrs. O'Connor's report was not a recommendation to the Town Council.

The findings would be taken back to the Beautification Committee for discussion.

A property owner asked about the possibility of the Town purchasing property for a boat launch and if there would be a meeting for public input and she also thanked the Town Council for the work they do for the Town.

*Brief Break*

**ITEM:** March 22<sup>ND</sup> Minutes

Motion by Council Member Kaiser, seconded by Council Member Resmondo to approve the March 22<sup>nd</sup> Minutes.

Discussion:

All in favor to approve the March 22<sup>nd</sup> minutes as presented.

**ITEM:** April 5<sup>th</sup> Emergency Meeting Minutes

Motion by Council Member Kaiser, seconded by Council Member Resmondo to approve the April 5<sup>th</sup> Minutes.

Discussion:

All in favor to approve the April 5<sup>th</sup> minutes as presented.

**ITEM:** April 12<sup>th</sup> Emergency Minutes

Motion by Council Member Kaiser, seconded by Council Member Fishbein to approve the April 12<sup>th</sup> Minutes.

Discussion:

All in favor to approve the April 12th minutes as presented.

**ITEM:** March Expenditures

Motion by Council Member Resmondo, seconded by Council Member Gary Fishbein to approve the March Expenditures.

Discussion:

Change reporting date to reflect beginning and ending date-February 1, 2012-February 29, 2012"

SUMMARY REPORT  
Of  
REPORTS PRESENTED AT WORKSHOP  
April 12, 2012

**Income & Expense 3/01/12 - 3/31/12**

*Ending Checking Balance*

General Fund	Income \$2,986.41	Expenses \$3,558.89	\$134,692.20
4 & 5 cent gas tax	Income \$111.75	Expense -0	\$3,830.79
7 cent gas tax	Income \$129.26	Expense -0	\$3,703.34
Special Oil Acct	Income \$15.46	Expense -0	\$117,164.96
Money Market	Income \$261.72	Expense -0	\$809,293.44
Capital Improvement Fund	Income \$.20	Expense -0-	\$4,463.45
Line of Credit	Available Balance	\$50,000.00	
	Outstanding Balance	-0-	

**Roll Call Vote**

**"YES"**

**"ABSTAIN"**

**"NO"**

- Council Member Kaiser
- Council Member Resmondo
- Council Member Fishbein
- Council Member Thompson
- Mayor Parker
- All in favor to approve the March 22<sup>nd</sup> Expenditures

Council Member Kaiser commented on the Mayor's 6 month report. He reported that the Town would soon be receiving Franchise fees from Riviera Utilities.

**ITEM:** Ordinance 2012-06-DETERMINATION OF THE TOWN COUNCIL OF PERDIDO BEACH, ALABAMA, REGARDING A PROPOSED ZONING TEXT AMENDMENT, SUCH DETERMINATION AS AUTHORIZED PURSUANT TO TITLE 11, SUBTITLE 2, CHAPTER 52, ARTICLE 4, SECTION, 11-52-70 CODE OF ALABAMA, 1975, AS AMENDED.

Motion by Council Member Kaiser seconded by Council Member Thompson for immediate consideration of Ordinance 2012-06.

**Roll Call Vote**

**"YES"**

**"ABSTAIN"**

**"NO"**

- Council Member Kaiser
- Council Member Resmondo

Council Member Fishbein  
Council Member Thompson  
Mayor Parker

Motion by Council Member Kaiser, second by Council Member Fishbein to waive the reading of Ordinance 2012-06.

All in favor, to waive the reading.

Motion by Council Member Kaiser, second by Council Member Thompson to adopt Ordinance 2012-06.

Discussion:

	<u>Roll Call Vote</u>	
"YES"	"ABSTAIN"	"NO"
Council Member Kaiser		
Council Member Resmondo		
Council Member Fishbein		
Council Member Thompson		
Mayor Parker		

All in favor the adopt Ordinance 2012-06.

**ITEM:** ORDINANCE 2012-07 SETTING QUALIFICATION FEES

Motion by Council Member Kaiser, seconded by Council Member Resmondo for immediate consideration of Ordinance 2012-07

	<u>Roll Call Vote</u>	
"YES"	"ABSTAIN"	"NO"
Council Member Kaiser		
Council Member Resmondo		
Council Member Fishbein		
Council Member Thompson		
Mayor Parker		

Unanimous vote for immediate consideration of Ordinance 2012-07.

Motion by Council Member Kaiser, seconded by Council Member Resmondo to waive the reading.

All in favor to waive the reading.

Motion by Council Member Kaiser, seconded by Council Member Thompson to adopt Ordinance 2012-07.

	<u>Roll Call Vote</u>	
"YES"	"ABSTAIN"	"NO"
Council Member Kaiser		
Council Member Resmondo		
Council Member Fishbein		
Council Member Thompson		

Mayor Parker

Unanimous vote to adopt Ordinance 2012-07.

**Staff and Legal Comments:**

Request from Council Member Kaiser to discuss at Workshop improvements to the Restroom in Town Hall to include handicap facility. Discussion to be continued at May 10<sup>th</sup> Council Workshop.

Council Member Thompson discussed sodding around the Storage building and the contract with John and Cecilia Abbotts Lawn Care Service. Discussion to be continued at May 10<sup>th</sup> Council Workshop Meeting.

**COMMITTEE REPORTS**

**PUBLIC WORKS COMMITTEE**

Public Works Chairman Resmondo reported that the Committee had it Organizational Meeting on March 29<sup>th</sup> in accordance with Ordinance 2012-04.

Chairman-Council Member Resmondo

Vice-chair Sean Hickey

Members-Henry Burchardt, Barry Froling, Councilman Dennis Kaiser.

Discussed general Committee tasks.

Regular Meeting date is the first Monday of each Month at 6:30 PM-Town Hall.

**PUBLIC SAFETY COMMITTEE**

Public Safety Chairman Thompson reported on the Committee's Organizational Meeting in accordance with Ordinance 2012-04.

Chairman-Council Member Thompson

Vice Chair-Tommy Resmondo

Members-Mayor Patsy Parker and Ken Wright-Fire Chief.

Council Member Thompson and Ken Wright-Fire Chief attended a meeting related to designated *Points of Interest* (PODS) presented by the Alabama Emergency Management (AEMA) and Federal Emergency Management (FEMA).

Also the Town Safety Committee in conjunction with the Perdido Beach VFD would review its Emergency Management Plans.

**BUDGET AND FINANCE COMMITTEE**

Budget and Finance Chairman Kaiser reported that the Town had received its check from the Alabama Trust fund in the amount of \$5,864.78 to be used for capital improvements, which increases the "Capital Improvement Fund" balance to \$10,328.23.

**BUILDING AND GROUNDS COMMITTEE**

Council Member Thompson reported on behalf of the Building Committee, asked if the Committee should move forward to purchase the railroad cross ties for landscaping the grounds around the storage building. Discussion to be continued at May 10<sup>th</sup> Council Workshop.

AD HOC COMMITTEE-"RED CLAY"

Council Member Thompson reported that the Committee was still working on the proposed 'Clay Moratorium'

AD HOC COMMITTEE-"TITLE SEARCH"

No Report, but that the Committee plans to meet again soon.

FIRE CHIEF'S REPORT

No Report

MAYOR COMMENTS


Mayor reminded Council Members to submit their Statement of Economic Interests that were due on April 30<sup>th</sup>.

Mayor Parker reported that HB 619 had passed the house of origin and was presently in Senate Committee.

Motion by Council Member Fishbein, second by Council Member Resmondo to adjourn.  
Meeting adjourned at 9:00 PM

ATTEST:

  
\_\_\_\_\_  
Patsy W. Parker, Mayor

  
\_\_\_\_\_  
Lynn Thompson, Town Clerk