The Town Council held its Regular Scheduled Council Meeting at Town Hall on January 15, 2013 following its Workshop Meeting that was held at 5:00 pm. Mayor Patsy Parker called the meeting to order at 6:32pm.

**MEMBERS PRESENT:** Council Members Ellen McDonald-Leslie, Sean Hickey, Gary Fishbein, Priscilla Condon, Andy Holk and Mayor Patsy Parker.

**ALSO PRESENT:** Michelle M. Mayberry, CPA and Mr. Ashley Hancock, Alabama Department of Revenue; former Council Members Mrs. Patti Larsen, Mr. Ronald Resmondo and Mr. Al Thompson; Mrs. Sheila Stone-Schoen, Town Attorney; Mrs. Lynn Thompson, Town Clerk and Members of the Town.

**PLEDGE OF ALLEGIANCE:** Mayor Parker

**ITEM: DECEMBER 18, 2012 REGULAR COUNCIL MINUTES**
Motion by Council Member Hickey, seconded by Council Member Condon to approve the December 18, 2012 minutes.

**Discussion:**
Roll call vote:

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<th>&quot;YES&quot;</th>
<th>&quot;ABSTAIN&quot;</th>
<th>&quot;NO&quot;</th>
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<td>Council Member Holk</td>
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<td>Mayor Patsy Parker</td>
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Motion carried to approve the December 18, 2012 minutes as corrected.

**ITEM: DECEMBER FINANCIAL REPORT:**
Motion by Council Member Condon, seconded by Council Member Holk to approve the December financial report.

Roll call vote:

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<th>&quot;YES&quot;</th>
<th>&quot;ABSTAIN&quot;</th>
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Motion carried unanimously to approve the financial report as presented.
ITEM: PUBLIC COMMENTS
Former Council Member Ronald Resmondo gave his opinion on the importance of the invocation in public meetings.

- He said he felt prayer had helped the Country's forefathers create this Country.
- He stated that he personally prayed for guidance before Council Meetings.
- In his opinion he hoped that prayer at the Town's public meetings could possibly set an example for the rest of the country.

Mr. Andrew Stewart, Perdido Beach Resident also commented in favor of invocations at council meetings and requested that the council reinstate the invocation in Council Rules of Procedure.

Mrs. Marilyn Laird-Perdido Beach Resident addressed the Council regarding her concern that dogs running loose in the community and reported a dog bite incident that occurred on Pine Street on January 13, 2013. Town Attorney related to Mrs. Laird that a report to the Baldwin County Sheriff's Office would be an option.

ITEM: GUEST SPEAKERS
Ms. Michele Mayberry, CPA and Mr. Ashley Hancock, Alabama Department of Revenue gave the Town Council an overview of the services related to sales tax collection that the State provides.

ITEM: Mayor Patsy Parker read aloud and presented Resolutions to former Council Members Patti Larsen and Ronald Resmondo expressing appreciation to them for faithful service to the Town of Perdido Beach and its citizens. Former Council Member Rhoe (Al) Thompson was not present to be recognized for his service to the Town.

ITEM: ORDINANCE 2012-13 ADOPTING COUNCIL MEETING ORDER OF PROCEDURES

Motion by Council Member Condon, seconded by Council Member Hickey for immediate consideration to amend Ordinance 2012-13

Roll call vote:

"YES"  
"ABSTAIN"  
"NO"

Council Member Holk
Council Member Fishbein
Council Member Hickey
Council Member Condon
Council Member McDonald-Leslie
Mayor Patsy Parker

Motion passed unanimously

Motion by Council Member Condon, seconded by Council Leslie to accept the following changes to Ordinance 2012-13 ADOPTING COUNCIL MEETING ORDER OF PROCEDURE
Section 2. Workshop meetings of the council shall be held on the second (2\textsuperscript{nd}) Tuesday of each month, unless prescheduled and announced otherwise. Regular meeting of the council shall be held on the third (3\textsuperscript{rd}) Tuesday of each month, unless prescheduled and announced otherwise.

Section 5. All workshop meetings shall convene at 6:00pm at Town Hall unless otherwise posted, and all regular council meetings shall convene at 6:00pm at Town Hall unless otherwise posted. All workshop meetings and council meetings shall be open to the public.

Discussion:
Roll call vote:

“YES”
Council Member Holk
Council Member Fishbein
Council Member Hickey
Council Member Condon
Council Member McDonald-Leslie
Mayor Patsy Parker
Motion passed unanimously

**ITEM:** ORDINANCE 2013-01 APPOINTING A TOWN CLERK TREASURER (Second Reading)
Motion by Council Member Condon, seconded by Council Member Hickey to adopt Ordinance 2013-01.

Discussion:

Roll call vote:

“YES”
Council Member Holk
Council Member Fishbein
Council Member Hickey
Council Member Condon
Council Member McDonald-Leslie
Mayor Patsy Parker
Motion passed unanimously

**ITEM:** ORDINANCE 2013-02 AMENDING Ordinance 2009-09 AN 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)

Motion by Council Member McDonald-Leslie, seconded by Council Member Hickey to change issuance fee in ORDINANCE 2009-09 AN 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, from ten dollars ($10.00) to twelve ($12.00) dollars.

Discussion:
Roll call vote:

"YES"  "ABSTAIN"  "NO"

Council Member Holk
Council Member Fishbein
Council Member Hickey
Council Member Condon
Council Member McDonald-Leslie
Mayor Patsy Parker
Motion passed unanimously

ITEM: RESOLUTION 2013-01 TO CONFIRM THE APPOINTMENT OF TOWN/CLERK TREASURER FOR THE 2012-2016 ADMINISTRATION. (Second Reading)

Motion by Council Member Hickey, seconded by Council Member Condon to appoint Lynn Thompson to Clerk/Treasurer for the 2012-2016 administration.

Discussion:

Roll call vote:

"YES"  "ABSTAIN"  "NO"

Council Member Holk
Council Member Fishbein
Council Member Hickey
Council Member Condon
Council Member McDonald-Leslie
Mayor Patsy Parker
Motion passed unanimously

ITEM: RESOLUTION 2013-02 APPOINTING COMMITTEES

Motion by Council Member Condon, seconded by Council Member Holk to adopt Resolution 2013-02 Appointing Committees

Roll call vote:

"YES"  "ABSTAIN"  "NO"

Council Member Holk
Council Member Fishbein
Council Member Hickey
Council Member Condon
Council Member McDonald-Leslie
Mayor Patsy Parker
Motion passed unanimously

ITEM: RESOLUTION 2013-03 ENTERING INTO AND EXECUTING A CONTRACT WITH EITHER COASTAL TITLE, INC. OR PROFESSIONAL LAND TITLE, INC. TO PERFORM A TITLE SEARCH ON BLOCK 34, TOWN OF PERDIDO BEACH (Second Reading)

Motion by Council Member Hickey, seconded by Council Member Condon to authorize the Mayor to execute and enter into a contract with either Coastal Title, Inc. or Professional Land Title, Inc. to perform a title search on Block 34, Town of Perdido Beach.
Discussion:
Roll call vote:

"YES"    "ABSTAIN"    "NO"
Council Member Holk
Council Member Fishbein

Council Member Hickey
Council Member Condon
Council Member McDonald-Leslie
Mayor Parker
Motion carried

ITEM: RESOLUTION 2013-04 TO CONFIRM THE APPOINTMENT OF TOWN LEGAL COUNSEL
(Second Reading)
Motion by Council Member McDonald Leslie, seconded by Council Member Hickey to confirm
the appointment of Mrs. Sheila Stone Schoen as legal counsel.
Discussion:
Roll call vote:

"YES"    "ABSTAIN"    "NO"
Council Member Holk
Council Member Fishbein

Council Member Hickey
Council Member McDonald-Leslie
Mayor Parker
Motion failed for lack of majority vote

ITEM: Motion by Council Member Condon, seconded by Council Member Fishbein to confirm
the appointment of Marcus E. McDowell (Procedure Out of Order)

Motion by Council Member Hickey, seconded by Council Member Condon for immediate
consideration to confirm appointment of Marcus E. McDowell as Town Attorney.

Roll call vote:

"YES"    "ABSTAIN"    "NO"
Council Member Holk
Council Member Fishbein

Council Member Condon

Motion failed for lack of majority vote.
ITEM: Invite Attorney Marcus McDowell to the Workshop meeting on February 12, 2013. Motion by Council Member Hickey, seconded by Council Member Condon to invite Attorney Marcus McDowell to come to the Workshop Meeting on Tuesday, February 12, 2013 to talk to the Council regarding provision of legal services to the Town.

Discussion:
Roll call vote:

"YES" "ABSTAIN" "NO"

Council Member Holk
Council Member Fishbein
Council Member Hickey
Council Member Condon
Council Member McDonald-Leslie
Mayor Parker
Motion carried unanimously

ITEM: COUNCIL MEMBER APPOINTMENT TO THE PLANNING COMMISION
Motion by Mayor Parker, seconded by Council Member Hickey to appoint Council Member McDonald-Leslie to the Planning Commission.

Discussion:
Roll call vote:

"YES" "ABSTAIN" "NO"

Council Member Holk
Council Member Fishbein

Council Member Hickey
Council Member Condon

Council Member McDonald-Leslie
Mayor Parker
Motion failed for lack of majority vote

ITEM: COUNCIL MEMBER APPOINTMENT TO THE PLANNING COMMISION
Motion by Council Member Fishbein, seconded by Council Member Holk to appoint Council Member Condon to the Planning Commission.

Discussion:
Roll call vote:

"YES" "ABSTAIN" "NO"

Council Member Holk
Council Member Fishbein

Council Member Condon
Council Member Hickey
Council Member McDonald-Leslie
Mayor Parker

Motion failed for lack of majority vote.

01-15-13 dlt
As part of the discussion Council Member Hickey asked that his comments be made part of the record; regarding the Comprehensive Plan, he stated:
"The word “recommend” appears 25 times in the Town of Perdido Comprehensive Plan 2030 and that the words “shall” appears 2 times and the words “must” appears 4 times, each time “shall” and “must” appears it is in relation to a mandate in the code of Alabama. The Comprehensive Plan is what the name states, a “Plan” for the future development of the Town of Perdido Beach. It is mandated by law and nothing in it can take affect without the approval of the council. The law that established the requirement for a master plan predates the existence of the United Nations. The assertion that the master plan is the infiltration of some arcane United Nations resolution bent on the destruction of the American way of life is ludicrous. There is no place for doomsday prepping and conspiracy theory is the administration of the public trust, which is the job we accepted. I just don’t get it. Furthermore, with over 40 years of involvement in over $2.5 billion worth of projects, I’ve seen very few plans last more than 30 days much less 30 years. I really don’t get why we are wasting our time listening to this."

ITEM: MOTION TO TABLE COUNCIL MEMBER APPOINTMENT TO THE PLANNING COMMISSION.
Motion by Council Member McDonald Leslie, seconded by Council Member Hickey to table appointing a Council Member to the Planning Commission indefinitely.
Motion carried unanimously.

ITEM: ITEMIZED BILL FOR LEGAL SERVICES PROVIDED FROM OCTOBER 1, 2012 THROUGH NOVEMBER 30, 2012.
Motion by Council Member Hickey, seconded by Council Member Holk for immediate consideration to pay Town Attorney, Sheila Stone Schoen for additional legal expenses provided from October 1, 2012 through November 30, 2012 in the amount of $825.00.

Roll call vote:
“YES”
Council Member Holk
Council Member Fishbein
Council Member Hickey
Council Member Condon
Council Member McDonald-Leslie
Mayor Parker
Motion carried unanimously

Motion by Council Member Condon, seconded by Council Member Holk to pay Attorney Stone Schoen additional legal expenses provided from October 1, 2012 through November 30, 2012.
Roll call vote:

"YES"  "ABSTAIN"  "NO"

Council Member Holk
Council Member Fishbein
Council Member Hickey
Council Member Condon
Council Member McDonald-Leslie
Mayor Parker
Motion carried unanimously

ITEM: NEXT COUNCIL MEETING DATES

Workshop Meeting   February 12, 2012-6:00 pm
Council Meeting    February 19, 2012-6:00 pm

COMMITTEE REPORTS

SAFETY COMMITTEE

RE: Hurricane Isaac

On 1-14-2013 Mayor Parker contacted Mr. Mitchell Sims, Director of Baldwin County Emergency Management Agency (BCEMA) to ask about the possibility of the Town making a 404 Application for erosion mitigation on the Town’s Bay Front. In turn, Mr. Sims contacted Mr. Chris Newton with Alabama EMA (AEMA) who called Mayor Parker.

Content of Conversation between Mayor Parker and Mr. Chris Newton:

Public Assistance Application Related to Hurricane Isaac:

- The Town is not eligible for Public Assistance due to a lack of available maintenance records. For future reference concerning PA claims, the Town will work directly with AEMA.
- 404 Applications related to Hurricane Isaac are not yet open. Mr. Newton said that the Town will receive information from BCEMA when the application process is open and will work directly with BCEMA.

Submitted by: Patsy Parker, Mayor and member of the Public Safety Committee

BEAUTIFICATION COMMITTEE

NO REPORT

BUDGET AND FINANCE COMMITTEE

Mayor Parker reported on current interest rate paid to money market accounts.
Recommendation from Chairman Fishbein to notify Centennial Bank to make changes
necessary to increase rate from .10% to .15% on money market accounts.
Discussion:
Motion passed unanimously

BUILDING AND GROUNDS COMMITTEE

NO REPORT

PUBLIC WORKS
Council Member Sean Hickey, Vice Chairman of the Public Works Committee reported the following:
- The Public Works Committee has sent the work order for the brush cutting and chipping to Mr. Bill Templeman who has a contract with the Town.
  The Committee also met with Frank Lundy, PE Construction Engineer Baldwin County Highway Dept. and discussed trading mowing for grading on the Town’s rights of way. He advised the Committee to attend the Baldwin County Road and Bridge meeting on January 17, 2012. Council Member Hickey and Committee Member Barry Froling plan to attend.
- Discussed a need for a traffic study for setting speed limits within the Town.
- Also discussed with Mr. Lundy a possible solution to repair Perdido Vista Drive. Mr. Lundy agreed with the Committee’s solution. Mr. Barry Froling is getting an updated quote for the repairs to Perdido Vista Dr from Arnie’s Construction, who has a contract with the Town.

FIRE CHIEF’S REPORT

NO REPORT

AD HOC COMMITTEE-PROPERTY SEARCH

NO REPORT

COUNCIL, STAFF AND LEGAL COMMENTS:

1. Lynn Thompson, Town Clerk asked the Council if they would provide her with a brief written synopsis of their committee reports.

2. Council Member Condon asked for an update on the status of an abandoned building in the Town.
   Mayor Parker said it had been reported to her that the owner of the property has received a letter concerning the property but she has not been able to confirm the source of the letter or in fact if such letter exists

OTHER BUSINESS:
- Mayor Parker appointed Mr. John Dobbs to fill a vacancy on the Planning Commission. She also appointed Mr. Hank Jordan and Mr. Oliver Guilford to the Public Works Committee. Mr. Guilford is a voting member and Mr. Jordan is a volunteer member at this time.
MOTION TO ADJOURN: Motion by Council Member Hickey, seconded by Council Member Leslie to adjourn. All in favor.

Meeting adjourned at 9:07 pm

ATTEST:

[Signature]
Patsy W. Parker, Mayor

[Signature]
Lynn Thompson, Town Clerk