

Town of Perdido Beach
Planning Commission Regular Meeting
Town Hall
February 6, 2019-6:30 pm

Call to Order: Vice Chairman Hank Jordan called the meeting to order at 6:30 pm

Roll Call:

Commission Members Present:

Vice Chairman Hank Jordan; Mayor Kae Hamilton; Commissioner Lynn Thompson; Commissioner Chris Head and Commissioner Christi Koehle.

Commission Members Absent: Chairman John Lagrone; Commissioner Glenna Smith and Commissioner Andrew Stewart-Councilman.

Others Present: Mrs. Diane Burnett-South Alabama Regional Planning Commission (SARPC) and Members of the Town

Invocation: Commissioner Head
Pledge of Allegiance: All

Minutes: Reading and Approval of January, 2019 Regular Meeting Minutes.
Motion by Commissioner Koehle, second by Commissioner Head to approve the minutes. No discussion:

All in favor Minutes were approved as presented.

Hearing of Applications: There were none

Public Comments: Mr. Bob Gross read aloud a letter in response to a letter he received from Mayor Hamilton regarding appointing someone to fill his seat on the Commission prior to the expiration of his term.
(Letter attached)

New Business: None

Unfinished Business: Electing a Secretary to take minutes:

Discussion: Alternating Commission Members monthly to take minutes.
Possibly hiring someone for a couple of hours monthly.

Officer's Reports:

Mayor's Report: The Mayor was asked about the status of the court case.
She stated that the case kept being amended and postponed.

Chairman's Report:

No Report

SARPC Representative Report:

Mrs. Diane Burnett, SARPC Representative announced a Planning and Zoning Training event for all member governments. Recommended for Planning Commissioners Building Officials and Elected Officials. March 28, 2019 at the Alabama Port Authority Offices International Trade Center, located at 250 No Water St, in Mobile.

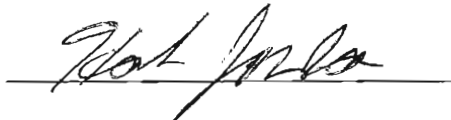
New Business: None

Announcements:

The next Planning Commission Meeting will be March 6, 2019 6:30 pm at Town Hall.

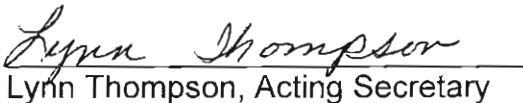
Adjournment:

Being no further business, there was a motion by Commissioner Head and second by Mayor Hamilton to adjourn. The meeting ended at 6:44 pm.



Hank Jordan- Vice Chair

Attest:


Lynn Thompson, Acting Secretary



Robert H. Gross

251-961-7440

robertgross@gulftel.com

8997 Escambia Ave., Perdido Beach, AL

February 6, 2019

Kae Hamilton, Mayor
Town of Perdido Beach
9212 County Road 97
Perdido Beach, AL 36530
251-962-2200

Dear Mayor Hamilton,

This is in response to your letter of January 30, 2019 in which you have indicated your intent to appoint someone to fill my seat on the Commission prior to the expiration of my term.

I note that you indicated that you did not know why I was not able to attend the last 4 meetings, and that you did not hear from me.

I would like it to be clear that it is my responsibility to notify the Planning and Zoning Commission Chair of my pending absence at any given meeting and to indicate the reason. I notified both Chairman Head and Chairman Lagrone with this information prior to any meetings missed. Failure to do so would have been very irresponsible on my part. (Please note that I returned to Perdido Beach for a particularly important vote using a \$589 round trip airline ticket.) I remained here three days and then flew back to work.)

It occurs to me that if you indeed had any concerns regarding my absences, you could have easily inquired of either chairperson or contacted me yourself. You did neither, which leads me to surmise that you may not have really wanted to know why I was absent.

As per your reference to Alabama Section 11-40-25, the reasons for and duration of my absences are identical to those of certain Council Members of previous administrations. The town set the precedent of re-instating the Council Member(s) upon the required vote.

Having made these points, I recognize your prerogative as Mayor of the Town of Perdido Beach to appoint and have serve under your administration, individuals who demonstrate agreement with your concept of governance.

Therefore, I will not challenge your decision to replace me on the Planning and Zoning Commission.

Sincerely yours,

Robert H. Gross

(I request that this letter and a copy of your letter be attached to the minutes of this meeting.)



Town of Perdido Beach
9212 County Road 97
Perdido Beach, Alabama 36530
251.962.2200

Mr. Bob Gross
8997 Escambia Avenue
Perdido Beach, AL 36530

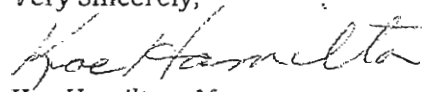
January 30, 2019

Dear Bob,

I am writing today to thank you for your service you provided to the Town while serving on the Planning Commission.

While I don't know why you were not able to attend the last 4 meetings, and did not hear from you, I find it necessary to appoint someone to fill your seat on the Commission. Code of Alabama Section 11-40-25.

Very Sincerely,


Kae Hamilton, Mayor

Section 11-40-25**Municipal officers removed by operation of law.**

- (a) For purposes of this section, the term elected municipal official means any mayor, council member, or commission member elected or appointed to municipal office whose presence at council or commission meetings is counted towards establishing a quorum.
- (b) Any elected municipal official who misses all regular and special called council or commission meetings for 90 consecutive days, beginning on the date of any absence, shall be removed from office by operation of law.
- (c) For the purpose of applying subsection (b), on the date and time of any regular or special called council or commission meeting of a municipality, the clerk shall make a record of all elected municipal officials present or absent regardless of whether or not a quorum is present.
- (d) At the next council or commission meeting following the date an elected municipal official has been removed from office pursuant to this section, the council or commission may vote to reinstate the elected municipal official removed from office as provided herein for any mitigating or extenuating circumstances as determined by a majority vote of the remaining voting members of the council or commission, including the mayor if the mayor is a voting member of the council as provided by law.
- (e) If the council or commission does not reinstate the removed elected municipal official pursuant to subsection (d), the council or commission shall fill the vacancy as provided by law.
- (f) This section shall not apply to any elected municipal official whose absence from any council or commission meeting is a result of military service.

(Act 2010-611, p. 1567, §1.)

Correction to Roll Call Vote

Planning Commission Minutes
Al Thompson Community Center
Date: October 3, 2018 - 6:30 pm

Call to Order: The Planning Commission met in a regular meeting. Chairman Head called the meeting to order at 6:35 pm.

Roll Call:

Members Present: Commissioners: Kae Hamilton, Lynn Thompson, John LaGrone, Christi Koehle, Glenna Smith and Chris Head.

Others Present: Mr. and Mrs. Wayne Hollis-Applicant; Councilman Steve Love; Diane Burnett, South Alabama Regional Planning Commission (SARPA) and members of the public.

Members Absent: Commissioners: Hank Jordan, Bob Gross and Andrew Stewart.

Invocation was led by Commissioner Head.

Pledge of Allegiance recited by All.

Reading and Approval of Prior Meeting's Minutes:

- August 15, 2018
- August 29, 2018
- September 5, 2018

Motion and a second to approve the prior meeting's minutes.

All in favor, motion carried to approve with corrections to the August 29, 2018 minutes.

Hearing of Applications:

Master Pro Tem Public Hearing-Rezone R-1, Single Family District to R-2, Single Family District
• PBZ-18002
Councilman Steve Love presented Case No. PBZ 18002-Application to rezone R-1 Single Family District to R-2 Single Family District. The purpose of the rezoning request was to allow for a family split to keep the property in the family.

Public Comments:

There were numerous public comments in opposition to the requested rezoning:

Town of Perdido Beach
Planning Commission Regular Meeting
Town Hall
November 7, 2018-6:30 pm

Call to Order: Chairman Chris Head called the meeting to order at 6:36 pm

Roll Call:

Commission Members Present:

Chairman Chris Head; Commissioner Hank Jordan, Vice Chair;
Commissioner John LaGrone; Commissioner Glenna Smith; Councilman
Andrew Stewart; Commissioner Lynn Thompson, Town Clerk

Commission Members Absent: Commissioner Bob Gross, Mayor
Hamilton and Commissioner Christi Koehle

Others Present:

Diane Burnett- South Alabama Regional Planning Commission
Representative, (SARPC)

Invocation: Councilman Andrew Stewart

Pledge of Allegiance: All

Reading and Approval of October Minutes: There were no minutes.

Hearing of Applications: There were none

New Business: Prioritizing and Labeling recommendations to Town Council.
(will attach list discussed and approved)
(Recommendations were determined at the August 29, 2018 Regular Meeting)

Officer's Reports:

Mayor's Report: Mayor Hamilton reported that the Halloween Festival was
held at the Community Center and that the event went very well.

Chairman's Report: None

SARPC Representative Report: None

Announcements: Next Regular Planning Commission Meeting:
▪ December 5, 2018-6:30 at Town Hall

Adjourn:

Being no further business there was a unanimous motion to adjourn. The
meeting ended at 7:30pm

Town of Perdido Beach
Planning Commission Regular Meeting
Town Hall
December 5, 2018-6:30 pm

Call to Order: Chairman Chris Head called the meeting to order at 6:36 pm

Roll Call:

Commission Members Present:

Chairman Chris Head; Commissioner Hank Jordan, Vice Chair;
Commissioner John LaGrone; Councilman Andrew Stewart;
Commissioner Lynn Thompson, Town Clerk

Commission Members Absent: Commissioner Bob Gross and
Commissioner Glenna Smith

Others Present:

Diane Burnett- South Alabama Regional Planning Commission
Representative, (**SARPC**) and members of the Town.

Invocation: Councilman Andrew Stewart

Chairman Head asked for a moment of silence for **George Herbert Walker Bush** (June 12, 1924 – November 30, 2018) who served as the 41st **President of the United States** from 1989 to 1993.

Pledge of Allegiance: All

Reading and Approval of October Minutes: There were no minutes.
October 3, 2018 and November 7, 2018 need approval.

Hearing of Applications: There were none

Communications from the Town Council:

New Business:

2019 Planning Commission Meeting Schedule

Motion by Councilman Stewart, second by Commissioner Koehle to "add" the 2019 Planning Commission Meeting and Hearing Schedule to the Agenda, under "New Business" for consideration.

No Discussion: All in Favor the motion carried.

Motion by Commissioner Thompson, second by Commissioner Jordan to approve the 2019 meeting schedule.