



# Baldwin County Commission

## Legislation Text

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**File #:** 19-0730, **Version:** 1

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**Meeting Type:** BCC Regular Meeting  
**Meeting Date:** 2/19/2019  
**Item Status:** New  
**From:** Vince Jackson, Planning Director  
**Submitted by:** Vince Jackson, Planning Director

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### ITEM TITLE

Baldwin County Planning and Zoning Commission - Board Appointment

### STAFF RECOMMENDATION

Related to the Baldwin County Planning and Zoning Commission, take the following action:

1. Appoint Ms. Nancy Mackey as a regular member (as BCC District 1 Nominee) for a four (4) year pro-rata reduced term, to fill the place-seat and unexpired term formerly held by Mr. Spence Monroe, said term to commence on February 19, 2019, and expire on October 7, 2019.
2. Accept the resignation of Mr. Spence Monroe dated January 14, 2019, and thank Mr. Monroe for his civic service as a member of the Board.
3. Approve the following corrections pertaining to certain board members related to the Baldwin County Commission District they represent:  
  
Remove Brandon Bias as BCC District 1 Nominee and add him as BCC District 2 Nominee;  
and  
  
Remove Arthur Oken as BCC District 4 Nominee and add him as BCC District 1 Nominee.

### BACKGROUND INFORMATION

**Previous Commission action/date:** November 6, 2018

**Background:** The Baldwin County Planning and Zoning Commission was created by Baldwin County Local Legislative Act, specifically Act No. 91-719 (1991), as amended by Act. No 93-668 (1993), as amended by Act No. 98-665 (1998), as amended by Act No. 2006-609 (2006), as amended by Act No. 2010-719 (2010). The aforementioned Alabama laws are codified at Section 45-2-261 through 45-2-261.18 of the Code of Alabama 1975.

Section 45-2-261.01 of the Code of Alabama 1975 provides that the Planning and Zoning

Commission shall be composed as a board of nine (9) regular members and other temporary members appointed by the Baldwin County Commission. All regular members shall be qualified electors and actual residents of Baldwin County; one (1) and only one (1) regular member may be a qualified elector who resides in the corporate limits of a Baldwin County municipality. All regular members shall serve a term of four (4) years each except when filling a vacant place seat (which shall be for the balance of the unexpired term). All temporary members shall serve a one-time term of three (3) years each and represent, respectively and singularly, a new Planning (Zoning) district which elects to come within the planning and zoning authority of the Baldwin County Commission. A temporary member shall be a qualified elector from the new Planning (Zoning) District. In the event of any vacancy, such vacancy shall be filled by appointment of the Baldwin County Commission.

All members of the Planning and Zoning Commission shall serve without compensation and no member shall be a county officer or employee.

Furthermore, Section 45-2-261.40 of the Code of Alabama 1975 authorizes the Baldwin County Commission to appoint real estate agents or other persons in the field of real estate to the Planning and Zoning Commission; however, such number shall not exceed three (3) members.

Due to the recent resignation of Mr. Spence Monroe, the Baldwin County Planning and Zoning Commission currently has one (1) vacancy. The Planning staff respectfully requests the appointment of Ms. Nancy Mackey as a member to fill the place-seat and unexpired term formerly held by Mr. Monroe, said term to commence on February 19, 2019, and expire on October 7, 2019.

Planning staff has verified that this appointment meets the qualifications to be appointed to the Baldwin County Planning and Zoning Commission.

A list of the current Planning Commission membership is attached to this agenda item. Ms. Mackey will be added to this list upon approval of her appointment. The list includes minor corrections pertaining to the appropriate Commission District nominee for certain members. Deletions are highlighted in red and indicated by the strike through method. Additions are highlighted in blue and underlined. Approval of this appointment will also approve the revised membership list.

## **FINANCIAL IMPACT**

**Total cost of recommendation:** N/A

**Budget line item(s) to be used:** N/A

**If this is not a budgeted expenditure, does the recommendation create a need for funding?** N/A

## **LEGAL IMPACT**

**Is legal review necessary for this staff recommendation and related documents?**  
N/A

**Reviewed/approved by:** N/A

**Additional comments:** N/A

**ADVERTISING REQUIREMENTS**

**Is advertising required for this recommendation?** N/A

**If the proof of publication affidavit is not attached, list the reason:** N/A

**FOLLOW UP IMPLEMENTATION**

**For time-sensitive follow up, select deadline date for follow up:** N/A

**Individual(s) responsible for follow up:** Commission Administration Office

**Action required (list contact persons/addresses if documents are to be mailed or emailed):**

Send appointment letter to:

Nancy Mackey  
9180 Dockens Lane  
Bay Minette, Alabama 36507

Cc:  
Vince Jackson  
DJ Hart

Send thank you letter to:

Mr. Spence Monroe  
22495 Sea Cliff Drive  
Fairhope, Alabama 36532

Cc:  
Vince Jackson  
DJ Hart

**Additional instructions/notes:** N/A