

January 10, 2017  
 Council Workshop  
 12191 Magnolia Springs Hwy.  
 Magnolia Springs, Al.  
 5:00 P.M.

**1. Call to Order**

Mayor Holk called the meeting to order at 5:00 p.m.

**2. Roll Call**

Members present – Mayor Bob Holk - Council Members: Dotty Johnson, Donna Esslinger, Marley Gardner, Nick Shields and Ben Dykema. Also present: Town Clerk - Karen S. Biel and Legal Counsel – Brad Hicks

**3. Invocation and Pledge** – Councilmember Esslinger

**4. Discussion of Minutes – December 2016**

Workshop Meeting – 12/06/2016

Regular Meeting – 12/13/2016

No comment or discussion

**5. Discussion of Financials and Expenditures – December 2016**

The Mayor reported: Balances as of 12/31/2016 - General Fund - \$102,250.07. Income - \$41,830.09, Expenses - \$41,243.86. Money Market – \$265,208.09. CD - \$54,381.77. Special Revenue 4, 5, & 7¢ Gas Tax – Income \$351.68 – Balance \$13,007.41. The Council was provided with a copy of the budget vs actual for the first quarter. Councilmember Dykema pointed out the legal fees of \$25,000 which had been paid out for the law suit. The town did receive \$4,000 in a settlement fee towards the law suit. Mayor Holk stated that was the election contest law suit.

**6. Public Comment**

No public comment

**7. Deputy Smith - Monthly Report**

Reported - 137 Traffic Stops – 37 Citations – 58 Written Warnings – 42 Verbal Warnings

**8. Discussion – Golf Cars**

Mayor Holk explained with the recent act that passed in Baldwin County it allows municipalities to adopt an ordinance to allow golf carts to ride on streets with a speed limit under 25 miles per hour. It also allows the municipalities to set other rules and regulations. Mayor Holk added that this doesn't open the door to just any golf cart because they do have to have certain safety equipment, have liability insurance and be a licensed driver operating the golf cart. Legal counsel, Brad Hicks, stated that someone would have to do the inspection and Mayor Holk added that it would require a permitting process. Councilmember Dykema asked if the council did not pass an ordinance would the deputy keep enforcing the state code on golf carts. Deputy Smith stated that he can still enforce the state code. After a lengthy discussion Mayor Holk stated that this issue will be discussed again at the next regular meeting.

**9. Discussion – Nuisance Ordinance**

Mayor Holk stated that the nuisance ordinance was discussed at a previous meeting because of a few places in town that are in desperate need of repair. Councilmember Shields said that he would like to see them cleaned up. Councilmember Johnson added that in reading the ordinance it is her understanding that the town would serve notice and if the resident didn't take care of it, then the town could get the work completed and send them the bill. If they didn't pay the bill then the town is stuck with the charge. Mayor Holk stated that a lien could be placed on the property and that is a long process. Brad stated that declaring a nuisance, going onto private property is a big deal and there has to be a lot of due process. Mayor Holk asked the council to review the ordinance for further discussion at another time. He added maybe the town could encourage the property owners and if they can't financially take care of it maybe the town could find some information/assistance for them.

**10. Committee/Commission Reports**

**Finance Committee:** No report

**Public Works:** Mayor Holk reported that the committee discussed the work that Bryan and Marc are doing on cleaning out culverts and right-of-ways. Councilmember Dykema brought up the pothole by the silo house. Mayor Holk will get with the workers to fill the hole.

**Public Lands:** No report

**Tree & Streetscape:** Councilmember Shields reported that the Garden Club nominated Geraldine Lester as their representative for the committee.

**Public Relations & Communications:** No report

**11. Council, Legal Counsel and Staff Comments**

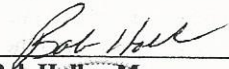
Councilmember Johnson had concerns about the auction signs around town since the auction was not till March. The clerk stated that she told the auction company that the signs could not be placed in the right-of-way and she will call the auction company and let them know that she is having them removed. Councilmember Johnson also stated that a couple of people asked her about the library being closed while the kids were out of school. She asked when the next library board meeting was because she wanted to find out what schedule they follow. Mayor Holk said that he had people express concerns also. He added that Vickie has turned in her resignation and they are working on hiring another person. Councilmember Esslinger said that maybe we could make some suggestions on the hours they are open so that people who use the library would have that opportunity.

Mayor Holk stated that he would like to send a letter to the County Commission thanking them for continuing the one-cent sales tax for the school system. He wanted to know if any of the other members wanted to join him or he would do it on his own. He asked the council to think about it and let him know.

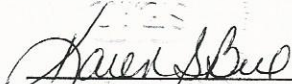
**Motion by Councilmember Esslinger, 2<sup>nd</sup> by Councilmember Johnson to adjourn the workshop. All in favor. Motion carried.**

Meeting ended at 5:58 pm

Approved this the 28<sup>th</sup> day of February, 2017

  
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**Bob Holk - Mayor**

**ATTEST:**

  
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**Karen S. Biel - Town Clerk**