January 27, 2009
Regular Council Meeting
12191 Magnolia Springs Hwy.
Magnolia Springs, Al.
5:00 P.M.

1. Call to Order
Mayor Houser called the meeting to order at 5:00 p.m.

2. Roll Call
Councilmember's present – Mayor Houser, Bob Holk, Joe Sankey, Ken Underwood and Kenny Laurendine. Also present: Town Clerk - Karen S. Biel. Not present: Brett Gaar

3. Invocation and Pledge of Allegiance
Mayor Houser led the invocation and pledge.

Mayor change order of agenda and went to public comment

4. Baldwin EMC – Mr. Jakins presented the town with a check in the amount of $17,854.75 for their business license.

5. Approval of council minutes from 12/09/08 and 12/16/08
No corrections or additions.
Motion by Councilmember Underwood, 2nd by Councilmember Sankey to approve the council minutes from 12/09/08 and 12/16/08. All in favor. Motion carried.

5. Approval of financial reports and expenditures for October
Motion by Councilmember Laurendine, 2nd by Councilmember Holk to approve the financial statements and expenditures for December. All in favor. Motion carried.

6. Public Comment
Travis Willis – lives on Old Marlow Rd. on the east side and is not in the town limits and is asking the council about considering annexing the 10 lot subdivision that he live in. He stated all but one land owner is willing to annex their property, so he is asking what the town could do to help him. The one particular piece of property that will not annex has become an eye sore. Mr. Willis is trying to sell his house and stated that the value of his property has dropped because of that particular piece. Mr. Willis did obtain from the clerk applications for annexation and has given them to all the property owners. Councilmember Holk stated the property owner is under a 30 day order to remove the trailer that has been condemned from the property. The owner wants to make the trailer the primary residence and they want to add on to the trailer but on February 9th they have to go before the Historic Preservation and if they are turned down, then the trailer will have to be removed. Councilmember suggested that some of the council members attend the meeting on February 9th, he will find out what time the meeting is and let everyone know. Legal counsel will research what process would to follow in annexing the subdivision as a whole.

7. Gil Rogers – Southern Environmental Law Center (SELC)
Mr. Rogers is with SELC which is a non-profit law firm that works on environmental issues in six states in the southeast and he works out of the Atlanta office which covers Alabama and Georgia. The firm does legislative, regulatory or educational work for citizens, river protection groups, wildlife federation and local governments. He has offered assistance to the town in drafting ordinances to protect the river from run-off due to development. Legal counsel suggested the council ask Gil Rogers to review any ordinances that we have in place, such as the Erosion Control Ordinance and maybe he will have some suggestions to add to the ordinance. The council is grateful to have this resource available to the town.
8. **Arbor Day Proclamation**
Councilmember Laurendine reported that he talked to Elaine Cole and all they need is someone to pick up the seedlings.
Motion by Councilmember Holk, 2nd by Councilmember Sankey to adopt proclamation proclaiming February 21, 2009 as Arbor Day. All in favor. Motion carried.

9. **Trademark License Agreement**
Mayor Houser gave the council members a copy of the license agreement that legal counsel has been working on and asked that the council review the agreement.

10. **Appointment of Council Member to the Planning Commission**
Mayor Houser stated that if the council did not have any objection, that he would like to reappoint Bob Holk to the Planning Commission. All the council members were in agreement with the Mayor, they stated that Bob was doing a great job.

Mayor Houser reappointed Bob Holk to the Planning Commission for his term on the council till October 2012. Councilmember Holk accepted the position and said that he was glad to do it.

11. **Committee Reports**
Mayor Houser stated that the members have seen the committee reports and if there was nothing new he would entertain a motion to except the reports.

Motion by Councilmember Underwood, 2nd by Councilmember Sankey to accept the committee report as presented. All in favor. Motion carried.

12. **Council, Legal Counsel and Staff Comments**
No comments.

13. **Any other business that might come before the meeting**

- a. Recommendation from Planning Commission to square up our planning jurisdiction – Mayor Houser explained that most of the other municipalities have a square planning jurisdiction.

  Motion by Councilmember Underwood, 2nd by Councilmember Laurendine to authorize the mayor to negotiate extending our planning jurisdiction into a square with Baldwin County Commission. All in favor. Motion carried.

- b. South Baldwin Chamber Agreement – Councilmember Laurendine stated that Donna Watts did not approach him the first year, since we were just starting out but has asked that the town now sign an agreement. Councilmember Laurendine is the town’s representative at the chamber. The cost to the town is $600.00 a year.

  Motion by Councilmember Laurendine, 2nd by Councilmember Holk to authorize the mayor to sign the agreement with South Baldwin Chamber at the cost of $600.00 per year. All in favor. Motion carried.

- c. March is American Red Cross Month Proclamation – Motion by Councilmember Sankey, 2nd by Councilmember Underwood to approve the proclamation declaring March as American Red Cross Month. All in favor. Motion carried.

The clerk asked the council to start thinking about the convention in May and let her know who would be attending, that registration will be soon.

With no other business:

Motion by Councilmember Laurendine, 2nd by Councilmember Holk to adjourn. All in favor.
Meeting adjourned at 6:30 P.M.

Approved this the 24th day of February, 2009

[Signature]

Charles S. Houser – Mayor

ATTEST:

[Signature]

Karen S. Biggs – Town Clerk