FEBRUARY 20, 2007
COUNCIL MEETING
14809 GATES AVE.
MAGNOLIA SPRINGS, AL.
5:00 P.M.

1. CALL TO ORDER
Mayor Houser called the meeting to order at 5:00 p.m.
Councilmember’s present: Mayor Houser, Bob Holk, Joe Sankey, Ken Underwood, Reva Hinson and
Kenny Laurendine. Also present, Town Clerk, Karen S. Biel.
Mayor Houser explained the procedures of the meeting.

2. APPROVAL OF THE MINUTES FROM JANUARY 16, 2007 REGULAR COUNCIL
MEETING:
Motion by Underwood, 2nd by Sankey to approve the minutes from the January 16, 2007 council
meeting. All in favor. Motion carried.

3. APPROVAL OF THE ZONING WORKSHOP AGENDA ON JANUARY 23, 2007
Motion by Sankey, 2nd by Laurendine to approve the zoning workshop agenda on January 23, 2007. All
in favor. Motion carried. Councilmember Laurendine stated that there was a correction to the agenda,
should be Diane Burnett, not Barnett. Correction noted.

4. APPROVAL OF THE ZONING WORKSHOP AGENDA ON JANUARY 29, 2007
Motion by Hinson, 2nd by Underwood to approve the zoning workshop agenda on January 29, 2007. All
in favor. Motion carried.

5. COMMITTEE REPORTS
Finance Committee – Councilmember Joe Sankey stated that the committee met on Feb.19, 2007, they
discussed the budget, went over the town financial statements and went over the renovations for the old
fire hall. Councilmember Holk did state that he checked with the League of Municipalities about the
Sheriffs Department and our police jurisdiction and that the Sheriffs Department can only enforce their
laws and state laws, we did not have to adopt anything and hoped that the residents have noticed the
increase in patrol in the area.
Parks & Recreation – Councilmember Hinson reported that they met twice in February and the next
meeting will be March 6th. They discussed short-term and long-term projects and one of the long-term
projects was the Springs. Ken Mellwain was at the meeting and gave them a copy of the grant and she
said she had some concerns with it and has emailed him about it.

6. APPROVAL OF TREASURER’S REPORT
Clerk gave the treasurer’s report: In the month of January, total income was $13,603.44 which did not
include the $10,000.00 line of credit, total expenses were $12,158.36 and that she did make a loan
payment on the line of credit of $1066.45.
Motion by Underwood, 2nd by Holk to accept the treasurer’s report. All in favor. Motion carried.

7. PUBLIC COMMENT
Harry Dwyer – said that he had an issue with the lease agreement with the Community Association.
He questioned who wrote the lease agreement and the Council told him an attorney from both sides. He
wanted it to be noted for the record that there are Councilmember’s that are also members of the
Community Association.
John House – ask why the Town couldn’t look into getting a FEMA trailer for an office. He also asked
about liability insurance, Mayor told him that the Town had Alabama Municipal Insurance.

Chairman Houser called for a recess at 5:20 P.M.
Chairman Houser reconvened the meeting at 5:25 P.M.

8. ORDINANCE 2007-02 – ZONING ORDINANCE
Motion by Laurendine, 2nd by Sankey to suspend the rules on Ordinance 2007-02.
Roll Call Vote: Councilmember Holk – Aye, Councilmember Sankey – Aye, Chairman Houser, Aye,
Councilmember Underwood - Aye, Councilmember Hinson – Aye and Councilmember Laurendine –
Aye. All in favor. Motion carried.

Motion by Underwood, 2nd by Hinson to waive the reading of Ordinance 2007-02. All in favor. Motion
carried.

Motion by Holk, 2nd by Sankey to adopt Ordinance 2007-02. Discussion – changes. Holk rescinded his
motion.
Motion by Holk, 2nd by Sankey to adopt Ordinance 2007-02 with noted corrections. **Roll Call Vote:**
Councilmember Holk – Aye, Councilmember Sankey – Aye, Chairman Houser, Aye, Councilmember Underwood - Aye, Councilmember Hinson – Aye and Councilmember Lauren denied – Aye. All in favor. Motion carried.

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Motion by Laurendine, 2nd by Sankey to suspend the rules on Ordinance 2007-03.
**Roll Call Vote:** Councilmember Holk – Aye, Councilmember Sankey – Aye, Chairman Houser, Aye, Councilmember Underwood - Aye, Councilmember Hinson – Aye and Councilmember Lauren denied – Aye. All in favor. Motion carried.

Motion by Hinson, 2nd by Sankey to waive the reading of Ordinance 2007-03. All in favor. Motion carried.

Motion by Laurendine, 2nd by Sankey to adopt Ordinance 2007-03. **Roll Call Vote:** Councilmember Holk – Aye, Councilmember Sankey – Aye, Chairman Houser, Aye, Councilmember Underwood - Aye, Councilmember Hinson – Aye and Councilmember Lauren denied – Aye. All in favor. Motion carried.

Motion by Underwood, 2nd by Laurendine to suspend the rules on Ordinance 2007-04.
**Roll Call Vote:** Councilmember Holk – Aye, Councilmember Sankey – Aye, Chairman Houser – Abstained, Councilmember Underwood – Aye, Councilmember Hinson – Aye, Councilmember Lauren denied – Aye. **Five (5) Ayes, One (1) Abstained.** Motion carried.

Motion by Hinson, 2nd by Laurendine to waive the reading on Ordinance 2007-04. All in favor. Motion carried.

Motion by Underwood, 2nd by Sankey to adopt Ordinance 2007-04.
**Roll Call Vote:** Councilmember Holk – Aye, Councilmember Sankey – Aye, Chairman Houser – Abstained, Councilmember Underwood – Aye, Councilmember Hinson – Aye, Councilmember Lauren denied – Aye. **Five (5) Ayes, One (1) Abstained.** Motion carried.

Motion by Sankey, 2nd by Underwood to suspend the rules on Ordinance 2007-05.
**Roll Call Vote:** Councilmember Holk – Aye, Councilmember Sankey – Aye, Chairman Houser, Aye, Councilmember Underwood - Aye, Councilmember Hinson – Aye and Councilmember Lauren denied – Aye. All in favor. Motion carried.

Motion by Laurendine, 2nd by Hinson to waive the reading on Ordinance 2007-05. All in favor. Motion carried.

Motion by Laurendine, 2nd by Sankey to adopt Ordinance 2007-05.
**Roll Call Vote:** Councilmember Holk – Aye, Councilmember Sankey – Aye, Chairman Houser, Aye, Councilmember Underwood - Aye, Councilmember Hinson – Aye and Councilmember Lauren denied – Aye. All in favor. Motion carried.

12. **ORDINANCE 2007-06 – ESTABLISHING A PLANNING COMMISSION**
Motion by Underwood, 2nd by Sankey to suspend the rules on Ordinance 2007-06.
**Roll Call Vote:** Councilmember Holk – Aye, Councilmember Sankey – Aye, Chairman Houser, Aye, Councilmember Underwood - Aye, Councilmember Hinson – Aye and Councilmember Lauren denied – Aye. All in favor. Motion carried.

Motion by Sankey, 2nd by Hinson to waive the reading of Ordinance 2007-06. All in favor. Motion carried.

Mayor Houser then appointed the six (6) members, being: Ed Stone, term expires 03/01/2008: Steve Mobley, term expires 03/01/2009; Rodney Hubble, term expires 03/01/2010: Jennifer Hauffer, term expires 03/01/2011: Mike Costigan, term expires 03/01/2012 and Les Farmer, term expires 03/01/2013. Mayor then asked for nominations for the other position.
Motion by Sankey, 2nd by Hinson to nominate Bob Holk. All in favor. Motion carried.

Motion by Underwood, 2nd by Hinson to adopt Ordinance 2007-06. All in favor. Motion carried.
13. ORDINANCE 2007-07 - ANNEXATION - UNITED BANK
Motion by Holk, 2nd by Sankey to suspend the rules on Ordinance 2007-07.
Roll Call Vote: Councilmember Holk - Aye, Councilmember Sankey - Aye, Chairman Houser, Aye, Councilmember Underwood - Aye, Councilmember Hinson - Aye and Councilmember Laurendine - Aye. All in favor. Motion carried.

Motion by Hinson, 2nd by Laurendine to waive the reading of Ordinance 2007-07. All in favor. Motion carried.
Roll Call Vote: Councilmember Holk - Aye, Councilmember Sankey - Aye, Chairman Houser, Aye, Councilmember Underwood - Aye, Councilmember Hinson - Aye and Councilmember Laurendine - Aye. All in favor. Motion carried.

14. RESOLUTION 2007-07 - CREATION OF A BOARD OF ADJUSMENT
Motion by Sankey, 2nd by Underwood to table Resolution 2007-07. All in favor. Motion carried. Mayor stated that they were not ready to create the Board of Adjustment just yet.

15. RESOLUTION 2007-08 - AUTHORIZING MAYOR TO SECURE LOAN FOR EXPENDITURES FOR NEW TOWN HALL
Motion by Sankey, 2nd by Underwood, to waive reading on Resolution 2007-08, discussion - Councilmember Holk suggested that this resolution should coincide with Resolution 2007-10 (Lease Agreement). Councilmember Sankey withdrew his motion to waive the reading of Resolution 2007-08.

16. RESOLUTION 2007-09 - COUNTY COMMISSION TO ENFORCE BUILDING CODES
Motion by Holk, 2nd by Underwood to waive the reading of Resolution 2007-09. All in favor. Motion carried.

Motion by Holk, 2nd by Underwood to adopt Resolution 2007-09. All in favor. Motion carried.

17. RESOLUTION 2007-10 - AUTHORIZING MAYOR TO NEGOTIATE LEASE AGREEMENT
Motion by Hinson, 2nd by Holk to waive the reading of Resolution 2007-10. All in favor. Motion carried.


18. RESOLUTION 2007-08 - AUTHORIZING MAYOR TO SECURE LOAN FOR EXPENDITURES FOR NEW TOWN HALL
Motion by Holk, 2nd by Underwood to waive the reading of Resolution 2007-08. All in favor. Motion carried.

Motion by Holk, 2nd by Underwood to adopt Resolution 2007-08 with the length of loan being no more than twenty (20) years. All in favor. Motion carried.

19. SOUTH BALDWIN CHAMBER - MAGNOLIA RUN
Motion by Holk, 2nd by Hinson to waive the license fee for South Baldwin Chamber's Magnolia Run. All in favor. Motion carried.
20. **APPOINTMENT OF COUNCILMEMBER TO BE THE TOWN’S REPRESENTATIVE FOR THE SOUTH BALDWIN CHAMBER BOARD**

Motion by Hinson, 2nd by Holk to appoint Councilmember Laurendine to be the Town’s representative on South Baldwin Chamber Board. All in favor. Motion carried.

30. **COUNCIL COMMENTS**

Councilmember Holk commented that he thought the meeting was a true democracy in action and that not every thing would be agreed upon, but they know, that what everyone wants is the best for Magnolia Springs. He thanked everyone for coming out and did appreciate the comments. The Mayor also added that we need to know what you are thinking and if you don’t like what we’re doing you do need to let us know. Councilmember Underwood said that he appreciated everyone’s comments also, and what the Town wants is the best for Magnolia Springs.

Motion to adjourn by Councilmember Sankey

Approved March 20, 2007

**ATTEST:**

Karen S. Biel - Town Clerk

Charles S. Houser - Mayor