

April 26, 2022
 Regular Council Meeting
 12191 Magnolia Springs Hwy.
 Magnolia Springs, Alabama 36555

1. Call to Order:
 Mayor Kim Koniar called meeting to order at 5:01 pm.

2. Roll Call:
 Mayor Kim Koniar; Mayor Pro Tempore Nick Shields;
 Councilmember Andrew Monaghan; Councilmember Steve Mobley;
 Councilmember Bob Turner; Councilmember Ross Houser.
 Also, present: Assistant Town Clerk Margy Ruhe-Spencer.

3. Invocation and Pledge:
 Mayor Pro Tempore Nick Shields led the invocation and pledge.

4. Open Public Hearing – 14322 Live Oak Avenue Nuisance Abatement:
 Mayor Kim Koniar opened the public hearing at 5:04 pm.
 Mayor Kim Koniar discussed the nuisance abatement process that the Town conducted at 14322 Live Oak Avenue.
 Jerry Swann – Mr. Swann is the occupant of 14322 Live Oak Avenue. Mr. Swann stated that his automotive repair shop closed, and he had no where else to take the vehicles that he was working on. Mr. Swann stated that he intends to move the vehicles by the end of the week.
 Kelsey Koberg – Ms. Koberg noted that there is another property on Live Oak Avenue that has junk on their property as well. Ms. Koberg inquired about who were the complainers of the nuisance. Council discussed moving forward with the nuisance abatement. Council discussed waiting two weeks and revisit proceeding with ordering the abatement.

5. Close Public Hearing – 14322 Live Oak Avenue Nuisance Abatement:
 Councilmember Bob Turner made motion to close public hearing. All in favor. Public Hearing closed at 5:13 pm.

6. Proclamation:
 - Proclaiming May as Mental Health Month – Mayor Kim Koniar proclaimed May as Mental Health Month within the Town of Magnolia Springs. Councilmember Andrew Monaghan made motion to approve proclamation. Second, by Councilmember Bob Turner. All in favor. Motion carried.

7. Approval of Council Minutes, March 2022:
 Mayor Kim Koniar noted that there were some corrections to be made to the minutes and recommended waiting until the May Regular Council Meeting to approve after the corrections are made.

8. Approval of Financials and Expenditures, March 2022:
 Mayor Kim Koniar asked for a motion to approve the March 2022 Financials and Expenditures. Councilmember Bob Turner made motion to approve February Financials and Expenditures. Second, by Mayor Pro Tempore Nick Shields. All in favor. Motion carried.

9. Public Comment:
Kelsey Koberg – Kelsey Koberg inquired about what the Town could do to enforce the up-keep of the boat docks along the Magnolia River. Mayor Kim Koniar noted that the Town does not have jurisdiction over state waterways.
Steve Fuller – Steve Fuller, resident on Rock Street, discussed parking issues at the Rock Street public access to the Magnolia River and the blocking of his driveway by vehicles. Mayor Kim Koniar noted changing and adding additional signage to clarify where people can park along Rock Street. Deputy Derek Boone recommends residents to call the Sheriff's office to report vehicles that are parked illegally.

10. Resolutions:

- Resolution No. 2022-09 – Increase the Magnolia Springs Public Library’s Library Director Position up to 25 Hours Per Week with the Friends of the Magnolia Springs Public Library to Reimburse for the Additional Hours Over 19 Hours Per Week – Mayor Kim Koniar noted that the Resolution expires at the end of the fiscal year at the end of September. The Council will need to determine the funding for the next fiscal year prior to September. Mayor Koniar noted that the Friends of the Magnolia Springs Public Library has agreed to reimburse the Town for the library director’s extra hours. Councilmember Steve Mobley made motion to approve Resolution No. 2022-09. Second, by Councilmember Ross Houser. All in favor. Motion carried.
- Resolution No. 2022-11 – Historic Preservation Commission Appointments – Mayor Kim Koniar noted that there has been changes to the resolution since the Council Workshop. Mayor Koniar noted that three spots will be up for reappointment in April 2023. Councilmember Andrew Monaghan made motion to approve Resolution No. 2022-11. Second, by Mayor Pro Tempore Nick Shields. All in favor. Motion carried.
- Resolution No. 2022-12 – Board of Adjustment Appointments – Mayor Kim Koniar discussed the members of the Board of Adjustment with two appointments that are new members. Councilmember Steve Mobley made motion to approve Resolution No. 2022-12. Second, by Councilmember Ross Houser. All in favor. Motion carried.
- Resolution No. 2022-13 – “Back to School” Tax Holiday – Mayor Kim Koniar stated that the Back-to-School Tax holiday will be in July and asked for a motion to pass. Councilmember Steve Mobley made motion to approve Resolution No. 2022-13. Second, by Councilmember Ross Houser. All in favor. Motion carried.
- Resolution No. 2022-14 – 14322 Live Oak Avenue Nuisance Abatement – Mayor Kim Koniar noted that the Council will wait until the Regular Council Meeting in May to vote, allowing Mr. Swann to remove the vehicles.

11. Ordinances:

- Ordinance No. 2022-02 – Ordinance Prohibiting Trucks, Tractor-Trailers, Loaded Dump Trucks, and Cement Trucks on Certain Public Streets – Council discussed the language in the ordinance and changes that need to be made before the Council approves the ordinance. Mayor Kim Koniar noted that the Town attorney has not finished researching the court system process. Mayor Koniar noted that the “No Thru Trucks” signs were installed prior to the Town passing an ordinance and that they could be covered with plastic bags until the ordinance is passed.

12. Right-of-Way Disturbance Permit No. 30 – BCSS – Cedar Street:

Mayor Kim Koniar stated that the Memorandum of Understanding between the Town and Baldwin County Sewer Service notes the Cedar Street connection. Councilmember Bob Turner stated that the sewer transmission lines are within 1,000 feet of the residence. Mayor Koniar noted that right-of-way permits are signed off by Public Works and the Council does not need to vote.

13. Request for Preapproval for Baldwin County Sewer Service – 14737 Cotton Stocking Lane:

Mayor Kim Koniar stated that the resident at 14737 Cotton Stocking Lane needs to be pre-approved for sewer prior to beginning construction of a single-family residence. Mayor Kim Koniar stated that the address has been added to the Memorandum of Understanding between the Town and Baldwin County Sewer Service.

14. Discussion:

- BCSS Franchise Agreement – Mayor Kim Koniar noted that a resident on Cougill Avenue requested to be pre-approved to add to the Memorandum of Understanding. Council was in favor of adding the Cougill Avenue address to the Memorandum of Understanding. Mayor Koniar stated that the Memorandum of Understanding needed to be amended to add the Cougill Avenue and Cotton Stocking Lane addresses and then the Memorandum of Understanding could be signed by the Mayor and Baldwin County Sewer Service.
- Arboretum – Mayor Kim Koniar stated that three bids were received for concrete installation. Council agreed on installing the brushed concrete and to not add the stamped brick design to the concrete.
- Code Enforcement Officer – Councilmember Bob Turner discussed his research he conducted on code enforcement officers with other municipalities in Baldwin County. Councilmember Andrew Monaghan noted that a municipal court would need to be established. Mayor Kim Koniar stated that funding a code enforcement officer and municipal court needs to be discussed during a Finance and Audit Committee Meeting.
- Other Sources of Revenue – Mayor Pro Tempore Nick Shields researched the amount of tobacco that was sold, stating that approximately \$2,000 a day was collected in tobacco sales at once gas station within municipal limits.

- Employee Handbook – Mayor Kim Koniar discussed changing the Employee Handbook for next year for employee holidays. Council discussed adding a floating holiday for employees to take when they want.
- Mark Wright & Holly Avenue Easement – Mayor Kim Koniar stated that the Council has time to review the easement for Mr. Wright. Mayor Koniar asked Council to review options the Town could take to discuss at a later meeting.

15. Council, Legal Counsel and Staff Comments:

Mayor Kim Koniar thanked Assistant Town Clerk, Margy Ruhe-Spencer, for working while Town Clerk, Hannah Driskell, is away at a municipal clerk’s training.

Councilmember Steve Mobley discussed stabilizing the Gates Avenue Town lot during the removal of the stumps and soil leveling.

Councilmember Steve Mobley noted the increased traffic through Town from the surrounding growth. Mayor Kim Koniar stated that there may be a way to get Google Maps to change routes for people to avoid travelers from going through Town headed to the beaches. Councilmember Bob Turner stated he was approached by a representative of Magnolia Springs Volunteer Fire Department stating the speed humps are adding 10-15% increase in response times due having the fire trucks slow to go over multiple speed hump to go south of Town.

Mayor Kim Koniar noted that the picnic table, trash can, and dog waste stations are being used by citizens.

Mayor Kim Koniar noted that the picnic table at the Magnolia Springs Public Library has gone missing. Mayor Koniar inquired about purchasing a new picnic table if the old table could not be found and returned.

Mayor Kim Koniar discussed allowing political signs to be put on Town right-of-way and property. Council agreed that political signs should not be placed on Town rights-of-way and property and there was currently an ordinance against placing signs on the right-of-way.

Deputy Derek Boone noted that his last day as the Magnolia Springs deputy is May 23. Deputy Eric Smith will be taking over for Deputy Boone.


16. Any Other Business That Might Come Before the Meeting:

No other business that might come before the meeting.

17. Adjourn:

Mayor Kim Koniar asked for motion to adjourn. Councilmember Andrew Monaghan made motion to adjourn. Second, by Councilmember Bob Turner. All in favor. Meeting adjourned at 6:41 pm.

Approved this 24th day of May 2022.



Kim Koniar, Mayor

ATTEST:


Hannah Driskell, Town Clerk

