

August 25, 2020
 Regular Council Meeting
 12191 Magnolia Springs Hwy.
 Magnolia Springs, Alabama 36555

1. Call to Order:

Mayor Kim Koniar called meeting to order at 5:00 pm.

2. Roll Call:

Present: Mayor Kim Koniar; Mayor Pro Tempore Ben Dykema;
 Councilmember Andrew Monaghan; Councilmember Steve Mobley;
 Councilmember Marley Gardner; Councilmember Nick Shields.

Also, present: Town Clerk/Treasurer Jenny Opal White; and Assistant Town Clerk Hannah Driskell.

3. Invocation and Pledge:

Councilmember Nick Shields led invocation & pledge.

4. Proclamation:

- Bon Secour Chapter of DAR – Constitution Week 2020, September 17-23, 2020 – Mayor Kim Koniar presented Helen Underwood, a representative of the Bon Secour Chapter of DAR, with the Proclamation recognizing September 17-23, 2020 as Constitution Week.

5. Approval of Council Minutes:

Mayor Kim Koniar asked for approval of minutes from Council Workshop, July 14, 2020, Special Council Meeting, July 14, 2020 and Regular Council Meeting, July. Councilmember Steve Mobley made motion to approve minutes as presented. Second, by Councilmember Marley Gardner. All in favor. Motion carried.

6. Approval of Financials and Expenditures:

- Financials and Expenditures, July 2020 – Mayor Kim Koniar asked for approval of financials and expenditures for July 2020. Councilmember Marley Gardner made motion to approve financials and expenditures as presented. Second, by Councilmember Nick Shields. All in favor. Motion carried.
- Finance Committee Recommendation for Avizo to Perform FY2019/FY2020 Audit – Mayor Kim Koniar stated that the Finance Committee recommended Avizo to complete the FY2019/FY2020 audit. Councilmember Marley Gardner made motion to approve Avizo to perform the financial audit for FY2019/FY2020. Second, by Councilmember Ben Dykema. All in favor. Motion carried.

7. Public Comment:

John Palughi – John Palughi, resident of 2518 Jasmine Street, Mobile, AL 36607, spoke in support of the Weeks family regarding the nuisance located at 14895 Dykes Drive.

Darrell Roberts II – Darrell Roberts II, purchased property at 14021 County Road 26 West, stated he is wanting to put a 45-spot RV park on that property. Mr. Roberts inquired about the process the Town of Magnolia Springs requires in the ETJ. Councilmember Steve Mobley stated Mr. Roberts will need to attend a Planning Commission meeting.

Leslie Weeks – Leslie Weeks, daughter of John and Bonnie Weeks, spoke regarding the nuisance letter her parents received regarding the residence at 14895 Dykes Drive. Leslie Weeks requested the Town of Magnolia Springs give 90 days for the occupant of the residence to find a new residence.

8. Ordinance:

- Ordinance No. 2020-03 - Sales and Use Tax and Repeal of Ordinance No. 2007-08 – Mayor Kim Koniar stated that the current sales tax is 2% within the Town of Magnolia Springs. Mayor Koniar stated that there are additional expenses the Town will have next fiscal year. The Finance Committee recommended an increase in sales tax which would be 3% for the Town of Magnolia Springs. Mayor Koniar stated that the 3% sales tax will go into effect on November 1, 2020. Councilmember Steve Mobley made motion to suspend the rules for immediate consideration. Second, by Councilmember Nick Shields.

Roll Call

Mayor Kim Koniar, present
Mayor Pro Tempore Ben Dykema, present
Councilmember Andrew Monaghan, present
Councilmember Steve Mobley, present
Councilmember Marley Gardner, present
Councilmember Nick Shields, present

Vote

Mayor Kim Koniar, yea
Mayor Pro Tempore Ben Dykema, yea
Councilmember Andrew Monaghan, yea
Councilmember Steve Mobley, yea
Councilmember Marley Gardner, yea
Councilmember Nick Shields, yea
6 Yea, 0 Nay. All in favor. Motion carried.

9. Resolution:

- Resolution No. 2020-23 – Adopt Transportation Plan Pursuant to the Rebuild Alabama and Repeal of Resolution No. 2019-13 – Councilmember Steve Mobley stated that the Rebuild Alabama Act requires the Town of Magnolia Springs to submit a Transportation Plan for 2021. Councilmember Mobley stated that School Street, section of street in Village Green and the south end of Twin Oaks Drive will be paved in 2021 with the Rebuild Alabama Act funding. Mayor Pro Tempore Ben Dykema made motion to approve Resolution No. 2020-23. Second, by Councilmember Marley Gardner. All in favor. Motion carried.

10. Subdivision Application Refund – Christopher Bella:

Mayor Kim Koniar stated that the Planning Commission recommended that Christopher Bella not receive a refund on his subdivision application. Councilmember Andrew Monaghan made motion to deny refunding Christopher Bella for his subdivision application. Second, by Mayor Pro Tempore Ben Dykema. All in favor. Motion carried.

11. Application for Permission to Use Magnolia Springs School Property and/or Street Closure – Tracey Hanburg/Wedding, 12172 Twin Oaks Drive, October 10, 2020:

Councilmember Steve Mobley made motion to approve application for street closure on October 10, 2020 with the condition that attendees abide by COVID-19 regulations. Second, by Councilmember Andrew Monaghan. All in favor. Motion carried.

12. Safety Policy Adoption:

Mayor Kim Koniar stated that the Town is implementing a new safety policy. The Town of Magnolia Springs will receive a credit from the insurance company when a safety policy is adopted. Councilmember Steve Mobley made motion to approve safety policy. Second, by Marley Gardner. All in favor. Motion carried.

13. Appointment of Member to Planning Commission:

Mayor Kim Koniar recommends appointing Mark Maddox to fill the vacancy on the Planning Commission. Councilmember Andrew Monaghan made motion to appoint Mark Maddox to Planning Commission. Second, by Councilmember Marley Gardner. All in favor. Motion carried.

14. Discussion:

▪ Traffic Study –

Mayor Kim Koniar stated that Skipper Consulting conducted a traffic study on Magnolia Springs Highway from County Road 26 to US Highway 98. Mayor Koniar stated that Skipper Consulting will provide suggestions on traffic calming techniques.

15. Council, Legal Counsel and Staff Comments:

Councilmember Ben Dykema mentioned the blind curve on Jessamine Street and suggested adding a sign warning people of the blind curve and trimming bushes along the right-of-way to increase visibility. Mayor Koniar requested signs to be added, bushes trimmed and determine the width of the Town's right-of-way.

Mayor Kim Koniar stated she met with an engineer to research applying for an ATRIP grant to assist with the traffic light at Magnolia Springs Highway and US Highway 98. The deadline to submit the grant application is in October. Mayor Koniar stated that an engineer is necessary to complete the grant application.

Mayor Kim Koniar stated that the Town sent a nuisance letter to John and Betty Weeks for the structure located at 14895 Dykes Drive. The property owners have requested additional time for the occupant to find new housing. Mayor Koniar stated that a public hearing will be held after the amount of time documented on the nuisance letter.

Mayor Kim Koniar stated that there was a vehicle parked in the roadway on Bay Street this past weekend. Mayor Koniar was concerned that emergency vehicles could not pass and the requirements to tow vehicles. Deputy Derek Boone stated contacting Lieutenant Lusk to discuss the Town's expectations for deputies.

Town Clerk/Treasurer Jenny Opal White reported that the Clerk's Office has processed three (3) business licenses in August, 463 year-to-date. The Clerk's Office has processed five (5) land use certificates in August, 46 year-to-date. The Clerk's Office has processed one (1) historic COA in August, 21 year-to-date.

Town Clerk/Treasurer Jenny Opal White stated that September 7 is the Labor Day Holiday and Town Hall will be closed.

Town Clerk/Treasurer Jenny Opal White stated that librarian Elise Nodar's last day is August 26 at the Magnolia Springs Public Library.

Town Clerk/Treasurer Jenny Opal White reminded Council of the Council Workshop on September 8 and Regular Council Meeting on September 22.


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

No other business that might come before the meeting.

17. Adjourn:


Councilmember Marley Gardner made motion to adjourn. Second, by Councilmember Nick Shields. All in favor. Motion carried. Meeting adjourned at 6:28 p.m.

Approved this 29th day of September 2020.



Kim Koniar, Mayor

ATTEST:



Hannah Driskell, Acting Town Clerk



