

October 14, 2014
Workshop Meeting
12191 Magnolia Springs Hwy
Magnolia Springs, Al.
5:00 P.M.

1. Call to Order

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

2. Roll Call

Members present – Mayor Underwood - Council Members: Dotty Johnson, Jim May, Bob Holk, and Tom Webb. Not present – Ben Dykema. Also present: Town Clerk - Karen S. Biel and Legal Counsel – Brad Hicks

3. Invocation and Pledge – led by Mayor Underwood

4. Discussion of minutes – September

Workshop Meeting – 09/09/2014

Regular Council Meeting – 09/23/2014

No comments or corrections

5. Discussion of Financials and Expenditures - September

The Mayor reported: Balances as of 09/30/2014 - General Fund - \$69,093.00. Income - \$91,897.83. Expenses - \$46,726.44. Money Market – \$186,111.89. CD - \$53,975.39. Deepwater Horizon – zero balance – account closed. Special Revenue 4, 5, & 7¢ Gas Tax – Income \$346.34, Balance - \$14,738.41.

Mayor Underwood stated that the town received the Riviera franchise check in the amount of \$63,456.48.

6. Public Comment

Carey Bentley – asked the council about the status of the used car lot on Co. Rd. 49 (behind the Pure Station). Mayor Underwood stated that he has not seen any items out there for sale. Councilmember Holk added that through our attorney and Mr. Rayborn’s attorney there is an understanding that he can not operate a business there. Mr. Bentley said that he believed that he is still running his business because he has a vehicle parked on the side of his house even though it does not have a for sale sign on it. Legal counsel, Brad Hicks, stated that under the revenue statutes in Alabama, a used car dealer is defined as someone who sells more than five a year. There is nothing in the zoning ordinance that prevents anyone from parking a licensed vehicle in their yard. Councilmember Holk stated that the area will be watched.

7. Deputy Kaiser’s Monthly Activity

Deputy Kaiser reported: 4 arrests off traffic stops for outstanding warrants - 9 on view arrests - 70 traffic stops – 24 citations – 35 warnings – 11 verbal warnings.

8. Discussion – Change meeting dates in November and December

Mayor Underwood stated that with Thanksgiving and Christmas the council will vote to change the meeting dates in those months:

November Workshop from 11/11 (Veteran’s Day) to 11/4

November Meeting from 11/25 (Thanksgiving Week) to 11/18

December Meeting from 12/23 (Christmas Week) to 12/16

9. Discussion – Renewal of Law Enforcement Contract

Mayor Underwood stated that the contract comes up for renewal every two years. Brad Hicks said that there was a change in the payment due date. There is also some indemnification language change which only enumerated additional personnel covered by the indemnity provision.

10. Committee/Commission reports

a) **Finance Committee** – Mayor Underwood informed the council that the annual audit has started.

b) Public Works & Safety – Councilmember Holk stated that he is going to meet with R&S Paving on the site prep for the recycle container and also cleaning out some ditches and culverts.

c) Public Lands – Mayor Underwood stated that he has not heard back from NRCS about the grant for the Springs. He added that the new pier at Magnolia Landing is being used. Councilmember Holk stated that he is working with someone on the FEMA river cleanup and is still trying to get them to remove the old boat house by Lewis Wood's. Councilmember Johnson asked about the repairs on the split rail fence at the Springs and Mayor Underwood said it had not been repaired yet.

11. Council, legal counsel and staff comments

Brad Hicks stated that at a meeting the council had some concerns about people putting debris in the right-of-way and leaving it there for long periods of time. To get the conversation started he provided the council with some language to amend Ordinance 2008-11 - REGULATING PARKING; GENERAL USE OF RIGHTS OF WAYS, STREETS, ALLEYS OR OTHER PUBLIC PLACES.


Brad asked about Family Dollar and the sewer situation. Councilmember Holk stated that Baldwin County Sewer submitted the application for a Right-of-Way Disturbance Permit. The town then submitted the application to our engineering firm for review. The engineering firm had some concerns that were then sent back to the sewer company. The sewer company responded to those concerns and with the second review from our engineering firm the town is ready to approve the permit. Brad suggested that there be documentation of official action from the council that gives the sewer company approval just to add sewer to Family Dollar. Brad said can be done with either a motion or with a resolution.

Mayor Underwood stated that he is working on the letter for the school board members. He would like to send it to all the members when they take office.

Motion by Councilmember Johnson, 2nd by Councilmember May to adjourn the meeting. All in favor. Motion carried.

Meeting ended at 5:40 pm

Approved this the 18th day of November, 2014


Kenneth D. Underwood – Mayor

ATTEST:


Karen S. Biel – Town Clerk