

**June 8, 2010
Special Council Meeting
12191 Magnolia Springs Hwy.
Magnolia Springs, Al.
5:30 P.M.**

Town Clerk had the Town Council Members sign the Notification of Special Council Meeting Notice before the meeting was called to order.

1. Call to Order

Mayor Houser called the meeting to order at 4:45 p.m.

2. Roll Call

Present at the meeting – Council Members: Bob Holk, Rick Odess, Ken Underwood, Brett Gaar, and Mayor Charles Houser. Also present: Town Clerk - Karen S. Biel, Legal Counsel – Brad Hicks
Not in attendance: Councilmember Kenny Laurendine.

3. Invocation and Pledge of Allegiance

Mayor Houser led the invocation and pledge to the flag.


4. Environmental Committee report on potential Clear Water Act violation

Councilmember Odess stated that John Reuss is the most upstream site that is monitored and in January he had a spike in e-coli. In April, David Pope, who is the Southeastern Regional Director of the Southern Environmental Law Center reviewed the material and stated the appropriate way to deal with this situation is to put it before the U.S. Attorney. Mr. Pope contacted Councilmember Odess asked if a town representative would go with him to meet with the U.S. Attorney. Mayor Houser stated that Mr. Pope is asking that the town assist him in a fact finding effort. Mayor Houser asked Brad for legal advice – Brad stated, if the U.S. Attorney or the Law Center wants the town to aid them in their investigation in developing the facts to determine if there is some criminal or civil evidence to move forward that he didn't see any issues with it. Brad stated that the council should, by motion appoint one or two of the council members to represent the town.

Motion by Mayor Houser, 2nd by Councilmember Holk to appoint Councilmember Odess and/or Councilmember Gaar to represent the town in a meeting with the U.S. Attorney or the Southern Environmental Law Center in connection with abnormally high e-coli counts in the Magnolia River. All in favor. Motion carried.


Motion by Councilmember Holk, 2nd by Councilmember Underwood to adjourn. All in favor. Motion carried.

Special Council Meeting adjourned at 4:57 p.m.
Approved this the 27th day of July, 2010



Kenneth Underwood – Mayor Pro Tempore

ATTEST:



Karen S. Biel – Town Clerk