

**STATE OF ALABAMA  
COUNTY OF COVINGTON**

**ANDALUSIA, ALABAMA  
ANDALUSIA CITY HALL  
JULY 18, 2017**

**REGULAR WORK SESSION MEETING**

**PRESENT:**

Earl V. Johnson, Mayor  
Will Sconiers, Councilmember  
Kenneth C. Mount, Councilmember  
Hazel Griffin, Councilmember  
Ralph Wells, Councilmember  
Terry Powell, Councilmember  
Mark Christensen, City Attorney

**ABSENT:**

The City Council of the City of Andalusia, Alabama, met in room 340 at city hall for a work session at 5:00 p.m. for the purpose of planning and finalizing the agenda.

**REGULAR COUNCIL MEETING**

**PRESENT:**

Earl V. Johnson, Mayor  
Will Sconiers, Councilmember  
Kenneth C. Mount, Councilmember  
Hazel Griffin, Councilmember  
Ralph Wells, Councilmember  
Terry Powell, Councilmember  
Mark Christensen, City Attorney

**ABSENT:**

Mayor Johnson called the meeting to order and welcomed all. Councilmember Wells led the prayer and Pledge of Allegiance to the flag.

**APPROVAL OF MINUTES:**

Mayor Johnson presented the minutes from the regular meeting on July 6, 2017. Councilmember Powell moved to approve the minutes. Councilmember Wells seconded the motion which passed unanimously.

**COUNCIL APPROVED RESOLUTION NO. 2017 – 20, ABATEMENT OF PROPERTIES:**

Mayor Johnson presented Resolution No. 2017 – 20, Abatement of Properties to the council.

**CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2017 - 20**

**BE IT RESOLVED** by the City Council of the City of Andalusia, Alabama that we, after having examined the report of the City Building Inspector, do hereby find that the property in question specifically described below and denominated as parcel numbers by the Revenue Commission of Covington County is hazardous to the health, safety, welfare, and morals of the citizens of Andalusia and thereby constitute a public nuisance pursuant to the Alabama Act No. 94-540 as adopted by the City Council of the City of Andalusia:

- |    |                 |                           |
|----|-----------------|---------------------------|
| 1) | 207 Stewart St. | parcel # 1304182006018000 |
| 2) | 316 Stewart St. | parcel # 1304181002004000 |
| 3) | Snowden Dr. lot | parcel # 1406241001011002 |

**BE IT FURTHER RESOLVED** that the City Council hereby authorizes the Building Inspector to proceed with the abatement of these nuisances as authorized under State of Alabama Act. No. 94-540 as adopted by the City of Andalusia.

**ADOPTED AND APPROVED** this 18<sup>th</sup> day of July, 2017

**THE CITY OF ANDALUSIA, ALABAMA**

**BY:** \_\_\_\_\_  
**Earl V. Johnson, Mayor**

**ATTEST:**

\_\_\_\_\_  
**John M. Thompson, City Clerk**

Councilmember Mount moved to approve Resolution No. 2017 – 20. Councilmember Griffin seconded the motion which passed unanimously.

**COUNCIL APPROVED RESOLUTION NO. 2017 -21, DESIGNATION OF ENGINEERING SERVICES FOR COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION:**

Mayor Johnson presented Resolution No. 2017 – 21, Designation of Engineering Services for Community Development Block Grant Application.

**CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2017 - 21**

**A RESOLUTION FOR ENGINEERING SERVICES**

**WHEREAS**, the City of Andalusia is applying for an FY 2017 Community Development Block Grant from the Alabama Department of Economic & Community Affairs, as set forth in Title I of the Housing and Community Development Act of 1974; and

**WHEREAS**, the City of Andalusia, requires specific project engineering services in conjunction with the application of its 2017 Community Development Block Grant project and, if the grant is awarded, its implementation; and

**WHEREAS**, the City of Andalusia solicited professional engineering services for preliminary engineering services during application phase and, if the grant is awarded, the project's engineering design and construction observation, as set forth in the City's 2017 Community Development Block Grant application to support improved infrastructure for the citizens in the City of Andalusia.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and City Council, the governing body of the City of Andalusia, Alabama, as follows:

- Section 1.** That the proposal selection process, was in accordance with the Common Rule.
- Section 2.** That the proposal submitted by **Goodwyn, Mills and Cawood, Inc.** was determined most advantageous to the City of Andalusia.
- Section 3.** That the City of Andalusia **can** enter into an agreement with **Goodwyn, Mills and Cawood, Inc.** for professional engineering design and construction observation as outlined in the City's FY 2017 Community Development Block Grant application **if** awarded by the Alabama Department of Economic and Community Affairs (ADECA).

**Section 4.** That, Earl Johnson, Mayor of the City of Andalusia upon official award of the CDBG project, is authorized to negotiate and enter into an agreement with **Goodwyn, Mills and Cawood, Inc.** for said professional engineering design and construction observation.

**APPROVED AND ADOPTED** by the City Council of the City of Andalusia, Alabama, this the 18th of July, 2017.

\_\_\_\_\_  
**Earl V. Johnson, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Will Sconiers, District One**

\_\_\_\_\_  
**John Thompson, City Clerk**

\_\_\_\_\_  
**Kennith Mount, District Two**

(Seal)

\_\_\_\_\_  
**Hazel Griffin, District Three**

\_\_\_\_\_  
**Ralph Wells, District Four**

\_\_\_\_\_  
**Terry Powell, District Five**

Councilmember Sconiers moved to approve Resolution No. 2017 – 21. Councilmember Powell seconded the motion which passed unanimously.

**COUNCIL APPROVED ORDINANCE NO. 2017 – 04, EXTENDING THE FRANCHISE TO THE UTILITIES BOARD OF THE CITY OF ANDALUSIA:**

Mayor Johnson presented Ordinance No. 2017 – 04, granting a thirty year franchise extension to the Utilities Board of the City of Andalusia and asked the clerk to call the roll to see if the council desired to suspend the rules and consider the ordinance immediately. The votes are as follows:

**YES:**

Mayor Johnson  
Councilmember Sconiers  
Councilmember Mount  
Councilmember Griffin  
Councilmember Wells  
Councilmember Powell

**NO:**

**ABSTAINED:**

**CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**ORDINANCE NO. 2017 – 04**

**AN ORDINANCE AUTHORIZING AN EXTENSION OF THE FRANCHISE  
AGREEMENT WITH THE UTILITIES BOARD OF THE CITY OF ANDALUSIA,  
ALABAMA**

**BE IT ORDAINED** by the Mayor and City Council (the “Council”) of the City of Andalusia, Alabama (the “City”), as follows:

Section 1. *Findings and Determinations.* The Council has ascertained and found and does hereby declare as follows:

(a)

The City has heretofore, pursuant to Ordinance No. 2004-3 (the “Franchise Ordinance”), adopted by the Council on June 1, 2004, approved the granting of a franchise for the construction, acquisition, ownership and operation of a waterworks distribution system, sanitary sewer system and electric distribution system to the Utilities Board of the City of Andalusia (the “Board”), for a period not exceeding thirty (30) years from the date thereof upon the terms and conditions set forth in the Franchise Ordinance (the “Franchise Agreement”); and

(b) The Council and the Board find and determine that it is necessary and desirable to extend the Franchise Agreement for a period of thirty (30) years from the date hereof; and

(d) The Council finds and determines that its extension of such Franchise is desirable for the growth and development of the City;

Section 2. *Extension of Franchise.* The Franchise set forth in the Franchise Ordinance is hereby granted to the Board for a period of thirty (30) years from the date of adoption of this Ordinance; otherwise the terms and condition set forth in the Franchise Ordinance shall remain in full force and effect, and the Franchise Ordinance is hereby amended as set forth herein.

Section 3. *Severability.* The provisions of this Ordinance are intended to be severable and, if any one or more of such provisions should be held invalid for any reason, the rest shall nevertheless stand and be fully effective.

Section 4. *Publication.* This Ordinance shall be published at the expense of the Board by publication in one issue of the Andalusia Star News, which the Council hereby finds and determines to be a newspaper published in Covington County and of general circulation in the City.

Section 5. Repeal and Amendment. All ordinances, resolutions, orders or parts thereof in conflict with this Ordinance are hereby repealed and/or amended, to the extent of such conflict.

Section 21. Effective Date. This Ordinance shall become effective upon its approval as provided by law.

**ADOPTED AND APPROVED** this 18th day of July, 2017.

**THE CITY OF ANDALUSIA, ALABAMA**

By: \_\_\_\_\_  
**Earl V. Johnson, Mayor**

(SEAL)

**ATTEST:**

\_\_\_\_\_  
**John Thompson, City Clerk**

Councilmember Griffin moved to approve Ordinance 2017 – 04. Councilmember Wells seconded the motion which passed unanimously.

**ADJOURNMENT:**

With no further business, Mayor Johnson called the meeting adjourned.

**THE CITY OF ANDALUSIA, ALABAMA**

BY: \_\_\_\_\_  
**Earl V. Johnson, Mayor**

**ATTEST:**

\_\_\_\_\_  
**John Thompson City Clerk – Treasurer**