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STATE OF ALABAMA
COUNTY OF COVINGTON

ANDALUSIA, ALABAMA
ANDALUSIA CITY HALL
July 19, 2018

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:

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Mayor Johnson presented the minutes from the regular meeting on July 3, 2018. Councilmember Griffin moved to approve the minutes. Councilmember Mount seconded the motion which passed unanimously.

COUNCIL WAIVED BUSINESS LICENSE FOR THE THIRTY – FIFTH ANNUAL GUN AND KNIFE SHOW:

Mayor Johnson announced that the Thirty – Fifth Annual Gun and Knife Show would be held in August, 2018. Council member Mount moved to waive the business license for the event. Councilmember Powell seconded the motion which passed unanimously.

COUNCIL APPROVED RESOLUTION NO. 2018 – 26, ABATEMENT OF NUISANCE PROPERTIES:

Mayor Johnson presented Resolution No. 2018 – 26, abatement of nuisance properties to the council.

**CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2018 – 26

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:

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- | | | |
|----|---------------------------------------|---------------------------|
| 1) | 606 Tucker St. | parcel # 1304202204018000 |
| 2) | 426 South Three Notch St. | parcel # 1304191102019000 |
| 3) | 218 Church St. | parcel # 1304184403013000 |
| 4) | 1509 1 st Ave. Green Acres | parcel # 1305213003010000 |
| 5) | 605 East Three Notch St. | parcel # 1304173304016002 |

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 19th day of July, 2018

THE CITY OF ANDALUSIA, ALABAMA

BY: _____
Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk - Treasurer

Council member Griffin moved to approve Resolution No. 2018-26. Councilmember Powell seconded the motion which passed unanimously.

COUNCIL APPROVED RESOLUTION NO. 2018 – 27, COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION:

Mayor Johnson presented Resolution No. 2018 – 27, Community Development Block Grant Application.

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RESOLUTION NUMBER: 2018-27

WHEREAS, the City of Andalusia, Alabama, is hereby making known its intention to apply to the State of Alabama for a PY 2018 Community Development Block Grant under the provisions set forth in Title I of the Housing and Community Development Act of 1974; and,

WHEREAS, the request for Community Development Block Grant assistance adheres to the guidelines as set forth in the State of Alabama's Community Development Block Grant Final Statement, as well as, the provisions set forth in Title I of the Housing and Community Development Act of 1974, as revised; and,

WHEREAS, this legislative body of Andalusia, Alabama recognizes Earl V. Johnson, Mayor, as the appropriate City official authorized to act on behalf of the City in such dealings; and

WHEREAS, this body acknowledges that the Mayor's signature shall be binding upon the City of Andalusia in such matters; and,

WHEREAS, the Andalusia City Council understands that the total estimated cost associated with the proposed street resurfacing improvements in CDBG eligible areas within the City of Andalusia being applied for is **\$355,894**, therefore,

BE IT HEREBY RESOLVED, by the Andalusia City Council, that the city approves the submission of the PY 2018 CDBG Large City Fund grant application requesting **\$280,000** in federal grant assistance; and that this legislative body of the City of Andalusia, hereby authorizes Earl V. Johnson, Mayor, to act as the appropriate City Official on behalf of the City in dealings with the State of Alabama and to sign any and all necessary application papers for the PY 2018 Community Development Block Grant funds as well as any necessary contracts and other agreements relative to the implementation of the proposed project should funding approval be secured by the City of Andalusia.

BE IT FURTHER HEREBY RESOLVED by the Andalusia City Council that the City commits the sum of **\$75,894** to be provided by the City of Andalusia in local cash matching funds to be used as Andalusia's match obligation in conjunction with this request for PY 2018 CDBG funds for the purpose of bringing the proposed project to fruition.

This resolution is hereby passed and approved by the Andalusia City Council in official session on this the 19th day of July, 2018.

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Earl V. Johnson, Mayor

Council Member

(SEAL)

Council Member

John Thompson, City Clerk - Treasurer

Council Member

Council Member

Council Member

Councilmember Sconiers moved to approve Resolution No. 2018 – 27. Councilmember Wells seconded the motion which passed unanimously.

COUNCIL APPROVED RESOLUTION NO. 2018 – 28, CERTIFYING SAMMY GLOVER ELECTED DISTRICT ONE REPRESENTATIVE, BOARD OF EDUCATION, ANDALUSIA CITY SCHOOLS:

Mayor Johnson presented Resolution No. 2018 – 28, Certifying Sammy Glover Elected District One Representative, Board of Education, Andalusia City Schools, to the council.

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**CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2018 – 28

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections for Alabama cities; and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended; and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadlines set for an election of municipal officers of the municipality and setting forth the name of such person; and

WHEREAS, said Section 11-36-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person; and

WHEREAS, the Mayor of the City of Andalusia has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of District 1 Board of Education Member prior to the deadline and that the name of that person who filed such statement was Sammy Glover;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Andalusia, Alabama, that Sammy Glover be and is hereby declared duly elected to the office of District 1 Board of Education Member in the City of Andalusia for the term of office commencing on the first Monday in November, 2018; and

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BE IT FURTHER RESOLVED, that the Mayor of the City of Andalusia be and hereby directed to issue a certificate of election to Sammy Glover for the office of District 1 Board of Education Member for such term pursuant to the provisions of State of Alabama Act No. 2001-342.

ADOPTED AND APPROVED this 19th day of July, 2018.

ATTEST:

THE CITY OF ANDALUSIA, ALABAMA

John M. Thompson, City Clerk - Treasurer

BY: _____
Earl V. Johnson, Mayor

Councilmember Sconiers moved to approve Resolution No. 2018 – 28. Councilmember Powell seconded the motion which passed unanimously.

COUNCIL APPROVED RESOLUTION NO. 2018 – 29, CERTIFYING WILLIAM DAVID BRYANT ELECTED DISTRICT THREE REPRESENTATIVE, BOARD OF EDUCATION, ANDALUSIA CITY SCHOOLS:

Mayor Johnson presented Resolution No. 2018 – 29, Certifying William David Bryant Elected District Three Representative, Board of Education, Andalusia City Schools, to the council.

**CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2018 – 29

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections for Alabama cities; and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended; and

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WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadlines set for an election of municipal officers of the municipality and setting forth the name of such person; and

WHEREAS, said Section 11-36-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person; and

WHEREAS, the Mayor of the City of Andalusia has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of District 3 Board of Education Member prior to the deadline and that the name of that person who filed such statement was William David Bryant;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Andalusia, Alabama, that William David Bryant be and is hereby declared duly elected to the office of District 3 Board of Education Member in the City of Andalusia for the term of office commencing on the first Monday in November, 2018; and

BE IT FURTHER RESOLVED, that the Mayor of the City of Andalusia be and hereby directed to issue a certificate of election to William David Bryant for the office of District 3 Board of Education Member for such term pursuant to the provisions of State of Alabama Act No. 2001-342.

ADOPTED AND APPROVED this 19th day of July, 2018.

ATTEST:

THE CITY OF ANDALUSIA, ALABAMA

John M. Thompson, City Clerk - Treasurer

BY: _____
Earl V. Johnson, Mayor

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Councilmember Griffin moved to approve Resolution No. 2018 – 29. Councilmember Mount seconded the motion which passed unanimously.

COUNCIL APPROVED RESOLUTION 2018 – 30, CERTIFYING DAVID MCCALMAN II ELECTED DISTRICT FIVE REPRESENTATIVE, BOARD OF EDUCATION, ANDALUSIA CITY SCHOOLS:

Mayor Johnson presented Resolution No. 2018 – 30, Certifying David McCalman II Elected District Five Representative, Board of Education, Andalusia City Schools, to the council.

**CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2018 – 30

WHEREAS, Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, provide for and regulate general and special elections for Alabama cities; and

WHEREAS, Section 11-46-43 of the Alabama Code of 1975 prohibits write-in candidates in elections held under Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended; and

WHEREAS, Section 11-46-26 of the Alabama Code of 1975, as amended, provides that if only one person has filed a statement of candidacy or has been nominated for an office for an election to be held pursuant to Sections 11-46-20 through 11-46-73 of the Alabama Code of 1975, as amended, at the time the deadline for qualification has passed, then such person shall, for all purposes, be deemed elected to such office, and the mayor or other chief executive officer shall not cause the name of such person or the office for which his candidacy was declared to be printed on the ballot, but he shall immediately file a written statement with the governing body of the municipality, attested by the clerk, certifying the fact that only one person filed a statement of candidacy or was nominated for the office preceding the deadlines set for an election of municipal officers of the municipality and setting forth the name of such person; and

WHEREAS, said Section 11-36-26, as amended, provides that the governing body of the municipality, after receiving such statement, shall adopt a resolution declaring the person named in the statement duly elected to the office described in the statement, and shall issue a Certificate of Election to such person; and

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WHEREAS, the Mayor of the City of Andalusia has filed a written statement with the governing body of the municipality, attested by the Clerk, certifying the fact that only one person filed a statement of candidacy for the office of District 5 Board of Education Member prior to the deadline and that the name of that person who filed such statement was David McCalman II;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Andalusia, Alabama, that David McCalman II be and is hereby declared duly elected to the office of District 5 Board of Education Member in the City of Andalusia for the term of office commencing on the first Monday in November, 2018; and

BE IT FURTHER RESOLVED, that the Mayor of the City of Andalusia be and hereby directed to issue a certificate of election to David McCalman II for the office of District 5 Board of Education Member for such term pursuant to the provisions of State of Alabama Act No. 2001-342.

ADOPTED AND APPROVED this 19th day of July, 2018.

ATTEST:

THE CITY OF ANDALUSIA, ALABAMA

John M. Thompson, City Clerk - Treasurer

BY: _____
Earl V. Johnson, Mayor

Councilmember Powell moved to approve Resolution No. 2018 – 30. Councilmember Mount 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