

**PAGE ONE**

**STATE OF ALABAMA  
COUNTY OF COVINGTON**

**ANDALUSIA, ALABAMA  
ANDALUSIA CITY HALL  
OCTOBER 15, 2019**

**REGULAR WORK SESSION MEETING**

**PRESENT:**

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

**ABSENT:**

Will Sconiers, Councilmember  
Terry Powell, Councilmember

The City Council of the City of Andalusia, Alabama, met in room 340 at city hall for a regular meeting at 1:30 p.m. For the purpose of planning and finalizing the agenda.

**REGULAR COUNCIL MEETING**

**PRESENT:**

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

**ABSENT:**

Will Sconiers, Councilmember  
Terry Powell, Councilmember

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

**PAGE TWO**

**APPROVAL OF MINUTES:**

Mayor Johnson presented the minutes from the regular meeting on October 1, 2019. Councilmember Mount moved to approve the minutes. Councilmember Griffin seconded the motion which passed unanimously.

**COUNCIL APPROVED RESOLUTION NO. 2019-34, FIREHOUSE SUBS PROJECT:**

Mayor Johnson presented Resolution No. 2019-34, Firehouse Subs Project.

**THE CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2019-34**

**A RESOLUTION TO AUTHORIZE SITE WORK AT THE ENTRANCE TO  
COVINGTON MALL IN ORDER TO PERMIT THE CONSTRUCTION AND  
OPERATION OF A FIREHOUSE SUBS RESTAURANT IN  
THE CITY OF ANDALUSIA, ALABAMA**

**WHEREAS**, the City Council finds that it serves a public purpose to encourage economic development in the City of Andalusia; and

**WHEREAS**, the City Council finds that location of a Firehouse Subs Restaurant in the City of Andalusia will serve valid and sufficient public purposes including, but not limited to, expansion and enhancement of the City's economic and tax base, thereby providing additional revenues for schools, municipal services, and other public needs, and increased employment opportunities with the City, promotion of the City as a center for retail and commercial activity; and provision of additional goods and services to the residents of Andalusia and the surrounding areas; and

**WHEREAS**, Amendment 725 to the Constitution of Alabama of 1901 provides that in promoting local economic development, the city council may grant public moneys and things of value in aid of any individual, form, association, corporation, or entity whatsoever; and

**WHEREAS**, the City Council finds that the contract attached as an Exhibit hereto will carry out the intent of this resolution; and

**PAGE THREE**

**WHEREAS**, the City Council finds that the enhancement of the entrance to Covington Mall will make it more likely that travelers will stop and shop in Andalusia, thus benefitting the local economy, and the City Council also finds that the location of a Firehouse Subs restaurant in Andalusia will also benefit the local economy, and the City Council also finds that the completion of the site work to enhance the entrance to Covington Mall will encourage the location of a Firehouse Subs restaurant near the entrance and that all of the foregoing would provide a significant benefit to a broad segment of the public and that any private benefit that might accrue would only be incidental and insubstantial in the context of the public benefit;

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Andalusia, Alabama, that the Mayor and Clerk are hereby authorized to execute said contract for the purposes expressed therein.

**ADOPTED AND APPROVED** this 15<sup>th</sup> day of October, 2019.

**THE CITY OF ANDALUSIA, ALABAMA**

**BY:** \_\_\_\_\_

**Earl V. Johnson, Mayor**

**ATTEST:**

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

Councilmember Wells moved to approve Resolution No. 2019-34. Councilmember Mount seconded the motion which passed unanimously.

**PAGE FOUR**

**COUNCIL APPROVED RESOLUTION NO. 2019-35, PUBLIC WORKS EQUIPMENT:**

Mayor Johnson presented Resolution No. 2019-35, Public Works Equipment.

**THE CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2019 – 35**

**A RESOLUTION APPROVING A BID FOR PURCHASE OF PUBLIC WORKS  
EQUIPMENT**

**WHEREAS**, the Director of Public Works has inventoried equipment and determined that additional items are required to adequately perform required tasks; and

**WHEREAS**, the purchases outlined below meet or exceed the bid laws of the State of Alabama,

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANDALUSIA**, that the mayor and city clerk are authorized to purchase a 2020 International HV (Trash Truck) for \$81,000, two 2020 International HV 607 – Peterson (Trash Trucks with knuckleboom loaders) for \$312,438, and a Kenworth T800 Dump Truck for \$167,590 (Utilities Board will pay one – half of dump truck cost, \$83,795) all not to exceed \$561,028.

**BE IT FURTHER RESOLVED** that the mayor and city clerk be authorized to execute any all documents necessary to effectuate the intent of this resolution, including purchasing and financing documents, not to exceed three years term from date of delivery.

**ADOPTED AND APPROVED this 15<sup>th</sup> day of October, 2019.**

**THE CITY OF ANDALUSIA, ALABAMA**

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

**PAGE FIVE**

**ATTEST:**

**John M. Thompson, City Clerk – Treasurer**

Councilmember Griffin moved to approve Resolution No. 2019-35. Councilmember Wells seconded the motion which passed unanimously.

**COUNCIL APPROVED RESOLUTION NO. 2019-36, ABATEMENT OF NUISANCE PROPERTIES:**

Mayor Johnson presented Resolution No. 2019-36, Abatement of Nuisance Properties.

**CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2019 - 36**

**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) | 716 Whatley St.        | parcel # 1304194001002005 |
| 2) | Empty lot South Cotton | parcel # 1304203002005000 |

**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 15th day of October, 2019

**THE CITY OF ANDALUSIA, ALABAMA**

**PAGE SIX**

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

**ATTEST:**

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

Councilmember Griffin moved to approve Resolution No. 2019-36. Councilmember Mount seconded the motion which passed unanimously.

**COUNCIL APPROVED ORDINANCE NO. 2019-05, DECLARING THE CHURCH STREET SCHOOL BUILDING SURPLUS:**

Mayor Johnson presented Ordinance No. 2019-05, declaring the former Church Street School Building, now the Church Street Cultural Center, surplus. The clerk called the roll on the question of suspending the rules so that the council could immediately consider the ordinance.

**YES:**

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

**NO:**

**ABSTAINED:**

Councilmember Mount moved to approve Ordinance No. 2019-05. Councilmember Griffin seconded the motion, which passed unanimously.

**COUNCIL APPROVED RESOLUTION NO. 2019-38, LEASE AGREEMENT EXTENSION WITH ANDALUSIA BALLET ASSOCIATION:**

Mayor Johnson presented Resolution No. 2019-38, Lease Agreement Extension with Andalusia Ballet Association.

**PAGE SEVEN**

**THE CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2019 - 38**

**A RESOLUTION TO AUTHORIZE EXTENSION OF LEASE AGREEMENT WITH  
THE ANDALUSIA BALLET ASSOCIATION, INC. FOR THE  
CHURCH STREET CULTURAL ARTS CENTER (OLD CHURCH STREET SCHOOL)  
IN THE CITY OF ANDALUSIA, ALABAMA**

**WHEREAS**, the City Council finds that it serves a public purpose to encourage economic and cultural development in the city of Andalusia; and

**WHEREAS**, the city Council finds that the renovation of the old Church Street School into the Church Street Cultural Arts Center by the Andalusia Ballet Association, Inc. has had a dramatic, positive impact on the culture, economy, education, and overall quality of life in Andalusia; and

**WHEREAS**, the Andalusia Ballet Association, Inc. wishes to expand the renovations to the third floor of the building, and the City Council finds that the investment commitment involved will benefit the citizens of Andalusia and the surrounding area and justifies an extension of the lease term for the building; and

**WHEREAS**, the City Council finds that the contract attached as an exhibit hereto will carry out the intent of this resolution;

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Andalusia, Alabama, that the mayor and clerk are hereby authorized to execute said contract extending the lease with the Andalusia Ballet Association, Inc.

**ADOPTED AND APPROVED** this 15<sup>th</sup> day of October, 2019.

**THE CITY OF ANDALUSIA**

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**Earl V. Johnson, Mayor**

**PAGE EIGHT**

**ATTEST:**

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

Councilmember Mount moved to approve Resolution No. 2019-38. Councilmember Griffin seconded the motion which passed unanimously.

**COUNCIL APPROVED RESOLUTION NO. 2019-37, REAL ESTATE ACQUISITION:**

Mayor Johnson presented Resolution No. 2019-37, Real Estate Acquisition.

**THE CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2019 – 37**

**A RESOLUTION APPROVING THE PURCHASE OF REAL PROPERTY**

**WHEREAS**, the City of Andalusia has worked to revitalize the Historic Downtown; and

**WHEREAS**, certain real estate vitally important to the continued redevelopment of Downtown has become available,

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANDALUSIA**, that the mayor is hereby authorized to execute the contracts attached to this resolution for the acquisition of real property in Downtown Andalusia and that \$1,000 be appropriated from the Capital Improvement Account to effectuate the intent of this resolution.

**ADOPTED AND APPROVED this 15<sup>th</sup> day of October, 2019.**

**THE CITY OF ANDALUSIA, ALABAMA**

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

**PAGE NINE**

**ATTEST:**

**John M. Thompson, City Clerk – Treasurer**

Councilmember Mount moved to approve Resolution No. 2019-37. Councilmember Wells seconded the motion which passed unanimously.

**COUNCIL APPROVED RESOLUTION NO. 2019-39, APPROVING AN AGREEMENT WITH EMERALD COAST UTILITIES AUTHORITY FOR PROCESSING THE CITY OF ANDALUSIA'S RECYCLING MATERIALS:**

Mayor Johnson presented Resolution No. 2019-39, Approving an agreement with Emerald Coast Utilities Authority for processing the City of Andalusia's Recycling materials.

**THE CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2019 – 39**

**A RESOLUTION APPROVING AN AGREEMENT WITH EMERALD COAST UTILITIES AUTHORITY FOR PROCESSING THE CITY OF ANDALUSIA'S RECYCLING MATERIALS**

**WHEREAS**, the City of Andalusia operates a recycling program; and

**WHEREAS**, the Emerald Coast Utilities Authority maintains and operates a recycling center that currently accepts and processes the City of Andalusia's recycling; and

**WHEREAS**, the City of Andalusia's current contract with Emerald Coast Utilities Authority has expired.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANDALUSIA**, that the mayor is hereby authorized to execute a new contract, attached to this resolution, with Emerald Coast Utilities Authority for processing the City of Andalusia's recycling.

**ADOPTED AND APPROVED this 15<sup>th</sup> day of October, 2019.**

**PAGE TEN**

**THE CITY OF ANDALUSIA, ALABAMA**

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

**ATTEST:**

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

Councilmember Wells moved to approve Resolution No. 2019-39. Councilmember Griffin 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 M. Thompson, City Clerk/Treasurer**