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**STATE OF ALABAMA
COUNTY OF COVINGTON**

**ANDALUSIA, ALABAMA
ANDALUSIA CITY HALL
APRIL 21, 2020**

REGULAR WORK SESSION MEETING

PRESENT:

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

PRESENT BY TELEPHONE

Hazel Griffin, Councilmember

ABSENT:

The City Council of the City of Andalusia, Alabama, met in the auditorium at the city hall for a work session at 5:30 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
Ralph Wells, Councilmember
Terry Powell, Councilmember
Mark Christensen, City Attorney

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PRESENT BY TELEPHONE

Hazel Griffin, Councilmember

ABSENT:

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

APPROVAL OF MINUTES:

Mayor Johnson presented the minutes from the regular meeting on April 7, 2020. Councilmember Mount moved to approve the minutes. Councilmember Sconiers seconded the motion which passed unanimously.

COUNCIL APPROVED ORDINANCE NO. 2020-02, DECLARING REAL PROPERTY SURPLUS:

Mayor Johnson presented Ordinance No. 2020-02, declaring real property surplus.

**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

ORDINANCE NO. 2020 - 02

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANDALUSIA, ALABAMA:

WHEREAS, the City Council of the City of Andalusia, Alabama, desires to improve the quality of life for all of its citizens and the residents of surrounding areas; and

WHEREAS, the City Council of the City of Andalusia, Alabama, desires to encourage economic development in the City of Andalusia and to encourage responsible development that will lead to benefits that 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

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and the surrounding areas; and

WHEREAS, an agreement is being completed for the Industrial Development Board of the City of Andalusia, Alabama to enter into a lease to purchase with a local manufacturer so that the manufacturer will relocate to the Andalusia Industrial Park, and the City Council of the City of Andalusia, Alabama, finds that said agreement will promote the purposes set forth above and that it will be necessary for the property currently held in the name of the City of Andalusia, Alabama to be title in the name of the Industrial Development Board of the City of Andalusia, Alabama;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Andalusia, Alabama, as follows:

1. It is hereby established and declared the following described real property of the City of Andalusia, Alabama, is no longer needed for public or municipal purposes, to wit:

Commencing at a found 2" pipe being the Northeast corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 4, Township 4 North, Range 16 East, Covington County, Alabama; thence S 07 $^{\circ}$ 12'34" W a distance of 1440.18 feet to a concrete monument; thence S 56 $^{\circ}$ 51'30" W a distance of 752.38 feet to a point on the East right-of-way of Progress Drive (80' R.O.W.) ;thence S 86 $^{\circ}$ 15'42" W a distance of 80.00 feet to a point on the West right-of-way of Progress Drive (80' R.O.W.); thence along said Progress Drive S 03 $^{\circ}$ 44'18" E a distance of 212.36 feet to a set one-half inch rebar with cap ALS 26950, said point being the Point of Beginning.

From said Point of Beginning, thence continue along said Progress Drive S 03 $^{\circ}$ 44'18" E a distance of 575.00 feet to a set one-half inch rebar with cap ALS 26950; thence leaving said road, S 86 $^{\circ}$ 15'42" W a distance of 434.21 feet to a set one-half inch rebar with cap ALS 26950; thence N 17 $^{\circ}$ 10'45" W a distance of 129.71 feet to a set one-half inch rebar with cap ALS 26950; thence N 41 $^{\circ}$ 49'18" W a distance of 96.02 feet to a set one-half inch rebar with cap ALS 26950; thence N 51 $^{\circ}$ 13'40" W a distance of 211.95 feet to a set one-half inch rebar with cap ALS 26950; thence N 36 $^{\circ}$ 56'02" W a distance of 274.91 feet to a set one-half inch rebar with cap ALS 26950; thence N 86 $^{\circ}$ 15'42" E a distance of 830.34 feet to the Point of Beginning; said parcel lying in and being a part of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 4, Township 4 North, Range 16 East, Covington County, Alabama, and containing 8.12 acres, more or less.

2. This ordinance shall become effective immediately upon its adoption and publication as required by law.

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ADOPTED AND APPROVED this 7th day of April, 2020.

EARL V. JOHNSON, MAYOR

ATTEST:

**JOHN THOMPSON,
CITY CLERK/TREASURER**

Councilmember Wells moved to approve Ordinance No. 2020-02. Councilmember Sconiers seconded the motion which passed unanimously.

**COUNCIL APPROVES RESOLUTION NO. 2020-09, AUTHORIZING A
DEVELOPMENT AGREEMENT AND FINANCING FOR THE COVINGTON CASKET
COMPANY EXPANSION PROJECT:**

Mayor Johnson presented Resolution No. 2020-09, authorizing a development agreement and financing for the Covington Casket Company expansion project.

**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2020-09

**A RESOLUTION TO AUTHORIZE A CONTRACT
WITH COVINGTON CASKET COMPANY, INC. REGARDING
A LEASE TO OWN CERTAIN PROPERTY OWNED BY THE
CITY OF ANDALUSIA AND TO PROVIDE FOR**

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**THE FINANCING OF THE RENOVATION OF THE
IMPROVEMENTS ON SAID PROPERTY**

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 Covington Casket Company, Inc. intends to expand its manufacturing plant and increase its labor force; and

WHEREAS, certain property currently owned by the City of Andalusia would be suited to the plans of Covington Casket Company, Inc. if certain renovations are made to the improvements on said property; and

WHEREAS, the City Council finds that, notwithstanding any incidental benefit accruing to any private entities, the proposed contract with Covington Casket Company, Inc. attached hereto (the "Covington Casket Contract") and the financing from CCB Community Bank (the "CCB Community Bank Loan") outlined by the term sheet attached hereto will serve valid and sufficient public purposes including, but not limited to, the preservation of local jobs, the expansion and enhancement the City's economic and tax base, thereby providing additional revenues for schools, municipal services, and other public needs, and increased employment opportunities within 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 surrounding areas; and

WHEREAS, Amendment 725 to the Constitution of Alabama 1901 provides that in promoting local economic development, the City Council may, among other things, (1) develop and equip plants, buildings, factories and facilities, (2) lease, exchange, or give any such projects to any person or corporation, public or private, and (3) lend its credit or grant public moneys and things of value in aid to any individual, firm, association, corporation, or entity whatsoever; and

WHEREAS, the City Council finds that the proposed agreements attached as exhibits 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:

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1. The recitals to this Resolution are incorporated herein and made a part hereof.
2. The Covington Casket Contract is approved in substantially the form and of substantially the content as attached hereto.
3. The terms of the CCB Community Bank Loan are approved as set forth in the term sheet attached hereto.
4. The Mayor and the Clerk are each hereby authorized and directed to execute, acknowledge, attest and deliver (1) the Covington Casket Contract, (2) any warrant, note or other obligation to evidence the CCB Community Bank Loan, and (3) any other documents, certificates or instruments related to either of the foregoing, with such changes or additions thereto or deletions therefrom as such officers shall approve, which approval shall be conclusively evidenced by execution of such documents as so provided.

ADOPTED AND APPROVED this 21st day of April, 2020.

THE CITY OF ANDALUSIA

Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk-Treasurer

Councilmember Powell moved to approve Resolution No. 2020-09. Councilmember Wells seconded the motion which passed unanimously.

**COUNCIL APPROVES APPROPRIATION FOR GYM EQUIPMENT AND
MAINTENANCE CONTRACT FOR THE ADULT ACTIVITY CENTER:**

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Mayor Johnson presented a proposal for \$14,828.26 for gym equipment and maintenance contract for the adult activity center. Councilmember Powell moved to appropriate \$14,828.26 from the capital improvement account to purchase the equipment and maintenance contract. Councilmember Sconiers seconded the proposal 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