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**STATE OF ALABAMA
COUNTY OF COVINGTON**

**ANDALUSIA, ALABAMA
ANDALUSIA CITY HALL
January 5, 2021**

REGULAR WORK SESSION MEETING

PRESENT:

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

ABSENT:

Hazel Griffin, Councilmember

The City Council of the City of Andalusia, Alabama, met in the utility board conference room 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
Joe Nix, Councilmember
Kenneth C. Mount, Councilmember
Ralph Wells, Councilmember
Terry Powell, Councilmember
Mark Christensen, City Attorney

ABSENT:

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Hazel Griffin, Councilmember

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 December 15, 2020. Councilmember Mount moved to approve the minutes. Councilmember Powell seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION NO. 2021-01, GRANTING AUTHORITY TO FORM A CAPITAL IMPROVEMENT COOPERATIVE DISTRICT :

Mayor Johnson presented Resolution No. 2021-01, Granting Authority to Form a Capital Improvement Cooperative District.

**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2021-01

**A RESOLUTION GRANTING AUTHORITY TO FORM A
CAPITAL IMPROVEMENT COOPERATIVE DISTRICT**

WHEREAS, an application has been presented to the City Council by Kenneth Mount, Gary Strickland, and John M. Thompson seeking permission to incorporate a capital improvement cooperative district pursuant to Code of Alabama § 11-99B-1 *et seq.* to be called **The Rails to Trails Cooperative District**; and

WHEREAS, the City Council has reviewed the application and the supporting documentation and finds that the incorporation of such a district will serve valid and sufficient public purposes including, but not limited to, developing a trail within rail right of ways thereby conserving open space and serving the recreational, educational, and economic development needs of the counties and municipalities within the rail right of way corridors and the surrounding areas; and

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WHEREAS, a proposed Certificate of Incorporation for said capital improvement cooperative district has also been presented to the City Council; and

WHEREAS, the City Council has reviewed and considered all of the information presented to it;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Andalusia, Alabama, hereby declares that it has reviewed the application for authority to form a capital improvement cooperative district to be named "The Rails to Trails Cooperative District" and has found and determined as a matter of fact that it is wise, expedient, and necessary that the proposed District be formed, and it is also hereby declared that the City Council has approved the proposed form of certificate of incorporation attached to said application, and the applicants are hereby authorized to proceed to form the proposed District by the filing for record the certificate of incorporation in accordance with the provisions of Code of Alabama § 11-99B-4.

The City Council of the City of Andalusia, Alabama hereby elects Kenneth C. Mount and John M. Thompson to serve as initial Directors of The Rails to Trails Cooperative District, such election to take effect upon immediately upon the filing for record of the certificate of incorporation of said District.

ADOPTED AND APPROVED this 5th day of January, 2021.

THE CITY OF ANDALUSIA, ALABAMA

Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk-Treasurer

Councilmember Powell moved to approve Resolution No. 2021-01. Councilmember Wells seconded the motion which passed unanimously.

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COUNCIL AUTHORIZES BID FOR POLICE FIRE AND LEISURE SERVICES DEPARTMENT:

Mayor Johnson announced that the council received reports from the police and fire chiefs and leisure services director during the work session concerning fleet vehicles. Councilmember Nix moved to authorize the city administrator to bid the vehicles requested and report the results to the council at a later date. Councilmember Mount seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION NO. 2021-02, CEMETERY MAINTENANCE BID:

Mayor Johnson presented Resolution No. 2021-02, Cemetery Maintenance Bid.

**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2021 – 02

A RESOLUTION APPROVING A BID FOR CEMETERY MAINTENANCE

WHEREAS, the City of Andalusia desires to contract for cemetery maintenance; and

WHEREAS, the City of Andalusia, Alabama did legally advertise a bid opening time and date of 2:30 PM, November 19, 2020, for maintenance of cemeteries, in accordance with Alabama State Law, and on that date opened all bids in public and read them aloud; and

WHEREAS, the City Clerk-Treasurer, has reviewed the bids and determined that the lowest responsible bidder is Glidewell Lawn Care, Inc with a bid of \$2075.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANDALUSIA, that the bid of \$2,075 from Glidewell Lawn Care, Inc be accepted.

BE IT FURTHER RESOLVED that the mayor and city clerk be authorized to execute any and all documents necessary to effectuate the intent of this resolution.

ADOPTED AND APPROVED this 5th day of January, 2021.

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THE CITY OF ANDALUSIA, ALABAMA

By: _____
Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk-Treasurer

Councilmember Wells moved to approve Resolution No. 2021-02. Councilmember Powell seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION NO. 2021-03, ABATEMENT FOR WEED LIENS:

Mayor Johnson presented Resolution No. 2021-03, Abatement for Weed Liens.

**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2021 - 03

A RESOLUTION DETERMINING COSTS OF ABATEMENT OF PROPERTIES

WHEREAS, the City of Andalusia, Alabama, adopted the provisions of State of Alabama Act 94-540 by Ordinance No. 1994-7 which provides for the abatement of nuisances; and

WHEREAS, the City Council is required to confirm the costs the City of Andalusia has incurred in the abatement of nuisance properties; and

WHEREAS, the City of Andalusia has incurred costs in the abatement of nuisances located at 210 Hand Avenue described as Parcel #1304171007015000; 504 Stanley Avenue described as Parcel #1304201103006000; 605 East Three Notch Street described as Parcel #1304173304016002; 612 South Three Notch Street described as parcel # 1304191003006000;

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716 Whatley Street described as parcel #1304194001002005; 208 Hand Avenue described as parcel #1304171007016000; 1238 Snead Street described as parcel #1305162002016000; 216 Lori Lane described as parcel #1309292002027000; 308 McDonald Avenue described as parcel #1304184002021000; 234 Barton Street described as parcel #1304182005012000; now

BE IT RESOLVED by the City Council of the City of Andalusia that the actual costs of abatement of the aforementioned properties is as follows:

Parcel: 1304171007015000
Owner: David Daugherty and Dawn Daugherty
Description: 210 Hand Avenue
Actual Cost of Abatement: \$94.00
Administrative Fee: \$150.00
10% County Processing Fee: \$24.40
Total: \$268.40

Parcel: 1304201103006000
Owner: Robert William Dailey and Frances N. Daily
Description: 504 Stanley Avenue
Actual Cost of Abatement: \$98.00
Administrative Fee: \$150.00
10% County Processing Fee: \$24.80
Total: \$272.80

Parcel: 1304173304016002
Owner: Lawrence I Preston and Deborah Tisdale
Description: 605 East Three Notch Street
Actual Cost of Abatement: \$98.00
Administrative Fee: \$150.00
10% County Processing Fee: \$24.80
Total: \$272.80

Parcel: 1304191003006000
Owner: Deborah R. Tisdale %D.R. Preston
Description: 612 South Three Notch Street
Actual Cost of Abatement: \$124.00
Administrative Fee: \$150.00

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10% County Processing Fee:	\$27.40
Total:	\$301.40

Parcel: 1304194001002005
Owner: Tom Curry Sr. Heirs, C/O Kenneth Foreman
Description: 716 Whatley Street
Actual Cost of Abatement: \$74.00
Administrative Fee: \$150.00
10% County Processing Fee: \$22.40
Total: \$246.40

Parcel: 1304171007016000
Owner: William R. Norwood Sr. and Cynthia L. Norwood
Description: 208 Hand Avenue
Actual Cost of Abatement: \$123.00
Administrative Fee: \$150.00
10% County Processing Fee: \$27.30
Total: \$300.30

Parcel: 1305162002016000
Owner: Alabama Dept. of Revenue Property Tax Division
Description: 1238 Snead Street
Actual Cost of Abatement: \$98.00
Administrative Fee: \$150.00
10% County Processing Fee: \$24.80
Total: \$272.80

Parcel: 1309292002027000
Owner: Annie Forsyth C/O Westley Forsyth
Description: 216 Lori Lane
Actual Cost of Abatement: \$423.00
Administrative Fee: \$150.00
10% County Processing Fee: \$57.30
Total: \$630.30

Parcel: 1304184002021000
Owner: Phillip A. Danford

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Description: 308 McDonald Avenue
Actual Cost of Abatement: \$168.00
Administrative Fee: \$150.00
10% County Processing Fee: \$31.80
Total: \$349.80

Parcel: 1304182005012000
Owner: Seminole Development LLC
Description: 234 Barton Street
Actual Cost of Abatement: \$148.00
Administrative Fee: \$150.00
10% County Processing Fee: \$29.80
Total: \$327.80

ADOPTED AND APPROVED this 5th day of January, 2021.

THE CITY OF ANDALUSIA, ALABAMA

BY: _____
Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk

Councilmember Powell moved to approve Resolution No. 2021-03. Councilmember Nix seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION NO. 2021-04, EXTENDED COVID LEAVE :

Mayor Johnson presented Resolution No. 2021-04, Extended Covid Leave.

**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

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RESOLUTION NO. 2021-04

**A RESOLUTION TO AUTHORIZE THE TEMPORARY EXTENSION
OF EMERGENCY SICK LEAVE BENEFITS DUE TO THE COVID-19 PANDEMIC**

WHEREAS, The Families First Corona Virus Response Act (FFCRA) provided certain leave benefits to employees; and

WHEREAS, the benefits provided under the FFCRA expired on December 31, 2020; and

WHEREAS, the City Council of the City of Andalusia, Alabama wishes to extend the benefits afforded under the FFCRA to its qualified employees through March 31, 2021 (even though the City will not be reimbursed by the federal or state governments for such extended benefits);

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Andalusia, Alabama that leave benefits will be provided temporarily to the employees of the City as set forth below.

Between the dates of January 1, 2021 and March 31, 2021, current employees will be eligible for the following emergency paid leave which will not be charged against the employee's regular sick leave:

1. Up to two (2) weeks (*i.e.*, up to 80 hours) of paid sick leave at the employee's regular rate of pay where the employee is unable to work because the employee is quarantined (pursuant to federal, state, or local government order or advice of a healthcare provider), and/or where the employee is experiencing COVID-19 symptoms and is seeking a medical diagnosis. Notwithstanding the foregoing, any employee who has been offered the opportunity to be vaccinated against COVID-19 and has failed or refused to be vaccinated shall not be eligible for the emergency paid sick leave provided under this resolution, and any work time missed by any such employee shall be charged against the employee's regular sick leave.

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2. Up to two (2) weeks (*i.e.*, up to 80 hours) of paid sick leave at two-thirds of the employee's regular rate of pay because the employee is unable to work because of a bona fide need care for an individual subject to quarantine (pursuant to federal, state, or local government order or the advice of a healthcare provider) or to care for a child (under 18 years of age) whose school or child care provider is closed or unavailable for reasons related to COVID-19. An employee may elect to substitute any regular accrued vacation leave, personal leave, medical or sick leave for the first two (2) weeks of partial paid leave under this section.
3. Part-time employees are eligible for emergency sick leave for the number of hours of leave that the employee works on average over a two (2) week period.
4. Any emergency leave already used by an employee under the FFCRA will be deducted from that employee's eligibility for the emergency leave provided by this resolution, so that no employee will be eligible for more than 80 total hours of emergency leave. The emergency leave provided by this resolution will not accrue to the employee's regular sick leave. Employees are not entitled to reimbursement for unused emergency leave upon termination, resignation, retirement, or other separation from employment.
5. Up to an additional ten (10) weeks of paid expanded family and medical leave at two-thirds of the employee's regular rate of pay where an employee, who has been employed for at least 30 calendar days, is unable to work due to a bona fide need for leave to care for a child whose school or child care provider is closed or unavailable for reasons related to COVID-19.
6. Notwithstanding the time periods set forth above, these emergency leave benefits will cease on March 31, 2021.

ADOPTED AND APPROVED this 5th day of January, 2021.

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THE CITY OF ANDALUSIA, ALABAMA

Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk-Treasurer

Councilmember Powell moved to approve Resolution No. 2021-04. 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 M. Thompson, City Clerk/Treasurer