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**STATE OF ALABAMA  
COUNTY OF COVINGTON**

**ANDALUSIA, ALABAMA  
ANDALUSIA CITY HALL  
JULY 20, 2023, 6:00 PM**

**REGULAR COUNCIL MEETING**

**PRESENT:**

Earl V. Johnson, Mayor  
Joe Nix, Councilmember  
Kenneth C. Mount, Councilmember  
Hazel Griffin, Councilmember  
Presley Boswell, Councilmember  
Mark Christensen, City Attorney

**ABSENT:**

Terry Powell, Councilmember

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

**APPROVAL OF MINUTES:**

Mayor Johnson presented the minutes from the regular meeting on July 5, 2023. Councilmember Mount moved to approve the minutes. Councilmember Nix seconded the motion, which passed unanimously.

**COUNCIL APPROVES RESOLUTION NO. 2023-42, AUTHORIZING PURCHASE OF POLICE DEPARTMENT COMMUNICATIONS EQUIPMENT WITH AMERICAN RESCUE ACT FUNDS:**

Mayor Johnson presented Resolution No. 2023-42, authorizing purchase of police department communications equipment with American Rescue Act Funds.

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**THE CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2023-42**

**A RESOLUTION AUTHORIZING THE PURCHASE OF POLICE DEPARTMENT  
COMMUNICATIONS EQUIPMENT WITH AMERICAN RESCUE ACTS FUNDS**

**WHEREAS**, the Secretary of the Treasury has issued the final rule to implement the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund established under the American Rescue Plan Act; and

**WHEREAS**, the City has received such funds for qualified projects; and

**WHEREAS**, the City Council of the City of Andalusia, Alabama, finds that Audio Interface Boxes need to be replaced for The Andalusia Police Department; and

**WHEREAS**, City Council finds that the purchase of two (2) Audio Interface Boxes is vital and that S & P Communications, LLC is a qualified supplier of this equipment on the State Bid List for the total price of \$5,603.00 and because it is on the State Bid List, no additional bidding will be required; and

**WHEREAS**, the City Council also finds that the purchase of such equipment will qualify as part of the standard allowance for the provision of government services to the extent of the reduction of the City's general revenue due to the COVID-19 public health emergency as provided by the Secretary of the Treasury's final rule, 31 Code of Federal Regulations § 35.6(d)(1);

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Andalusia, Alabama, that expenditure from the funds made available by the American Rescue Plan Act in the amount of \$5,603.00 for the purchase of two (2) Audio Interface Boxes for the Andalusia Police Department is hereby approved.

**ADOPTED AND APPROVED** this 20<sup>th</sup> day of July, 2023.

**THE CITY OF ANDALUSIA**

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**ATTEST:**

**Earl V. Johnson, Mayor**

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

Councilmember Boswell moved to approve Resolution No. 2023-42. Councilmember Mount seconded the motion which passed unanimously.

**COUNCIL APPROVES RESOLUTION NO. 2023-43, AUTHORIZING IT DEPARTMENT TO PURCHASE SAFETY VIDEO MANAGEMENT SOLUTION WITH AMERICAN RESCUE ACT FUNDS:**

Mayor Johnson presented Resolution No. 2023-43, authorizing the IT Department to purchase safety video management solution with American Rescue Act Funds.

**THE CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2023-43**

**A RESOLUTION AUTHORIZING THE IT DEPARTMENT TO PURCHASE SAFETY VIDEO MANAGEMENT SOLUTION**

**WHEREAS**, the Secretary of the Treasury has issued the final rule to implement the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund established under the American Rescue Plan Act; and

**WHEREAS**, the City has received such funds for qualified projects; and

**WHEREAS**, the City Council of the City of Andalusia, Alabama, finds that the IT Department is in need of enhancing public safety and security in public areas; and

**WHEREAS**, City Council finds that the needed equipment will not need to be bid out because it is available through SHI, a vendor on the State Bid List, for a total price of \$89,561.40; and

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**WHEREAS**, the City Council also finds that the purchase of such equipment will qualify as part of the standard allowance for the provision of government services to the extent of the reduction of the City's general revenue due to the COVID-19 public health emergency as provided by the Secretary of the Treasury's final rule, 31 Code of Federal Regulations § 35.6(d)(1);

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Andalusia, Alabama, that an expenditure from the funds made available by the American Rescue Plan Act in the amount of \$89,561.40 for the purchase of the equipment in the attachment is hereby approved.

**ADOPTED AND APPROVED** this 20<sup>th</sup> day of July, 2023.

**THE CITY OF ANDALUSIA**

**ATTEST:**

**Earl V. Johnson, Mayor**

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

Councilmember Griffin moved to approve Resolution No. 2023-43. Councilmember Nix seconded the motion which passed unanimously.

**COUNCIL APPROVES RESOLUTION NO. 2023-44, ACCEPTING BID FOR  
CONCRETE DRAINAGE STRUCTURE MATERIALS FOR HERITAGE PARK:**

Mayor Johnson presented Resolution No. 2023-44, accepting a bid for concrete drainage structure materials for Heritage Park.

**THE CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2023 – 44**

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**A RESOLUTION ACCEPTING THE BID FOR CONCRETE DRAINAGE STRUCTURE MATERIALS FOR HERITAGE PARK**

**WHEREAS**, the City of Andalusia desires to purchase materials for the drainage structure for Heritage Park; and

**WHEREAS**, the City of Andalusia did legally advertise a bid opening time and date of 11:00 AM, July 11, 2023, for the concrete drainage structure materials, in accordance with Alabama State Law, and on that date opened all bids in public and read them aloud; and

**WHEREAS**, the Director of Public has reviewed the bids and determined the bid to be awarded to Southern Pipe & Supply, per the attached bid results.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANDALUSIA** that the proposal from Southern Pipe & Supply, in the amount of \$52,099.05, be accepted and approved.

**BE IT FURTHER RESOLVED**, that a proposal from Southern Pipe & Supply is approved and that \$52,099.05 be appropriated from the 2022 Series A Bond Funds to complete the project.

**ADOPTED AND APPROVED this 20<sup>th</sup> day of July 2023.**

**THE CITY OF ANDALUSIA, ALABAMA**

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

**ATTEST:**

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

Councilmember Boswell moved to approve Resolution No. 2023-44. Councilmember Mount seconded the motion which passed unanimously.

**COUNCIL APPROVES RESOLUTION NO. 2023-45, ABATEMENT OF NUISANCE PROPERTIES:**

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Mayor Johnson presented Resolution No. 2023-45, Abatement of Nuisance Properties.

**CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2023-45**

**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) | 606 Dunson Street  | parcel # 1304192002035000 |
| 2) | 317 Packer Avenue  | parcel # 1304183004037002 |
| 3) | 303 Lakeview Drive | parcel # 1305164001005000 |

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

**ADOPTED AND APPROVED** this 20<sup>th</sup> day of July 2023.

**THE CITY OF ANDALUSIA, ALABAMA**

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

**ATTEST:**

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**John M. Thompson, City Clerk**

Councilmember Griffin moved to approve Resolution No. 2023-45. Councilmember Nix seconded the motion which passed unanimously.

**COUNCIL APPROVES RESOLUTION NO. 2023-46, CERTIFICATION OF SCHOOL BOARD ELECTION, DISTRICT ONE:**

Mayor Johnson presented Resolution No. 2023-46, Certification of School Board Election, District One.

CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA

RESOLUTION NO. 2023 – 46

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 having received 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 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, 2023; and

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 Section 11-46-25 as amended.

ADOPTED AND APPROVED this 20<sup>th</sup> day of July 2023.

ATTEST:

THE CITY OF ANDALUSIA, ALABAMA

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

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

Councilmember Nix moved to approve Resolution No. 2023-46. Councilmember Mount seconded the motion which passed unanimously.

**COUNCIL APPROVES RESOLUTION NO. 2023-47, CERTIFICATION OF SCHOOL BOARD ELECTION, DISTRICT THREE:**

Mayor Johnson presented Resolution No. 2023-47, Certification of School Board Election, District Three.

CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA

RESOLUTION NO. 2023 – 47

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

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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 having received 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 John Wells;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Andalusia, Alabama, that John Wells 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 John Wells for the office of District 3 Board of Education Member for such term pursuant to the provisions of State of Section 11-46-25 as amended.

ADOPTED AND APPROVED this 1<sup>st</sup> day of August, 2023.

ATTEST:

THE CITY OF ANDALUSIA, ALABAMA

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John M. Thompson, City Clerk-Treasurer

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

Councilmember Griffin moved to approve Resolution No. 2023-47. 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:**

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