

STATE OF ALABAMA  
COUNTY OF COVINGTON

ANDALUSIA, ALABAMA  
OCTOBER 19, 2004

REGULAR COUNCIL MEETING

The City Council of the City of Andalusia, Alabama, convened in a Regular Meeting on Tuesday, October 19, 2004, at 6:00 P.M., in the auditorium in City Hall at 505 East Three Notch Street. The roll was checked by City Clerk Pam Steele and those present and those absent were as follows:

PRESENT:

Jerry B. Andrews, Mayor  
Bridges, D. Anderson, Councilman  
Michael L. Jones, Jr., Councilman  
Andy Alexander, Councilman  
Don Cotton, Councilman  
Terry Powell, Councilman  
Tom Albritton, City Attorney

ABSENT:

None

Mayor Andrews presided at the meeting and called the meeting to order after which Councilman Jones voiced the invocation and led in the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES:

A motion was made by Councilman Jones, seconded by Councilman Powell, and unanimously voted to approve the minutes of the October 5, 2004 Regular Meeting as written.

COUNCIL APPROVES ORDINANCE TO REZONE PROPERTY LOCATED ON CORNER OF ALICE STREET AND CARSON STREET:

Mayor Andrews stated that a Public Hearing was held during the October 5, 2004 Regular Council Meeting to hear public comments regarding the proposed rezoning of property located on the corner of Alice Street and Carson Street. He said that an Ordinance to rezone the property also received its first reading in the October 5<sup>th</sup> Meeting. The Mayor stated that this request has been approved and recommended by the Planning Commission with the allowed uses for this property being outlined in the property deed. Mayor Andrews introduced Ordinance No. 2004-6 for consideration as follows:

**CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**ORDINANCE NO. 2004-6**

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

**Section I.** That the Zoning Ordinance of the City of Andalusia, Alabama, as adopted on February 18, 1988 and the Zoning Map adopted as a part of such Ordinance, be and the same hereby is amended as follows:

(a) The following described lot or parcel of land presently zoned **B-1 and R-3** is hereby reclassified and rezoned as **B-2** property as that classification is described and fixed in the existing Zoning Ordinance of the City of Andalusia, Alabama, on file in the office of the City Clerk of Andalusia:

Lots 1 through 6 in Block A of the Littles Subdivision to the City of Andalusia as recorded in Plat Book 3, Page 13 in the Office of the Judge of Probate, Covington County, Alabama.

Allowed uses to be noted on property deed as follows:

1. Any use permitted and permitted on appeal in the B-1 Local Shopping District.
2. Churches and other places of worship with attendant education and recreation buildings.
3. Kindergartens, play schools, and day care centers.
4. All uses of a predominantly retail nature, including: (a) Electrical supplies; (b) heating and plumbing equipment; (c) dairy products; (d) bakeries; (e) tires, batteries, and other automotive accessories; (f) sporting goods; (g) farm and garden supplies; (h) finance, insurance and real estate offices.
5. Automobile repair garage, mechanical and body, provided all operations are conducted in a building which shall not have any opening, other than a stationary window, within one hundred (100) feet of a residential district and which shall not store or otherwise maintain any parts or waste material outside such buildings.

**Section II.** This Amending Ordinance is adopted upon recommendation of the Planning Commission of the City of Andalusia, Alabama.

**Section III.** In all other respects said Zoning Ordinance of the City of Andalusia, Alabama, shall remain in full force and effect, and shall remain unchanged except as set forth in this Amending Ordinance.

**ADOPTED AND APPROVED** this 19<sup>th</sup> day of October, 2004.

**THE CITY OF ANDALUSIA, ALABAMA**

BY: \_\_\_\_\_  
Jerry B. Andrews, Mayor

ATTEST:

\_\_\_\_\_  
Pam Steele, City Clerk

A motion was made by Councilman Alexander, seconded by Councilman Anderson, and unanimously voted to approve Ordinance No. 2004-6 as presented.

**COUNCIL APPROVES REZONING PROPERTY LOCATED ON SOUTH THREE NOTCH STREET:**

Mayor Andrews stated that a Public Hearing was held during the October 5, 2004 Regular Council Meeting to hear public comments regarding the proposed rezoning of property located on South Three Notch Street. He said that an Ordinance to rezone the property also received its first reading in the October 5<sup>th</sup> Meeting. The Mayor stated that this request has been approved and recommended by the Planning Commission with several use restrictions to be outlined in the property deed. Mayor Andrews introduced Ordinance No. 2004-7 for consideration as follows:

**CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**ORDINANCE NO. 2004-7**

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

**Section I.** That the Zoning Ordinance of the City of Andalusia, Alabama, as adopted on February 18, 1988 and the Zoning Map adopted as a part of such Ordinance, be and the same hereby is amended as follows:

(a) The following described lot or parcel of land presently zoned **B-1 and R-2** is hereby reclassified and rezoned as **B-1** property as that classification is described and fixed in the existing Zoning Ordinance of the City of Andalusia, Alabama, on file in the office of the City Clerk of Andalusia:

A lot or parcel of land in the City of Andalusia, Alabama described as follows: beginning at a point where the North or Northeast line of the resident Lot of S.H. Gillis intersects the West or Northwesterly line of South Three Notch Street, said point being 105 feet in a Northwesterly direction from the Northeast corner of the M. Riley lot and running thence in a Northeasterly

direction along the North or Northwest boundary of said South Three Street 105 feet: thence in a Northwesterly direction parallel with the North line of the M. Riley lot 394 feet: thence in a Southwesterly direction parallel with said South Three Notch Street to the Northwest corner of said S.H. Gillis resident Lot; thence in a Southeasterly direction along the North or Northeast side of said S.H. Gillis Lot 394 feet to point of beginning: also all right, title and interest in and to the Alley North or Northeast of adjoining said lot described and conveyed in that certain deed from William Riley and wife, to M.A. Boyett, and recorded in Deed Book 16, Page 138, in the Office of the Judge of Probate of Covington County, Alabama.

Restrictions to be noted on property deed as follows:

1. No commercial storage buildings.
2. No mini warehouse buildings.
3. No automobile service stations.

**Section II.** This Amending Ordinance is adopted upon recommendation of the Planning Commission of the City of Andalusia, Alabama.

**Section III.** In all other respects said Zoning Ordinance of the City of Andalusia, Alabama, shall remain in full force and effect, and shall remain unchanged except as set forth in this Amending Ordinance.

**ADOPTED AND APPROVED** this 19<sup>th</sup> day of October, 2004.

**THE CITY OF ANDALUSIA, ALABAMA**

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

**Jerry B. Andrews, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Pam Steele, City Clerk**

A motion was made by Councilman Cotton, seconded by Councilman Jones, and unanimously voted to approve Ordinance No. 2004-7 as presented.

**COUNCIL AUTHORIZES MAYOR ANDREWS TO EXECUTE STATE-LOCAL DISASTER ASSISTANCE AGREEMENT FOR HURRICANE IVAN RECOVERY:**

Mayor Andrews stated that the City must designate an individual to act as local agent and execute necessary documents in connection with disaster assistance from federal and state emergency management agencies for Hurricane Ivan recovery efforts. The Mayor introduced Resolution No. 2004-36 for consideration as follows:

ALABAMA EMERGENCY MANAGEMENT AGENCY

DESIGNATION OF APPLICAN'TS LOCAL AGENT

RESOLUTION NO. 2004-36

BE IT RESOLVED BY the City Council of the City of Andalusia, Alabama that

JERRY B. ANDREWS, MAYOR  
THE CITY OF ANDALUSIA  
P.O. BOX 429  
ANDALUSIA, ALABAMA 36420  
(334) 222-3313

FEDERAL EMPLOYER ID #63-6001180

is hereby authorized to execute for and in behalf of the City of Andalusia, Alabama, a public entity established under the laws of the State of Alabama, this application and to file it in the appropriate State Office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act (Public Law 100-707) or otherwise available from the President's Disaster Relief Fund.

That the City of Andalusia, a public entity established under the laws of the State of Alabama, hereby authorized its agent to provide to the State and to the Federal Emergency Management Agency (FEMA) for all matters pertaining to such Federal disaster assistance the assurances and agreements as required.

ADOPTED AND APPROVED this 19<sup>th</sup> day of October, 2004.

THE CITY OF ANDALUSIA, ALABAMA

BY: \_\_\_\_\_  
Jerry B. Andrews, Mayor

ATTEST:

\_\_\_\_\_  
Pam Steele, City Clerk

A motion was made by Councilman Powell, seconded by Councilman Cotton, and unanimously voted to approve Resolution No. 2004-36 as presented.

COUNCIL APPROVES PLANS AND AUTHORIZES BIDS FOR 2002 TRANSPORTATION ENHANCEMENT PROJECT (CHURCH STREET SIDEWALK IMPROVEMENTS) :

Mayor Andrews stated that Mr. Daniel Wells, of CDG Engineers & Associates, was present in the Council Workshop to review plans for the 2002 Transportation Enhancement Grant Project to renovate the sidewalks on Church Street. Mayor Andrews stated that bid documents have been prepared and introduced the following Resolution to approve the plans and authorize bids for this project:

**THE CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2004-37**

**Whereas**, the City of Andalusia has plans to construct sidewalk improvements on Church Street in connection with the Transportation Enhancement Grant Project identified as Project No. STPTE-TE02(949); and

**Whereas**, the plans, specifications and bid documents for this project have been prepared by the City's consulting engineer, CDG Engineers & Associates, Inc.;

**Now, Therefore, Be It Resolved** that the City Council of the City of Andalusia accepts and approves said plans, specifications, and bid documents.

**Be It Further Resolved** that the City's consulting engineer is hereby authorized to publish advertisements for bids in accordance with all applicable policies regarding bidding and contracting.

**Adopted and Approved** this 19<sup>th</sup> day of October, 2004.

**THE CITY OF ANDALUSIA, ALABAMA**

By: \_\_\_\_\_  
**Jerry B. Andrews, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Pam Steele, City Clerk**

A motion was made by Councilman Alexander, seconded by Councilman Jones, and unanimously voted to approve Resolution No. 2004-37 as presented.

**COUNCIL APPROPRIATES FUNDS FOR FIRE DEPARTMENT BURN PIT:**

Mayor Andrews stated that Fire Chief Ethan Dorsey has been working with the Insurance Services Office to reduce the City's fire rating. The Mayor reported that Chief Dorsey has determined that the construction of a burn pit at the Fire Department's training center will help reduce our ISO rating and be a valuable training tool.

A motion was made by Councilman Jones, seconded by Councilman Anderson, and unanimously voted to appropriate \$3,500 from the contingency fund for the construction of a burn pit at the Fire

Department training center.

**COUNCIL APPROVES APPROPRIATION FOR PURCHASE OF PORTABLE RADIOS FOR FIRE TRUCKS:**

Mayor Andrews stated that after reviewing ISO standards, Fire Chief Dorsey found that the purchase of portable radios for fire trucks will greatly enhance our ability to lower our ISO rating. The Mayor said the radios will allow for effective communication on the fire ground while Firefighters are away from the fire truck. The Mayor said radios for all three fire trucks can be purchased for a total of \$1,426.

A motion was made by Councilman Jones, seconded by Councilman Anderson, and unanimously voted to appropriate \$1,426 from the contingency fund for the purchase of three portable radios for the Fire Department.

Councilman Jones commended Chief Dorsey and the Fire Department for their work in attempting to reduce our fire rating and keeping our citizens safe.

**COUNCIL DISCUSSES FY 2005 BUDGET:**

Mayor Andrews stated that he and the City Council met in a lengthy workshop to prepare the FY 2005 Budget. He said that he and the City Council are going through the budget in detail, so it will be necessary to have an additional workshop to complete the budget.

**COUNCIL DISCUSSES BOARD VACANCIES:**

Mayor Andrews stated that there are several boards with existing vacancies and encouraged citizens who are interested in serving on boards or committees, to contact him or the City Clerk.

**COUNCIL AUTHORIZES LOAN FOR POLICE CARS:**

Mayor Andrews stated that the prior administration approved the purchase of four new police cars at a total cost of \$109,386. He said the cars were recently delivered and asked the Council to authorize him to execute a loan agreement with Regions Bank to fund the purchase of the cars. The Mayor introduced Resolution No. 2004-38 for consideration as follows:

**CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**RESOLUTION NO. 2004-38**

**WHEREAS**, the City of Andalusia wishes to purchase four (4) new police cars; and

**WHEREAS**, bid specifications for said police cars were prepared and

advertised; after which the City Council awarded the bid to Andalusia Ford LLC for a total of \$109,386; and

**WHEREAS**, the City Council desires to finance this amount through a loan with Regions Bank at an interest rate of 3.89%; and

**WHEREAS**, the City Council recognizes Mayor Jerry B. Andrews as the appropriate official authorized to act on behalf of the Council in such dealings; and

**WHEREAS**, this Council acknowledges that the Mayor's signature shall be binding upon the Council in such matters;

**NOW, THEREFORE, BE IT RESOLVED** that the Andalusia City Council hereby authorizes Mayor Jerry B. Andrews to act as the appropriate City official to execute any and all necessary documents to complete this loan on behalf of the Council.

**ADOPTED AND APPROVED** this 19<sup>th</sup> day of October, 2004.

**THE CITY OF ANDALUSIA, ALABAMA**

**BY:** \_\_\_\_\_  
**Jerry B. Andrews, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Pam Steele, City Clerk**

A motion was made by Councilman Powell, seconded by Councilman Jones, and unanimously voted to approve Resolution No. 2004-38 as presented.

**COUNCIL HEARS REPORT ON "HALLOWEEN ON THE SQUARE":**

Mr. Dwight Mikel, Director of Leisure Services, updated the City Council on activities associated with "Halloween on the Square" to be held on October 30, 2004, from 5:00 to 8:00 p.m.

**UPDATE ON VETERAN'S MEMORIAL PARK:**

Mayor Andrews stated that he recently met with individuals associated with the construction of the Veteran's Memorial Park and the work is on schedule for the dedication ceremony to be held on Veteran's Day, November 11, 2004.

**ANNOUNCEMENTS:**

1) Mayor Andrews announced that the Chamber of Commerce Annual Christmas Parade will be held on Saturday, December 4, 2004, at 10:00 a.m.

2) Mayor Andrews announced that Dr. Steve Hubbard, of the Lower Alabama Arts Council, made a presentation in the Council Workshop regarding the renovation of the Church Street School Building as an Arts Center. The Mayor said that the Arts Council will continue to work on this proposal and get back with the City Council.

3) Mayor Andrews announced that the Covington County Historical Society submitted the City Hall renovation project for a Distinguished Serve Award by the Alabama Historical Commission. The Society has been notified that the Commission selected this project for their Distinguished Service Award and that a representative from the Commission would attend the next Society monthly meeting to present the award to the 2000-2004 Mayor and Council who were responsible for the completed project.

4) Councilman Cotton announced that the Andalusia Middle School Football Team recently completed an undefeated season for the second year in a row.

5) Councilman Powell stated that the Andalusia Elementary School recently raised over \$1,000 for United Fund.

**ADJOURNMENT:**

There being no further business to come before the City Council, and upon the motion being made by Councilman Jones, seconded by Councilman Powell, and unanimously voted, the meeting was adjourned.

**THE CITY OF ANDALUSIA, ALABAMA**

**BY: \_\_\_\_\_  
Jerry B. Andrews, Mayor**

**ATTEST:**

**\_\_\_\_\_  
Pam Steele, City Clerk**