

STATE OF ALABAMA
COUNTY OF COVINGTON

ANDALUSIA, ALABAMA
NOVEMBER 16, 2004

REGULAR COUNCIL MEETING

The City Council of the City of Andalusia, Alabama, convened in a Regular Meeting on Tuesday, November 16, 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 Cotton voiced the invocation and led in the Pledge of Allegiance to the Flag.

APPROVAL OF MINUTES:

A motion was made by Councilman Powell, seconded by Councilman Jones, and unanimously voted to approve the minutes of the November 2, 2004 Regular Meeting as amended.

COUNCIL COMMENDS ANDALUSIA MIDDLE SCHOOL FOOTBALL TEAM:

Mayor Andrews introduced Resolution No. 2004-41 commending the Andalusia Middle School Football Team for their successful season as follows:

City of Andalusia



RESOLUTION NO. 2004-41

Andalusia Middle School Football Team

WHEREAS, we acknowledge that active participation in organized athletics is influential to building good character and teaches fair play and good sportsmanship; and

WHEREAS, in order to excel in any sport, a young person must demonstrate an outstanding spirit of dedication, enthusiasm, and hard work; and

WHEREAS, a vivid example of these qualities is found in the Andalusia Middle School Football Team, who has been undefeated for two consecutive seasons;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Andalusia, on behalf of all our citizens that this expression of our pride in and appreciation for the team's skill, hard work, and discipline, as well as the good sportsmanship demonstrated throughout the season be conveyed to the Andalusia Middle School Football Team.

WITNESS MY HAND this 16^h day of November, 2004.

THE CITY OF ANDALUSIA, ALABAMA

BY: _____
Jerry B. Andrews, Mayor

ATTEST:

Pam Steele, City Clerk

A motion was made by Councilman Jones, seconded by Councilman Anderson, and unanimously voted to approve Resolution No. 2004-41 as presented.

Mayor Andrews presented Coach Wayne Sasser and Coach Tommy Wright with a framed copy of Resolution No. 2004-41 and a Certificate of Recognition containing the names of all players, coaches, and managers of the Andalusia Middle School Football Team.

COUNCIL TABLES ACTION ON FUNDING RESURFACING OF PORTIONS OF SIXTH AVENUE AND OAK STREET:

Mayor Andrews stated that the City Council has agreed to resurface portions of Sixth Avenue and Oak Street in connection with the East Three Notch Resurfacing and Sidewalk Improvement Project. The Mayor said that the Project Engineer reported the additional work will cost \$31,464.

After a brief discussion, a motion was made by Councilman Anderson, seconded by Councilman Alexander, and unanimously voted to table action

on the appropriation of funding for this additional resurfacing until the final pay estimate is received from the contractor.

COUNCIL APPROVES NEW JOB DESCRIPTION FOR COMPUTER SERVICES TECHNICIAN AND REVISES EMPLOYEE STRENGTH PLAN:

Mayor Andrews stated that the Computer Department currently maintains nearly 200 pieces of computer equipment throughout the City, and this is done with one full-time employee and one temporary employee. The Mayor said he recommends that the temporary position be made permanent and introduced a job description for the position of Computer Services Technician.

A motion was made by Councilman Cotton and seconded by Councilman Powell to approve the job description for the position of Computer Services Technician and to revise the Employee Strength Plan accordingly.

There was a brief discussion in which Councilman Jones stated that during his research for consideration of this position, he found that there is a lack of cross-training in many positions within the City. Mayor Andrews stated that this is an area he will be working on.

Following the discussion, the motion was put to a vote, and was unanimously passed.

COUNCIL ABANDONS STORM SEWER EASEMENT ON SHANNON DRIVE:

Mayor Andrews stated that the Council discussed the possible abandonment of a storm sewer easement on Shannon Drive in the last Council Meeting and Workshop. He said the Public Works and Planning Departments recommend exchanging an existing storm easement for an easement in another location on the same parcel of property. The Mayor also reported that the property owners have presented a Petition and the City Clerk has prepared the necessary documents to abandon the easement. Mayor Andrews presented the following documents for consideration:

STATE OF ALABAMA)

COVINGTON COUNTY)

**PETITION FOR VACATING A STORM SEWER EASEMENT
IN THE WOODLAND PARK SUBDIVISION**

WHEREAS, the sole owners of the lands abutting that certain storm sewer easement, 20 feet in width, which lies on Lots 4 and 5 of Block C of the Woodland Park Subdivision in Andalusia, Alabama according to the map and plat of said addition recorded in the Office of the Judge of Probate of Covington County, Alabama, in Plat Book 5, page 57, desire to vacate said storm sewer easement; and

WHEREAS, said storm sewer easement to be vacated is within the limits of the City of Andalusia, Alabama; and

WHEREAS, William C. Thigpen III and Maria Mercedes Thigpen do hereby agree to grant an additional storm sewer easement in another location on this property;

NOW, THEREFORE, William C. Thigpen III and Maria Mercedes Thigpen, do hereby respectfully petition the City Council of Andalusia, Alabama to assent to the vacation of said storm sewer easement and request that said owners of the property be authorized to file and record with their Declaration of Vacation a certified copy of a resolution to this effect.

PROPERTY OWNER

/s/ William C. Thigpen III

William C. Thigpen III

PROPERTY OWNER

/s/ Maria Mercedes Thigpen

Maria Mercedes Thigpen

STATE OF ALABAMA)

COVINGTON COUNTY)

I, Andy Wiggins, a Notary Public in and for said County in said State, hereby certify that William C. Thigpen III and Maria Mercedes Thigpen signed the foregoing document and acknowledged before me on this day, that being informed of the contents of the document he/she, as such with full authority executed the same voluntarily for and as the act of said property owner.

Given under my hand this 15th day of November, 2004.

/s/ Andy Wiggins

Notary Public

**CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2004-42

**A RESOLUTION TO VACATE A STORM SEWER EASEMENT
IN THE WOODLAND PARK SUBDIVISION**

WHEREAS, the sole owners of lands adjoined and abutting that certain storm sewer easement lying on Lots 4 and 5 of Block C of the Woodland Park Addition to the City of Andalusia, Alabama, according to the map and plat of said addition recorded in the Office of the Probate Judge of Covington County, Alabama, in Plat Book 5, page 57, have filed a petition before this Council for the vacation of said storm sewer easement; and

WHEREAS, said storm sewer easement to be vacated is within the limits of the City of Andalusia, Alabama, and

WHEREAS, said storm sewer easement is part of the City’s storm sewer system; the Utilities Board of the City of Andalusia, Alabama does not have any interest in said easement; and

WHEREAS, all parties having any legal interest in said easement have consented to this vacation;

WHEREAS, said storm sewer easement has never been utilized by the City of Andalusia; and

WHEREAS, said property owners have agreed to grant the City of Andalusia an additional easement located on their property; now

THEREFORE, BE IT RESOLVED by the City Council of the City of Andalusia, Alabama, that said storm sewer easement should be and the same is hereby vacated and this governing body is now assenting to the vacation of said storm sewer easement as described above and the owners of the property abutting said storm sewer easement is hereby authorized to file and record with the declaration of vacation, a certified copy of this resolution.

BE IT FURTHER RESOLVED that the Mayor execute this resolution for and on behalf of the City of Andalusia, Alabama.

ADOPTED AND APPROVED this 16th day of November, 2004.

THE CITY OF ANDALUSIA, ALABAMA

By: _____
Jerry B. Andrews, Mayor

ATTEST:

Pam Steele, City Clerk

STATE OF ALABAMA)

COVINGTON COUNTY)

**DECLARATION OF VACATION OF A STORM SEWER EASEMENT
IN THE WOODLAND PARK SUBDIVISION
IN THE CITY OF ANDALUSIA, ALABAMA**

WHEREAS, William C. Thigpen III and Maria Mercedes Thigpen, the sole owners of land containing the storm sewer easement described as follows:

A storm sewer easement, 20 feet in width, which lies on Lots 4 and 5 of Block C of the Woodland Park Subdivision in Andalusia, Alabama, according to the map and plat thereof being recorded in the Office of the Judge of Probate of Covington County, Alabama, in Plat Book 5, page 57.

WHEREAS, William C. Thigpen III and Maria Mercedes Thigpen, owners of the land containing the storm sewer easement and desire to vacate the storm sewer easement as described herein above; and

WHEREAS, said storm sewer easement is part of the City's storm sewer system; the Utilities Board of the City of Andalusia, Alabama does not have any interest in said easement; and

WHEREAS, all parties having any legal interest in said easement have consented to this vacation;

NOW THEREFORE, the undersigned do hereby join in this written instrument declaring that said storm sewer easement described above is hereby vacated with the purpose of destroying the force and effect of the rights of the easement and for the further purpose of divesting all public rights therein, including any right which may have been acquired by prescription.

IN WITNESS WHEREOF, the Undersigned have hereunto set their hands and seal this the 16th day of November, 2004.

AUTHENTICATED BY:

CITY OF ANDALUSIA, ALABAMA

Pam Steele, City Clerk

BY: _____
Jerry B. Andrews, Mayor

I, the undersigned Officer in Charge of the records of the City of Andalusia, Alabama, hereby certify that the foregoing is a true and correct copy of the Resolution now on file in my office as City Clerk.

Pam Steele, City Clerk

A motion was made by Councilman Cotton, seconded by Councilman Powell, and unanimously voted to accept the Petition for Abandonment of a Storm Sewer Easement on Shannon Drive, to approve Resolution No. 2004-42 abandoning the easement, and to authorize the Mayor to execute the Declaration of Vacation.

MAYOR GIVES REPORT ON UNITED FUND CONTRIBUTIONS:

Mayor Andrews stated that the City's 2005 United Fund Drive was a great success and raised approximately \$4,587 for the Covington County United Fund. The Mayor said three departments had 100% employee participation: Administrative, Planning, and Water/Sewer. He also thanked local vendors for their donation of door prizes for the employee Safety Incentive Program/United Fund Picnic.

COUNCIL EXPRESSES THANKS TO VETERANS MEMORIAL CONTRIBUTORS:

Councilman Cotton stated that the dedication of the Covington County Veterans Memorial was held on November 11, 2004, and reviewed the list of contributors to the Veterans Memorial Fund. Councilman Cotton and the other members of the City Council expressed their appreciation to these contributors for making this memorial a reality.

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**