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STATE OF ALABAMA
COUNTY OF COVINGTON

ANDALUSIA, ALABAMA
AUGUST 5, 2008

REGULAR WORK SESSION MEETING

PRESENT:

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

ABSENT:

Michael L. Jones, Jr., Councilman

The City Council of the City of Andalusia, Alabama met in room 340 at city hall for a work session for the purpose of planning and finalizing the agenda.

REGULAR COUNCIL MEETING

PRESENT:

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

ABSENT:

Michael L. Jones, Jr., Councilman

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

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APPROVAL OF MINUTES:

Mayor Andrews presented the minutes from the July 15, 2008, regular meeting to the council for its consideration. Councilman Powell moved to approve the minutes. Councilman Cotton seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION NO. 2008 - 23, CERTIFYING AMY PITTS DUGGER AS ELECTED TO THE ANDALUSIA CITY SCHOOLS BORAD OF EDUCATION, DISTRICT TWO:

Mayor Andrews presented Resolution No. 2008 – 23, certifying Amy Pitts Dugger as elected to the Andalusia City Schools Board of Education, District Two.

CITY OF ANDALUSIA
ANDALUSIA, ALABAMA

RESOLUTION NO. 2008 – 23

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 11-46-26, as amended, provides that the governing body of the municipality, after receiving 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 Two Board of Education

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Member prior to the deadline and that the name of that person who filed such statement was Amy Pitts Dugger;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Andalusia, Alabama, that Amy Pitts Dugger be and is hereby declared duly elected to the office of District Two Board of Education Member in the City of Andalusia for the term of office commencing on the first Monday in November, 2008; and

BE IT FURTHER RESOLVED, that the Mayor of the City of Andalusia be and hereby directed to issue a certificate of election to Amy Pitts Dugger for the office of District Two Board of Education Member for such term pursuant to the provisions of State of Alabama Act No. 2001-342.

ADOPTED AND APPROVED this 5th day of August, 2008.

ATTEST: THE CITY OF ANDALUSIA, ALABAMA

_____ By: _____
John M. Thompson, City Clerk – Treasurer

Councilman Anderson moved to approve Resolution No. 2008 – 23. Councilman Powell seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION NO. 2008 - 24, CERTIFYING WILLIAM G. KING, JR. AS ELECTED TO THE ANDALUSIA CITY SCHOOLS BOARD OF EDUCATION, DISTRICT FIVE:

Mayor Andrews presented Resolution 2008 – 24, certifying William G. King, Jr, as elected to the Andalusia City Schools Board of Education, District Five.

CITY OF ANDALUSIA
ANDALUSIA, ALABAMA

RESOLUTION NO. 2008 – 24

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

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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 11-46-26, as amended, provides that the governing body of the municipality, after receiving 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 Four Board of Education Member prior to the deadline and that the name of that person who filed such statement was William G. King, Jr.;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Andalusia, Alabama, that William G. King, Jr. be and is hereby declared duly elected to the office of District Four Board of Education Member in the City of Andalusia for the term of office commencing on the first Monday in November, 2008; and

BE IT FURTHER RESOLVED, that the Mayor of the City of Andalusia be and hereby directed to issue a certificate of election to William G. King, Jr. for the office of District Four Board of Education Member for such term pursuant to the provisions of State of Alabama Act No. 2001-342.

ADOPTED AND APPROVED this 5th day of August, 2008.

ATTEST:

THE CITY OF ANDALUSIA, ALABAMA

John M. Thompson, City Clerk – Treasurer

By: _____
Jerry B. Andrews, Mayor

Councilman Cotton moved to approve Resolution No. 2008 – 24. Councilman Alexander seconded the motion which passed unanimously. Mayor Andrews presented the certificates of election to the council for signatures.

COUNCIL APPROVES RESOLUTION NO. 2008 - 25, DESIGNATING POLL WORKERS FOR THE 2008 ELECTION AND RUNOFF, IF NECESSARY:

Mayor Andrews presented Resolution No. 2008 – 25, designating poll workers for the August 26, 2008, election and October 7, 2008, runoff, if necessary.

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**CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION 2008 – 25

BE IT RESOLVED by the City Council of Andalusia, Alabama, that the following people be appointed poll workers in the municipal election of August 26, 2008, and the runoff election, if necessary, on October 7, 2008.

CITY OF ANDALUSIA
MUNICIPAL ELECTION
AUGUST 26, 2008

TITLE	NAME	ADDRESS	DISTRICT	TELEPHONE NO.
Chief Inspector	Robert D. Barton	13684 Max Barton Road	1	222-4929
Inspector	Charles R. Jackson	905 Waterford Road	4	222-6345
Asst. Inspector	Marzette Lawson	104 Avalon Street	2	222-3099
Chief Clerk	Hazel Lewis	603 Tucker Street-P. O. Box 573	4	222-5791
Asst. Chief Clerk	Hazel Jordan	1512 Midway Drive	4	222-3659
Machine Operator	Lewis Carpenter	210 Lowe Avenue	1	222-5939
Machine Operator	Leamon Hudson	1302 W. By-Pass	2	222-5007

DISTRICT ONE

Asst. Clerk	Carolyn Curry	320 Feagin Avenue	1	222-5359
Asst. Clerk	Opal Barton	13684 Max Barton Road	1	222-4929
Asst. Clerk	Margaret Bass	410 Montezuma Street	1	222-1682

DISTRICT TWO

Asst. Clerk	Larene Wyatt	1103 Tanglewood Dr.	2	222-2477
Asst. Clerk	Gladys Sanders	1306 W. By-Pass	2	222-5639
Asst. Clerk	Peggy Hiers	201 Woodlawn Avenue	2	222-1013

DISTRICT THREE

Asst. Clerk	Marie Armstrong	1707 Cedar Road	3	222-5963
Asst. Clerk	John Odom	502 Pugh Street	3	222-7320

DISTRICT FOUR

Asst. Clerk	Carolyn Sanders	1713 Easley Drive	4	222-5741
Asst. Clerk	Lou Ann Rudd	2457 Easley Drive	4	222-8261
Asst. Clerk	Mary Kirkland	1314 Magnolia Street	4	222-2345

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DISTRICT FIVE

Asst. Clerk	Boncile Merritt	304 Hillside Drive	5	222-5150
Asst. Clerk	Audie Mikel	1304 Linda Street	5	222-4418
Asst. Clerk	Jane Graddy	1719 Marie Street	5	222-0009

BE IT FURTHER RESOLVED that the compensation for this service shall be \$100 per day.

ADOPTED AND APPROVED this 5th day of August, 2008.

THE CITY OF ANDALUSIA, ALABAMA

By: _____
Jerry B. Andrews, Mayor

ATTEST:

John M. Thompson, City Clerk – Treasurer

Councilman Alexander moved to approve Resolution No. 2008 – 25. Councilman Powell seconded the motion which passed unanimously.

COUNCIL AUTHORIZES MAYOR TO EXECUTE LICENSE AGREEMENT WITH THE ANDALUSIA AND CONECUH RAILROAD, INC., A SUBSIDIARY OF POWERSOUTH ENERGY COOPERATIVE:

Mayor Andrews presented a license agreement with the Andalusia and Conecuh Railroad, Inc., a subsidiary of PowerSouth Energy Cooperative. The agreement provides right-of-way for the Industrial Park Access Road Project. Councilman Powell moved to authorize the mayor to execute the agreement. Councilman Alexander seconded the motion. Mayor Andrews called for a vote which produced the following results:

Yes:	No:	Abstained
Mayor Andrews		Councilman Cotton
Councilman Anderson		
Councilman Alexander		
Councilman Powell		

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COUNCIL AUTHORIZES MAYOR TO EXECUTE A MAINTENANCE AGREEMENT FOR TELEPHONE EQUIPMENT FOR THE FIRE DEPARTMENT:

Mayor Andrews presented a maintenance agreement for telephone equipment for the Fire Department. Councilman Cotton moved to give the mayor the authority to sign the agreement. Councilman Anderson seconded the motion which passed unanimously.

COUNCIL AUTHORIZES MAYOR TO EXECUTE THE SOUTH ALABAMA MUTUAL ASSISTANCE AGREEMENT:

Mayor Andrews presented the South Alabama Mutual Assistance Agreement to facilitate disaster assistance between local governments in South Alabama. Councilman Powell moved to give the mayor the authority to sign the agreement. Councilman Cotton seconded the motion which passed unanimously.

COUNCIL APPROVES A RESTAURANT RETAIL LIQUOR LICENSE FOR THE LEFT FIELD FAMILY GRILL:

Mayor Andrews presented a restaurant retail liquor license for Left Field Family Grill. Councilman Alexander moved to approve the license. Councilman Anderson seconded the motion. Mayor Andrews called for a vote which produced the following results:

Yes:	No:	Abstained:
Mayor Andrews		Councilman Powell
Councilman Anderson		
Councilman Alexander		
Councilman Cotton		

COUNCIL APPROVES RESOLUTION NO. 2008 – 26, DREAM PARK SPLASH PAD GRANT APPLICATION:

Mayor Andrews presented Resolution No. 2008 – 26, making application for assistance with a splash pad from the Alabama Department of Economic and Community Affairs.

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**CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION 2008 – 26

**A RESOLUTION MAKING APPLICATION TO THE ALABAMA DEPARTMENT
OF ECONOMIC AND COMMUNITY AFFAIRS FOR A SPLASH PAD FOR THE
DREAM PARK**

WHEREAS, the City of Andalusia proposes to construct a splash pad for recreational resources at the Andalusia Dream Park to provide for the health and well being of the general public; and

WHEREAS, the City of Andalusia intends to make application to the Alabama Department of Economic and Community Affairs for grant assistance to develop a splash pad at the Andalusia Dream Park from the Land and Water Conservation Fund; and

WHEREAS, said programs are limited to funding a maximum of fifty percent (50%) of the proposed project costs estimated at \$100,000 which will be used to develop a splash pad at the Andalusia Dream Park consisting of wet play area.

NOW THEREFORE BE IT RESOLVED, that the City of Andalusia hold in reserve fifty percent (50%) of the proposed project cost for the purpose of matching the Land and Water Conservation Fund assistance, and

BE IT FURTHER RESOLVED, that in the event a grant is awarded, the City of Andalusia understands that it will sign assurances to comply with all applicable Federal and State laws, rules and regulations.

ADOPTED AND APPROVED this 5th day of August, 2008.

THE CITY OF ANDALUSIA, ALABAMA

By: _____
Jerry B. Andrews, Mayor

ATTEST:

John M. Thompson, City Clerk – Treasurer

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Councilman Cotton moved to approve resolution 2008 – 26. Councilman Alexander seconded the motion which passed unanimously.

COUNCIL APPROVES FIRE DEPARTMENT FUNDING REQUEST TO ENROLL TWO NEW HIRES IN THE FIREFIGHTER RECRUIT PROGRAM AT THE ALABAMA FIRE COLLEGE:

Fire Chief Dorsey requested funding to enroll two new hires in the Firefighter Recruit Program at the Alabama Fire College. Councilman Anderson moved to appropriate \$9,000 from contingency to complete the training. Councilman Alexander seconded the motion which passed unanimously.

COUNCIL APPROVES REQUEST FROM MISS ANDALUSIA AND LITTLE MISS ANDALUSIA TO PURCHASE AN ADVERTISEMENT IN THE NATIONAL PEANUT FESTIVAL MISS PEANUT PAGEANT:

Mayor Andrews presented a request from Miss Andalusia and Little Miss Andalusia to purchase an advertisement in the National Peanut Festival Miss Peanut Pageant. Councilman Cotton moved to appropriate \$400 from contingency to purchase the ad. Councilman Powell seconded the motion which passed unanimously.

ANNOUNCEMENTS:

1. Mayor Andrews announced that work had begun on a demolition project at the old Church Street School Building in order to prepare it to house the Church Street Arts Center. Mayor Andrews called on Building Inspector and Project Foreman, Micah Blair, to brief the council on the status of the task. Mr. Blair informed the council that the grant funded project was progressing very well and that all interior walls, old plumbing and wiring, heating and cooling equipment, were being removed in preparation for evaluation and future plan development. He said that the project should take another month.
2. Mayor Andrews announced that there were five openings on the Community Enhancement Committee, one opening on the Planning Commission, one opening on the Historical Preservation Authority and three openings on the Board of Zoning Adjustments.
3. Mayor Andrews announced that the council had received a detailed report of the June financials during the work session.

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ADJOURNMENT:

There being no further business Mayor Andrews called the meeting adjourned.

THE CITY OF ANDALUSIA, ALABAMA

BY: _____

Jerry B. Andrews, Mayor

ATTEST:

John M. Thompson, City Clerk/Treasurer