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**STATE OF ALABAMA  
COUNTY OF COVINGTON**

**ANDALUSIA CITY HALL  
ANDALUSIA, ALABAMA  
NOVEMBER 18, 2008**

**REGULAR WORK SESSION MEETING**

**PRESENT:**

Earl V. Johnson, Mayor  
Will Sconiers, Councilmember  
Kenneth C. Mount, Councilmember  
Hazel Griffin, Councilmember  
Jason Jewell, Councilmember  
Terry Powell, Councilmember  
Mark Christensen, City Attorney

**ABSENT:**

None

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. Carla Hammonds made a presentation concerning grant research and development.

**REGULAR COUNCIL MEETING**

**PRESENT:**

Earl V. Johnson, Mayor  
Will Sconiers, Councilmember  
Kenneth C. Mount, Councilmember  
Hazel Griffin, Councilmember  
Jason Jewell, Councilmember  
Terry Powell, Councilmember  
Mark Christensen, City Attorney

**ABSENT:**

None

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

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**APPROVAL OF MINUTES:**

Mayor Johnson presented the minutes from the November 4, 2008, regular meeting. Councilmember Powell moved to approve the minutes. Councilmember Mount seconded the motion which passed unanimously.

**COUNCIL ADOPTS ORDINANCE NO. 2008-08, ABOLISHING THE POLICE JURISDICTION AROUND THE CITY OF ANDALUSIA:**

Mayor Johnson presented Ordinance No. 2008 – 08, abolishing the police jurisdiction.

**CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**ORDINANCE NO. 2008 – 08**

**AN ORDINANCE ABOLISHING THE POLICE JURISDICTION OF THE CITY OF ANDALUSIA**

**WHEREAS**, the City of Andalusia has previously determined that it is in the best interests of its citizens to discontinue fire protection in the police jurisdiction, and;

**WHEREAS**, currently the Andalusia Police Department provides police protection in the police jurisdiction, and;

**WHEREAS**, the Alabama Attorney General has offered an opinion that provides that a municipality is not required to provide police or fire protection services in its police jurisdiction, even if the municipality has historically provided such services; but further provides that if services are to be terminated, advance public notice should be given;

**NOW, THEREFORE, BE IT ORDAINED**, that the Police Jurisdiction of the City of Andalusia be abolished and that the Police Department of the City of Andalusia will only provide primary protection within the corporate limits of the City of Andalusia beginning January 1, 2009.

**BE IT FURTHER ORDAINED**, that the Andalusia Police Department will continue to provide assistance to areas outside of the city limits of the City of Andalusia when called upon.

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Passed, adopted and approved this 18<sup>th</sup> day of November, 2008.

**THE CITY OF ANDALUSIA, ALABAMA**

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

**ATTEST:**

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

Councilmember Jewell moved to approve Ordinance No. 2008 - 08.  
Councilmember Powell seconded the motion which passed unanimously.

**COUNCIL APPROVES PROFESSIONAL SERVICES CONTRACT WITH CARLA HAMMONDS FOR GRANT RESEARCH, DEVELOPMENT AND IMPLEMENTATION:**

Mayor Johnson presented a proposal from Carla Hammonds, Cornerstone Resources, for grant research, development and implementation. Councilmember Griffin moved to approve the proposal. Councilmember Mount seconded the proposal which passed unanimously.

**COUNCIL APPROVES HR2008-016, PROVIDING LONGEVITY PAY FOR EMPLOYEES FOR FY 2009:**

Mayor Johnson presented HR2008-016, providing longevity pay for employees for FY 2009. Councilman Powell moved to approve HR2008-016 and to appropriate \$17,700 from contingency to cover the cost. Councilmember Griffin seconded the motion which passed unanimously.

**COUNCIL APPROVES HR2008-017, PROVIDING PERFORMANCE PAY FOR EMPLOYEES:**

Mayor Johnson presented HR2008-017, providing performance pay for employees. Councilmember Powell moved to approve HR2008-017 and to appropriate \$40,000 from

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contingency to cover the cost. Councilmember Sconiers seconded the motion which passed unanimously.

**COUNCIL APPROVES HR2008-018, AMENDING THE STRENGTH PLAN TO INCLUDE A FULL TIME POSITION IN THE PLANNING AND DEVELOPMENT DEPARTMENT:**

Mayor Johnson presented HR2008-018, amending the strength plan to include a fulltime position in the Planning and Development Department. Councilmember Mount moved to approve the amendment and to appropriate \$10,000 from contingency to cover the cost. Councilmember Jewell seconded the motion which passed unanimously.

**COUNCIL APPROVES APPLICATION FOR RETAIL BEER LICENSE TRANSFER FOR RS LORD, LLC:**

Mayor Johnson presented an application for a transfer of a retail beer license for RS Lord, LLC. Councilmember Mount moved to approve the transfer. Councilmember Jewell seconded the motion. Mayor Johnson called for a vote which produced the following results:

Yes:	No:	Abstained:
Mayor Johnson		Councilmember Griffin
Councilmember Sconiers		Councilmember Powell
Councilmember Mount		
Councilmember Jewell		

**COUNCIL ADOPTS ORDINANCE NO. 2008 – 09, AMENDING LANDFILL FEES:**

Mayor Johnson presented Ordinance No. 2008 – 09, amending landfill fees.

**THE CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**ORDINANCE NO. 2008 - 09**

**AN ORDINANCE AMENDING LANDFILL FEES**

**BE IT ORDAINED** by the City Council of the City of Andalusia, Alabama, that Section 14 – 111, (g), (1), a. and c., be amended immediately as follows:

- a. One dollar and thirty cents (\$1.30) per hundred weight with a minimum charge of six dollars (\$6.00). All charges will be rounded to the nearest dollar.
- c. There will be no charge required for refuse brought to the C/D Landfill furnished by the city for disposal by the person generating such refuse, provided such

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refuse in its entirety was generated from within the corporate limits, and such was generated by a subscriber to the city sanitation department collection services at the address for which garbage pickup fees are paid by the subscriber. Further, such free dumping will be allowed only for residential-type refuse and not commercial or construction-type refuse or debris.

In order for subscribers to the city garbage service to dump free at the landfill as outlined above, they must present to the landfill personnel a current utility bill showing payment for city garbage services before dumping. Also, a current driver's license must be presented to identify that person as the citizen paying for the garbage service outlined on the utility bill presented to the landfill personnel.

**BE IT FURTHER ORDAINED** that effective October 1, 2010, that Section 14 – 111, (g), (1), a. and c., be amended as follows:

a. One dollar and fifty cents (\$1.50) per hundred weight with a minimum charge of seven dollars (\$7.00). All charges will be rounded to the nearest dollar.

c. There will be no charge required for refuse brought to the C/D Landfill furnished by the city for disposal by the person generating such refuse, provided such refuse in its entirety was generated from within the corporate limits, and such was generated by a subscriber to the city sanitation department collection services at the address for which garbage pickup fees are paid by the subscriber. Further, such free dumping will be allowed only for residential-type refuse and not commercial or construction-type refuse or debris.

In order for subscribers to the city garbage service to dump free at the landfill as outlined above, they must present to the landfill personnel a current utility bill showing payment for city garbage services before dumping. Also, a current driver's license must be presented to identify that person as the citizen paying for the garbage service outlined on the utility bill presented to the landfill personnel.

**BE IT FURTHER ORDAINED** that in all other respects that the Code of Andalusia, as previously adopted, shall remain in full force and effect and that this amendment shall become effective upon publication as required by law.

**ADOPTED AND APPROVED** this 18<sup>th</sup> day of November, 2008.

**THE CITY OF ANDALUSIA, ALABAMA**

**ATTEST:**

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

\_\_\_\_\_  
**John M. Thompson, City Clerk – Treasurer**

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Councilmember Sconiers moved to suspend the rules in order to immediately consider Ordinance 2008 – 09. Councilmember Powell seconded the motion which passed unanimously. Councilmember Sconiers moved to approve Ordinance No. 2008 – 09. Councilmember Powell seconded the motion which passed unanimously.

**COUNCIL ADOPTS RESOLUTION NO. 2008 – 38, EXTENDING A MORATORIUM ON HOUSE MOVING IN ANDALUSIA:**

Mayor Johnson presented Resolution No. 2008 – 38, extending a moratorium on house moving in Andalusia.

**CITY OF ANDALUSIA  
ANDALUSIA, ALABAMA**

**A RESOLUTION EXTENDING THE TEMPORARY MORATORIUM ON  
MOVING HOUSES WITHIN OR INTO THE CITY OF ANDALUSIA**

**RESOLUTION NO. 2008 – 38**

**WHEREAS**, the City Council of the City of Andalusia has previously adopted a Zoning Ordinance designed to promote the health and general welfare of the citizens of the City of Andalusia; and

**WHEREAS**, it is necessary for the Planning Commission of the City of Andalusia to advise the council on matters of zoning and related issues; and

**WHEREAS**, the Planning Commission is considering regulations on moving houses into residential and business areas of the City of Andalusia;

**THEREFORE, BE IT RESOLVED** by the City Council of the City of Andalusia, Alabama, that there is hereby declared a moratorium on the issuance of permits for the moving of structures, including houses, within or into the city limits of the City of Andalusia.

**BE IT FURTHER RESOLVED** that said moratorium shall last for six months from the date of adoption and that it serves to promote the health and general welfare of the citizens of the City of Andalusia.

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**ADOPTED AND APPROVED** this 18<sup>th</sup> day of November, 2008.

**THE CITY OF ANDALUSIA, ALABAMA**

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

**ATTEST:**

\_\_\_\_\_  
**John M. Thompson, City Clerk – Treasurer**

Councilman Jewell moved to approve Resolution No. 2008 – 38. Councilman 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**