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**STATE OF ALABAMA
COUNTY OF COVINGTON**

**ANDALUSIA CITY HALL
ANDALUSIA, ALABAMA
OCTOBER 19, 2010**

REGULAR WORK SESSION MEETING

PRESENT:

Earl V. Johnson, Mayor
Will Sconiers, Councilmember
Kennith 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 at 5:00 p.m. for the purpose of planning and finalizing the agenda.

REGULAR COUNCIL MEETING

PRESENT:

Earl V. Johnson, Mayor
Will Sconiers, Councilmember
Kennith 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 Mount then led the prayer and Pledge of Allegiance to the flag.

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APPROVAL OF MINUTES:

Mayor Johnson presented the minutes from the October 5, 2010, regular meeting. Councilmember Sconiers moved to approve the minutes. Councilmember Powell seconded the motion which passed unanimously.

MAYOR PRESENTS PRO BONO WEEK PROCLAMATION:

Mayor Johnson presented a proclamation to John Peek and Rod Sylvester declaring October 24 - 30, 2010, Pro Bono Week in Andalusia.

COUNCIL APPROVES DISPOSITION OF SURPLUS JOHNSON PARK LIGHTING:

Mayor Johnson informed the council that renovations had begun to Johnson Park and that some of the sports field lighting equipment was obsolete and would not be used in the future. Councilmember Powell moved to declare the obsolete lighting surplus and to authorize the director of leisure services to dispose of it. Councilmember Jewell seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION 2010 – 44, AUTHORIZING AN ENGINEERING SERVICES CONTRACT FOR THE WELL, WATER AND SEWER IMPROVEMENT PROJECT AT THE ANDALUSIA INDUSTRIAL PARK:

Mayor Johnson presented Resolution No. 2010 - 44, authorizing an engineering services contract for the well, water and sewer improvement project at the Andalusia Industrial Park.

**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2010 - 44

A RESOLUTION FOR ENGINEERING SERVICES

WHEREAS, the City of Andalusia, Alabama, having received Grant funding for an FY 2010 Economic Development Administration grant to provide water and sewer services to SaeHaeSung Alabama, Inc.; and

WHEREAS, the professional engineering services were procured for the design of said project and the City actively solicited proposals in accordance therewith; and

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WHEREAS, the City received engineering proposals and rated those proposals according to the criteria established by the Common Rule to determine the most qualified engineering firm to provide design and inspection services for said project.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and City Council, the governing body of the City of Andalusia, Alabama, as follows:

- Section 1.** That the proposal selected, was in accordance with the Common Rule.
- Section 2.** That the proposal submitted by Goodwyn, Mills and Cawood, Inc. was determined most advantageous to the City of Andalusia, Alabama.
- Section 3.** That the City of Andalusia enters into an agreement with Goodwyn, Mills and Cawood, Inc. for engineering services for design and construction of the water and sewer project as outlined in the application funded by the Economic Development Administration.
- Section 4.** That, Earl V. Johnson, Mayor of the City of Andalusia is authorized to negotiate and enter into an agreement with Goodwyn, Mills and Cawood, Inc. for said engineering services.

APPROVED AND ADOPTED by the City Council of the City of Andalusia, Alabama, this 19th day of October, 2010.

Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk – Treasurer

Councilmember Jewell moved to approve Resolution 2010 – 44. Councilmember Mount seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION 2010 – 45, REJECTING ALL BIDS FOR THE CHURCH STREET ARTS CENTER PROJECT:

Mayor Johnson presented Resolution No. 2010 – 45, rejecting all bids for the Church Street arts center project.

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**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

RESOLUTION NO. 2010 – 45

**A RESOLUTION REJECTING ALL BIDS FOR THE CHURCH STREET ARTS
CENTER PROJECT**

WHEREAS, the City Council of the City of Andalusia has determined that the conversion of the Church Street School into a community arts center is a priority; and

WHEREAS, the City Council of the City of Andalusia has procured financial resources necessary to complete the project; and

WHEREAS, the Andalusia Ballet Association has committed \$500,000 toward the project and is committed to being a long term partner; and

WHEREAS, the City of Andalusia, Alabama did legally advertise the bid opening date of Thursday, October 14, 2010, in accordance with Alabama State Law, and on that date opened all bids in public and read them aloud; and

WHEREAS, the City of Andalusia has reviewed the bids and determined that the lowest responsible bidder is Ingram Construction, LLC, with a base bid of \$1,621,215.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANDALUSIA, that all bids be rejected.

BE IT FURTHER RESOLVED, that the mayor be authorized to enter into further negotiations with the low bidder in order to attempt to reach an agreement with the low bidder to construct the Church Street Arts Center Project for a sum less than \$1,621,215, and the mayor and city clerk are hereby authorized to execute a contract with the low bidder in an amount less than the low bid of \$1,621,215.

ADOPTED AND APPROVED this 19th day of October, 2010.

THE CITY OF ANDALUSIA, ALABAMA

By: _____
Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk – Treasurer

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Councilmember Powell moved to approve Resolution 2010 – 45. Councilmember Mount seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION 2010 – 46, CONSTITUTIONAL AMENDMENT 1:

Mayor Johnson presented Resolution No. 2010 – 46, supporting Constitutional Amendment 1.

**RESOLUTION NO. 2010 - 46
CONSTITUTIONAL AMENDMENT 1**

WHEREAS, current Alabama law provides that the costs of assessing and collecting ad valorem taxes is shared proportionally among those different entities which receive a portion of the ad valorem taxes, thereby ensuring that no individual governmental entity is required to shoulder the entire financial burden of this governmental function; and

WHEREAS, any shifting of the costs of assessing and collecting ad valorem taxes in Covington County from its currently implemented system would unfairly redistribute the costs to individual governmental entities or tax recipients, including municipalities, the county commission, individual, local volunteer fire departments, local hospitals and the state of Alabama general fund and education trust funds; and

WHEREAS, in 2006 Alabama voters approved a constitutional amendment now appearing as Amendment 778 which provides for at least 10 mils of ad valorem taxes in each school district but which also contains language which could unintentionally result in the redistribution of the costs of assessing and collecting ad valorem taxes in the individual counties; and

WHEREAS, Act 2009-286 proposes a constitutional amendment to clarify the process of distributing the costs of assessing and collecting ad valorem taxes among governmental entities by ensuring that each entity continues to contribute its proportional share of the costs as provided in Alabama law; and

WHEREAS, the City Council of the City of Andalusia hereby encourages all voters to support the ratification of the constitutional amendment proposed by Act 2010-286, which will appear on the November 2010 General Election Ballot as Amendment 1.

WHEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF ANDALUSIA that it does hereby urge all Alabama voters to support the constitutional amendment proposed by Act 2010-286, which will appear on the November 2010 General Election Ballot as Amendment 1.

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ADOPTED AND APPROVED this 19th day of October, 2010.

THE CITY OF ANDALUSIA, ALABAMA

By: _____
Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk - Treasurer

Councilmember Powell moved to approve Resolution 2010 – 46. Councilmember Sconiers seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION 2010 – 47, APPROVING BID FOR ENERGY EFFICIENT WASTEWATER PUMPS:

Mayor Johnson presented Resolution No. 2010 – 47, awarding the bid for energy efficient wastewater pumps to Jim House & Associates, Inc.

RESOLUTION NO. 2010 – 47

ENERGY EFFICIENT WASTEWATER PUMPS

BE IT RESOLVED by the City of Andalusia, Alabama, that the Council has determined to let the contract to the lowest responsible bidder; special specifications were determined and placed on file with the City Clerk; the invitations to bid were advertised with the date set forth in the bids; and the opening of the bids were as follows:

ENERGY EFFICIENT WASTEWATER PUMPS – AUGUST 25, 2010 AT 2:00 P.M.

WHEREAS, the lowest responsible bidder was Jim House & Associates for the Base Bid and Alternates No. 3, 4, and 5.

NOW THEREFORE BE IT RESOLVED by the City of Andalusia that the contract will be awarded to Jim House & Associates, Inc. in the amount of \$248,065.00, and that the Mayor is authorized to sign the Contract.

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ADOPTED AND APPROVED this the 19th day of October, 2010.

THE CITY OF ANDALUSIA, ALABAMA

By: _____
Earl V. Johnson, Mayor

ATTEST: _____
John Thompson, City Clerk - Treasurer

Councilmember Griffin moved to approve Resolution 2010 – 47. Councilmember Powell seconded the motion which passed unanimously.

COUNCIL APPROVES HR2010-006, PERSONNEL AND ADMINISTRATIVE POLICY AMENDMENTS:

Mayor Johnson presented HR2010-006, personnel and administrative policy amendments. Councilmember Sconiers moved to approve HR2010-006. Councilmember Powell 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 Thompson, City Clerk – Treasurer