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**STATE OF ALABAMA
ANDALUSIA CITY HALL
COUNTY OF COVINGTON
ANDALUSIA, ALABAMA
FEBRUARY 18, 2014**

REGULAR WORK SESSION MEETING

PRESENT:

Earl V. Johnson, Mayor
Will Sconiers, Councilmember
Kenneth C. Mount, Councilmember
Hazel Griffin, Councilmember
Ralph Wells, 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 5:30 p.m. for the purpose of planning and finalizing the agenda.

REGULAR COUNCIL MEETING

PRESENT:

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

ABSENT:

None

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

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APPROVAL OF MINUTES:

Mayor Johnson presented the minutes from the regular meeting, February 4, 2014. Councilmember Wells moved to approve the minutes. Councilmember Griffin seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION 2014 – 02, ECONOMIC DEVELOPMENT PROPOSAL FOR CORNER MARKET REDEVELOPMENT PROJECT:

Mayor Johnson presented Resolution No. 2014 - 01, Economic Development Proposal For Corner Market Redevelopment Project.

**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA
RESOLUTION NO. 2014- 02**

**A RESOLUTION TO AUTHORIZE A REBATE ON SALES
TAX FOR THE OPERATION OF THE CORNER MARKET
IN THE CITY OF ANDALUSIA, ALABAMA**

WHEREAS, the City Council finds that it serves a public purpose to encourage economic development in the City of Andalusia; and

WHEREAS, the City Council finds that the retail establishment known as the Corner Market ceased operations but has now been purchased by a new owner, namely, Cenergy Oil & Gas, LLC, and that the re-opening of said retail establishment in the City of Andalusia will serve valid and sufficient public purposes including, but not limited to, expansion and enhancement of the City's economic and tax base, thereby providing additional revenues for schools, municipal services, and other public needs, and increased employment opportunities with the City, promotion of the City as a center for retail and commercial activity; and provision of additional goods and services to the residents of Andalusia and the surrounding areas; and

WHEREAS, Amendment 725 to the Constitution of Alabama of 1901 provides that in promoting local economic development, the city council may grant public moneys and things of value in aid of any individual, form, association, corporation, or entity whatsoever; and

WHEREAS, the City Council finds that the contract attached as an Exhibit here to will carry out the intent of this resolution;

WHEREAS, the City Council finds that the re-opening of the Corner Market in Andalusia and a temporary sales tax rebate to encourage its re-opening would provide a significant benefit to a broad segment of the public and that any private benefit that might accrue would only be incidental and insubstantial in the context of the public benefit;

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NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Andalusia, Alabama, that the Mayor and Clerk are hereby authorized to execute said contract for the purposes expressed therein.

ADOPTED AND APPROVED this 18th day of February, 2014.

THE CITY OF ANDALUSIA

BY: _____
Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk-Treasurer

Councilmember Griffin moved to approve Resolution No. 2014 – 02. Councilmember Powell seconded the motion which passed unanimously.

ORDINANCE 2014 – 01, ANNEXATION:

Mayor Johnson introduced Ordinance No. 2014 – 01 for a first reading.

**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA**

ORDINANCE NO. 2014-01

WHEREAS, on the 30th day of October 2013, Glen S. & Virginia W. Huggins, Robert H. & Susan P. Theus and Ralph G. & Betty N. Dunn being the sole owners of all the real property(s) hereinafter described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed to and become a part of the City of Andalusia, Alabama; and

WHEREAS, said petition did contain the signatures of all of the owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Andalusia, Alabama; and

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WHEREAS, the City Council for the City of Andalusia did determine that it is in the public interest that said property be annexed to the City of Andalusia, and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama, 1975;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANDALUSIA, ALABAMA, AS FOLLOWS:

Section 1. The City Council of the City of Andalusia, Alabama finds and declares as the legislative body of the City that it is in the best interests of the citizens of the City, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the City of Andalusia.

Section 2. The boundary lines of the City of Andalusia, Alabama, be, and the same are hereby altered or rearranged so as to include all of the territory hereto before encompassed by the corporate limits of the City of Andalusia, Alabama, and in addition thereto the following described territory, to-wit:

Parcel I

Commencing where the West line of the SW H of NW H of Section 27, T4N, R16E intersects the North right of way line of the Lindsey Bridge Road (County Highway #45) and run in a Southeasterly direction along the North right of way line of said road for a distance of 540 feet to the point of beginning. Thence continue in a Southeasterly direction along the North right of way line of said road for a distance of 170 feet; Thence turn a deflection angle of 90 degrees to the left and run in a Northeasterly direction for a distance of 256.2 feet; Thence turn a deflection angle of 90 degrees to the left and run in a Northwesterly direction for a distance of 170 feet; Thence turn a deflection angle of 90 degrees to the left and run for a distance of 256.2 feet to the point of beginning. Said lot or parcel of land lying in and being a part of the SW H of NW H of Section 27, T4N, R16E and containing one acre more or less.

Parcel II

Commence at a railroad iron being the NW corner of the SW k of Section 27, Township 4 North, Range 16 East, Covington County, Alabama; thence South 55 degrees 23 minutes 35 seconds East a distance of 1524.77 feet, to a H" rebar w/cap (#26950) on the East right of way line of county road #45 (Lindsey Bridge Road) (SO' R.O.W), said pint being the point of beginning.

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From said point of beginning thence along and right of way South 24 degrees 58 minutes 34 seconds East a distance of 103.85 feet to a h rebar w/cap (#26950); thence along a curve to the left having a radius of 2647.90 feet and a arc length of 187.84 feet to a h rebar w/cap (#26950); thence leaving said right of way North 41 degrees 40 minutes 57 seconds East a distance of 228.00 feet to a h rebar w/cap (#26950); thence North 33 degrees 16 minutes 35 seconds West a distance of 131.00 feet to a H" rebar w/cap (#26950); thence South 84 degrees 50 minutes 3 seconds West a distance of 211.00 feet to the point of beginning, said parcel lying in and being a part of the SW k of Section 27, Township 4 North, Range 16 East Covington County, and containing 1.00 acres more or less.

Parcel III

A 2 acre strip extending from the Northwest corner to the Andalusia-Lindsey Bridge Road in the SW k of NW k of Section 21, Township 4 North, Range 16 East being more particularly described as follows: Commencing at the Northwest corner of the SW k of the NW k of Section 21, Township 4 North, Range 16 East and run thence East along the North line of said forty for a distance of 154.9 feet to a point; thence run South 623.5 feet, more or less, to the North right of way line of County Road #45; thence West along the North right of way line of said County Road for a distance of 188 feet to a point on the West line of said forty; thence run North along the West line of said forty for a distance of 511 feet, more or less, to the point of beginning.

Section 3. That the Zoning Ordinance of the City of Andalusia, Alabama, as adopted on February 18, 1998 and the Zoning Map adopted as a part of such Ordinance, be and the same hereby is amended to include the above-described territory and shall be zoned: Parcel I & II as AG-1 (General Agricultural and Forestry District) and Parcel III as R-1 (Residential District).

Section 4. This ordinance shall be published as provided by law, and a certified copy of same, together with a certified copy of the petition of the property owners, shall be filed with the Probate Judge of Covington County, Alabama.

Section 5. The territory described in this ordinance shall become a part of the corporate limits of Andalusia, Alabama, upon publication of this ordinance as set forth in Section 3, above.

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ADOPTED AND APPROVED this 18th day of February.

THE CITY OF ANDALUSIA, ALABAMA

BY: _____
Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk

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