

**STATE OF ALABAMA
COUNTY OF COVINGTON**

**ANDALUSIA, ALABAMA
ANDALUSIA CITY HALL
OCTOBER 18, 2016**

REGULAR WORK SESSION MEETING

PRESENT:

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

ABSENT:

Terry Powell, Councilmember

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
Ralph Wells, Councilmember
Kenneth C. Mount, Councilmember
Hazel Griffin, Councilmember
Will Sconiers, Councilmember
Anne Christensen, City Attorney

ABSENT:

Terry Powell, Councilmember

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

APPROVAL OF MINUTES:

Mayor Johnson presented the minutes from the meeting on October 4, 2016. Councilmember Wells moved to approve the minutes. Councilmember Mount seconded the motion which passed unanimously.

COUNCIL APPROVES THE ALABAMA BICENTENNIAL PROCLAMATION:

Mayor Johnson presented the Alabama Bicentennial Proclamation to the council. The Mayor and Council agreed that the Tourism and Relocation Committee should head up the efforts discussed for the Alabama Bicentennial. Councilmember Sconiers moved to approve the proclamation. Councilmember Griffin seconded the motion which passed unanimously.

COUNCIL APPROVES ALABAMA ALCOHOLIC BEVERAGE CONTROL BOARD APPLICATION FOR BIG MIKE’S STEAKHOUSE:

Mayor Johnson presented an Alabama Alcoholic Beverage Control Board application for Big Mike’s Steakhouse for a 020 – Restaurant Retail Liquor License. Councilmember Mount moved to approve the application. Councilmember Wells seconded the motion. Mayor Johnson called for a vote, which produce the following results:

YES

Mayor Johnson
Councilmember Mount
Councilmember Wells

NO

None

ABSTAINED

Councilmember Griffin
Councilmember Sconiers

COUNCIL APPROVES THE HOUSING OF INMATES CONTRACT EXECUTION:

Mayor Johnson presented a contract for the housing of inmates at the Covington County Jail by and between the City of Andalusia, the Covington County Commission and the Covington County Sheriff. Councilmember Griffin moved to authorize the mayor to execute the contract. Councilmember Wells seconded the motion which passed unanimously.

COUNCIL APPROVES A CONTRACT BETWEEN THE CITY OF ANDALUSIA AND COVINGTON COUNTY FOR THE ANDALUSIA ANIMAL SHELTER:

Mayor Johnson presented a contract by and between the City of Andalusia and Covington County for the acceptance of animals at the city’s animal shelter. Councilmember Mount moved to increase the county’s fee under the contract to \$20,000 and to authorize the mayor to execute the contract. Councilmember Griffin seconded the motion which passed unanimously.

COUNCIL APPROVES RESOLUTION NO. 2016 – 45, PHARM-A-CARE VS THE CITY OF ANDALUSIA:

Mayor Johnson presented Resolution No. 2016 – 45, Pharm-A-Care vs The City of Andalusia to the council.

**THE CITY OF ANDALUSIA
ANDALUSIA, ALABAMA
RESOLUTION NO. 2016-45**

**A RESOLUTION REGARDING
JOINT AND MUTUAL RELEASE OF ALL CLAIMS
RELATED TO FLORALA PHARMACY, INC. V. CITY OF ANDALUSIA**

WHEREAS, Florala Pharmacy, Inc. brought a lawsuit against the City of Andalusia in Circuit Court of Covington County case number CV-2010-900071 contesting the amount of its business license fees; and

WHEREAS, the disputed business license fees were paid to the City of Andalusia prior to the filing of the lawsuit, so Andalusia has received the monies that it was due to receive; and

WHEREAS, a number of the claims brought by Florala Pharmacy, Inc. were dismissed through summary judgment; and

WHEREAS, Florala Pharmacy, Inc. has agreed to dismiss any remaining claims with prejudice upon the execution of the attached Joint and Mutual Release of All Claims and the City Council finds that it is in the best interests of the City of Andalusia to do so, L.L.C.;

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 the attached Joint and Mutual Release of All Claims.

ADOPTED AND APPROVED this ____ day of _____, 2016.

THE CITY OF ANDALUSIA

Earl V. Johnson, Mayor

ATTEST:

John M. Thompson, City Clerk-Treasurer

Councilmember Wells moved to approve Resolution 2016 – 45. Councilmember 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 Thompson City Clerk – Treasurer

CITY CLERK'S CERTIFICATE

I, John M. Thompson, as City Clerk/Treasurer of the City of Andalusia, Alabama, hereby certify that the attached pages constitute a true and correct copy of an excerpt from the minutes of the regular meeting of the City Council of the City of Andalusia held on September 6, 2016, which meeting was called and assembled and was open to the public and at which a quorum was present and acting throughout, and that the original of said minutes appears of record in the minute books of the City Council of Andalusia, Alabama, which are in my custody and control.

Witness my signature as said City Clerk, under the seal of the City of Andalusia, Alabama, this the 28th day of September, 2016.

John M. Thompson, As City Clerk/Treasurer of the
CITY OF ANDALUSIA, ALABAMA