

**JANUARY 5, 2016  
MEETING MINUTES**

The members of the City Council of the City of Phenix City, Alabama met in a regularly scheduled meeting at 9:00 a.m. Eastern Time on Tuesday, January 5, 2016 in the Council Chambers located within the Public Safety Building at 1111 Broad Street, Phenix City, Alabama. Upon roll call the following members were present: Councilmember Arthur L. Day, Jr., Councilmember Gail N. Head, Councilmember Jim Cannon, Councilmember Chris Blackshear, and Mayor Eddie N. Lowe. Also present were City Manager Wallace B. Hunter, City Attorney James P. Graham, Jr. and City Clerk Charlotte Sierra.

There being a quorum established, Mayor Lowe called the meeting to order.

Father Tom Weise, Retired Pastor of Saint Patrick's and Mother Mary Catholic Churches led the invocation.

Mayor Lowe led the Pledge of Allegiance to the US Flag.

Mayor Lowe presented for approval the minutes for the December 14, 2015 work session meeting and the December 15, 2015 council meeting minutes. Councilmember Cannon moved to approve the minutes, which motion was seconded by Councilmember Head. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe stated there was no unfinished business to address at this time.

Mayor Lowe presented a resolution in reference to establishing the tax structure for the City of Phenix City, Alabama for the tax year beginning October 1, 2016.

**RESOLUTION NO. 2016-01**

Councilmember Day moved to approve the resolution, which motion was seconded by Councilmember Blackshear. Upon said motion being put to a vote, the following vote was

recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to accepting the audited financial statement as presented by Robinson, Grimes and Company, P.C. for the fiscal year ended September 30, 2014.

**RESOLUTION NO. 2016-02**

Councilmember Blackshear moved to approve the resolution, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to encouraging and requesting that the U.S. Army Corps of Engineers establish flow targets for the Middle and Lower Chattahoochee River.

**RESOLUTION NO. 2016-03**

Councilmember Head moved to approve the resolution, which motion was seconded by Councilmember Cannon. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented three (3) resolutions in reference to the satisfaction of a Special Assessment on properties located at:

- 1.) 101 14<sup>th</sup> Avenue, Eugene and Agatha Hill, owners.

**RESOLUTION NO. 2016-04**

- 2.) 1203 14<sup>th</sup> Court, Leola Lanier (LE) Willie May Ryan (REM), owners.

**RESOLUTION NO. 2016-05**

- 3.) 1206 Sandfort Road, Community Bank and Trust, owner.

**RESOLUTION NO. 2016-06**

Councilmember Day moved to approve the resolutions, which motion was seconded by Councilmember Blackshear. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to authorizing Alabama Power Company to install one street light at 815 Mill Pond Drive.

**RESOLUTION NO. 2016-07**

Councilmember Cannon moved to approve the resolution, which motion was seconded by Councilmember Head. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to authorizing Alabama Power Company to install one street light and one pole in the curve of 14<sup>th</sup> Avenue and 9<sup>th</sup> Place.

**RESOLUTION NO. 2016-08**

Councilmember Day moved to approve the resolution, which motion was seconded by Councilmember Blackshear. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to authorizing and directing the Mayor and City Manager to apply for an Assistance to Firefighters Grant from the United States Department of Homeland Security and FEMA in the amount of \$113,321.00 for vehicle extrication equipment.

**RESOLUTION NO. 2016-09**

Councilmember Head moved to approve the resolution, which motion was seconded by Councilmember Cannon. Upon said motion being put to a vote, the following vote was

recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to declaring property surplus and to be sold "in lot" on GovDeals.com to the highest bidder or disposed of by means of destruction if no one successfully purchases property.

**RESOLUTION NO. 2016-10**

Councilmember Day moved to approve the resolution, which motion was seconded by Councilmember Blackshear. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to rescinding Resolution No. 2015-342 in reference to awarding a bid to Southern Pipe & Supply for water main improvements on 15<sup>th</sup> Avenue South.

**RESOLUTION NO. 2016-11**

Councilmember Blackshear moved to approve the resolution, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to awarding a bid to HD Supply for water main improvements on 15<sup>th</sup> Avenue South in the amount of \$53,367.73.

**RESOLUTION NO. 2016-12**

Councilmember Cannon moved to approve the resolution, which motion was seconded by Councilmember Head. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to purchasing two Wemco 3" Model C grit chamber pumps from Weir Specialty Pumps in an amount not to exceed \$25,030.00. (Budgeted)

**RESOLUTION NO. 2016-13**

Councilmember Day moved to approve the resolution, which motion was seconded by Councilmember Head. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented for first reading an ordinance to amend Article I, Section 1.D and Article III, Section 3.D of Ordinance No. 2015-09 of the City of Phenix City Levying a Privilege, License or Excise Tax against persons, firms, or corporations storing, using, or otherwise consuming or engaging in the business of selling at retail tangible personal property or conducting places of amusement in the City of Phenix City, Alabama or within its Police Jurisdiction. (First Reading)

**ORDINANCE NO. 2016-01**

This amendment adds the verbiage "watercraft" to the ordinance (for public clarification). Councilmember Cannon moved to Suspend the Rules, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried. Councilmember Head moved to Dispense with the Reading, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried. Councilmember Cannon moved for approval, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS:

Councilmembers Day, Head, Cannon, and Mayor Lowe. NAYS: Councilmember Blackshear. ABSTAIN: None. The motion carried.

Mayor Lowe presented for first reading an ordinance to amend Ordinance No. 2010-12- The Code of Ordinances of the City of Phenix City, Alabama, Chapter 14, Motor Vehicles and Traffic, Article I, in General, Section 14-25, Truck Route Designated. Councilmember Head moved to place the ordinance on first reading, which motion was seconded by Councilmember Blackshear. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented for first reading an ordinance to amend Sections 4.16-C of the Merit System Rules and Regulations of the City of Phenix City, Alabama. Councilmember Cannon moved to place the ordinance on first reading, which motion was seconded by Councilmember Blackshear. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented for first reading an ordinance to remove Section 14.072 of the Merit System Rules and Regulations of the City of Phenix City, Alabama. Councilmember Day moved to place the ordinance on first reading, which motion was seconded by Councilmember Head. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented for first reading an ordinance to amend Section 15.011-B of the Merit System Rules and Regulations of the City of Phenix City, Alabama. Councilmember Blackshear moved to place the ordinance on first reading, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded:

YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None.  
ABSTAIN: None. The motion carried.

Mayor Lowe presented for second reading an application for an Off Premise Beer License and an Off Premise Wine License submitted by Alabama CVS Pharmacy, LLC for CVS/Pharmacy #4934 located at 1430 Hwy 280 & 431 North, Phenix City, Alabama. Councilmember Day moved to approve the applications, which motion was seconded by Councilmember Blackshear. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Blackshear, and Mayor Lowe. NAYS: None. ABSTAINS: Councilmember Cannon. The motion carried.

Mayor Lowe presented for second reading an application for an Off Premise Beer License and an Off Premise Wine License submitted by Walmart Stores East, LP for Walmart Market #5903 located at 3864 US Hwy 80 West, Phenix City, Alabama. Councilmember Cannon moved to approve the applications, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe presented for second reading an application for an Off Premise Beer License and an Off Premise Wine License submitted by Walmart Stores East, LP for Walmart Market #5903 (Fuel Kiosk) located at 3864A US Hwy 80 West, Phenix City, Alabama. Councilmember Day moved to approve the applications, which motion was seconded by Councilmember Blackshear. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Blackshear, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe thanked the Department Heads for all that they do.

Mayor Lowe thanked CTVEA for donating their time and resources for the recording of the city's council meeting.

Councilmember Arthur Day spoke on the dedication of city workers performing various jobs in and around Crowell Park Subdivision over the rainy weekend.

There being no further business to come before council, the meeting adjourned until January 20, 2016 at 6:00 p.m.