

**MARCH 15, 2016
MEETING MINUTES**

The members of the City Council of the City of Phenix City, Alabama met in a regularly scheduled meeting at 6:00 p.m. Eastern Time on Tuesday, March 15, 2016 at the Idle Hour Community Center located at 3743 Moon Lake Drive, Phenix City, Alabama. Upon roll call the following members were present: Councilmember Arthur L. Day, Jr., Councilmember Gail N. Head, Councilmember Jim Cannon, Councilmember Johnny Barfield, 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.

Reverend Robert Dickerson, Pastor of 4th Street Missionary Baptist Church, led the invocation.

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

Mayor Lowe presented for approval the minutes of the February 29, 2016 work session and the March 1, 2016 council meeting. Councilmember Cannon moved to approve the minutes, which motion was seconded by Councilmember Barfield. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Barfield, 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 Resolution No. 2016-77 to be ratified in reference to accepting and approving the proposed legislation to amend the Phenix City Charter.

RESOLUTION NO. 2016-77

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

Mayor Lowe presented Resolution No. 2016-78 to be ratified in reference to opposing HB275 and HB58.

RESOLUTION NO. 2016-78

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

Mayor Lowe presented Resolution No. 2016-79 to be ratified in reference to supporting SB207, SB189, and HB133.

RESOLUTION NO. 2016-79

Councilmember Barfield moved to ratify 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, Barfield, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented Resolution No. 2016-80 to be ratified in reference to authorizing and directing the Mayor and City Manager to enter into a contract with Robinson Paving Company, Inc. for emergency work to the Riverwalk south of the wooden pedestrian bridge in an amount not to exceed \$54,923.70.

RESOLUTION NO. 2016-80

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

Mayor Lowe presented Resolution No. 2016-81 to be ratified in reference to authorizing and directing the Mayor and City Manager to enter into a contract with Robinson Paving

Company, Inc. for emergency work to the Riverwalk lying between the Riverwalk Bridge, at the old Phenix Mill Site, and the 14th Street Pedestrian Bridge in an amount not to exceed \$304,075.00.

RESOLUTION NO. 2016-81

Councilmember Day moved to ratify 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, Barfield, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented Resolution No. 2016-82 to be ratified in reference to authorizing and directing the Mayor and City Manager to enter into a contract with Brown & Son, LLC for emergency work to the electrical system at the Amphitheater and along a portion of the Riverwalk North of the Amphitheater in an amount not to exceed \$174,418.00.

RESOLUTION NO. 2016-82

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

Mayor Lowe presented a resolution in reference to abolishing and dissolving the Museum Advisory Committee.

RESOLUTION NO. 2016-83

Councilmember Cannon 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, Barfield, 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 sign a contract with American Appraisal Associates, Inc. to audit and inventory the city's fixed assets in an amount not to exceed \$21,750.00.

RESOLUTION NO. 2016-84

Councilmember Barfield 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, Barfield, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to the satisfaction of a Special Assessment on property located at 208 9th Court, Irene Baker, Sarah Lane Andrews, owners.

RESOLUTION NO. 2016-85

Councilmember Head 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, Barfield, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe presented a resolution in reference to authorizing certain preliminary matters related to the issuance of Water and Sewer Revenue Warrants, Series 2016A.

RESOLUTION NO. 2016-86

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

Mayor Lowe presented a resolution in reference to awarding a bid to Southland Machinery for a Trench Roller in an amount not to exceed \$29,038.00.

RESOLUTION NO. 2016-87

Councilmember Barfield 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, Barfield, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented a resolution in reference to rejecting all bids received for a Zero Tail Swing Compact Excavator with a 20 foot Tilt Trailer.

RESOLUTION NO. 2016-88

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

Mayor Lowe presented a resolution in reference to purchasing two Digital LED Signs from Signs, Inc. in a total amount not to exceed \$56,566.00.

RESOLUTION NO. 2016-89

Councilmember Cannon 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, Barfield, 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 sign a Memorandum of Understanding with the Phenix City Coach Pitch League in reference to the purchase and installation of play structures at Lakewood Park.

RESOLUTION NO. 2016-90

Councilmember Cannon moved to approve the resolution, which motion was seconded by Councilmember Barfield. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Barfield, 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 enter into an agreement with M&M Staging Master Productions, Inc. for the rental of a 4-tower motorized roof for the Amphitheater for the 2016 concert season in an amount not to exceed \$14,500.00.

RESOLUTION NO. 2016-91

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

Mayor Lowe presented one opening on the Planning Commission. Councilmember Head nominated Robert Vance to be appointed. Councilmember Day nominated Billy Sims to be appointed. Mayor Lowe then declared the nomination closed.

Mayor Lowe asked for a motion to appoint Robert Vance to the Planning Commission. Councilmember Head moved to appoint Robert Vance, which motion was seconded by Councilmember Barfield. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Head, and Barfield. NAYS: Councilmembers Day, Cannon, and Mayor Lowe. ABSTAIN: None. The motion was denied.

Mayor Lowe asked for a motion to appoint Billy Sims to the Planning Commission. Councilmember Day moved to appoint Billy Sims, 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, Barfield and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

Mayor Lowe presented one opening on the Historic Preservation Commission Board. Councilmember Cannon moved to appoint Francis Kimber, 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, Barfield, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion carried.

City Attorney James Graham, Jr. presented a claim submitted by Jason Hudson. City Attorney Graham advised that the claim alleges that the city is responsible for damages to the right side of his vehicle. City Attorney Graham stated a city employee was backing out of a parking space and hit Mr. Hudson's vehicle, causing damage. City Attorney Graham recommended approving the claim in the lowest estimate of \$5,400.00. Councilmember Day moved to take the city attorney's recommendation and approve the claim in the lowest estimate of \$5,400.00, which motion was seconded by Councilmember Barfield. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Head, Cannon, Barfield, and Mayor Lowe. NAYS: None. Abstains: None. The motion carried.

City Attorney Jimmy Graham also stated that the Redflex case was thrown out of court.

City Manager Wallace Hunter thanked the Department Heads for their hard work and dedication and also thanked the audience.

Councilmember Head commented on the Opry Tribute Night by Parks and Recreation and thanked them for the wonderful entertainment.

Councilmember Day also commented on how good the Opry Tribute show was.

Councilmember Barfield commented on his tour with the City Manager Wallace Hunter.

Mayor Lowe thanked department heads for their hard work and thanked CTVEA for taping the meeting for rebroadcast.

There being no further business to come before council, the meeting adjourned until April 5, 2016 at 9:00 a.m.