

**MEETING MINUTES
SEPTEMBER 7, 2016**

The members of the City Council of the City of Phenix City, Alabama met in a regularly scheduled meeting at 9:00 a.m., Wednesday, September 7, 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, 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, and City Clerk Charlotte L. Sierra.

Reverend Tom Weise, Retired Pastor of St. Patrick Church and Mother Mary Catholic Church came forward to lead the invocation.

Councilmember Barfield led the Pledge of Allegiance to the Flag of the United States.

City Manager Wallace Hunter and Human Resources Director Stephanie Chastain presented Certificates of Appreciation to the following employees for Years of Dedicated Service: Skip Hansberger, Marlissa Fryer, Stephanie Benison, Officer Timothy Bridges, Corporal Matthew Goodson, Angela Harrison, Officer Mike Harrison, Sergeant Gregory Lahr, Donnie Slaughter, Jeffery Carter, Scott Stribling, and Captain Jeff Bowden.

Mayor Lowe presented a proclamation recognizing Help-the-Hooch Day.

PROCLAMATION

Gloria Weston Smart and William Kent came forward to accept the Proclamation.

Mayor Lowe presented a proclamation recognizing Sickle Cell Awareness Month.

PROCLAMATION

Lois and Sherman Williams, and Ashley Catchings came forward to accept the Proclamation.

Mayor Lowe presented for approval the minutes of the August 15, 2016 work session minutes and the August 16, 2016 council meeting. Councilmember Day 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, Barfield and Mayor Lowe. NAYS: None. ABSTAINS: Councilmember Cannon. The motion thus carried.

Mayor Lowe presented for approval the minutes of the August 16, 2016 appeal of condemnation minutes and the August 30, 2016 canvass municipal election results minutes. Councilmember Barfield 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, Barfield and Mayor Lowe. NAYS: None. ABSTAINS: Councilmember Cannon. The motion thus carried.

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

Mayor Lowe presented a resolution in reference to budget transfers for the 2015-2016 Fiscal Year.

RESOLUTION NO. 2016-284

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. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution in reference to accepting portions of rights-of-way along Auburn Road and Dobbs Drive from the Russell County Commission.

RESOLUTION NO. 2016-285

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. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution in reference to rescinding Resolution No. 2016-203 in reference to taking over the monthly payments for street lights located within Shadow Wood Subdivision.

RESOLUTION NO. 2016-286

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. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution in reference to authorizing the takeover monthly payments for eight (8) street lights with in the Phenix City portion of the Shadow Wood Subdivision.

RESOLUTION NO. 2016-287

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

Mayor Lowe presented a resolution in reference to awarding a bid to Thompson Supply Company for HDPE Drainage Pipe.

RESOLUTION NO. 2016-288

Councilmember Barfield 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 thus carried.

Mayor Lowe presented eleven (11) resolutions in reference to removing the special assessment from property purchased from the State of Alabama.

1.) RESOLUTION NO. 2016-289

912 3rd Street South Parcel #57-05-07-26-2-002-003.000

2.) RESOLUTION NO. 2016-290

908 3rd Street South Parcel #57-05-07-26-2-002-002.001

3.) RESOLUTION NO. 2016-291

222 Seale Road Parcel #57-05-05-22-4-401-046.000

4.) RESOLUTION NO. 2016-292

1014 5th Street South Parcel #57-05-08-27-1-017-021.001

5.) RESOLUTION NO. 2016-293

1219 12th Court Parcel #57-05-05-15-1-101-076.000

6.) RESOLUTION NO. 2016-294

1102 16th Avenue Parcel #57-05-05-15-1-103-052.001

7.) RESOLUTION NO. 2016-295

600 Fontaine Road Parcel #57-05-07-26-3-003-001.000

8.) RESOLUTION NO. 2016-296

2401 7th Street Parcel #57-05-05-21-1-001-002.001

9.) RESOLUTION NO. 2016-297

901 10TH Avenue Parcel #57-05-06-14-3-303-033.000

10.) RESOLUTION NO. 2016-298

312 Seale Road Parcel #57-05-05-22-4-032-002.003

11.) RESOLUTION NO. 2016-299

915 15th Place Parcel #57-05-01-11-3-303-099.000

Councilmember Cannon moved to approve the resolutions, 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. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution in reference to authorizing and directing the Mayor and City Manager to enter into an agreement with Alabama Brewer's Guild for the Fall Festival Series.

RESOLUTION NO. 2016-300

Councilmember Barfield moved to approve 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 thus carried.

Mayor Lowe next stated that now was the time and place for two (2) public hearings in reference to the fixing of costs incurred by the City of Phenix City for the removal of substandard structures and the establishment of special assessments upon for the following properties: 606 North Railroad Street and 502 Seale Road. Mayor Lowe stated anyone wishing to address council on any of the properties should come forward and do so at this time. Neither hearing nor seeing anyone come forward, Mayor Lowe declared the hearing closed.

Mayor Lowe presented two (2) resolutions in reference to the fixing of costs incurred by the City of Phenix City for the removal of substandard structures and the establishment of a special assessment upon properties located at:

1.) 606 North Railroad Street

RESOLUTION NO. 2016-301

2.) 502 Seale Road

RESOLUTION NO. 2016-302

Councilmember Day moved to approve the resolutions 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 thus carried.

Mayor Lowe presented a resolution and public notice in reference to setting a public hearing date and fixing demolition costs associated with 316 15th Avenue South.

RESOLUTION NO. 2016-303

PUBLIC NOTICE

Councilmember Cannon moved to approve the resolution and public notice, 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 bids received for the demolition of 201 10th Avenue South.

RESOLUTION NO. 2016-304

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 rejecting bids received for the demolition of 301 21st Street.

RESOLUTION NO. 2016-305

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 rescinding Resolution No. 2013-435 in reference to declaring one 1998 Jeep Cherokee as surplus to be sold to the highest bidder.

RESOLUTION NO. 2016-306

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

Mayor Lowe presented a resolution in reference to declaring one 1998 Jeep Cherokee as surplus to be sold as scrap.

RESOLUTION NO. 2016-307

Councilmember Barfield 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 declaring various items as surplus to be sold as scrap, or disposed of at the City Landfill.

RESOLUTION NO. 2016-308

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 a resolution declaring personal property as surplus and disposing of for the nominal sum of \$1.00 and other valuable considerations to Captain Richard Hamby in recognition of his 30 years of public service.

RESOLUTION NO. 2016-309

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 declaring personal property as surplus and disposing of for the nominal sum of \$1.00 and other valuable considerations to Doug Stokes in recognition of his 27+ years of public service.

RESOLUTION NO. 2016-310

Councilmember Barfield 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.
ASTAIN: None. The motion carried.

Mayor Lowe next declared that now was the time and place for a public hearing regarding the rezone of 1.378 acre tract of land located at 1900 28th Court and a 0.971 acre tract of land located at 1711 27th Court from R-1 Zones to C-4 Zones, Richard Preddy and Charles E. and Joyce Keeter, owners. Anyone wishing to address council regarding this matter should come forward now. Mr. Cecil Smith came forth to ask council if they would allow the properties to be rezoned so that he can bring commercial businesses to the area. Judge Alford Harden came forward to ask that council reject the ordinance and go with the Planning Commission recommendation to deny the ordinance. Mr. Eddie Ezell came forward to ask council to deny the ordinance stating that it could be detrimental to his property value if the zoning was changed to commercial. Mr. Charles Keeter came forward to ask council to request the zoning change for the greater good of Phenix City. Mayor Lowe declared the public hearing closed.

Mayor Lowe presented an ordinance to rezone a 1.378 acre tract of land located at 1900 28th Court and a 0.971 acre tract of land located at 1711 27th Court from R-1 Zones to C-4 Zones, Richard Preddy and Charles E. and Joyce Keeter, owners, respectively. Mayor Lowe asked for a motion. No one made a motion. Mayor Lowe advised the item failed for lack of motion.

Mayor Lowe presented two (2) openings on the Phenix City Board of Education for the positions of Rick Carpenter and Dr. Cordelia Moffett. Mayor Lowe called for nominations for the position of Dr. Cordelia Moffett. Councilmember Day nominated Patricia Alexander. Councilmember Head nominated Cicely Dixon. There were no other nominations. Mayor Lowe declared the nominations closed. Mayor Lowe asked for a motion to appoint Patricia Alexander. Councilmember Day moved to appoint Patricia Alexander, which motion was seconded by Councilmember Cannon. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Cannon, and Mayor Lowe. NAYS: Councilmembers

Head, and Barfield. ABSTAINS: None. The motion carried. Mayor Lowe called for nominations for the position of Rick Carpenter. Councilmember Cannon nominated Brady Baird. There were no other nominations. Mayor Lowe then declared the nominations closed. Councilmember Cannon moved to appoint Brady Baird, which 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 for first reading applications for an Off Premise Beer License and an Off Premise Wine License submitted by Dolgencorp, LLC d/b/a Dollar General Store #8091 located at 3902 US Highway 80 West, Phenix City, Alabama. Councilmember Day moved to place the applications on first reading, 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.

Mayor Lowe presented for first reading applications for an On Premise Beer License, an On Premise Wine License, and on Premise Whiskey/Wine License submitted by Sylvia Griggs for Shadez Lounge located at 282 Highway 165, Phenix City, Alabama. Councilmember Barfield moved to place the applications 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, Barfield, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe presented an Itemized Statement of Expense from Benjamin C. Boswell in the amount of \$44.17. Councilmember Head moved to approve the expense, 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. ABSTAINS: None. The motion carried.

Mayor Lowe presented an itemized Statement of Expense from Trent Posey in the amount of \$29.91. Councilmember Barfield moved to approve the expense, 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.

City Manager Hunter advised in the future when the city purchases property from the state; it will be on the website.

Councilmember Day reminded everyone of the 3rd Annual Whitewater Classic Football Game on Saturday, September 10, 2016 at 5:00 p.m.

Parks and Recreation Director Todd Hughes advised everyone to show up early on Saturday for the festivities and encouraged everyone to stay after the game for a concert by The Chemistry Project.

Councilmember Day thanked the District Three Citizens for their continued support in allowing him to represent them.

Mayor Lowe spoke on people who want to keep the city divided. Mayor Lowe also announced a Press Conference on Thursday, September 8, 2016 at 12:10 p.m. in which he will address various issues on Facebook and speak on Phenix City coming together as one city.

Mayor Lowe thanked the Department Heads for their hard work.

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

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