MEETING MINUTES
APRIL 4, 2017

The members of the City Council of the City of Phenix City, Alabama met in a regularly
scheduled meeting at 9:00 a.m., Tuesday, April 4, 2017 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 Johnnie
C. Robinson, Jr., Councilmember Steve Bailey, Councilmember Griff Gordy and Mayor Eddie N.
Lowe. Also present were City Manager Wallace B. Hunter, City Attorney James P. Graham,
and City Clerk Charlotte Goodrich.

Upon a quorum being present, Mayor Lowe called the meeting to order.

Reverend Jean Keel, Pastor of White Chapel CME Church led the invocation.

Mayor Lowe 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: Ruby White, Lisa Wright, Cayla Heeger, and John Sprague.

Mayor Lowe presented a proclamation recognizing National Service Recognition Day.

PROCLAMATION

FOG Program Director Ms. Bridget Woodyard, RSVP Director Lani Richardson, and Foster
Grandparents of Ridgecrest Elementary School and Oliver Primary School came forward to
accept the proclamation.

Mayor Lowe presented for approval the minutes of the March 20, 2017 work session
meeting. Councilmember Day moved to approve the minutes, which motion was seconded by
Councilmember Robinson. Upon said motion being put to a vote, the following vote was
ABSTAINS: Councilmember Gordy. The motion thus passed.

Mayor Lowe presented for approval the minutes of the March 21, 2017 council meeting.
Councilmember Robinson moved to approve the minutes, which motion was seconded by
Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded:

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

Mayor Lowe presented Resolution No. 2017-72 to be ratified in reference to authorizing and directing the Mayor and City Manager to sign Change Order Number One with Centerline Contracting, Inc. for the Riverchase Force Main Boring Utility Project in an amount not to exceed $49,620.72.

RESOLUTION NO. 2017-72
Councilmember Gordy 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, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented a resolution in reference to the satisfaction of a Special Assessment on property located at 109 15th Avenue South, owner being Fletcher Richardson.

RESOLUTION NO. 2017-73
Councilmember Day moved to approve the resolution, which motion was seconded by Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded:
YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented a resolution in reference to authorizing and directing the Mayor and City Manager to enter into an agreement with MORE THAN A GAME to mentor youth in the areas of personal growth and community involvement in underserved communities through sports.

RESOLUTION NO. 2017-74
Councilmember Day moved to approve the resolution, which motion was seconded by Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded:
YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None.
ABSTAINS: None. The motion thus passed.

Mayor Lowe presented a resolution in reference to the ADECA Annual Report.

RESOLUTION NO. 2017-75

Councilmember Robinson moved to approve the resolution, which motion was seconded by Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented a resolution in reference to improvements and upgrades to be made to the Blue Heron Adventure Zipline Course.

RESOLUTION NO. 2017-76

Councilmember Day moved to approve the resolution, which motion was seconded by Councilmember Robinson. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented eight (8) resolutions in reference to declaring property a public nuisance and authorizing and directing the Housing Abatement Board to take necessary action to demolish, remove and clear all building materials, trash, and debris from property at the following locations:

1. 2107 2nd Avenue
   RESOLUTION 2017-77

2. 1007 17th Avenue
   RESOLUTION 2017-78

3. 908 4th Place South
   RESOLUTION 2017-79

4. 605 7th Place
   RESOLUTION 2017-80
5. 1110 15th Place

**RESOLUTION 2017-81**

6. 1249 Pierce Road

**RESOLUTION 2017-82**

7. 1017 4th Street

**RESOLUTION 2017-83**

8. 1105 South Railroad Street

**RESOLUTION 2017-84**

Councilmember Gordy moved to approve the resolutions, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded:

**YEAS:** Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe.  **NAYS:** None.

**ABSTAINS:** None. The motion thus passed.

Mayor Lowe presented a resolution in reference to declaring a 2007 Chevrolet Trailblazer as surplus to be sold as scrap.

**RESOLUTION NO. 2017- 85**

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

**YEAS:** Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe.  **NAYS:** None.

**ABSTAINS:** None. The motion thus passed.

Mayor Lowe presented a resolution in reference to authorizing and directing the Mayor and City Manager to enter into a contract with Red 11 Music for Charley Crockett to perform at the Phenix City Amphitheater on June 3, 2017 in an amount not to exceed $600.00.

**RESOLUTION NO. 2017- 86**

Councilmember Gordy 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, Robinson, Bailey, Gordy and Mayor Lowe.  **NAYS:** None.

**ABSTAINS:** None. The motion thus passed.
Mayor Lowe presented a resolution in reference to authorizing and directing the Mayor and City Manager to enter into a contract with Monterey International, Inc., for Samantha Fish to perform at the Phenix City Amphitheater on June 3, 2017 in an amount not to exceed $8,000.00.

RESOLUTION NO. 2017-87
Councilmember Robinson moved to approve the resolution, which motion was seconded by Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented a resolution in reference to authorizing and directing the Mayor and City Manager to enter into a contract with Head Games Band, LLC, for Head Games – A Tribute to Foreigner to perform at the Phenix City Amphitheater on July 8, 2017 in an amount not to exceed $8,000.00.

RESOLUTION NO. 2017-88
Councilmember Day moved to approve the resolution, which motion was seconded by Councilmember Robinson. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented for second reading an ordinance granting a Non-Exclusive Franchise to Zayo, LLC for the purpose of constructing and maintaining a fiber-optic transmission line within certain public rights-of-way inside the City of Phenix City. Councilmember Gordy moved to table the ordinance until Finance receives payment, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented for first reading a public notice and ordinance in reference to eliminating the at-grade crossing on 10th Avenue between South Railroad Street and North
Railroad Street. Councilmember Day moved to approve the public notice and place the ordinance on first reading, which motion was seconded by Councilmember Robinson. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented for first reading an ordinance in reference to amending Section 4.16-C 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 Robinson. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented for first reading an ordinance in reference to amending Section 9.01 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 Robinson. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented one opening on the Phenix City Board of Education. Mayor Lowe asked for nominations. Councilmember Gordy nominated for reappointment of Brady Baird to the Board. There were no other nominations. Mayor Lowe asked for a motion. Councilmember Robinson moved to reappoint Brady Baird, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented for second reading an application for an Off Premise Whiskey/Wine Retail Package Store License submitted by Jashvantbhai Vadilal Patel for Shiv Shakti Food, LLC d/b/a Shakti Package Store located at 3858 D US Highway West 80 West,
Phenix City, Alabama. Councilmember Gordy moved to table the applications until further notice from the Building and Fire Departments, which motion was seconded by Councilmember Robinson. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmember Day, Robinson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe presented an Itemized Statement of Expense from Todd Hughes, of the Parks and Recreation Department, in the amount of $17.58. Councilmember Gordy moved to approve the expenses, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

City Attorney Jimmy Graham presented a claim filed by Ms. Ann Lott. City Attorney Graham stated that Ms. Ann Lott alleges that her home located at 1615 12th Street was flooded due to a severe storm on January 2, 2017. City Attorney Graham stated that the Director of Engineering and Public Works Department provided a memorandum and records showing that over 8 inches of rain fell from December 31, 2016 through January 2, 2017. City Attorney Graham further stated that on January 2, 2017 approximately 4 inches of rain fell in a two hour period. City Attorney Graham advised this portion of the total rainfall is considered to be a 100 year storm event and by Alabama Law is considered an Act of God. City Attorney Graham’s recommendation is to deny the claim. Councilmember Day moved to take the city attorney’s recommendation to deny the claim, which motion was seconded by Councilmember Robinson. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Robinson, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

City Manager Wallace Hunter thanked the City Clerk’s Office and Department Heads for their hard work and dedication.
Building Official Gil Griffith thanked Mayor and Council for attending the International Association of Electrical Inspectors, Alabama Chapter conference that was held on March 13, 2017.

City Engineer Angel Moore discussed the construction of the ramp on Riverchase Drive and asked citizens to be patience and cautious.

Councilmember Day discussed his Let’s Talk segments that will be held every third Saturday of the month from April through August. Mr. Day stated the location will be at the Phenix City Police Precinct on 5th Street South and will be from 9:00 a.m. to 12:00 p.m.

Mayor Lowe thanked the Department Heads and CTV – Beam Television for their filming of the meeting.

There being no further business to come before council, the meeting adjourned until April 18, 2017 at 9:00 a.m.