

**MEETING MINUTES
March 20, 2018**

The members of the City Council of the City of Phenix City, Alabama met in a regularly scheduled council meeting on Tuesday, March 20, 2018 at 6:00 p.m. in the Community Center within the Martin-Idle Hour Park located at 3743 Moon Lake Drive, Phenix City, AL. Upon roll call, the following members of Council were present: Councilmember Arthur L. Day, Jr., Councilmember Vickey Carter Johnson, Councilmember Steve Bailey, Councilmember R. Griff Gordy, and Mayor Eddie N. Lowe. Also present were City Manager Wallace B. Hunter, City Attorney James P. Graham, Jr., and City Clerk Melony Lee.

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

Reverend Brady Baird, of Summerville United Methodist Church came forward to deliver the invocation.

Mayor Lowe led the pledge of allegiance to the United States Flag.

Mayor Lowe presented the minutes of the March 5, 2018 work session and March 6, 2018 council meeting for approval. Councilmember Day moved to approve the minutes, which motion was seconded by Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmember Day, Johnson, Bailey, Gordy, 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 in reference to authorizing the Mayor and City Manager to enter into a Non Disturbance Agreement between the City of Phenix City and Altera Phenix City Lot 4, LLC and Renfroe, Inc.

RESOLUTION NO. 2018-78

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

Mayor Lowe presented a resolution in reference to declare 6 properties 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 at the following locations:

1. 1006 11th Avenue

RESOLUTION NO. 2018-79

2. 930 12th Avenue

RESOLUTION NO. 2018-80

3. 700 Seale Road

RESOLUTION NO. 2018-81

4. 921 20th Street

RESOLUTION NO. 2018-82

5. 805 6th Street South

RESOLUTION NO. 2018-83

6. 807 6th Street South

RESOLUTION NO. 2018-84

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

Mayor Lowe presented a resolution in reference to authorizing the Mayor and City Manager to enter into an agreement with Red 11 Music for Turnpike Troubadours to perform at the Amphitheater on May 18, 2018 in an amount not to exceed \$20,000.00.

RESOLUTION NO. 2018-85

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

Mayor Lowe presented a resolution in reference to authorizing the Mayor and City Manager to enter into an agreement with Kingsized Entertainment, LLC. for Puddles Pity Party to perform at the Amphitheater on June 15, 2018 in an amount not to exceed \$8,000.00.

RESOLUTION NO. 2018-86

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

Mayor Lowe presented a resolution in reference to authorizing the Mayor and City Manager to enter into an agreement with EastCoast Entertainment for Willie Ziavino and COT Band to perform at the Amphitheater on July 14, 2018 in an amount not to exceed \$4,000.00.

RESOLUTION NO. 2018-87

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

YEAS: Councilmember Day, Johnson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe presented a resolution in reference to authorizing the Mayor and City Manager to sign an amendment agreement between the City of Phenix City and Spire (f/k/a Alabama Gas Corporation) to replace/add two radio antennas.

RESOLUTION NO. 2018-88

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

Mayor Lowe presented a Resolution in reference to authorizing the Mayor, City Manager, and Police Chief to enter into a lease agreement with Best Copy Products, Inc. for four (4) Sharp Color Multifunctional Copier/Printer Model MX-3570N in the amount of \$21,497.76 for a 36 month term.

RESOLUTION NO. 2018-89

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

Mayor Lowe presented a Public Notice and Ordinance for first reading providing for the Elimination of an At-Grade Railroad Crossing on 6th Avenue between South Railroad Street and North Railroad Street.

PUBLIC NOTICE

Councilmember Day moved to approve the public notice and place the ordinance on first reading, which motion was seconded by Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Johnson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe presented an Ordinance for a first reading authorizing the 772 Project Agreement and Warrant for Girard Partners, LP.

ORDINANCE 2018-01

Mayor Lowe asked for a motion to Dispense with the Reading of the Ordinance. Councilmember Day made a motion to Dispense with the Reading, which motion was seconded by Councilmember Johnson. Upon said motion put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Johnson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried. Mayor Lowe asked for a motion to Suspend the Rules. Councilmember Johnson moved to Suspend the Rules, which motion was seconded by

Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Johnson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried. Mayor Lowe called for a motion to approve the Ordinance. Councilmember Gordy moved to approve the ordinance, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmember Day, Johnson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe next declared that now was the time and place for a public hearing to rezone a 7.12 acre tract of land located on 218 Wright Road, from an R-1 Zone to an A-1 Zone, Dan and Jean Phillips, owners. Anyone wishing to address council regarding this matter should come forward now. Tim Simpson came forward on behalf of owner Dan Phillips, and asked Mayor and Council if they had any questions about the petting zoo. Council had no questions. Mayor Lowe declared the public hearing closed.

Mayor Lowe presented an ordinance for second reading to rezone 7.12 acres of land located at 218 Wright Rd., to an A-1 Zone, Dan and Jean Phillips, owners.

ORDINANCE 2018-02

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

Mayor Lowe presented one opening on the Board of Education. Councilmember Day nominated Samuel Estrada. Councilmember Johnson moved to appoint Samuel Estrada, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmember Day, Johnson, and Mayor Lowe. NAYS: Bailey and Gordy. ABSTAINS: None. The motion carried.

Mayor Lowe presented an Itemized Statements of Expense from Jeremiah Caldwell in the amount of \$76.25. Mayor Lowe called for a vote approving the itemized statement of expense. The following vote was recorded: YEAS: Councilmember Day, Johnson, Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe presented for second reading an application for a Junk Dealers License, Gold & Silver Buyers submitted by Shane A. Brewer for The Gold Man located at 3740 – B Opelika Road, Phenix City, Alabama. Councilmember Gordy moved to approve the application, which motion was seconded by Councilmember Day. Upon said motion being put to a vote, the following vote was recorded: YEAS: Day, Johnson, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe presented for first reading an application for an Off Premise Beer License and an Off Premise Wine/Whiskey License submitted by Kirtikumar G. Patel for Harry's Package located at 109-A US Highway 431 South, Phenix City, Alabama. Councilmember Day

moved to place the application on first reading, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Day, Johnson, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried.

Mayor Lowe thanked the department heads for all their hard work.

Councilmember Bailey thanked the department heads for their hard work and dedication and also invited the public to attend the council meetings.

Mayor Lowe thanked the Department heads for their hard work and the citizens for supporting Mayor and Council.

Mayor Lowe introduced "The Mission Continues", who will be having a meeting once a month on the fourth Sunday to help citizens and the community. Councilmember Day volunteered to help "The Mission Continues" if they needed anything since it is in District Three.

There being no further business to address, the meeting thus adjourned at 6:38 p.m. until April 3, 2018.