

**MEETING MINUTES  
November 6, 2018**

The members of the City Council of the City of Phenix City, Alabama met in a regularly scheduled council meeting on Tuesday, November 6, 2018 at 9:00 a.m. in the Council Chambers within the Public Safety Building located at 1111 Broad Street, Phenix City, Alabama. Upon roll call, the following members of Council were present: Councilmember Steve Bailey, Councilmember R. Griff Gordy, and Mayor Eddie N. Lowe. Councilmember Arthur L. Day, Jr. and Councilmember Vickey Carter Johnson were not present. Also present were City Manager Wallace B. Hunter, Acting City Clerk Shannon Davis, and City Attorney Jimmy Graham. City Clerk Melony Lee was absent.

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

Reverend Tom Weise, Retired Pastor with St. Patrick and Mother Mary Catholic Churches delivered the invocation.

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

Mayor Lowe asked for a motion to appoint Shannon Davis as the Acting City Clerk. Councilmember Gordy moved to appoint Shannon Davis as the Acting City Clerk, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion thus carried.

City Manager Wallace Hunter and Human Resources Director Stephanie Chastain presented employee service recognitions to Chelsea Hutchins (10 years) and Sammy Davis (15 years).

Mayor Lowe presented a proclamation recognizing National Farm-City Week.

**PROCLAMATION**

Jennifer Davidson with the Phenix City/Russell County Extension Office came forward to accept the proclamation.

Mayor Lowe presented the regularly scheduled meeting minutes of the October 15, 2018 Work Session and the October 16, 2018 Council Meeting for approval. Councilmember Gordy 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: YEAS: Councilmembers Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion thus carried.

Mayor Lowe presented the Appeal of Condemnation meeting minutes of October 16, 2018 for approval. Councilmember Gordy 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: YEAS: Councilmember Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion thus carried.

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

Mayor Lowe presented Resolution 2018-280 to be ratified in reference to accepting a quote from River Bottom Investments, Inc. in the amount of \$150,576.00 for technical assistance in replacing faulty meter registers.

**RESOLUTION NO. 2018-280**

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

Mayor Lowe presented a resolution in reference to reappointing the Senior Municipal Court Judge.

**RESOLUTION NO. 2018-281**

Councilmember Bailey 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution in reference to reappointing the Assistant Municipal Court Judge.

**RESOLUTION NO. 2018-282**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution to approving the lowest price quote from Alexander Contracting Company, Inc. to extend a Water Main across Hwy 280/431 in an amount not to exceed \$118,343.09.

**RESOLUTION NO. 2018-283**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution in reference to granting a tax abatement to Vectorply Corporation.

**RESOLUTION NO. 2018-284**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution in reference to granting a tax abatement to Johns Mansville.

**RESOLUTION NO. 2018-285**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution in reference to awarding a bid to Schmidt Environmental for a cover replacement for Digester #3 at the Wastewater Treatment Plant in an amount not to exceed \$772,400.00.

**RESOLUTION NO. 2018-286**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution authorizing the Mayor and City Manager to enter into an agreement with ALDOT for At-grade Railroad Crossing Improvements on State Docks Road.

**RESOLUTION NO. 2018-287**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution to approving the lowest price quote from Herrington Paint Company to repair and paint where the a/c units were removed at the Central Activities Center in an amount not to exceed \$12,250.00.

**RESOLUTION NO. 2018-288**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented three (3) Resolutions and Public Notices in reference to setting public hearings for the fixing of costs incurred by the City for demolition and/or removal of substandard buildings or structures located at:

1. 925 16<sup>th</sup> Court

**RESOLUTION NO. 2018-289**  
**PUBLIC NOTICE**

2. 700 Seale Road

**RESOLUTION NO. 2018-290**  
**PUBLIC NOTICE**

3. 1300 2<sup>nd</sup> Place South

**RESOLUTION NO. 2018-291**  
**PUBLIC NOTICE**

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

Mayor Lowe presented a resolution to approving the lowest price quote from C&G Heating and Air, LLC to replace the A/C Unit at the Phenix City Russell County Library in an amount not to exceed \$14,442.91.

**RESOLUTION NO. 2018-292**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution to authorizing and directing the Mayor and City Manager to enter into a contract agreement with Miss Georgia Pageant Corporation for Miss Georgia's appearance at the Christmas Parade on December 1, 2018.

**RESOLUTION NO. 2018-293**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a resolution in reference to declaring a 2002 Mazda Millenia as surplus to the highest bidder at a public auction or to be sold as scrap.

**RESOLUTION NO. 2018-294**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus 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 Percy Hill in recognition of his 25 years of public service.

**RESOLUTION NO. 2018-295**

Councilmember Gordy 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: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented for first reading an ordinance authorizing a Project Agreement and Warrant for Halpern Enterprises, Inc.

### **ORDINANCE NO. 2018-10**

Councilmember Gordy moved to dispense with the reading of the ordinance, which motion was seconded by Councilmember Bailey. Upon said motion having been put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried. Councilmember Gordy moved to suspend the rules, which motion was seconded by Councilmember Bailey. Upon said motion having been put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion carried. Councilmember Gordy moved to approve the ordinance, which motion was seconded by Councilmember Bailey. Upon said motion having been put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented an application for Statutory Review request submitted by Scott Taylor of Arnall Golden Gregory for Skyway Towers, authorized agent (Leslie E. Dudley, owner) to use property as a telecommunications facility at W/S of 22<sup>nd</sup> Avenue. Councilmember Gordy moved to approve the statutory review, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented a previously tabled opening on the Downtown Redevelopment Authority. Mayor Lowe called for nominations. Councilmember Gordy nominated Susan Wiggins for appointment. Mayor Lowe called for a motion. Councilmember Bailey moved to appoint Susan Wiggins, which motion was seconded by Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None.

Mayor Lowe presented a previously tabled opening on the Tree Commission. Mayor Lowe called for nominations. Councilmember Gordy nominated Steve Phillips for appointment. Mayor Lowe called for a motion. Councilmember Bailey moved to appoint Steve Phillips, which motion was seconded by Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None.

Mayor Lowe presented for second reading an application for an Off Premise Beer License and an Off Premise Wine License submitted by Sumira Imtiaz for Star 7 Services, Inc. dba Justice Food Mart located at 1403 11<sup>th</sup> Avenue, Phenix City, Alabama. Councilmember Gordy moved to approve the applications, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented for first reading an application for a Wholesale Beer License and Wholesale Wine License submitted by Charles W. Yeates for International Wines Inc. dba International Wines and Craft Beer located at 100 Gilbert Drive, Alabaster, Alabama. Councilmember Gordy moved to place the applications on first reading, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented an Itemized Statement of Expense from Brandon Mathis of the Fire Department in the amount of \$56.25. Mayor Lowe called for a vote approving the Itemized Statement of Expense. Councilmember Gordy moved to approve the Itemized Statement of Expense, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented an Itemized Statement of Expense from Trever Williams of the Fire Department in the amount of \$39.47, \$20.00, and \$35.44 for a total of \$94.91. Mayor Lowe called for a vote approving the Itemized Statement of Expense. Councilmember Gordy moved to approve the itemized statement of expense, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Mayor Lowe presented an Itemized Statement of Expense from John Spraggins of the Engineering Department in the amount of \$16.00. Mayor Lowe called for a vote approving the Itemized Statement of Expense. Councilmember Gordy moved to approve the itemized statement of expense, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

City Attorney Jimmy Graham presented a claim against the City of Phenix City, Alabama filed by Michelle Perdue. City Attorney Jimmy Graham stated on September 21, 2018, Ms. Perdue was driving her 2005 Altima Nissan vehicle on Opelika Road/Stadium Drive. City Attorney Graham further stated the back passenger window was broken a rock thrown by city crew weed eating in the area. City Attorney Graham state the rock shattered the back passenger window and glass was in her daughter's car seat. City Attorney Graham recommended paying the claim in the lowest estimate of \$194.99. Councilmember Gordy moved to approve the City Attorney's recommendation to pay the claim in the lowest estimate of \$194.99, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus carried.

Economic Director Shaun Culligan discussed the tax abatements of Vectorply and Johns Mansville. Mr. Culligan also discussed restaurants, the 19 acres by Goodwill and McDonalds, and Highway 80 in Ladonia.

Engineering Director Angel Moore discussed the Moratorium on the City Landfill will be presented for approval at the next Council meeting. Ms. Moore stated the Engineering Department will be sending out letters of information to the agencies. Mayor Lowe added that the decision to place the Moratorium on the City Landfill is strategically planned and the City is being forthright.

Mayor Lowe thanked the Department Heads and CTV-Beam for their hard work and dedication.

Councilmember Bailey reminded everyone to go vote on Tuesday as it is a personal and powerful thing that one can do. Councilmember Bailey also informed everyone that Veteran's Day is coming; when you see a Veteran show an act of kindness because of what they have done for our country.

Councilmember Gordy reminded citizens to take an extra few minutes and exercise your right to vote and when the election is over, come together. Councilmember Gordy also reminded everyone of the football playoff at Glenwood School and the Central Red Devils game and wished them the best of luck at their games.

There being no further business to address, the meeting thus adjourned until November 20, 2018.