

**MEETING MINUTES**  
**June 18, 2019**

The members of the City Council of the City of Phenix City, Alabama met in a regularly scheduled council meeting on Tuesday, June 18, 2019 at 6:00 p.m. in the Central Activities Center located at 1500 14<sup>th</sup> Street, Phenix City, Alabama. 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: Assistant City Manager Steve Smith, City Clerk Melony Lee, and City Attorney Jimmy Graham. City Manager Wallace Hunter was not present.

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

Reverend Dr. Clementine Warren of Howard Chapel AME Church delivered the invocation.

Councilmember Johnson led the pledge of allegiance to the Flag of the United States.

Mayor Lowe presented the regularly scheduled meeting minutes of the June 3, 2019 work session and the June 4, 2019 council meeting minutes for approval. Councilmember Gordy moved to approve the minutes, which motion was seconded by Councilmember Day. 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 thus passed.

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

Mayor Lowe presented a resolution in reference to approving Second Amendment to Lease Agreement related to the Revenue Bonds Series 2011-A of The City of Phenix City Public Building Authority.

**RESOLUTION NO. 2019-169**

Councilmember Johnson 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, Johnson, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented a resolution in reference to rescinding Resolution No. 2019-157 in reference to authorizing an Economic Development Agreement with Daechang Seat Co., Ltd USA.

**RESOLUTION NO. 2019-170**

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: Councilmembers Day, Johnson, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented a resolution in reference to rescinding Resolution No. 2019-97 in reference to accepting a sole proposal in the amount of \$30,000.00 from Stone & Sons to upgrade traffic signals at the intersection of US Highway 80 and Auburn Road.

**RESOLUTION NO. 2019-171**

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

Mayor Lowe presented a resolution in reference to authorizing the Mayor and City Manager to enter into an agreement with ALDOT to modify and upgrade the existing traffic signal at U.S. Highway 80 and Auburn Road Intersection.

**RESOLUTION NO. 2019-172**

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, Johnson, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented a resolution in reference to the purchase of two (2) 2018 Ford F150 Supercab 4x4 Pickups from Stivers Ford Lincoln in the total amount of \$46,890.00.

**RESOLUTION NO. 2019-173**

Councilmember Johnson 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, Johnson, 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 one year exclusive souvenir merchandise contract agreement with Team IP to host the 2019 Cal Ripken 10 Year Old World Series at Idle Hour Sports Complex.

**RESOLUTION NO. 2019-174**

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, Johnson, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented a resolution in reference to declaring personal property as surplus and disposing of for the nominal sum of \$1.00 and other valuable considerations to Andy Williams in recognition of his 26 years of public service.

**RESOLUTION NO. 2019-175**

Councilmember Johnson 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, Johnson, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented one opening on the Public Building Authority Board. Mayor Lowe called for nominations for the unexpired term of the late Sidney Thomas Battle, Jr. Councilmember Day nominated Courtney Pritchett. There were no other nominations. Mayor Lowe called for a motion. Councilmember Gordy moved to appoint Courtney Pritchett to the unexpired term of the late Sidney Thomas Battle, Jr., 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 thus passed.

Mayor Lowe presented for second reading an application for an On-Premise Beer License and On-Premise Whiskey/Wine License, and Dancing/Live Band License submitted by James G. Dyer, III for T Bones, LLC dba T Bones Pavilion located at 3745 F US Highway 80 West, Phenix City, Alabama. Councilmember Gordy moved to approve the application, 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 thus passed.

City Attorney Jimmy Graham presented a claim against the City of Phenix City, Alabama filed by James W. Bryan. City Attorney Jimmy Graham stated that on May 13, 2019, Mr. Bryan informed the City that he had a sewer spill and a damaged sewer line underneath his house on 14<sup>th</sup> Court. City Attorney Graham also stated that after investigation by the Waste Water Collection Department, it was found that Mr. Bryan's sanitary sewer service was damaged under street pavement. City Attorney Jimmy Graham recommended paying the claim in the lowest estimate of \$2,008.87. Councilmember Day moved to approve the City Attorney's recommendation to pay the claim in the lowest estimate of \$2,008.87, which motion was seconded by Councilmember Johnson. 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 thus passed.

City Attorney Jimmy Graham presented a claim against the City of Phenix City, Alabama filed by Mattie L. Everitt. City Attorney Jimmy Graham stated that the claim alleges that on June 10, 2019, Ms. Everitt left limbs and debris for pick up inside of her wheelbarrow at the end of her driveway and the wheelbarrow was picked up by the Public Works Limb and Debris Division. City Attorney Jimmy Graham recommended denying the claim due to the fact that the wheelbarrow was sitting on the City's right of way with debris in it to be picked up. Councilmember Gordy moved to approve the City Attorney's recommendation to deny the claim, which motion was seconded by Councilmember Johnson. 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 thus passed.

City Attorney Jimmy Graham presented a claim against the City of Phenix City, Alabama filed by Guinevere B. Redding. City Attorney Jimmy Graham stated that the claim alleges that on May 22, 2019, while turning at the corner of 1<sup>st</sup> Avenue and 17<sup>th</sup> Street, Ms. Redding ran over an open storm drain grate causing damage to her vehicle. City Attorney Jimmy Graham recommended denying the claim due to no prior knowledge of the missing storm drain grate. Attorney Graham stated that by Alabama Law, the City is only liable if the defect was not fixed

after the City was made aware of the defect. Councilmember Day moved to approve the City Attorney's recommendation to deny the claim, which motion was seconded by Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmembers Day, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAIN: Councilmember Johnson. The motion thus passed.

Mayor Lowe presented resolution in reference to granting a tax abatement to MV Corp, Inc.

**RESOLUTION NO. 2019-176**

Councilmember Day moved to approve the resolution, which motion was seconded by Councilmember Johnson. 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 thus passed.

Assistant City Manager Steve Smith encouraged the citizens of Phenix City to support the Cal Ripken 10 Year Old World Series at Idle Hour Sports Complex in August. Mr. Smith stated the Series will bring business throughout the City. Mr. Smith also stated that this will be the second year that the Series will be held in Phenix City.

Councilmember Day also stated that the Council Meetings are for the Citizens of Phenix City. Councilmember Day encouraged the Citizens to come to the meeting and see what is going on in our City.

Councilmember Day asked everyone to be mindful of keeping the City of Phenix City, Alabama clean.

Councilmember Johnson thanked the businesses and the citizens of District 2 who attended the District 2 meeting prior to the City Council meeting. Councilmember Johnson stated that it shows that they are concerned about what is going on in District 2.

Councilmember Bailey thanked the Department Heads, City Clerk's Office and City Attorney for their hard work and dedication.

Councilmember Bailey encouraged the Citizens of Phenix City to bring their ideas, issues or concerns to council and show their support with events like the Cal Ripken 10 Year Old World Series that will be in the City in August.

Mayor Lowe thanked the Department Heads and the citizens.

Mayor Lowe encouraged everyone to pray and lift each other up.

Mayor Lowe thanked CTV Beam for their dedication of recording the council meetings.

There being no further business to address, the meeting thus adjourned until July 2, 2019.