

**MEETING MINUTES**  
**July 16, 2024**

The members of the City Council of the City of Phenix City, Alabama met in a regularly scheduled council meeting on Tuesday, July 16, 2024 at 9:00 a.m. in the Council Chambers located within the Public Safety Building at 1111 Broad Street, Phenix City, Alabama 36867. Upon roll call, the following members of Council were present: Councilmember Arthur L. Day, Jr., Councilmember Vickey F. Carter, Councilmember Steve Bailey, Councilmember R. Griff Gordy, and Mayor Eddie N. Lowe. Also present were City Manager Wallace Hunter, Assistant City Manager Chan Gamble, City Attorney Jimmy Graham, and City Clerk Shannon Davis.

Mayor Lowe announced Todd Frankel from the Washington Post was in the audience and thanked him for attending.

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

Pastor Keenan West of Mount Moriah Seventh-day Adventist Church was not present to deliver the invocation as listed on the agenda. Councilmember Day delivered the invocation.

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

Mayor Lowe presented the regularly scheduled meeting minutes of the July 1, 2024 Work Session Meeting and July 2, 2024 Council Meeting for approval. Councilmember Carter 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, Carter, 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 Resolution No. 2024-134 to be ratified in reference to authorizing the Mayor and City Manager to hire WARR Grading Contractor, Inc. to repair the sanitary sewer main between 18<sup>th</sup> Avenue and US Highway 280 in an amount not to exceed \$106,450.00.

**RESOLUTION NO. 2024-134**

Councilmember Day moved to ratify 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, Carter, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAINS: None. The motion thus passed.

Mayor Lowe presented a resolution and public notice in reference to a public hearing for the proposed 2024-2025 Fiscal Year Proposed Budget.

**RESOLUTION NO. 2024-135**  
**PUBLIC NOTICE**

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

Mayor Lowe declared that now was the time and place for a public hearing 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 the properties located at 1424 10<sup>th</sup> Avenue and 1215 20<sup>th</sup> Street. 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 public hearing closed.

Mayor Lowe presented (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 the properties located at:

1. 1424 10<sup>th</sup> Avenue

**RESOLUTION NO. 2024-136**

2. 1215 20<sup>th</sup> Street

**RESOLUTION NO. 2024-137**

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

Mayor Lowe presented a resolution in reference to declaring various items as listed on (Exhibit A) as surplus to be recycled, sold as scrap, or disposed of at the landfill.

**RESOLUTION NO. 2024-138**

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

Mayor Lowe presented a resolution in reference to accepting a bid from Central Turf and Irrigation for replacement of irrigation materials, components and central control system for the Lakewood Golf Course irrigation system in an amount not to exceed \$617,248.03.

**RESOLUTION NO. 2024-139**

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

Mayor Lowe presented a resolution in reference to accepting a bid from Eagle Golf and Athletics for the installation of new irrigation materials, components and central control system at the Lakewood Golf Course in an amount not to exceed \$325,690.00.

### **RESOLUTION NO. 2024-140**

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

Mayor Lowe presented a resolution in reference to accepting a bid from Eagle Golf and Athletics to purchase and install materials for a new wet well at the Lakewood Golf Course in an amount not to exceed \$48,467.00.

### **RESOLUTION NO. 2024-141**

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

Mayor Lowe presented a resolution in reference to declaring HK VP9 pistols as listed on (Exhibit A) as surplus, to be sold to Gulf States Distributors, a Federal License Holder for \$325.00 each.

### **RESOLUTION NO. 2024-142**

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

Mayor Lowe presented for second reading an Ordinance to amend the Code of Ordinances of the City of Phenix City, Alabama, Chapter 6, Relating to Alcoholic Beverages, Section 6.60. (b) Hours of Business for Alcoholic Beverages Licensees; Sale of Alcoholic Beverages to Minors; etc.

### **ORDINANCE NO. 2024-07**

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: Councilmember Day, Carter, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion thus passed.

Mayor Lowe presented for second reading an Ordinance to De-annex 0.95 +/- acres tract of land lying at Section 28, Township 18 North, Range 30 East, Lee County, Alabama, Jimmie Piland, owner. Councilmember Gordy moved to deny the ordinance which motion was seconded by Councilmember Carter. YEAS: Councilmember Day, Carter, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion thus passed.

Mayor Lowe presented for second reading an application for an On Premise Beer License, On Premise Wine License, On Premise Whiskey/Wine License and Billards or Pool Room

Licenses submitted by Chaserz Bar Lounge and Eatz LLC dba Kramers Sports Bar located at 3211 Martin Luther King Jr., Parkway South Unit B and C, Phenix City, Alabama. Councilmember Day moved to approve the application which motion was seconded by Councilmember Gordy. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmember Day, Carter, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion thus passed.

City Attorney Jimmy Graham presented a claim against the City of Phenix City, filed by Carlson Fabre. Mr. Graham stated that Mr. Fabre had a tree that fell on his fence and stated that Mr. Fabre thought that the tree was on City property. Mr. Graham also stated that the tree is not on the city property side and that it is on private property, so therefore he made the recommendation to deny the claim. 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: Councilmember Day, Carter, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion thus passed.

City Attorney Jimmy Graham presented a claim against the City of Phenix City, filed by Moshe Piatt. Mr. Graham stated that the claim states that Mr. Piatt was turning off of Broad Street and hit a curb, and that the said curb was missing concrete and had metal exposed. Mr. Graham also stated that Mr. Piatt turned too sharply and hit the curb in doing so and the city did not have knowledge of the exposure. Mr. Graham's recommendation is to deny the claim. Councilmember Gordy moved to approve the City Attorney's recommendation to deny the claim, which motion was seconded by Councilmember Carter. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmember Day, Carter, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion thus passed.

City Attorney Jimmy Graham presented a subrogation claim against the City of Phenix City, filed by Country Financial on behalf of Lasondra Davis. Mr. Graham stated that the Code of Alabama requires that all claims must be filed with the City Clerk's Office within six months of the accrual of the claim and that this claim is older than six months. Mr. Graham also stated that it is required that the claimant provides three estimates when the claim is turned in to the Clerk's Office, and there were not three estimates with the claim, therefore, Mr. Graham's recommendation is to deny the claim. Councilmember Day moved to approve the City Attorney's recommendation to deny the claim, which motion was seconded by Councilmember Bailey. Upon said motion being put to a vote, the following vote was recorded: YEAS: Councilmember Day, Carter, Bailey, Gordy, and Mayor Lowe. NAYS: None. ABSTAIN: None. The motion thus passed.

Mayor Lowe thanked Mr. Frankel with the Washington Post and other guests for attending the Council meeting.

City Manager Wallace Hunter reminded everyone that on August 1, 2024 there will be a Budget Public Hearing held at 7:00 p.m. at the Public Safety Building, located at 1111 Broad Street, Phenix City, Alabama 36867. Mayor Lowe stated all are invited to attend.

Councilmember Day inquired to Mayor Lowe about the Mayor's Scholarship Ball award night. Mayor Lowe stated that on July 25, 2024 at 6:00 p.m. the reception will be held at the Martin Idle Hour Park Community Center. Mayor Lowe commented on how fortunate this year's scholarship monies are due to the donations of this wonderful community and that the monies raised are over \$100,000.00.

Mayor Lowe thanked Council, the Department Heads and the community. Mayor Lowe also thanked CTV-Beam for bringing the council meeting to the citizens.

There being no further business to address, the meeting thus adjourned until August 6, 2024.