

**.MEETING MINUTES
June 4, 2019**

The members of the City Council of the City of Phenix City, Alabama met in a regularly scheduled council meeting on Tuesday, June 4, 2019 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 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 Hunter, City Clerk Melony Lee, and City Attorney Jimmy Graham.

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

Reverend Steve Pace of Summerville Baptist Church delivered the invocation.

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

City Manager Wallace Hunter and Human Resources Director Stephanie Chastain presented employee service recognitions to Joshua Barnes - 5 years (not present), Bryan Cooke -10 years (not present), Anthony Roberts - 15 years, and Victoria Williams - 20 years.

Mayor Lowe presented the regularly scheduled meeting minutes of the May 20, 2019 work session and the May 21, 2019 council meeting minutes for approval. Councilmember Day 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 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 Resolution 2019-151 to be ratified in reference to authorizing the Mayor and City Manager to sign necessary documents for a grant application for expanding the Phenix City Wastewater Treatment Plant.

RESOLUTION NO. 2019-151

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

Mayor Lowe presented Resolution 2019-152 to be ratified in reference to authorizing and directing the Mayor and City Manager to sign Change Order No. 1 with Schmidt Environmental Construction, Inc. in the amount of \$44,723.00 for removal and replacement of the roof for Digester 3.

RESOLUTION NO. 2019-152

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

Mayor Lowe presented a resolution in reference to granting employees an additional day for the observance of the Independence Day Holiday for 2019.

RESOLUTION NO. 2019-153

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

Mayor Lowe presented a resolution in reference to the satisfaction of an assessment on property located at 1119 23rd Avenue, property owner Walter & Virginia Osby, Attn: Mary Robinson.

RESOLUTION NO. 2019-154

Councilmember Johnson 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 and directing the Mayor, City Manager and Chief of Police to enter into an agreement with Motorola Solutions for the Core Relocation.

RESOLUTION NO. 2019-155

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 granting a tax abatement to Daechang Seat Co., Ltd USA.

RESOLUTION NO. 2019-156

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.

Mayor Lowe presented a resolution in reference to authorizing the Mayor and City Manager to enter into a contract agreement with Daechang Seat Co., Ltd USA for economic development incentives.

RESOLUTION NO. 2019-157

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 accepting the dedication of land, right-of-ways and easements dedicated by the Final Plat for The Village at Crosswinds Phase I, Altera Phenix City, LLC., owner.

RESOLUTION NO. 2019-158

Councilmember Johnson 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 stated 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 special assessments upon the following properties: 1312 17th Court, 1709 48th Street, and 1018 4th Street South. 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 hearing closed.

Mayor Lowe presented three (3) resolutions in reference to fixing of costs incurred by the City of Phenix City for the removal of substandard structures and the establishment of special assessments upon properties located at:

1. 1312 17th Court

RESOLUTION NO. 2019-159

2. 1709 48th Street

RESOLUTION NO. 2019-160

Councilmember Day moved to approve the resolutions, 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.

3. 1018 4th Street South

RESOLUTION NO. 2019-161

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

Mayor Lowe presented a resolution in reference to declaring 3.12 acres of land located on Fontaine Road and 6th Place South as surplus to be sold for development.

RESOLUTION NO. 2019-162

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. 2019-110 in reference to declaring one 2014 Dodge Charger as surplus.

RESOLUTION NO. 2019-163

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.

Mayor Lowe presented a resolution in reference to declaring one 2014 Dodge Charger as surplus to be sold to the highest bidder at a public auction or sold as scrap.

RESOLUTION NO. 2019-164

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 declaring several equipment items as surplus for disposal at the City Landfill.

RESOLUTION NO. 2019-165

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 accepting a quote from Southern Awning Company for the replacement of damaged WWTP structures in an amount not to exceed \$13,255.04.

RESOLUTION NO. 2019-166

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 accepting a proposal, Task Order 19 A, from Constantine Engineering for the inspection of manholes throughout the City in an amount not to exceed \$43,300.00.

RESOLUTION NO. 2019-167

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 letter of request from the Planning Commission, Public Notice and Ordinance to rezone a 6.2 acre tract of land located at 3000 4th Avenue, 2904 4th Avenue, and 29th Street, River Trace, LLC (Michael Bowden) and Joseph Barker, owners.

LETTER

PUBLIC NOTICE

ORDINANCE

Councilmember Bailey moved to accept the letter, approve the public notice, and place the ordinance on first reading, 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 letter of request from the Planning Commission, Public Notice and Ordinance to rezone a 1.21 acre tract of land located at 623 South Seale Road, 625 South Seale Road, and 627 South Seale Road, Andrew & Alecia Young and AAY Future Investments, owners.

LETTER

PUBLIC NOTICE

ORDINANCE

Councilmember Johnson moved to accept the letter, 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 thus passed.

Mayor Lowe presented 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 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 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 Mr. James W. Bryan. City Attorney Jimmy Graham stated that the information was incomplete and more information is needed in order to make a decision on the claim. City Attorney Jimmy Graham recommended tabling the claim. Councilmember Day moved to approve the City Attorney's recommendation to table 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, 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 Mr. Vincent Horton. City Attorney Jimmy Graham stated that Mr. Horton alleges that his main sewer line was clogged and the line that was put in by the City was not working. City Attorney Jimmy Graham also stated that according to the chronology of details concerning the incident, Mr. Horton's sewer issues began in April 2014. City Attorney Graham further stated that by Alabama Law a claim must be filed within six months of the incident. City Attorney Graham recommended paying the claim at \$95.00 for the services rendered on April 29, 2019. Councilmember Bailey moved to approve the City Attorney's recommendation to approve the claim in the amount of \$95.00, 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.

Mayor Lowe presented a resolution in reference to authorizing the Mayor and City Manager to enter into an agreement with Wright Engineering, LLC to provide a Structural Physical Condition Assessment to the Riverwalk Elevated Wood Boardwalk in an amount not to exceed \$3,500.00.

RESOLUTION NO. 2019-168

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

Councilmember Johnson recognized and congratulated employees for their loyalty and service over the years.

Councilmember Johnson invited all citizens and businesses to the District 2 meeting June 18, 2019 at the Central Activities Center prior to the City Council meeting from 4:30 to 5:30 p.m.

Councilmember Bailey thanked City Employees on their hard work in getting the Central Activities Center back up and opened for business. Councilmember Bailey also thanked the Department Heads for the work that they do.

Councilmember Bailey encouraged the citizens of Phenix City to call Council with their questions and concerns.

Councilmember Day encouraged the citizens of Phenix City to help keep our city safe and clean by not throwing trash along the streets and highways.

Councilmember Day commended the Parks and Recreation Department on a job well done with the Central Activities Center.

Mayor Lowe thanked the Citizens, Department Heads, and CTV-Beam for providing the citizens of Phenix City, Alabama with information.

Mayor Lowe encouraged everyone to continue to have compassion towards people and lift each other up.

There being no further business to address, the meeting thus adjourned until June 18, 2019.