

**MINUTES OF A MEETING OF THE EUFAULA CITY COUNCIL HELD ON
TUESDAY, JUNE 20, 2023**

The Eufaula City Council met in a rescheduled session on Tuesday, June 20, 2023, at 5:15 p.m. in the police department courtroom at 545 East Barbour Street. Council President Register called the meeting to order, and Pastor Don Dillard offered the invocation. President Register led the Council and audience in the Pledge of Allegiance.

Upon call of the roll the following members were present: Council President Wes Register, President Pro Tem Otis Hill, Councilman Marvin Brown, Councilman Ben Garrison, and Councilman John Robinson.

Also present: Mayor Jack Tibbs, Joy White, City Clerk/Treasurer, and Joel Smith, City Attorney.

HONORS AND RECOGNITION

APPROVAL OF AGENDA

Councilman Garrison offered a motion to approve the order of the amended agenda for June 20, 2023. Councilman Robinson seconded the motion. A roll call vote was taken and recorded as follows: Yeas: Councilman Robinson, Councilman Garrison, Councilman Brown, President Pro Tem Hill, and Council President Register. Nays: None. President Register announced that the agenda was approved and adopted.

CONSENT AGENDA

President Register reviewed the items on the Consent Agenda for council approval.

- (a) Motion and second to dispense with and approve the regular session minutes of June 5, 2023.
- (b) Motion and second to dispense with and approve the Prepaid Claims Docket dated May 31, 2023 in the amount of \$1,533,445.44.
- (c) Motion and second to dispense with and approve the Claims Docket dated June 14, 2023, in the amount of \$31,999.60.

Councilman Robinson offered a motion to approve the Consent Agenda. President Pro Tem Hill seconded the motion. After a voice vote, President Register announced the Consent Agenda was approved and adopted.

MAYOR'S REPORT

Mayor Tibbs announced that Tesla will locate 16 superchargers here in the city by approval and adoption via the associated resolution of the City Council during this session. Medical Center Barbour will undergo staffing changes in the coming weeks for better efficiency and service to the community. The Bluff City Inn plans continue to progress with the new hotel design expected to be finalized and scheduled for release to the public by late summer. Several new businesses will continue to construct or open during the coming weeks/months to include Starbucks, David's Catfish, Things N Wings, etc. Local highways and bridges will be reworked along with the many other projects that are ongoing in the city.

VISITORS

Richard Osborne, Area Director for USDA Rural Development, came before the council with a presentation on USDA's Repair Loans & Grants Program. This program assists low-income homeowners in the rehabilitation or repair of their homes with the assistance of federal funding, but they must meet USDA requirements. Funding assistance through the USDA consists of grants up to \$10,000 and loans up to \$40,000 with a 1% interest rate. Income must not exceed \$30,800 annually for a USDA grant for a household of up to four people. For additional information on USDA programs, loans, and grants, the website address is www.rd.usda.gov.

ORDINANCES AND RESOLUTIONS

President Register introduced Resolution 52-2023 (Realtors Fitness Equipment Donation). President Pro Tem Hill offered a motion to adopt Resolution 52-2023 (Realtors Fitness Equipment Donation). Councilman Robinson seconded the motion. After a voice vote, President Register announced Resolution 52-2023 was approved and adopted. President Register thanked the donors for the donation to the Eufaula Police Department.

RESOLUTION 52-2023

WHEREAS, law enforcement officers must maintain a level of fitness to conduct their duties properly; and

WHEREAS, it is desirous to limit costs for injury claims for officers to maintain a fitness level; and

WHEREAS, these levels of fitness require equipment that is unique to their training and mission; and

WHEREAS, the Police Department wishes to supplement this equipment with limited available funds; and

WHEREAS, the Eufaula Board of Realtors and Herring Realty wish to contribute a total of \$4,000.000 to the Department for acquisition of such equipment; and

NOW THEREFORE, BE IT RESOLVED BY THE City of Eufaula, Alabama, that the City Council authorizes Mayor Jack Tibbs or his designee to accept the donation of \$4,000.00 from Herring Realty and the Eufaula Board of Realtors for fitness equipment purchases; and be it

FURTHER RESOLVED, that the equipment shall be appropriated to the Police Department where such specialized equipment is required; and be it

FURTHER RESOLVED that the Eufaula Police Department does hereby offer its thanks and gratitude to the Eufaula Board of Realtors and Herring Realty for their generous donation to and support of the Eufaula Police Department.

CITY OF EUFAULA, ALABAMA

A MUNICIPAL CORPORATION

Wes Register, CMO
City Council President

ATTEST:

Joy White
City Clerk

President Register introduced Resolution 58-2023 (Renewing Lease with Alabama Power). Councilman Garrison offered a motion to adopt Resolution 58-2023 (Renewing Lease with Alabama Power). President Pro Tem Hill seconded the motion. After a voice vote, President Register announced Resolution 58-2023 was approved and adopted.

**RESOLUTION
58-2023**

WHEREAS, the City of Eufaula has a sublease agreement with Alabama Power Company for office space at 205 East Barbour Street; and

WHEREAS, said sublease agreement is set to expire on June 30, 2023.

NOW, THEREFORE, BE IT RESOLVED that the City of Eufaula wishes to exercise its option to renew the sublease agreement with Alabama Power Company for office space at 205 East Barbour Street for the period July 1, 2023 to June 30, 2026.

DONE THIS _____ day of _____, 2023.

THE CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, CMO
Council President

ATTEST:

Joy White, City Clerk/Treasurer

President Register introduced Resolution 59-2023 (FAA Resolution and Agreement). Councilman Robinson offered a motion to adopt Resolution 59-2023 (FAA Resolution and Agreement). Councilman Garrison seconded the motion. After a voice vote, President Register announced Resolution 59-2023 was approved and adopted.

RESOLUTION
59-2023

WHEREAS, pursuant to Resolution 99-2022 the City of Eufaula applied for matching funds for an airport improvement project for the Weedon Field Airport; and

WHEREAS, in connection with said application and in order to receive said funds the City is required to enter into the attached Grant Agreement with the United States of America (acting through the Federal Aviation Administration) (the “Agreement”); and

WHEREAS, the City Council of the City of Eufaula, Alabama desires to enter into the Agreement.

THEREFORE, BE IT RESOLVED by the City Council of the City of Eufaula, Alabama, that the Mayor of the City of Eufaula, Alabama is hereby authorized to execute, enter into, and deliver on behalf of the City of Eufaula the attached Federal Aviation Administration Airport Improvement Program Grant Agreement, and any and all actions heretofore undertaken by the Mayor with respect to said Agreement, including the signing thereof under authority of Resolution 99-2022, are hereby ratified and confirmed in all respects.

ADOPTED AND APPROVED THIS _____ day of June, 2023.

Wes Register, CMO
City Council President

ATTEST:

Joy White, City Clerk/Treasurer

President Register introduced Resolution 60-2023 (Tesla Resolution and Agreement). Councilman Garrison offered a motion to adopt Resolution 60-2023 (Tesla Resolution and Agreement). Councilman Robinson seconded the motion. After a voice vote, President Register announced Resolution 60-2023 was approved and adopted.

RESOLUTION
60-2023

WHEREAS, Tesla, Inc. has proposed that the City of Eufaula enter into a Supercharger License Agreement (the “Agreement”) pursuant to which the City will license the use of 16 parking spaces to Tesla, Inc. for the installation of electric vehicle chargers in a parking lot to be constructed by the City on property owned by the City at 137 W. Broad Street; and

WHEREAS, the Agreement provides that Tesla will pay to the City the sum of \$1000 per month as a license fee during the term of the Agreement, and the Agreement further provides that the City will construct a bathroom facility at the parking lot to be accessed by keyless entry.

WHEREAS, the City Council of the City of Eufaula, Alabama desires to enter into the Agreement.

THEREFORE, BE IT RESOLVED by the City Council of the City of Eufaula, Alabama, that the Mayor of the City of Eufaula, Alabama is hereby authorized to execute, enter into, and deliver the Agreement on behalf of the City of Eufaula.

ADOPTED AND APPROVED THIS _____ day of June, 2023.

Wes Register, CMO
City Council President

ATTEST:

Joy White, City Clerk/Treasurer

PUBLIC HEARING

President Register introduced Resolution 53-2023 (Fixing Costs: Allen & Susie Gochett, c/o Anthony Reeves, 119 West Boundary Street). President Register called for comments from the floor. There were no comments. President Register closed the floor, and Councilman Garrison offered a motion to adopt Resolution 53-2023 (Fixing Costs: Allen & Susie Gochett, c/o Anthony Reeves, 119 West Boundary Street). Councilman Robinson seconded the motion. After a voice vote, President Register announced Resolution 53-2023 was approved and adopted.

**RESOLUTION
53-2023**

BE IT RESOLVED, that we the City Council of the City of Eufaula, Alabama, examined the report of the Public Works Superintendent, adopted Resolution 35-2023 on May 1, 2023, declaring the property in question constituted a public nuisance due to the weeds existing on the property and ordered the abatement of such public nuisance. The cost of abating the nuisance is as follows:

Parcel # 062403054003007000

5/30/23 – Bush Hog & Operator, 2.0 hrs @ \$80 per hr.	\$ 160.00
Administrative Fee	<u>\$ 200.00</u>

TOTAL DUE \$360.00

Property located at 119 West Boundary St.

OWNER: Allen and Susie Gochett
c/o Anthony Reeves
15230 Jennerette Lane
Woodbridge, VA 22193

ADOPTED AND APPROVED this _____ day of June, 2023.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, CMO
City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

President Register introduced Resolution 54-2023 (Weed/Trash Abatement: Kimberly Carter Shorter, Laney Avenue). President Register called for comments from the floor. President Pro Tem Hill stated that this resolution needed to be tabled until further notice. President Register closed the floor, and Councilman Garrison offered a motion to table Resolution 54-2023 (Weed/Trash Abatement: Kimberly Carter Shorter, Laney Avenue) be tabled until further notice. Councilman Robinson seconded the motion. After a voice vote, President Register announced Resolution 54-2023 was tabled until further notice.

President Register introduced Resolution 55-2023 (Weed/Trash Abatement: Charlie E. Baker Jr., Laney Avenue). President Register called for comments from the floor. There were no comments. President Register closed the floor, and President Pro Tem Hill offered a motion to adopt Resolution 55-2023 (Weed/Trash Abatement: Charlie E. Baker Jr., Laney Avenue). Councilman Garrison seconded the motion. After a voice vote, President Register announced Resolution 55-2023 was approved and adopted.

**RESOLUTION
55-2023**

BE IT RESOLVED that we, the City Council of Eufaula, Alabama, having examined the report from the Public Works Superintendent for the following properties:

<u>OWNER</u>	<u>LOCATION OF PROPERTY</u>	<u>PARCEL NUMBER</u>
Charlie E. Jr. Baker et als 622 Hunter St. Eufaula, AL 36027	Laney Ave.	1309314006016000

Do hereby find that the properties in question constitute a public nuisance due to the weeds and/or trash existing on the properties as defined under Ordinance 1997-13, and do hereby order the abatement of such public nuisance.

ADOPTED AND APPROVED this _____ day of June, 2023.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, CMO
City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

President Register introduced Resolution 56-2023 (Weed/Trash Abatement: Estelle Ricks, c/o Dhonny Carter, Laney Avenue). President Register called for comments from the floor. President Pro Tem Hill stated that this resolution needed to be tabled until further notice. President Register closed the floor, and Councilman Garrison offered a motion to table Resolution 56-2023 (Weed/Trash Abatement: Estelle Ricks, c/o Dhonny Carter, Laney Avenue) to be tabled until further notice. Councilman Robinson seconded the motion. After a voice vote, President Register announced Resolution 56-2023 was tabled until further notice.

President Register introduced Resolution 57-2023 (Weed/Trash Abatement: Melanie D. Comer, Kendall Road). President then opened the floor for comments. There were no comments. President Register closed the floor, and Councilman Garrison offered a motion to adopt Resolution 57-2023 (Weed/Trash Abatement: Melanie D. Comer, Kendall Road). Councilman Robinson seconded the motion. After a voice vote, President Register announced Resolution 57-2023 was approved and adopted.

**RESOLUTION
57-2023**

BE IT RESOLVED that we, the City Council of Eufaula, Alabama, having examined the report from the Public Works Superintendent for the following properties:

<u>OWNER</u>	<u>LOCATION OF PROPERTY</u>	<u>PARCEL NUMBER</u>
Melanie D. Comer 565 Knowles Road Cataula, GA 31804	Kendall Dr.	1309323002001002

Do hereby find that the properties in question constitute a public nuisance due to the weeds and/or trash existing on the properties as defined under Ordinance 1997-13, and do hereby order the abatement of such public nuisance.

ADOPTED AND APPROVED this _____ day of June, 2023.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, CMO
City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

UNFINISHED BUSINESS

COUNCIL ACTION/DISCUSSION

President Register introduced the vacant Carnegie Library Board appointment. Councilman Robinson nominated Rusti Register. President Register called for any other nominations, but there were none, and the floor was closed. Councilman Robinson seconded the nomination for Rusti Register. A roll call vote was taken and recorded as follows: Yeas: Councilman Robinson, Councilman Garrison, Councilman Brown, and President Pro Tem Hill. Nays: None. Council President Register abstained from the vote. After the roll call vote, President Register announced that Rusti Register was appointed to serve a three-year term on the Carnegie Library Board set to expire July 15, 2026.

REGULAR AGENDA (NEW BUSINESS)

COUNCIL COMMITTEE REPORTS

Councilman Garrison noted that despite a few obstacles for the current year, the optimistic trend of new businesses that continue to construct and/or open and the positivity in the city provides a great outlook over the next 1½ - 2 years.

President Register thanked the Carnegie Library Board for their service and commitment. The summer program will close by the end of June. The Dolly Parton Imagination Library serves the local children from birth to age five, and additional information may be obtained from the Carnegie Library. A new gym will be constructed at the Eufaula Primary School, and renovations have begun at the auditorium. President Register also thanked the Eufaula Police Department, the Eufaula Fire Department, Public Works Department, Red's Tree Service, Jackson Howerton, and all other departments/entities that were associated with taking care of the city during the storm last week.

Councilman Robinson reported that ball tournaments are ongoing with local teams advancing to the state tournament. Independence Day celebration will take place at Lakepoint State Park on Saturday, July 1, 2023 at 4:00 p.m. There will be vendors, entertainment, activities, etc. for everyone, and the fireworks display will begin at 9:00 p.m. Community Center renovations continue to progress. The annual youth fishing rodeo will be held on July 14th at Old Creek Town. Skate Camp will be held Tuesday through Friday 10:00 a.m. to 6:00 p.m. for \$60/per child. Juneteenth Celebration has been rescheduled for Saturday, July 22, 2023 and will be celebrated at the Yoholo Micco Trail field/entrance across from the Chamber of Commerce from 10:00 a.m. to 3:00 p.m. Eufaula-Georgetown Ministerial Patriotic Service will be held on Sunday, June 25, 2023 at 6:00 p.m. at Christian Life Church on highway 82. Pastor Chris McCool is the speaker for this occasion.

Councilman Brown reported for the public works department during the week of June 12 -16, 2023: 26 bales of cardboard recycled, Code Enforcement issue 141 solid waste and non-compliance violations, the shop crew completed 32 work orders entered for vehicle and/or equipment repairs, the litter crew collected 215 bags of litter, the trash crew collected and hauled 110.6 tons of debris to the Barbour County landfill, and the garbage crew collected and hauled 77 tons of garbage.

ADJOURNMENT

There being no further business to come before the Council, the same was on motion by Councilman Garrison, and duly seconded by Councilman Robinson adjourned this 20th day of June, 2023.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, CMO
City Council President

ATTEST:

Joy White, City Clerk/Treasurer