

**MINUTES OF A REGULAR RESCHEDULED
MEETING OF THE EUFAULA CITY COUNCIL HELD ON
TUESDAY, SEPTEMBER 6, 2022**

The Eufaula City Council met in a regular rescheduled session on Tuesday, September 6, 2022, at 5:15 p.m. in the police department courtroom at 545 East Barbour Street. Council President Register called the meeting to order, and Dr. Richard Harvey 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

Councilman Garrison congratulated Kimber Fant who was selected Conservationist Teacher of the Year, and John Gray, selected as Conservationist of the Year, both for the State of Alabama. Councilman Garrison presented each honoree with a Eufaula City Council coin for their noted contributions to conservation.

APPROVAL OF AGENDA

Councilman Robinson offered a motion to approve the order of the regular rescheduled agenda for Tuesday, September 6, 2022. President Pro Tem Hill seconded the motion. President Register then 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 August 15, 2022.
- (b) Motion and second to dispense with and approve the Claims Docket dated September 1, 2022, in the amount of \$28,256.36.
- (c) Motion and second to dispense with and approve the Prepaid Claims Docket dated August 31, 2022, in the amount of \$1,368,682.29.

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

MAYOR'S REPORT

Mayor Tibbs briefly discussed several of the numerous projects that are developing in the City of Eufaula. The merging of highways 82 and 431 is in its very early stages of development, and manufacturing jobs and potentially new developments have a positive outlook. Goodwill is locating in Eufaula and will host its grand opening on Tuesday, September 13, 2022 at 10:00 a.m. Dave's Catfish House continues to progress in establishing its new Eufaula location.

VISITORS

Chris and Ambria Barber addressed the council in reference to potentially opening a new package store in the City of Eufaula. Mr. Barber stated that they currently own a package store in Abbeville and wanted to address the council about any potential issues prior to purchasing a relocation property. They gave their credentials for establishing and owning their current package store, and expectations of opening and running a newly located property in the City of Eufaula.

ORDINANCES AND RESOLUTIONS

President Register introduced Resolution 88-2022 (Amended Dixon Kiln Expansion 40-9G Resolution). President Pro Tem Hill offered a motion to adopt Resolution 88-2022 (Amended Dixon Kiln Expansion 40-9G Resolution). Councilman Robinson seconded the motion. President Register announced that Resolution 88-2022 was adopted.

Resolution
88-2022

This Resolution is made this 6th day of September, 2022 by the Eufaula City Council (the Granting Authority), to grant a tax abatement to M.C. Dixon Lumber Co. Inc. (the Company).

WHEREAS, this resolution amends resolution 51-2022 approved by the City Council on May 2, 2022 to extend the completion date and increase the capital investment; and

WHEREAS, the Company has announced plans to reinvest in their existing facility as part of an addition, expansion, upgrade, improvement, and/or renovation to their existing facility (the Project), located within the jurisdiction of the Granting Authority; and

WHEREAS, the Company's North Alabama Industry Classification System (NAICS) Code 321113, meets the qualifications of an approved activity in accordance with Section 40-9G-1(1), *Code of Alabama 1975*; and

WHEREAS, the Company has not entered into a project agreement with the Governor for the provision of other incentives for this project; and

WHEREAS, pursuant to the Alabama Reinvestment and Abatements Act (Section 40-9G-1 et seq., *Code of Alabama 1975*) (the Act) the Company has requested from the Granting Authority an Abatement of (check all that apply):

Eufaula City non-educational property taxes; and

WHEREAS, the Company has requested that the abatement of city non-educational property taxes be extended for a period of 10 years, in accordance with the Act; and

WHEREAS, the Granting Authority has consented by resolution (attached herein) to authorize the Granting Authority to abate the non-educational property taxes on behalf of the Granting Authority; and

WHEREAS, the Granting Authority has considered the request of the Company and the completed applications (copy attached) filed with the Granting Authority by the Company, in connection with its request; and

WHEREAS, the Granting Authority has found the information contained in the Company's application to be sufficient to permit the Granting Authority to make a reasonable cost/benefit analysis of the proposed project and to determine the economic benefits to the community; and

WHEREAS, the construction of the project will involve a capital investment of \$ 5,500,000.00; and

WHEREAS, the Company is duly qualified to do business in the State of Alabama, and has powers to enter into, and to perform and observe the agreements and covenants on its part contained in the Tax Abatement Agreement; and

WHEREAS, the Granting Authority represents and warrants to the Company that it has power under that constitution and laws of the State of Alabama (including particularly the provisions of the Act) to carry out the provisions of the Tax Abatement Agreement; and

WHEREAS, in light of supply chain constraints, the Granting Authority acknowledges an amended completion date from June 2022 to April 2023;

NOW THEREFORE, be it resolved by the Granting Authority as follows:

Section 1. Approval is hereby given to the application of the Company and abatement is hereby granted of (check all that apply):

Eufaula City non-educational property taxes, which shall be equal to the excess amount of Eufaula City non-educational property taxes owed for the applicable tax year that is greater than the amount of city non-educational property taxes owed for the tax year immediately before the qualifying project was placed in service, specific to the property that is receiving an abatement; and

as the same may apply to the fullest extent permitted by the Act. The period of abatement for the non-educational property taxes (if applicable) shall extend for a period of 10 years measured as provided in Section 40-9G of the Act, as amended from time to time.

Section 2. The governing body of the Granting Authority is authorized to enter into an abatement agreement with the Company to provide for the abatement granted in Section 1.

Section 3. A certified copy of this resolution, with the application and abatement agreement, shall be forwarded to the Company to deliver to the appropriate local taxing authorities (if applicable) and to the Alabama Department of Revenue in accordance with the Act.

Section 4. The governing body of the Granting Authority is authorized to take any and all actions necessary or desirable to accomplish the purpose of the foregoing of this resolution.

I hereby certify that the above and foregoing was duly adopted by the Eufaula City Council at a meeting held on the 6th day of September, 2022.

Wes Register
City Council President

Joy White
City Clerk/Treasurer

President Register introduced Resolution 96-2022 (Houston K-9 Purchase). Councilman Garrison offered a motion to adopt Resolution 96-2022 (Houston K-9 Purchase). Councilman Robinson seconded the motion. President Register announced that Resolution 96-2022 was adopted.

RESOLUTION
96-2022

WHEREAS, law enforcement agencies must utilize a multitude of tools to detect and deter criminal activity; and

WHEREAS, canines have become one of these invaluable tools to detect illegal substances and fortify community policing efforts; and, in the City of Eufaula historically, there are more drug and drug related arrests than any other type of custodial arrest; and

WHEREAS, the Police Department wishes to supplement its aging canine unit with limited available budgeted funds; and

WHEREAS, Houston K9 Academy has offered a single purpose narcotic detection dog at a reduced cost of \$14,500 and a dual-purpose apprehension/narcotic detection canine at \$14,500 to assist our Agency with replacement animals, and training for the handlers valued at \$4,000; and

WHEREAS, these Officers will be used to replace two canines nearing the end of their healthy service life; 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 offered quote from Houston K9 Academy for the purchase of two canines and accompanying training and to utilize funds from seized and forfeited monies to complete the purchase so as not to adversely impact the budget constraints of the City; and

BE IT FURTHER RESOLVED that the dogs shall be appropriated to the Eufaula Police Department Canine Unit for the express purpose of training to bolster the unit.

ADOPTED AND APPROVED this 6th day of September, 2022.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register
Council President

ATTEST:

Joy White
City Clerk/Treasurer

President Register introduced Resolution 97-2022 (Authorize Entering into a School Resource Officer Agreement with Eufaula City School Board of Education). Councilman Brown offered a motion to adopt Resolution 97-2022 (Authorize Entering into a School Resource Officer Agreement with Eufaula City School Board of Education). Councilman Garrison seconded the motion. President Register announced that Resolution 97-2022 was adopted.

**RESOLUTION
97-2022**

WHEREAS, the Eufaula City Schools Board of Education has requested provision of School Resource Officers to support the goals and objectives for a safe environment for the students and teachers; and

WHEREAS, the Eufaula City Schools, Eufaula Police Department and the City leaders have agreed to provide School Resources Officers; and

WHEREAS, the Eufaula City Schools Board of Education has agreed to reimburse the City 100% for the first SRO; and

WHEREAS, the parties desire to adopt an agreement to specify the services and the level of authority assigned to the position of the School Resource Officers to carry out their assigned duties.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Eufaula, Alabama, that approval is given to enter into an agreement with the Eufaula City Schools Board of Education.

DONE THIS 6th day of September, 2022

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, Council President

ATTEST:

Joy White, City Clerk/Treasurer

President Register introduced Resolution 98-2022 (Resolution to Authorize Additional Payment for Van for Transit Authority). Council Garrison offered a motion to adopt Resolution 98-2022 (Resolution to Authorize Additional Payment for Van for Transit Authority). President Pro Tem Hill seconded the motion. President Register announced that Resolution 98-2022 was adopted.

**RESOLUTION
98-2022**

WHEREAS, the City Council approved Resolution 18-2022 on January 18, 2022, to provide 20% local matching funds of \$ 13,071.00 to purchase a Ford Mobility High Roof Transit van for the Eufaula Barbour Transit Authority; and

WHEREAS, the City of Eufaula provided the local matching funds on January 26, 2022; and

WHEREAS, the City of Eufaula has been notified of a price increase of \$ 4,319.00.

NOW THEREFORE, the City Council authorizes the additional payment for the price increase.

ADOPTED AND APPROVED this 6th day of September, 2022.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, President

ATTEST:

Joy White, City Clerk/Treasurer

PUBLIC HEARING

President Register introduced Resolution 89-2022 (Weed/Trash Abatement: Sandra L. Defee, c/o Tameka Owolabi, Nancy Ross Drive), and opened the floor for comments or concerns. There were no comments. Councilman Garrison offered a motion to adopt Resolution 89-2022 (Weed/Trash Abatement: Sandra L. Defee, c/o Tameka Owolabi, Nancy Ross Drive). Councilman Robinson seconded the motion. President Register announced that Resolution 89-2022 was adopted.

**RESOLUTION
89-2022**

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

OWNER	LOCATION OF PROPERTY	PARCEL NUMBER
Sandra Lee Defee c/o Tameka Owolabi 21 Ludlam Lane Eufaula, AL 36027	Nancy Ross Drive	062403054006007000

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 September, 2022.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

President Register introduced Resolution 90-2022 (Weed/Trash Abatement: Florella Reeves, c/o Vonnie Lou Steele), and opened the floor for comments or concerns. There were no comments. Councilman Garrison offered a motion to adopt Resolution 90-2022 (Weed-Trash Abatement: Florella Reeves, c/o Vonnie Lou Steele). Councilman Robinson seconded the motion. President Register announced that Resolution 90-2022 was adopted.

RESOLUTION
90-2022

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

OWNER	LOCATION OF PROPERTY	PARCEL NUMBER
Florella Reeves c/o Vonnie Lou Steele 377 Hwy. 30 Lot 4 Eufaula, AL 36027	Pecan Street	062404181007000

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 September, 2022.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

President Register introduced Resolution 91-2022 (Weed/Trash Abatement: Beauchamp Livingston, etals, c/o Sim Hines, Cotton Avenue), and opened the floor for comments or concerns. Councilman Garrison offered a motion to adopt Resolution 91-2022 (Weed/Trash: Beauchamp Livingston, etals, c/o Sim Hines, Cotton Avenue). Councilman Robinson seconded the motion. President Register announced that Resolution 91-2022 was adopted.

RESOLUTION
91-2022

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

OWNER	LOCATION OF PROPERTY	PARCEL NUMBER
Beauchamp Livingston etals c/o Sim Hines 916 Cotton Avenue Eufaula, AL 36027	Cotton Ave.	061309321004008000

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 September, 2022.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

President Register introduced Resolution 92-2022 (Weed/Trash Abatement: Steve Johnson, c/o Mendez, Irma & Castro, Cleveland Street). President Pro Tem Hill offered a motion to adopt Resolution 92-2022 (Weed/Trash Abatement: Steven Johnson, c/o Mendez, Irma & Castro, Cleveland Street). Councilman Garrison seconded the motion. President Register announced that Resolution 92-2022 was adopted.

RESOLUTION
92-2022

BE IT RESOLVED, that we the City Council of the City of Eufaula, Alabama, examined the report of the Public Works Superintendent, adopted Resolution 60-2022 on June 6, 2022, 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 # 062403052008015000

07/21/2022 – Backhoe & Operator, 1.0 hr. @\$80.00 per hr.	\$ 80.00
Administrative Fee	<u>\$ 200.00</u>

TOTAL DUE \$ 280.00

Property located on Cleveland Street

OWNER: Steve Johnson
c/o Mendez, Irma & Castro, Luciana Tum

ADOPTED AND APPROVED this _____ day of September, 2022.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

President Register introduced Resolution 93-2022 (Weed/Trash Abatement: Leila Laster, c/o Lillie Franklin, Eileen Street). President Pro Tem Hill offered a motion to table Resolution 93-2022 (Weed/Trash Abatement: Leila Laster, c/o Lillie Franklin, Eileen Street). Councilman Garrison seconded the motion. President Register announced that Resolution 93-2022 was tabled.

President Register introduced Resolution 94-2022 (Weed/Trash Abatement: Donna H. Williams, Earline Street). Councilman Garrison offered a motion to adopt Resolution 94-2022 (Weed/Trash Abatement: Donna H. Williams, Earline Street). President Pro Tem Hill seconded the motion. President Register announced that Resolution 94-2022 was adopted.

**RESOLUTION
94-2022**

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

OWNER	LOCATION OF PROPERTY	PARCEL NUMBER
Donna H. Williams	Earline Street	062403051028001002
132 Old Clayton Road		062403051028001001
Eufaula, AL 36027		062403051028001000

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 September, 2022.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

President Register introduced Resolution 95-2022 (Weed/Trash Abatement: Annie R. Slater, 514 W. Washington Street). Councilman Garrison offered a motion to adopt Resolution 95-2022 (Weed/Trash Abatement: Annie R. Slater, 514 W. Washington Street). President Pro Tem Hill seconded the motion. President Register announced that Resolution 95-2022 was adopted.

RESOLUTION
95-2022

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>
Annie Ruth Slater 622 Ash Street Eufaula, AL 36027	514 W. Washington St.	06130932302002000

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 September, 2022.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

UNFINISHED BUSINESS

COUNCIL ACTION/DISCUSSION

REGULAR AGENDA (NEW BUSINESS)

COUNCIL COMMITTEE REPORTS

Councilman Garrison announced that the City of Eufaula FY 2022-2023 budget is currently in works, and a good fiscal year is expected. The current FY 2021-2022 ends September 30, 2022.

Council President Register announced that Katie Vickers will present a beginner's photographer class on Monday, September 12th at 4:30 p.m. Carnegie Library will be able to offer additional digital services to patrons through a Federal grant received from Library Services and

Technology Act. Dr. Joey Brannan, Eufaula City Schools Superintendent, thanked Police Chief Steve Watkins for assistance with SRO officers in the city schools, and also offered appreciation for the Eufaula City School banners located in the school and historic districts. City schools maintenance/repairs are ongoing but nearing completion. The budget for schools is currently in works and on the upcoming agenda for approval for the FY 2022-2023.

Councilman Robinson reported that an Airport Advisory meeting will be held on this Thursday, September 8th at 4:00 p.m. The disk golf project is progressing well and should be completed by the end of 2022. Soccer season will begin on Monday, September 12, 2022 with 179 participants. The Eufaula Fest will be held on October 8-9, 2022, and will include many participating vendors. Young Professional's Group will host a trivia night at the Chamber of Commerce on Thursday, September 15, 2022 at 6:00 p.m., and signup for teams of eight (8) will begin at 5:30 p.m. "Networking at Noon" will be held on Tuesday, September 27, 2022. The Chamber of Commerce has upgraded its website at www.eufaulachamber.com, and everyone is encouraged to view. Councilman Robinson also announced that any underprivileged youth between the ages of 16-24 may enroll in Youth Build to learn life skills and prepare for the workforce/career.

Councilman Brown reported for the week of August 29, 2022 through September 2, 2022, that the street department recycled 11 bales of cardboard. Code Enforcement issued 69 violation letters. The shop crew completed 15 work orders entered for vehicle and/or equipment repairs. The litter crew collected 62 bags of litter. Trash crews collected and hauled 69 tons of debris to the Barbour County landfill. Garbage crew collected and hauled 63 tons of garbage. The sweeper swept while and construction crew did construction.

President Pro Tem Hill requested status of the police department. Police Chief Watkins thanked the council for the receipt of several recently purchased police cruisers. Chief Watkins also announced that the police department digital communications will be upgraded for dispatch and police officers.

ADJOURNMENT

There being no further business to come before the Council, the same was on motion by Councilman Robinson, and duly seconded by Councilman Brown, adjourned this 6th day of September, 2022.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, Council President

ATTEST:

Joy White, City Clerk/Treasurer