

**MINUTES OF A MEETING OF THE EUFAULA CITY COUNCIL HELD ON
MONDAY, OCTOBER 3, 2022**

The Eufaula City Council met in a regular session on Monday, October 3, 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 Chaplain Brad Mitchell 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, and Councilman Ben Garrison. Absent: Councilman John Robinson.

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

HONORS AND RECOGNITION

Mayor Tibbs introduced Marcia Hudson, Director of the Pregnancy Center, and presented her with a proclamation for Pregnancy and Infant Loss Awareness Month for the month of October. Ms. Hudson thanked the Council for an annual appropriation, and noted that 2021 was a record year for the center, and that the center had 60 clients for 2022 resulting in over 300 visits. The center offers parenting classes, techniques to assist young parents in the proper care of their infants, and information and care during the loss of an infant. A “We Remember” ceremony will be held at the Broad Street gazebo for anyone that has suffered loss of an infant on Tuesday, October 18, 2022 at 5:30 PM.

APPROVAL OF AGENDA

Councilman Garrison offered a motion to approve the order of the agenda for Monday, October 3, 2022. Councilman Brown 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 September 19, 2022.
- (b) Motion and second to dispense with and approve the Claims Docket dated September 28, 2022, in the amount of \$29,677.50.

Councilman Garrison 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 Minerals Manufacturing is connected for gas-generated operation as of October 1st as a result of the company’s annexation into the city limits earlier this year.

The City of Eufaula has been awarded a TAP grant for sidewalks near the middle and high schools. The installation will greatly improve the safety of students traveling between the schools and along the Lake Drive community. Mayor Tibbs also introduced the extension of the existing walking trail out to Frost-Marlow Road to the Council for consideration. The disc golf course is also nearing completion and will be an added recreational activity for the residents and visitors of the City of Eufaula.

VISITORS

Alesha R. Williams thanked the Council for her appointment and for the opportunity to give an annual report of activity. Mrs. Williams noted the commitment and dedication of the executive staff and employees in offering their programs and services. Mrs. Williams shared with Council and audience a number of activities and projects headed by the executive staff at the various SpectraCare facilities, local businesses, and organizations in the counties that it services. The SpectraCare five-county catchment area includes Barbour, Dale, Henry, Houston, and Geneva. Mrs. Williams gave an overview of the Board's activities and the summer meetings from May through September that included tours of SpectraCare facilities in each of the service counties. She noted the arrival of the new Mental Health Crisis Center scheduled for beginning operations in May 2023 to service the five-county area. The facility will be designed for individuals that are going through a mental health crisis that need immediate behavioral health care services as a result of substance abuse or mental health developmental/intellectual disability challenges.

ORDINANCES AND RESOLUTIONS

President Register introduced Resolution 108-2022 (Broad-Barbour-Eufaula Avenue Intersections) stating that the relocation of the Confederate monument will greatly enhance the safety of the intersection and eliminate its interference with the operation of public transportation. Councilman Brown offered a motion to adopt Resolution 108-2022 (Broad-Barbour-Eufaula Avenue Intersections). President Pro Tem Hill seconded the motion. After a voice vote, President Register announced Resolution 108-2022 was adopted.

RESOLUTION

108-2022

WHEREAS, more than 20,000 vehicles travel each day on Eufaula Avenue/U.S. Highway 431 through the City of Eufaula, Alabama's downtown area according to Alabama Traffic Data compiled by the Alabama Department of Transportation; and

WHEREAS, N. Eufaula Avenue/U.S. Highway 431 has been completely four-laned in recent years, resulting in higher concentrations of four-lane traffic traveling at greater speeds through downtown Eufaula; and

WHEREAS, Eufaula Avenue/U.S. Highway 431 in the area in between and adjacent to its intersections with Barbour and Broad Streets in the City of Eufaula is in need of repair, renovation, and resurfacing due to high volumes of traffic thereon, including heavy truck traffic; and

WHEREAS, resurfacing and infrastructure work on this stretch of Eufaula Avenue/U.S. 431 will provide much needed support and stability for the roadway, thus enhancing the safety thereof and of the subsurface infrastructure; and

WHEREAS, the Confederate monument, in its present location in the center of the intersection of Broad Street and U.S. 431/Eufaula Avenue, will interfere with, or may interfere with, the needed resurfacing and infrastructure work on U.S. 431/Eufaula Avenue; and

WHEREAS, the Confederate monument, in its present location, causes confusion among members of the traveling public that routinely and frequently results in near collisions by motorists, and therefore interferes with, or may interfere with, the operation of the public transportation system in the City of Eufaula; and

WHEREAS, the upcoming redevelopment of the Bluff City Inn at the intersection of Broad Street and Eufaula Avenue will increase the daily number of out-of-town drivers unfamiliar with the intersection and the manner in which traffic flows around the monument, thereby increasing the risk of accidents if the monument is not relocated; and

WHEREAS, the City Council hereby determines and declares that the relocation of the Confederate monument will greatly enhance the safety of the intersection and eliminate its interference with the construction, maintenance, and operation of the public transportation system in the City of Eufaula; and

WHEREAS, the Alabama Memorial Preservation Act of 2017 (the “Act”) contains an exception to its prohibition against moving monuments such as the Confederate monument, which exception provides that if a monument is located on public property under the control of a municipal body and may interfere with the construction, maintenance, or operation of the public transportation system, then the Act does not apply to such monument and therefore does not prohibit the relocation of such monument; and

WHEREAS, the Confederate monument in the City of Eufaula is located on public property under the control of the City of Eufaula and interferes with, or may interfere with, the construction, maintenance, or operation of the public transportation system; and

WHEREAS, the City Council of the City of Eufaula, Alabama, desires to remove and relocate the Confederate monument from its present location to a location in the median of Broad Street approximately 475 feet, more or less, West of its present location, which new location is depicted on Exhibit A hereto; and

WHEREAS, in its new location the monument will not interfere with the construction, maintenance, or operation of the public transportation system and will be preserved to the greatest extent possible as required by the Act.

NOW THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF EUFAULA, ALABAMA, AS FOLLOWS:

1. The City Council desires that the aforesaid infrastructure and road repairs and resurfacing be made by the Alabama Department of Transportation on Eufaula Avenue/Highway 431 in the area in, between, and adjacent to, its intersections with Broad and Barbour Streets and authorizes the repairs and resurfacing on all portions of said roadway and subsurface areas under the control of the City of Eufaula, Alabama.

2. The City Council hereby determines and declares that the Confederate monument, in its present location in the intersection of Broad Street and Eufaula Avenue/U.S. Highway 431, which location is under the control of the City of Eufaula, Alabama, interferes with, or may interfere with, the construction, maintenance, or operation of the public transportation system and further that removal of the monument from the intersection will improve the safety of the intersection.

3. The City Council hereby authorizes and approves the relocation of the Confederate monument from its present location to the location in the Broad Street median designated on Exhibit A hereto.

4. The Mayor and other representatives or agents of City of Eufaula, Alabama are hereby severally authorized to take such further reasonable actions necessary, required, or convenient to effectuate the intent of this Resolution.

ADOPTED this the 3rd day of October, 2022.

Wes Register
City Council President

Joy White
City Clerk/Treasurer

PUBLIC HEARING

President Register introduced Resolution 107-2022 (Weed-Trash Abatement: James C. Bonner, c/o Anwar Fariha, Mack Street). Councilman Garrison offered a motion to adopt Resolution 107-2022 (Weed-Trash Abatement: James C. Bonner, c/o Anwar Fariha, Mack Street). Councilman Brown seconded the motion. President Register announced that Resolution 107-2022 was adopted.

**RESOLUTION
107-2022**

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
James C. Bonner Sr. c/o Anwar Fariha 3785 Highcroft Cir Peachtree Corners, GA 30092	Mack Street	062404181003003001

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 October, 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 reported that City finances continue to be stable although inflation continues to increase. He stated that this condition needs to be carefully monitored as time progresses.

Council President Register announced that the Carnegie Library will host a children’s craft activity at 5:00 p.m. on October 4th called “Build Your Own Pumpkin”. The Secretary of State will host a voter registration and ID card event at the Carnegie Library on Thursday, October 6th 2022 at 5:00 p.m. Eufaula High School football team will play against Charles Henderson on Friday, October 7th. Safety measures have been put in place for the protection of all spectators. October is acknowledged as National Principal’s Month, and Council President Register thanked all of the principals for their leadership, dedication, and commitment to the children of Eufaula City Schools.

Councilman Brown reported for the week of September 26, 2022 through September 30, 2022, that the street department recycled 11 bales of cardboard. Code Enforcement issued 45 non-compliance letters. The shop crew completed 22 work orders entered for vehicle and/or equipment repairs. The litter crew collected 58 bags of litter. Trash crews collected and hauled 55 tons of debris to the Barbour County landfill. Garbage crew collected and hauled 61 tons of garbage. The sweeper was in operation and the construction crew performed routine construction.

President Pro Tem Hill reported that the police department continues to work crime cases that have occurred along with day-to-day routine operations.

Mayor Tibbs and council members discussed measures for the fire department to improve their operations and dispatch calls.

ADJOURNMENT

There being no further business to come before the Council, the same was on motion by Councilman Garrison, and duly seconded by President Pro Tem Hill, adjourned this 3rd day of October, 2022.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, Council President

ATTEST:

Joy White, City Clerk/Treasurer