

**MINUTES OF A SCHEDULED MEETING OF THE EUFAULA CITY COUNCIL HELD ON  
MONDAY, NOVEMBER 15, 2021 AT 5:15 P.M.**

The Eufaula City Council met in a scheduled session on Monday, November 15, 2021, 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 Samuel Paige offered the invocation. Council 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, Marvin Brown, Ben Garrison, and John Robinson.

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

**HONORS AND RECOGNITION**

**APPROVAL OF AGENDA**

President Pro Tem Hill offered a motion to approve the order of the agenda for the meeting of November 15, 2021. Mr. Robinson seconded the motion. Council President Register then announced that the agenda was adopted.

**CONSENT AGENDA**

Council 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 November 1, 2021.
- (b) Motion and second to dispense with and approve the Claims Docket dated November 10, 2021, in the amount of \$416,209.70.
- (c) Motion and second to dispense with and approve the Prepaid Claims Docket dated October 31, 2021, in the amount of \$1,069,342.36.

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

**MAYOR'S REPORT**

**VISITORS**

**ORDINANCES AND RESOLUTIONS**

Council President Register introduced Resolution 109-2021 (Reimbursement Resolution Eufaula GO 2021 – 4838-4826-7839). Mr. Garrison offered a motion to adopt Resolution 109-2021 (Reimbursement Resolution Eufaula GO 2021 – 4838-4826-7839). President Pro Tem Hill seconded the motion. After a voice vote, Council President Register announced that Resolution 109-2021 was adopted.

## RESOLUTION

109-2021

Whereas, the United States Department of the Treasury has issued final regulations (Section 1.150-2) relating to the use of proceeds of tax-exempt obligations for the reimbursement of expenditures made prior to the date of issuance of such tax-exempt obligations. Under the regulations in Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") in general, if specified requirements are satisfied, then proceeds used for reimbursement are deemed to be spent on the date of reimbursement. If such requirements are not satisfied, then proceeds used for reimbursement will remain subject to rebate, arbitrage and other rules relating to tax-exempt obligations until ultimately spent.

Whereas, the City of Eufaula, Alabama (the "Issuer") proposes to issue its General Obligation Warrants, Series 2021 (the "Warrants"), for the purpose, among others, of acquiring, constructing, and equipping certain capital improvements within the City, to include, without limitation, the purchase of new garbage trucks and cans for city use (the "Improvements").

Whereas, the Issuer, through its governing body, has determined that it may be in the best public and financial interest of the Issuer to begin certain activities relative to the Improvements prior to the issuance of the Warrants.

Whereas, in the event the Issuer begins such activities prior to the issuance of the Warrants, it is the Issuer's official intent to reimburse its General Fund for such expenditures from a portion of the proceeds of the Warrants.

NOW THEREFORE BE IT RESOLVED AND ORDERED BY THE ISSUER AS FOLLOWS:

1. The Issuer hereby declares and reaffirms its official intent, pursuant to Treas. Reg. Section 1.150-2, to reimburse any prior expenditure by the Issuer for the Improvements from a portion of the proceeds of the Warrants. Prior to the issuance of the Warrants, any funds spent by the Issuer for the Improvements are expected to be from the General Fund of the Issuer.

2. The aggregate principal amount of the Warrants is expected to be approximately \$ 7,500,000. The maximum amount for which the Issuer expects to reimburse the Issuer's General Fund from the proceeds of the Warrants is approximately \$ 1,000,000.

3. Any reimbursements to the Issuer with respect to the Improvements are expected to be made on or before the later of the date eighteen months after the expenditure is paid or after the property is placed in service. Any reimbursable prior expenditure shall be for engineering, architectural or other preliminary expenses as recognized in Section 1.150-2(f) or shall be a capital expenditure properly chargeable to a capital account (or would be so chargeable with a proper election such as an election under Section 266) under general federal income tax principles.

4. Any action heretofore taken by the Issuer in connection with the Improvements is hereby ratified and confirmed.

Duly adopted this 15th day of November, 2021.

**CITY OF EUFAULA, ALABAMA**

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Wes Register  
City Council President

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Joy White  
City Clerk/Treasurer

Council President Register introduced Resolution 110-2021 (Resolution – Police Officer pay). President Pro Tem Hill offered a motion to adopt Resolution 110-2021 (Resolution – Police Officer pay). Mr. Robinson seconded the motion. After a voice vote, Council President Register announced that Resolution 110-2021 was adopted. Mr. Garrison commended staff diligence for the increase in police officer’s pay effective December 2, 2021. President Register agreed stating that this resolution is one of the most important resolutions ever calling for the Council’s support.

**RESOLUTION**

110-2021

**WHEREAS**, the City of Eufaula Police Department is under-staffed and experiencing a critical shortage of police officers; and

**WHEREAS**, the shortage of police officers within the Eufaula Police Department poses a potential public safety risk; and

**WHEREAS**, as a result of the shortage, the Eufaula Police Department has an urgent need to recruit new officers to the Department and retain existing officers; and

**WHEREAS**, the City Council of the City of Eufaula, Alabama finds that it is in the best interest of the City of Eufaula to raise starting pay rates for new police officers to \$16.11 per hour and to increase the City’s pay scale with respect to current police officers on a pro rata basis; and

**WHEREAS**, the City Council of the City of Eufaula, Alabama approved a 6.25% raise for employees beginning in January 2022;

**WHEREAS**, the new pay scale increase for the police officers only will be in lieu of the previously approved 6.25% raise for all city employees; and

**NOW, THEREFORE, BE IT RESOLVED**, that effective December 2, 2021, the City's hourly pay schedule with respect to police officers only is hereby amended to (i) increase the pay rate for new police officers (Grade 15, Step 1 on the City's pay schedule) to \$16.11 per hour; and (ii) increase ratably the pay scale for all other police officers. Furthermore, the City Council approves changing the implementation date of the previously approved January 2022 raises for all other employees to coincide with the police officers rate change effective date of December 2, 2021.

APPROVED AND ADOPTED this the 15th day of November, 2021.

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Wes Register  
Council President

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Joy White  
City Clerk/Treasurer

**PUBLIC HEARING**

**UNFINISHED BUSINESS**

**COUNCIL ACTION/DISCUSSION**

Council President Register opened the floor for reappointments to the Construction Board of Adjustments & Appeals. Darren Carter (Alternate) wished to be reappointed to serve another one-year term. Mr. Robinson offered a motion to reappoint Darren Carter (Alternate) to the Construction Board of Adjustments & Appeals. Mr. Garrison seconded the motion. After a voice vote, Council President Register announced that Darren Carter was reappointed to the Construction Board of Adjustments & Appeals to serve another one-year term that will expire November 1, 2022.

Ricky McGilvary wished to be reappointed to serve another two-year term. Mr. Robinson offered a motion to reappoint Ricky McGilvary to the Construction Board of Adjustments & Appeals. Mr. Garrison seconded the motion. After a voice vote, Council President Register announced that Ricky McGilvary was reappointed to the Construction Board of Adjustments & Appeals to serve another two-year term that will expire November 1, 2023.

Danny Lynn and Dewaine Backman both wished to be reappointed to each serve another four-year term. Mr. Garrison offered a motion to reappoint Danny Lynn and Dewaine Backman to the Construction Board of Adjustments & Appeals. Mr. Robinson seconded the motion. After a voice vote, Council President Register announced that Danny Lynn and Dewaine Backman were both reappointed to the Construction Board of Adjustments & Appeals to each serve another four-year term. These terms will expire November 1, 2025.

## **REGULAR AGENDA (NEW BUSINESS)**

### **COUNCIL COMMITTEE REPORTS**

Mr. Garrison reported that the City's finances continue a progressive trend.

Council President Register reported that Ronnie Smith, Library Director, and the library board members thanked the Council for their quick response to the removal of the bee hive at the library on Saturday, November 6, 2021. The in-person Santa Claus Program will be held Saturday, December 4, 2021 at 10:00 a.m. Eufaula City Schools will be closed the week of November 22-26, 2021, for the Thanksgiving holiday. This week is "Thank Alabama Teacher's Week", a time to recognize and thank all teachers for all of the hard work and dedication to our children. President Register congratulated the Eufaula High School cheerleaders who are now the Magic City Regional Champions and will compete in nationals. President Register and Mr. Garrison also attended the Admiral Thomas H. Moorer Middle School 50<sup>th</sup> celebration. A reception was held including Moorer family members who were speakers for the occasion.

Mr. Robinson reported that he attended the Main Street Christmas Open House held on Monday, November 1, 2021 from 5:00 p.m. to 8:00 p.m. Mr. Robinson and President Register attended the first Friday breakfast held on Friday, November 5, 2021. Main Street Small Shop Event will be held on Friday and Saturday, November 26-27, 2021. The Christmas Tour of Homes will be held Friday through Sunday, December 3-5, 2021, and Main Street Mistletoe Market will also be held on Saturday, December 4, 2021. The Annual Christmas Parade will be held on Tuesday, December 7, 2021 at 5:00 p.m. Main Street Santa Stroll will be held on Saturday, December 11, 2021. The Chamber Junior Ambassadors will host a food drive through mid-December 2021. Food items are being accepted at the Chamber of Commerce located at 333 East Broad Street. Soccer teams are currently in tournament games, and basketball season will begin in the coming weeks. Local churches will participate in the local toy drive sponsored by the Eufaula Police Department.

Mr. Brown reported that the garbage crew collected and hauled 67 tons of garbage. Trash crews collected and hauled 43 tons of debris to the Barbour County landfill. The litter crew collected 87 bags of trash throughout the city. The shop crew completed 19 work orders entered for vehicle and/or equipment repairs. The department also produced 12 bales of recycled cardboard. Mr. Brown commended Public Works Director Tim Brannon and his department for consistently responding to maintenance requests and keeping the city clean.

President Pro Tem Hill also commended Public Works Director Tim Brannon and the department for consistently responding to maintenance requests and helping in any way that they can. The police department continues to work its open cases to final resolution.

### **ADJOURNMENT**

There being no further business to come before the Council, the same was on motion by Mr. Brown duly made and seconded by Mr. Robinson, adjourned this 15<sup>th</sup> day of November, 2021.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

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Wes Register, City Council President

ATTEST:

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Joy White, City Clerk/Treasurer