

**MINUTES OF A SCHEDULED MEETING OF THE EUFAULA CITY COUNCIL HELD ON
MONDAY, DECEMBER 20, 2021 AT 5:15 P.M.**

The Eufaula City Council met in a scheduled session on Monday, December 20, 2021, at 5:15 p.m. in the Police Department Courtroom at 545 East Barbour Street. President Pro Tem Hill called the meeting to order, and Pastor Ken Jackson offered the invocation. President Pro Tem Hill led the Council and audience in the Pledge of Allegiance.

Upon call of the roll the following members were present: President Pro Tem Otis Hill, Marvin Brown, Ben Garrison, and John Robinson. Council President Wes Register joined the session at 5:31 PM.

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

HONORS AND RECOGNITION

APPROVAL OF AGENDA

Mr. Garrison offered a motion to approve the order of the agenda for the meeting of December 20, 2021. Mr. Robinson seconded the motion. President Pro Tem Hill announced that the agenda was adopted.

CONSENT AGENDA

President Pro Tem Hill reviewed the items on the Consent Agenda for council approval.

- (a) Motion and second to dispense with and approve the regular session minutes of December 6, 2021.
- (b) Motion and second to dispense with and approve the Prepaid Claims Docket dated November 30, 2021, in the amount of \$1,886,469.09.
- (c) Motion and second to dispense with and approve the Claims Docket dated November 15, 2021, in the amount of \$10,490.85.

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

MAYOR'S REPORT

VISITORS

ORDINANCES AND RESOLUTIONS

President Pro Tem Hill introduced Resolution 114-2021 (Authorize acceptance of USDOT STEP UP Alabama Planning Grant). Mr. Robinson then offered a motion to adopt Resolution 114-2021 (Authorize acceptance of USDOT STEP UP Alabama Planning Grant). Mr. Garrison seconded the motion. After a voice vote, Council President Pro Tem Hill announced that Resolution 114-2021 was adopted.

**RESOLUTION
114-2021**

WHEREAS, the USDOT has recently been awarded nearly \$ 1 billion in RAISE (Rebuilding American’s Infrastructure with Sustainability and Equity) projects; and

WHEREAS, STEP UP Alabama is an effort focused on improving pedestrian infrastructure and safety in underserved communities; and

WHEREAS, the project will provide these neighborhoods community engagement, planning, and design support, resulting in “shovel-ready” plans for improving pedestrian facilities; and

WHEREAS, the City of Eufaula has been chosen to be part of the project that will produce plans for pedestrian facility improvements in the Chattahoochee Courts area; and

WHEREAS, the Eufaula Housing Authority is in agreement with participating in the project; and

WHEREAS, there is no matching funds requirement to the City of Eufaula.

NOW THEREFORE, BE IT RESOLVED the City Council of the City of Eufaula authorizes Mayor Jack B. Tibbs, Jr. to execute documents to move forward with the project.

DONE THIS 20th of December, 2021.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Otis Hill, Council President Pro Tem

ATTEST:

Joy White, City Clerk/Treasurer

President Pro Tem Hill introduced Resolution 115-2021 (Declaring severe weather preparedness tax holiday). Mr. Robinson offered a motion to adopt Resolution 115-2021 (Declaring severe weather preparedness tax holiday). Mr. Garrison seconded the motion. After a voice vote, Council President Pro Tem Hill announced that Resolution 115-2021 was adopted.

**RESOLUTION
115-2021**

WHEREAS, on April 26, 2012, the Alabama Legislature and Governor Robert Bentley signed Act No. 2012-256 “Severe Weather Preparedness Tax Holiday” exempting certain “covered items” from the state and use tax; and

WHEREAS, Act No. 2012-256 authorizes the City Council to provide for an exemption of City sales and use taxes for purchases of items covered by the Act during the same time period in which the state sales and use tax exemption is in place, provided a resolution to that effect is adopted at least thirty days prior to 12:01 a.m. on Friday, February 25, 2022; and

WHEREAS, the Eufaula City Council has affirmatively voted to grant the exemption of City sales and use taxes on purchases covered by Act No. 2012-256 during the weekend, beginning at 12:01 a.m. on Friday, February 25, 2022 and ending at twelve midnight on Sunday, February 27, 2022; and

WHEREAS, Code of Alabama 1975, § 11-51-210 (e) requires that the City Council notify the Alabama Department of Revenue of any new local tax or amendment to an existing local tax levy at least 30 days prior to the effective date of the change; and

WHEREAS, the exemption of certain City sales and use taxes for the full weekend beginning 12:01 a.m. on Friday, February 25, 2022 and ending twelve midnight on Sunday, February 27, 2022 herein adopted by the City Council is an amendment of the City’s sales and use tax levy warranting notice to the Alabama Department of Revenue as provided in Code of Alabama 1975, § 11-51-210(e).

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL of the City of Eufaula, Alabama that it does hereby provide for an exemption of the City sales and use tax on purchases of items covered by Act No. 2012-256 beginning at 12:01 a.m. Friday, February 25, 2022 and ending twelve midnight on Sunday, February 27, 2022.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of the December 20, 2021 meeting of the Eufaula City Council, and be immediately forwarded to the Alabama Department of Revenue in compliance with Code of Alabama 1975, § 11-51-210(e).

IN WITNESS WHEREOF, the Eufaula City Council has caused this Resolution to be executed on this the 20th day of December, 2021.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Otis Hill, Council President Pro Tem

ATTEST:

Joy White
City Clerk/Treasurer

President Pro Tem Hill introduced Resolution 117-2021 (Authorize purchase of automated garbage trucks and rollout garbage carts). Mr. Brown offered a motion to adopt Resolution 117-2021 (Authorize purchase of automated garbage trucks and rollout garbage carts). Mr. Robinson seconded the motion. After a voice vote, Council President Pro Tem Hill announced that Resolution 117-2021 was adopted.

RESOLUTION
117-2021

WHEREAS, the City of Eufaula has determined that implementation of automated garbage service would benefit the citizens of Eufaula and would be more cost efficient for the long term from the standpoint of the physical operation of equipment and manpower; and

WHEREAS, the City of Eufaula desires to purchase the equipment necessary to implement this service to include two (2) 2022 M2-106 automated garbage trucks, side loaders and 5,000 Cascade curbside garbage carts, Sterling model, 96 gallon capacity; and

WHEREAS, the automated garbage trucks and carts are listed on the HGAC contract at approximately \$ 820,000.00.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Eufaula that the purchase of the garbage trucks and carts is approved and authorization is given to the Mayor, Jack B. Tibbs, Jr. to execute the transaction on behalf of the City of Eufaula.

ADOPTED AND APPROVED this 20th day of December, 2021.

CITY OF EUFAULA, ALABAMA,
A MUNICIPAL CORPORATION

Otis Hill, Council President Pro Tem

ATTEST:

Joy White
City Clerk/Treasurer

PUBLIC HEARING

President Pro Tem Hill introduced Resolution 116-2021 (Weed/Trash Abatement: Joyce B. Pennington, Old Dale Road). President Pro Tem Hill then called for comments from the audience. There were no comments. Mr. Garrison offered a motion to adopt Resolution 116-2021 (Weed/Trash Abatement: Joyce B. Pennington, Old Dale Road). Mr. Robinson seconded the motion. After a voice vote, President Pro Tem Hill announced that Resolution 116-2021 was adopted.

**RESOLUTION
116-2021**

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>
Joyce B. Pennington 99 Old Dale Road Eufaula, AL 36027	Old Dale Rd.	062403082002038000

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 December, 2021.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Otis Hill, Council President Pro Tem

ATTEST:

Joy White, CMC
City Clerk/Treasurer

UNFINISHED BUSINESS

COUNCIL ACTION/DISCUSSION

President Pro Tem Hill opened the floor for nominations to the Industrial Development Board (IDB) for an unexpired six-year term. Mr. Robinson nominated Lynn Mergen to serve the unexpired six-year term. There were no other nominations. Mr. Garrison seconded the motion. After a voice vote, President Pro Tem Hill announced that Lynn Mergen was appointed to serve the remainder of the unexpired six-year term that is scheduled to expire August 16, 2024.

President Pro Tem Hill introduced that a required confirmation was needed for the Barbour County Commission reappointment of Kenneth Langford, Alex Moses, and Pam Reeder to the Eufaula Health Care Authority to each serve another three-year term. Mr. Garrison offered a motion to confirm the reappointment of Kenneth Langford, Alex Moses, and Pam Reeder by the Barbour County Commission at the Commission's November 9, 2021 meeting. Mr. Robinson seconded the motion. Kenneth Langford, Alex Moses, and Pam Reeder were each confirmed for their reappointment to serve another three-year term scheduled to expire December 1, 2024.

REGULAR AGENDA (NEW BUSINESS)

COUNCIL COMMITTEE REPORTS

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

President Pro Tem Hill announced that the local schools will return to session on Wednesday, January 5, 2022.

Mr. Robinson reported that holiday shopping in the City of Eufaula was successful. Baseball/softball signups will begin on Monday, January 3, 2022. The Jaxon Life Senior Center was successful in collecting and distributing enough items to serve all of the seniors for the Christmas holiday.

Mr. Brown reported that the garbage crew collected and hauled 67 tons of garbage. Trash crews collected and hauled 58 tons of debris to the Barbour County landfill. The litter crew collected 65 bags of litter throughout the city. The shop crew completed 23 work orders entered for vehicle and/or equipment repairs. The department also produced 12 bales of recycled cardboard. Mr. Brown and Mr. Robinson met with David Ewing at city hall and discussed the Edgewood renovations. The preliminary renovation process included the verification of addresses and repairs for each qualifying home. Public Works Director Tim Brannon announced that the schedule for Public Works will have slight changes for limb/trash pickup to accommodate residents during the Christmas holiday.

Council President Register reported that Eufaula City Schools announced support staff teachers for the year, and that Council will recognize the staff recipients at an upcoming council meeting for their achievements.

Mr. Garrison reported that the holiday tour of homes was also a great success. Mr. Garrison suggested that the Council should commend and acknowledge each participant for opening their homes to the locals and those from surrounding cities during the busy holiday season. Mr. Garrison also commended all of the organizations and auxiliaries such as Christ Child Circle, United Way, Clearing House, the Eufaula Police Department, etc., that take time during each holiday season to serve those that are less fortunate. The council members also agreed that the annual Christmas parade was a great success.

President Pro Tem Hill reported that the Eufaula Police Department toy drive is a great success this holiday season serving 84 participants.

ADJOURNMENT

There being no further business to come before the Council, the same was on motion by Mr. Garrison duly made and seconded by Mr. Brown, adjourned this 20th day of December, 2021.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Otis Hill, President Pro Tem

ATTEST:

Joy White, City Clerk/Treasurer