

**MINUTES OF A SCHEDULED MEETING OF THE EUFAULA CITY COUNCIL HELD ON  
MONDAY, JANUARY 3, 2022 AT 5:15 P.M.**

The Eufaula City Council met in a scheduled session on Monday, January 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 Dr. Richard Harvey 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, and John Robinson. Absent: Ben Garrison.

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

**HONORS AND RECOGNITION**

**APPROVAL OF AGENDA**

Mr. Robinson offered a motion to approve the order of the amended agenda for the meeting of January 3, 2022. President Pro Tem Hill seconded the motion. Council President Register requested a roll call vote for the adoption of the amended agenda. The roll call vote was recorded as follows: Yeas: Mr. Robinson, Mr. Brown, President Pro Tem Hill, and Council President Register. Nays: None. Council President Register then announced that the amended agenda was approved and 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 December 20, 2021.
- (b) Motion and second to dispense with and approve the Claims Docket dated December 29, 2021, in the amount of \$13,823.27.

President Pro Tem Hill 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**

Mayor Tibbs reported that work will begin this week at the Bluff City Inn, and growth potential for the city continues to be optimistic. The Water Works & Sewer Board welcomes Kevin Heartsill as the new general manager who previously served as the public works director in Thomasville, Alabama.

**VISITORS**

**ORDINANCES AND RESOLUTIONS**

Council President Register introduced Resolution 1-2022 (Approving Endo Opioid Settlement). Mr. Robinson offered a motion to adopt Resolution 1-2022 (Approving Endo Opioid Settlement). President Pro Tem Hill seconded the motion. After a voice vote, Council President Register announced that Resolution 1-2022 was adopted.

**RESOLUTION  
1-2022**

WHEREAS, on July 2, 2018, the Eufaula City Council authorized pursuit of potential claims for damages against the manufacturers and distributors of opioids related to losses suffered by the City of Eufaula and its citizens as a result of the improper and/or illegal manufacture, distribution, marketing and selling of opioids; and

WHEREAS, a confidential Alabama-specific Opioid Settlement with Defendants Endo Health Solutions Inc. and Endo Pharmaceuticals Inc. has been reached; and

WHEREAS, in order to obtain the settlement, a settlement sign-on agreement must be executed.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Eufaula, Alabama does hereby approve the settlement and authorize Jack B. Tibbs, Jr., in his official capacity as Mayor, to execute all documents necessary for the settlement.

DONE THIS \_\_\_\_\_ day of January, 2022.

THE CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

\_\_\_\_\_  
Jack B. Tibbs, Jr., Mayor

ATTEST:

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Joy White, City Clerk/Treasurer

Council President Register introduced Resolution 2-2022 (Requesting a portion of U.S. 431 North be designated in honor of Major General Eldon Bargewell). Mr. Robinson offered a motion to adopt Resolution 2-2022 (Requesting a portion of U.S. 431 North be designated in honor of Major General Eldon Bargewell). President Pro Tem Hill seconded the motion. After a voice vote, Council President Register announced that Resolution 2-2022 was adopted.

**RESOLUTION  
2-2022**

WHEREAS, Major General Eldon Bargewell joined the U.S. Army in 1967; and

WHEREAS, during his service in Vietnam, Major General Eldon Bargewell earned the nation's second highest medal for valor, the Army Distinguished Service Cross; and

WHEREAS, upon his retirement in 2006, Major General Eldon Bargewell was the most decorated active duty soldier. In 2010 he was the recipient of the ***Bull Simons Award***, given by U.S. Special Operations Command to the person who exemplifies the esprit, values, and skills of the special operations warrior; and

WHEREAS, Major General Eldon Bargewell received numerous other awards and honors during his service to our country, including the Distinguished Service Cross, six bronze stars and four purple hearts; and

WHEREAS, Major General Eldon Bargewell, a long-time resident of Eufaula, passed away suddenly in a tragic accident on April 29, 2019.

NOW, THEREFORE, in honor of this Great Warrior and friend to Eufaula, the City of Eufaula desires to name a portion of U.S. Highway 431 North in Major General Eldon Bargewell's memory.

LET IT FURTHER BE KNOWN, the City Council of the City of Eufaula respectfully petitions the Alabama State Legislature to designate the portion of U.S. Highway 431 North from Lake Drive to Gammage Road as the Major General Eldon Bargewell Memorial Highway.

DONE THIS 3<sup>rd</sup> day of January, 2022.

THE CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

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Wes Register, President

ATTEST:

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Joy White, City Clerk/Treasurer

**PUBLIC HEARING**

Council President Register introduced Resolution 5-2022 (Weed/Trash Abatement: Danny Jimmerson, West Davis Street). President Register called for comments from the audience. There were no comments. Mr. Brown offered a motion to adopt Resolution 5-2022 (Weed/Trash Abatement: Danny Jimmerson, West Davis Street). President Pro Tem Hill seconded the motion. After a voice vote, President Register announced that Resolution 5-2022 was adopted.

**RESOLUTION  
5-2022**

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>
Danny Jimmerson 148 Gammage Road Eufaula, AL 36027	West Davis Street	062403051003023000

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 January, 2022.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

\_\_\_\_\_  
Wes Register,  
City Council President

ATTEST:

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Joy White, CMC  
City Clerk/Treasurer

Council President Register introduced Resolution 6-2022 (Weed/Trash Abatement: Ronald Caesar, 618 Davis Lane). President Register called for comments from the audience. There were no comments. Mr. Robinson offered a motion to adopt Resolution 6-2022 (Weed/Trash Abatement: Ronald Caesar, 618 Davis Lane). President Pro Tem Hill seconded the motion. After a voice vote, President Register announced that Resolution 6-2022 was adopted.

RESOLUTION  
6-2022

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>
Ronald Caesar 136 Highland Avenue Eufaula, AL 36027	618 Davis Lane	062403051008003000

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 January, 2022.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

\_\_\_\_\_  
Wes Register,  
City Council President

ATTEST:

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Joy White, CMC  
City Clerk/Treasurer

Council President Register introduced Resolution 7-2022 (Weed/Trash Abatement: Everlena & Edward Larkin, West Davis Street). President Register called for comments from the audience. There were no comments. President Pro Tem Hill offered a motion to adopt Resolution 7-2022 (Weed/Trash Abatement: Everlena & Edward Larkin West Davis Street). Mr. Robinson seconded the motion. After a voice vote, President Register announced that Resolution 7-2022 was adopted.

RESOLUTION  
7-2022

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
Everlena and Edward Larkin 196 Highway 30 Eufaula, AL 36027	West Davis Street	062403051004016000

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 January, 2022.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

\_\_\_\_\_  
Wes Register,  
City Council President

ATTEST:

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Joy White, CMC  
City Clerk/Treasurer

Council President Register introduced Resolution 8-2022 (Weed/Trash Abatement: Vernice Jones-Moreland, West Davis Street). President Register called for comments from the audience. There were no comments. Mr. Brown offered a motion to adopt Resolution 8-2022 (Weed/Trash Abatement: Vernice Jones-Moreland, West Davis Street). President Pro Tem Hill seconded the motion. After a voice vote, President Register announced that Resolution 8-2022 was adopted.

RESOLUTION  
8-2022

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
Vernice Jones-Moreland et al 318 Nancy Ross Drive Eufaula, AL 36027	W. Davis St.	062403051004018000

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 January, 2022.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

\_\_\_\_\_  
Wes Register,  
City Council President

ATTEST:

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Joy White, CMC  
City Clerk/Treasurer

Council President Register introduced Resolution 9-2022 (Weed/Trash Abatement: Patricia Wood & Ann E. King, c/o David & Peggy Hill, 606 Comer Street). Mr. Robinson offered a motion to adopt Resolution 9-2022 (Weed/Trash Abatement: Patricia Wood & Ann E. King, c/o David & Peggy Hill, 606 Comer Street). President Pro Tem Hill seconded the motion. After a voice vote, President Register announced that Resolution 9-2022 was adopted.

RESOLUTION  
9-2022

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
Patricia Wood and Ann E. King c/o David and Peggy Hill 251 Highway 165 Eufaula, AL 36027	606 Comer Street	062403051008013000

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 January, 2022.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

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Wes Register,  
City Council President

ATTEST:

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Joy White, CMC  
City Clerk/Treasurer

Council President Register introduced Resolution 10-2022 (Weed/Trash Abatement: Julane Thomas, West Davis Street). Mr. Robinson offered a motion to adopt Resolution 10-2022 (Weed/Trash Abatement: Julane Thomas, West Davis Street). President Pro Tem Hill seconded the motion. After a voice vote, President Register announced that Resolution 10-2022 was adopted.

RESOLUTION  
10-2022

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
Julane Thomas 541 West Barbour Street Eufaula, AL 36027	West Davis St.	06240351003018000

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 January, 2022.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

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Wes Register,  
City Council President



ATTEST:

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Joy White, CMC  
City Clerk/Treasurer

Council President Register introduced Resolution 11-2022 (Weed/Trash Abatement: Sarah L. Thomas, 605 Comer Street). Mr. Robinson offered a motion to adopt Resolution 11-2022 (Weed/Trash Abatement: Sarah L. Thomas, 605 Comer Street). President Pro Tem Hill seconded the motion. After a voice vote, President Register announced that Resolution 11-2022 was adopted.

RESOLUTION  
11-2022

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
Sarah L. Thomas 605 Comer Street Eufaula, AL 36027	605 Comer St.	062403051009004001

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 January, 2022.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

\_\_\_\_\_  
Wes Register,  
City Council President

ATTEST:

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Joy White, CMC  
City Clerk/Treasurer

**UNFINISHED BUSINESS**

## **COUNCIL ACTION/DISCUSSION**

President Pro Tem Hill offered a motion to reschedule the Monday, January 17, 2022 council meeting to Tuesday, January 18, 2022 due to the Dr. Martin Luther King Day holiday. Mr. Robinson seconded the motion. After a voice vote, Council President Register announced that the January 17, 2022 council meeting was rescheduled for Tuesday, January 18, 2022.

President Pro Tem Hill introduced the reappointment of Sidney L. "Chip" Chapman and Ronnie Morris to the Rescue Squad Board of Directors for another three-year term. Mr. Robinson offered a motion to reappoint "Chip" Chapman and Ronnie Morris to the Rescue Squad Board of Directors for another three-year term. President Pro Tem Hill seconded the motion. After a voice vote, Council President Register announced that Sidney L. "Chip" Chapman and Ronnie Morris were each re-appointed to serve another three-year term that is scheduled to expire January 6, 2025.

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

### **COUNCIL COMMITTEE REPORTS**

Council President Register reported for Mr. Garrison that the City's finances continue a progressive trend.

Council President Register reported that the Eufaula High Basketball team won the Downtown Dothan Hoops Classic and this is the third straight win and fourth time in five tournaments that they have won the classic. Masks will be required in all city school buildings and on school buses until at least Friday, January 14, 2022. President Register also announced that hotspots are still available at the Carnegie Library for internet access. The Dothan Library has terminated the e-book system, Hoopla, triggering an increase in the local Carnegie Library Hoopla membership services.

Basketball season has begun in the city league. Masks are required and the number of spectators have been reduced due to the increase in Omicron cases. Baseball/softball signups began on Monday, January 3, 2022. The Weedon Field airport could potentially have improvements/upgrades in the coming year to better serve patrons.

Mr. Brown reported that the garbage crew collected and hauled 76 tons of garbage. Trash crews collected and hauled 60 tons of debris to the Barbour County landfill. The litter crew collected 72 bags of litter throughout the city. The shop crew completed 22 work orders entered for vehicle and/or equipment repairs. The department also produced 16 bales of recycled cardboard and 2 bales of plastic. Public works is in the beginning stages of transitioning to the new trash pickup system in the coming months. New waste containers are on order that will be delivered to homes in the coming weeks.

Police Chief Watkins announced that the Dr. MLK Day Parade has been cancelled due to the high transmissibility of Omicron and the increase in cases. The police department continues to work cases to full resolve, and there were no major incidents during the New Year holiday.

Fire Chief Feggins encouraged everyone to take the necessary measures to stay well and safe due to the high transmissibility of the Omicron variant.

**ADJOURNMENT**

There being no further business to come before the Council, the same was on motion by Mr. Robinson duly made and seconded by President Pro Tem Hill, adjourned this 3<sup>rd</sup> day of January, 2022.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

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Wes Register, Council President

ATTEST:

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Joy White, City Clerk/Treasurer