

**MINUTES OF A MEETING OF THE EUFAULA CITY COUNCIL HELD ON  
MONDAY, FEBRUARY 20, 2023**

The Eufaula City Council met in a scheduled session on Monday, February 20, 2023, 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 Brian 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, Councilman Ben Garrison, and Councilman John Robinson.

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

**HONORS AND RECOGNITION**

**APPROVAL OF AGENDA**

Councilman Garrison offered a motion to approve the order of the agenda for Monday, February 20, 2023. Councilman Robinson 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 February 6, 2023.
- (b) Motion and second to dispense with and approve the Prepaid Claims Docket dated January 31, 2023, in the amount of \$1,611,153.53.
- (c) Motion and second to dispense with and approve the Claims Docket dated February 15, 2023, in the amount of \$235,952.45.

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**

**VISITORS**

**ORDINANCES AND RESOLUTIONS**

President Register introduced Resolution 9-2023 (Authorizing the City to Participate in Current and Future Opioid Settlements). President Pro Tem Hill offered a motion to adopt Resolution 9-2023 (Authorizing the City to Participate in Current and Future Opioid Settlements). Councilman Robinson seconded the motion. After a voice vote, President Register announced Resolution 9-2023 was adopted.

RESOLUTION

9-2023

A RESOLUTION AUTHORIZING THE CITY OF EUFAULA TO JOIN THE STATE OF ALABAMA AND OTHER LOCAL GOVERNMENTS AS PARTICIPANTS IN CURRENT AND FUTURE OPIOID SETTLEMENTS

WHEREAS, the opioid epidemic continues to impact communities in the United States, the State of Alabama, and the City of Eufaula, Alabama.

WHEREAS, the City of Eufaula has suffered harm and will continue to suffer harm as a result of the opioid epidemic;

WHEREAS, the State of Alabama and some Alabama local governments have filed lawsuits against opioid manufacturers, distributors, and retailers (“Opioid Litigation”);

WHEREAS, the State of Alabama has entered into various Settlement Agreements and are likely to enter into additional agreements in the future which include the claims for the State of Alabama’s local governments;

WHEREAS the City of Eufaula finds the terms of the current Settlement Agreements acceptable and in the best interest of the community and anticipates the terms of the future Settlement Agreements to be similarly acceptable;

WHEREAS, the State of Alabama has prepared and presented Settlement Sign-On Agreements to the local governments and the City of Eufaula finds the terms of the Sign-On Agreement acceptable and in the best interest of the community;

WHEREAS, the current and future Settlement Agreements and Sign-On Agreements will detail the allocation of Settlement Funds, which the City of Eufaula finds acceptable and in the best interest of the community;

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

Section 1. That the City of Eufaula finds that participation in the various Opioid Settlements, Settlement Agreement and Sign-On Agreement is in the best interest of the City of Eufaula and its citizens because such a plan would ensure an effective structure for the commitment of Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 2. That the City of Eufaula hereby expresses its support for the Settlement of various Opioid claims and allocation and use of Settlement Funds as generally described in the Settlement Agreement and Sign-On Agreement.

Section 3. That the City of Eufaula's Mayor is hereby expressly authorized to execute the Settlement Sign-On Agreements and the Mayor is hereby authorized to execute any formal agreements necessary to implement the Settlements and plan for the allocation and use of Settlement Funds.

Section 4. That the Mayor is hereby expressly authorized to execute any formal agreement and related documents evidencing the City of Eufaula's agreement to the settlement of claims and litigation related to the Opioid Epidemic.

Section 5. That the Mayor is authorized to take such other action as necessary and appropriate to effectuate the City of Eufaula's participation in any Settlement related to the Opioid Epidemic.

Section 6. This Resolution is effective upon adoption, the welfare of the City of Eufaula, Alabama requiring it.

ADOPTED AND APPROVED this 20th day of February, 2023.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

---

Wes Register, CMO  
City Council President

---

Joy White  
City Clerk/Treasurer

President Register introduced Resolution 10-2023 (Senior Center Bus Purchase). Councilman Garrison offered a motion to adopt Resolution 10-2023 (Senior Center Bus Purchase). Councilman Robinson seconded the motion. After a voice vote, President Register announced Resolution 10-2023 was adopted.

## RESOLUTION

10-2023

**BE IT RESOLVED**, by the City of Eufaula for the Jaxon Life Senior Center, Eufaula, Barbour Alabama, as follows:

1. That the City of Eufaula enter into an agreement with the State of Alabama: acting by and through the Alabama Department of Transportation relating to public transportation with partial funding by the Federal Transit Administration, which agreement is before the City Council.
2. That the agreement to be executed in the name of the City of Eufaula by the Jack B. Tibbs, Jr. Mayor of the City of Eufaula for and on its behalf:
3. That such execution be attested by the City Clerk/Treasurer and the seal of the City of Eufaula affixed thereto:

**BE IT FURTHER RESOLVED**, that upon completion of the execution of the agreement by all parties, a copy of such agreement be kept by the City Clerk/Treasurer in the minute book of the City of Eufaula.

APPROVED AND ADOPTED the 20<sup>th</sup> day of February, 2023.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

---

Wes Register, CMO  
President

ATTEST:

---

Joy White, City Clerk/Treasurer

President Register introduced Resolution 11-2023 (Design Grant Application for Martin Theater). President Pro Tem Hill offered a motion to adopt Resolution 11-2023 (Design Grant

Application for Martin Theater). Councilman Garrison seconded the motion. After a voice vote, President Register announced Resolution 11-2023 was adopted.

**RESOLUTION  
11-2023**

WHEREAS, the Eufaula Downtown Redevelopment Authority is in the process of renovating the Martin Theater; and

WHEREAS, renovation of the theater as an outdoor entertainment venue will benefit the City of Eufaula and its citizens; and

WHEREAS, the project would benefit from a design grant from the Alabama State Council on the Arts.

**NOW THEREFORE, BE IT RESOLVED**, by the City Council of the City of Eufaula, Alabama, that the City Council authorizes the application by the City of Eufaula for a design grant of up to \$50,000 from the Alabama State Council on the Arts, which funds, if received, would be appropriated to the Eufaula Downtown Redevelopment Authority for design expenses related to the Martin Theater project.

Adopted this 20<sup>th</sup> day of February, 2023.

**CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION**

\_\_\_\_\_  
Wes Register, President

ATTEST:

\_\_\_\_\_  
Joy White, City Clerk/Treasurer

President Register introduced Resolution 12-2023 (Authorize Mayor to Execute Engagement Letter with Bradley Arant Boult Cummings). President Pro Tem Hill stated that he is not pleased with the services over the past year due to marginal communication with the firm in terms of advisement for the contracted fee. Councilman Brown agreed and stated that these funds could be allocated to other projects in the city. Councilman Garrison stated that it is good to have the firm available to assist the city but was also in agreement that there is a lack of communication on behalf of the firm. President Register then opened the floor for a motion. There was no motion. President Register announced that Resolution 12-2023 died for lack of a motion.

**PUBLIC HEARING**

**UNFINISHED BUSINESS**

**COUNCIL ACTION/DISCUSSION**

**REGULAR AGENDA (NEW BUSINESS)**

**COUNCIL COMMITTEE REPORTS**

Councilman Garrison stated that the gas tax is currently not as favorable as anticipated although the departments continue to stay within budget and citizens continue to shop Eufaula first.

President Register announced that the next school board meeting will be held tomorrow at 5:30 p.m. at the central office. The National School Resource Officer Appreciation Day was held last week for resource officers Larry Calhoun and Bobby Jaramillo. President Register commended them for keeping students and staff safe daily. The boys and girls' basketball teams have advanced and were doing well in the finals in Montgomery. He also congratulated the EHS cheerleaders for placing third in the nationals. Katie Vickers will host Photography Basics, Part II at 10:00 a.m. on Saturday, February 25, 2023 at the Carnegie Library auditorium. The Barbour County Extension will host a "Lunch and Learn" series at the Carnegie Library on Wednesday, March 1, 2023.

Councilman Robinson reported that the Old Creek Town boat dock will close within the week for repairs. Opening ceremony for baseball season will be held on Saturday, April 1, 2023. The "Souper Bowl" was a great success with Phil's BBQ as the winner. Twenty-Second State Bank will host "Networking at Noon" at the Chamber of Commerce on Tuesday, February 28, 2023. The citywide garage sale will be held on Saturday, March 18, 2023 at 7:00 a.m. at the community center. The Eufaula Pilgrimage will be held Friday, March 31, 2023 through Sunday, April 2, 2023. Career Tech night will be held at the Bevill Center on Thursday, February 23, 2023 at 5:30 p.m.

Councilman Brown reported that the street department recycled 21 bales of cardboard. Code Enforcement issued 73 non-compliance letters. The shop crew completed 35 work orders entered for vehicle and/or equipment repairs. The litter crew collected 230 bags of litter. Trash crews collected and hauled 136 tons of debris to the Barbour County landfill. Garbage crew collected and hauled 143 tons of garbage.

President Pro Tem Hill reports that the police and fire departments are performing their usual daily operations, meetings, and training procedure(s).

**ADJOURNMENT**

There being no further business to come before the Council, the same was on motion by Councilman Garrison, and duly seconded by Councilman Robinson adjourned this 20<sup>th</sup> day of February, 2023.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

---

Wes Register, CMO  
City Council President

ATTEST:

---

Joy White, City Clerk/Treasurer