

**MINUTES OF A SCHEDULED MEETING OF THE EUFAULA CITY COUNCIL HELD ON
MONDAY, APRIL 19, 2021 AT 5:15 P.M.**

The Eufaula City Council met in a scheduled session on Monday, April 19, 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 Alan Cassady 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: Mayor Jack Tibbs, 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 amended agenda for the meeting of April 19, 2021. Mr. Hill seconded the motion. After a voice vote, Council President Register announced the motion had carried.

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 April 5, 2021.
- (b) Motion and second to dispense with and approve the Prepaid Claims Docket dated March 31, 2021 in the amount of \$929,041.60.
- (c) Motion and second to dispense with and approve the Claims Docket dated April 14, 2021 in the amount of \$47,606.35.

Mr. Hill offered a motion to approve the Consent Agenda. Mr. Robinson seconded the motion. After a voice vote, Council President Register announced the motion had carried.

MAYOR'S REPORT

Mayor Tibbs announced the retirement of Water Works & Sewer Board General Manager, Daryl Baker in June 2021. Mayor Tibbs commended his tenure with the City. The Bluff City Inn design team will be in town the first week in May 2021. Governor Kay Ivey has appointed Jason Bennett to serve the remainder of an unexpired term (2024) on the Barbour County Commission. Some of the city's local industries are scheduled to expand their businesses resulting in potential employment for job seekers. The new housing construction project to be located north of town is tentatively scheduled to begin work in the early summer with structures potentially developing by early 2022.

VISITORS

ORDINANCES AND RESOLUTIONS

Council President Register introduced Resolution 17-2021 (Authorize Asphalt Patch and Overlay on South Livingston Street – Old Railroad Tracks). Mr. Garrison offered a motion to adopt Resolution 17-2021 (Authorize Asphalt Patch and Overlay on South Livingston Street – Old Railroad Tracks). Mr. Robinson seconded the motion. After a voice vote, Council President Register announced that the motion had carried.

**RESOLUTION
17-2021**

WHEREAS, the City of Eufaula Public Works Department removed the old railroad tracks which were in very poor condition on South Livingston Street; and

WHEREAS, the City received one quote due to the minimal size of the job from Lewis Incorporated to patch the asphalt and overlay the wear surface in the amount of \$ 11,200.00.

NOW THEREFORE, BE IT RESOLVED THAT the City Council of the City of Eufaula hereby authorizes Mayor Jack B. Tibbs, Jr. to execute documents to move forward with Lewis Incorporated for the proposed cost as quoted.

DONE THIS 19th day of April, 2021.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, Council President

ATTEST:

Joy White, City Clerk/Treasurer

PUBLIC HEARING

UNFINISHED BUSINESS

COUNCIL ACTION/DISCUSSION

Council President Register opened the floor for nominations to the Industrial Development Board vacancy. Mr. Garrison nominated John M. Murray. There were no other nominations. A roll call vote was taken and recorded as follows: Yeas: Mr. Robinson, Mr. Garrison, Mr. Brown, President Pro Tem Hill, and Council President Register. Nays: None. Council President

Register announced that John M. Murray was appointed to the Industrial Development Board to serve an unexpired six-year term (August 16, 2022).

Council President Register opened the floor for the discussion of scheduling a special called council meeting about the Small Cell Technology Ordinance. City Attorney Joel Smith stated that as a result of the passage of this Act by the Alabama Legislature in February 2021, this ordinance applies across the state, and strongly favors telecommunication providers in terms of where they desire to install the small cell technology in a right-of-way. To prevent the City's loss of control of right-of-way small cell installation, the City must adopt a local ordinance by May 1, 2021. Mr. Robinson offered a motion to schedule a special called session for Monday, April 26, 2021 at 5:00 p.m. in the police department court room. Mr. Hill seconded the motion. After a voice vote, Council President Register announced that the motion carried.

City Attorney Joel Smith stated that Dave's Catfish wants to open a waterfront restaurant on property adjacent to the Barbour Creek Boat Landing. The proposed concept is for the City to share with the restaurant owners a 2% sales tax for five years not to exceed \$400,000 in exchange for the construction of a seawall and a dock accessible to boaters. Mr. Garrison offered a motion to move forward with the publication of incentives for Dave's Catfish. Mr. Robinson seconded the motion. After a voice vote, Council President Register announced that the motion carried.

Susan Culpepper appeared before the Council on behalf of The Real Cajun Corner, LLC (Cajun Corner), and requested permission to move the business from 114 North Eufaula Avenue to 209 East Broad Street. Mr. Garrison noted that there were no issues with the request. Council President Register then called for the consideration of a retail restaurant on premise beer, wine, and liquor license for The Real Cajun Corner LLC, located at 209 East Broad Street, Eufaula, AL. Mr. Garrison offered a motion to approve the retail restaurant on premise beer, wine, and liquor license for The Real Cajun Corner, LLC (Cajun Corner). Mr. Hill seconded the motion. After a voice vote, Council President Register announced that the motion had carried.

REGULAR AGENDA (NEW BUSINESS)

COUNCIL COMMITTEE REPORTS

Mr. Garrison reported that the City of Eufaula continues an optimistic trend in its finances.

Council President Register announced that Teacher's Appreciation Week is May 3-7, 2021. The summer school program promotion is doing well and can be found on the school's Facebook page.

Council President Register stated that the library announced their spring programs last week. The Youth Services Department will host a special digital "Earth Day Revenge of the Toxic Robot" program on Thursday, April 22, 2021. The digital program can be viewed through the end of August 2021 on the library's Facebook page. The library is completing two Library and Service Technology Act grant applications. These applications would allow the library to hire professional consultants to do a community survey and study about the services that the library will be able to offer.

Mr. Robinson announced that the Chamber will meet tomorrow. The Chamber groups will discuss their visions incorporating the schools and businesses. Mr. Robinson toured the

community center to list the building's structure issues that require repairs to make the center more safe and appealing to patrons. Keef Pettis also gave an update on the potential disc golf course addition.

Mr. Robinson also announced that the Major League Fishing Pro Circuit, consisting of approximately 170 members, will be in the City of Eufaula beginning Sunday, May 9, 2021. The tournament will be held on Thursday, May 13, 2021.

Mr. Brown reported that the construction crew removed the railroad tracks on South Livingston Street. The garbage crew collected and hauled 72 tons of garbage. Trash crews picked up and hauled 83 tons of debris to the Barbour County landfill. The litter crew picked up 65 bags of trash throughout the city. The shop crew completed 22 work orders entered for vehicle and/or equipment repairs. The department produced 13 bales of recycled cardboard.

President Pro Tem Hill asked about the process of weed abatements. Tim Brannon, Public Works Director, explained that if there is no response from the owner after the initial 10-day and subsequent 14-day certified letters, the full process carried out could take up to 30 days for council approval to get the property cleaned. Subsequently, this process results in a recorded tax lien on the abated property.

Council President Register noted all department reports are listed on the agenda and may be viewed online through the City of Eufaula website, www.eufaulaalabama.com.

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. Robinson, adjourned this 19th day of April, 2021.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Wes Register, City Council President

ATTEST:

Joy White, City Clerk/Treasurer