

**MINUTES OF A SCHEDULED MEETING OF THE EUFAULA CITY COUNCIL HELD ON
MONDAY, JULY 20, 2020 AT 5:15 P.M.**

The Eufaula City Council met in a scheduled session on Monday, July 20, 2020, at 5:15 p.m. in the Police Department Courtroom at 545 East Barbour Street. Council President Knight called the meeting to order, and Mr. Ken Senes offered the invocation. Council President Knight led the Council and audience in the Pledge of Allegiance.

Upon call of the roll the following members were present: Council President Johnny A. Knight, President Pro Tem Barbara Flurry, Lucious Cobbs, Linda Grice, and Tony L. Robertson.

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

HONORS AND RECOGNITION

Council President Knight called for honors and recognition by announcement and Mayor Tibbs congratulated the following employees for their service: Fire Chief Ryan Feggins, 20 years; Shanada Bennett/Transit, 5 years; Jennifer Lunsford/Parks & Rec, 15 years; Fire Lieutenant Richard Praeger, 10 years; Fire Lieutenant Joshua Phillips, 10 years; Fire Driver Engineer David Weatherbee, 10 years; Lucia Patterson/Transit, 5 years; and Corrections Officer Sonya Mayo/Jail, 5 years.

APPROVAL OF AGENDA

Mrs. Flurry offered a motion to approve the order of the July 20, 2020 agenda. Mr. Cobbs seconded the motion. After a voice vote, Council President Knight announced the motion had carried.

CONSENT AGENDA

Council President Knight reviewed the items on the Consent Agenda for council approval.

- (a) Motion and second to dispense with and approve the City Council minutes of July 6, 2020.
- (b) Motion and second to approve the Prepaid Claims Docket dated June 30, 2020 in the amount of \$1,481,584.05.
- (c) Motion and second to approve the Claims Docket dated July 15, 2020 in the amount of \$27,677.15.

Mrs. Grice moved to approve the Consent Agenda. Mr. Robertson seconded the motion. After a voice vote, Council President Knight announced the motion had carried.

MAYOR'S REPORT

Mayor Tibbs announced that bids were opened this morning for the north Industrial Park paving. The Weedon Field Airport is completing work on its premises from the storm that occurred in March 2019.

The City of Eufaula is awaiting a response from the EDA grant designated for infrastructure of the south Industrial Park and improvements to the waste water treatment plant. The waste water treatment plant is located on corps property, although it could potentially be granted to the City of Eufaula in the coming weeks.

Mayor Tibbs announced that the citywide curfew will expire Wednesday, July 22, 2020 at 5:00 a.m. The Mayor will extend the local curfew to correspond with the governor's mask order that expires on July 31, 2020 at 5:00 p.m. The re-instated curfew is enforced by Executive Order again effective each night from 10:00 p.m. to 5:00 a.m., and expiring on Friday, July 31, 2020 at 5:00 p.m. During these hours, only essential personnel are allowed necessary mobility from one location to another.

VISITORS

Ms. Becky Saunders, Vice-President of Liberty Learning Foundation, gave a short presentation to the council. Liberty Learning Foundation extends statewide and offers live events and educational programs to include civics, character, financial responsibility, American history, career readiness, and essential skills. The program successfully teaches 2nd, 5th, and 7th graders reaching approximately 750 students here in Eufaula. Approximately 50,000 students were taught in 2019. Ms. Saunders encouraged the Council and audience to attend some of the Liberty Learning events. The program's resources including STEM subjects assist educators in teaching crucial lessons in less time with higher retention and shaping students into well-rounded citizens. Ms. Saunders thanked the Mayor and Council for their past support and respectfully requested their continued support in the future.

ORDINANCES AND RESOLUTIONS

Council President Knight introduced Resolution 64-2020 (Donation of boat to PD from EMA and Barbour County Commission).

Police Chief Steve Watkins remarked that the boat will benefit the Eufaula Police and Fire Departments. The departments will now have the necessary capabilities for responses to lake and/or fire accidents.

Mrs. Flurry offered a motion to adopt Resolution 64-2020. Mr. Robertson seconded the motion. After a voice vote, Council President Knight announced the motion had carried.

RESOLUTION 64-2020

WHEREAS, law enforcement agencies must utilize specialized units, personnel and tactics at times to apprehend criminals and suppress crime; and

WHEREAS, these specialized units require equipment that is unique to their training and mission; and

WHEREAS, the Police Department wishes to supplement these unit's equipment with limited available funds; and

WHEREAS, Eufaula is the largest city on Lake Walter F. George without any substantial resources for responding to incidents on the water; and

WHEREAS, boating equipment requires routine maintenance and operation to maintain its functionality; and

WHEREAS, the City of Eufaula through its Fire and Police Departments has the resources and funds available to maintain and deploy said boating equipment where needed; and

WHEREAS, the Barbour County Commission and the Barbour County Emergency Management Agency wish to donate a 2008 G3 aluminum boat to the Department.

NOW THEREFORE, BE IT RESOLVED BY THE City of Eufaula, Alabama, that the City Council authorizes Mayor Jack Tibbs or his designee to accept the donation of an 18' G3 aluminum boat, valued at \$25,000.00 from the Barbour County Commission and the Barbour County EMA.

BE IT FURTHER RESOLVED, that the equipment shall be appropriated to the Police Department Lake Resources Unit for operations where such specialized equipment is required; and

BE IT FURTHER RESOLVED that the City Council of the City of Eufaula does hereby offer its thanks and gratitude to the Barbour County Commission and the Barbour County Emergency Management Agency for their generous donation to and support of the Eufaula Police Department.

ADOPTED AND APPROVED this ____ day of July 2020.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Johnny A. Knight, Council President

ATTEST:

Joy White. City Clerk

Council President Knight introduced Resolution 67-2020 (Authorize Mayor to execute documents with FAA for Airport Improvement Program Project). Mr. Cobbs offered a motion to adopt Resolution 67-2020. Mrs. Grice seconded the motion. After a voice vote, Council President Knight announced the motion had carried.

RESOLUTION

67-2020

WHEREAS, the City of Eufaula has submitted to the United States Department of Transportation Federal Aviation Administration a Project application dated May 20, 2020 for a grant of federal funds for a project at Weedon Field Airport; and

WHEREAS, Federal Aviation Administration has approved the project consisting of the acquisition of 5.11 acres of land for development, obstruction removal and installation of perimeter fencing; and

WHEREAS, the City Council of the City of Eufaula affirms its desire to move forward with accepting the grant offer per the agreement.

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Eufaula authorizes the Mayor to execute all documents for the Airport Grant Agreement with the Federal Aviation Administration.

ADOPTED AND APPROVED this 20th day of July, 2020.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Johnny A. Knight
City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

Council President Knight introduced Resolution 68-2020 (Authorizing Mayor to execute documents relating to EBTA grant). Mr. Robertson offered a motion to adopt Resolution 68-2020. Mrs. Flurry seconded the motion. After a voice vote, Council President Knight announced the motion had carried.

RESOLUTION
68-2020

Resolution authorizing the filing of an application with Department of Transportation, United State of America, and the Alabama Department of Transportation for a grant under the Federal Transit Act.

WHEREAS, the Secretary of U.S. Department of Transportation and Director of the Alabama Department of Transportation are authorized to make grants for a public transportation program;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of the project costs in the program; and

WHEREAS, it is required by the U. S. Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under 49 USC Section 5311 the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and other pertinent directives and the U. S. Department of Transportation requirements thereunder; and

WHEREAS, the goal of the applicant that disadvantaged business enterprises (minority business enterprises and woman business enterprises) be utilized to the fullest extent possible in connection with this/these project(s), and that definite procedures shall be established and administered to ensure that disadvantaged business enterprises (DBEs) shall have the maximum feasible opportunity to compete for contracts and purchase orders when procuring construction contracts, supplies, equipment contracts, or consultant and other services.

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

1. That Jack B. Tibbs, Jr., Mayor is authorized to execute and file (an) application(s) on behalf of City of Eufaula with the Alabama Department of Transportation to aid in the financing of administration, planning, capital and/or operating assistance projects pursuant to 49 USC Section 5311, the Alabama Public Transportation Grant Program, and the Alabama Elderly and Disabled Transit Fare Assistance Program.
2. That Jack B. Tibbs, Jr., Mayor is authorized to execute and file with such applications an assurance or any other document required by the U. S. Department of Transportation and the Alabama Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.
3. That Jack B. Tibbs, Jr., Mayor is authorized to furnish such additional information as the U.S. Department of Transportation and the Alabama

Department of Transportation may require in connection with the application for the program of projects submitted to FTA.

4. That Jack B. Tibbs, Jr., Mayor, is authorized to set forth and execute affirmative disadvantaged business enterprise policies in connection with any procurements made as part of the project.
5. That Jack B. Tibbs, Jr., Mayor, is authorized to execute grant agreements on behalf of City of Eufaula with the Alabama Department of Transportation for aid in the financing of the administration, planning capital, and/or operating assistance projects.

ADOPTED AND APPROVED this 20th day of July, 2020.

CITY OF EUFAULA, ALABAMA,
A MUNICIPAL CORPORATION

Johnny A. Knight
City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

Council President Knight introduced Resolution 69-2020 (Authorizing Mayor to execute documents relating to EBTA grant CARES Act 5311). Mrs. Flurry offered a motion to adopt Resolution 69-2020. Mr. Cobbs seconded the motion. After a voice vote, Council President Knight announced the motion had carried.

RESOLUTION
69-2020

Resolution authorizing the filing of an application with Department of Transportation, United State of America, and the Alabama Department of Transportation for a grant under the Federal Transit Act.

WHEREAS, the Secretary of U.S. Department of Transportation and Director of the Alabama Department of Transportation are authorized to make grants for a public transportation program;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of the project costs in the program; and

WHEREAS, it is required by the U. S. Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under 49 USC Section 5311 the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and other pertinent directives and the U. S. Department of Transportation requirements thereunder; and

WHEREAS, the goal of the applicant that disadvantaged business enterprises (minority business enterprises and woman business enterprises) be utilized to the fullest extent possible in connection with this/these project(s), and that definite procedures shall be established and administered to ensure that disadvantaged business enterprises (DBEs) shall have the maximum feasible opportunity to compete for contracts and purchase orders when procuring construction contracts, supplies, equipment contracts, or consultant and other services.

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2. That Jack B. Tibbs, Jr., Mayor is authorized to execute and file with such applications an assurance or any other document required by the U. S. Department of Transportation and the Alabama Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.
3. That Jack B. Tibbs, Jr., Mayor is authorized to furnish such additional information as the U.S. Department of Transportation and the Alabama Department of Transportation may require in connection with the application for the program of projects submitted to FTA.
4. That Jack B. Tibbs, Jr., Mayor, is authorized to set forth and execute affirmative disadvantaged business enterprise policies in connection with any procurements made as part of the project.
5. That Jack B. Tibbs, Jr., Mayor, is authorized to execute grant agreements on behalf of City of Eufaula with the Alabama Department of Transportation for

aid in the financing of the administration, planning capital, and/or operating assistance projects.

ADOPTED AND APPROVED this 20th day of July, 2020.

CITY OF EUFAULA, ALABAMA,
A MUNICIPAL CORPORATION

Johnny A. Knight
City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

Council President Knight introduced Resolution 70-2020 (EBTA local matching funds). Mrs. Grice offered a motion to adopt Resolution 70-2020. Mr. Robertson seconded the motion. After a voice vote, Council President Knight announced the motion had carried.

RESOLUTION
70-2020

AUTHORIZING LOCAL MATCHING FUNDS
Section 5311 RURAL AREA PUBLIC TRANSPORTATION

WHEREAS, the City of Eufaula recognizes the need for a public transportation program; and

WHEREAS, the City of Eufaula is recognized as a member of the Eufaula Barbour Transit Authority Steering Committee; and

WHEREAS, the City of Eufaula recognizes that the requirements to obtain Section 5311 funds from the Alabama Department of Transportation includes a local match of 50% for operating expenses and 20% for administration, planning and capital expenses; and

WHEREAS, the City of Eufaula recognizes that the local match will be a shared cost with other participating municipalities being responsible for providing an appropriate allocation of local non-federal funds to secure the operating of the Section 5311 Rural Area Public Transportation Program.

NOW, THEREFORE, BE IT RESOLVED, that the City of Eufaula hereby commits the amount of \$ 10,290.00 as local non-federal match for operations, administration, planning and capital expenditures under the Section 5311 Rural Area Public Transportation Program during Fiscal Year 2021.

ADOPTED AND APPROVED this 20th day of July, 2020.

CITY OF EUFAULA, ALABAMA,
A MUNICIPAL CORPORATION

Johnny A. Knight
City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

Council President Knight introduced Resolution 71-2020 (Appropriation for Dehumidification System Park). Mr. Robertson offered a motion to table Resolution 71-2020. Mr. Cobbs seconded the motion. After a voice vote, Council President Knight announced the motion had carried.

PUBLIC HEARING

Council President Knight introduced Resolution 66-2020 (Weed Abatement – Wright – Rollins Street & McKenzie Street). Council President Knight called for anyone to speak on behalf of Mary Wright, c/o Johnny Davis et als. There was no response. Mr. Cobbs offered a motion to adopt Resolution 66-2020. Mr. Robertson seconded the motion. After a voice vote, Council President Knight announced the motion had carried.

RESOLUTION 66-2020

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>
Mary Wright c/o Johnny Davis et als 406 Eileen Street Eufaula, AL 36027	Rollins St. & McKenzie St.	062403051026001000

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 July, 2020.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Johnny A. Knight
City Council President

ATTEST:

Joy White, CMC
City Clerk/Treasurer

UNFINISHED BUSINESS

COUNCIL ACTION/DISCUSSION

REGULAR AGENDA (NEW BUSINESS)

COUNCIL COMMITTEE REPORTS

Mrs. Flurry reported that this year's revenue exceeds expenditures since last year at this time. All departments are within budget and monitoring expenditures. Mrs. Flurry also thanked Chris Dollar for his prompt response to work requests.

Mrs. Grice reported that the school re-opening plans are on-going and a principal is needed at Eufaula High School. Many students will engage in ALVA (virtual/online learning) due to the COVID-19 pandemic. Mayor Tibbs stated that typically home-schooled students cannot participate in extra-curricular activities, but due to the pandemic and major changes in schooling, virtual students will be able to participate in extra-curricular activities. Mrs. Grice is hopeful to announce a plan soon from the ECS superintendent for the re-opening of the city schools for the 2020-2021 school year.

Mr. Cobbs commended Keef Pettis for consistently doing a good job at the community center. Fall sport schedules are in the planning stage, but could be re-arranged or cancelled depending on the outlook of the COVID-19 pandemic.

Mr. Robertson reported that the paving project is going well and commended the street department for working well together to get the job done.

Council President Knight commended the police and fire chiefs for doing a great job. Council President Knight again encouraged everyone to please take the necessary precautions to help

minimize the spread of the COVID-19 virus, to include wearing a mask in public, social distancing, and frequent hand washing.

ADJOURNMENT

There being no further business to come before the Council, the same was on motion by Mrs. Flurry duly made and seconded by Mr. Cobbs, adjourned this 20th day of July, 2020.

CITY OF EUFAULA, ALABAMA
A MUNICIPAL CORPORATION

Johnny A. Knight, City Council President

ATTEST:

Joy White, City Clerk/Treasurer