

**MINUTES OF A SCHEDULED MEETING OF THE EUFAULA CITY COUNCIL HELD  
ON MONDAY, NOVEMBER 2, 2020 AT 5:15 P.M.**

The Eufaula City Council met in a scheduled session on Monday, November 2, 2020, 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 Allan 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, John Robinson, and Ben Garrison.

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 November 2, 2020 agenda. 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 regularly scheduled session minutes of October 19, 2020.
- (b) Motion and second to dispense with and approve the Claims Docket dated October 28, 2020 in the amount of \$10,519.00.

Mr. Garrison moved 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 welcomed the new council members and stated that he is excited about the future of the city and working with its new leadership. Mayor Tibbs stated that there are many active projects in the city and more are forthcoming. The ribbon-cutting ceremony for the Weedon Field Airport was held on Friday, October 30, 2020 at 12:00 noon. The house nearest to the Bluff City Inn has been purchased to create additional parking for the downtown area.

A work session will be scheduled for the incoming council members to become prepared and informed about the active city projects and the responsibility of each council member and department head.

## VISITORS

## ORDINANCES AND RESOLUTIONS

Council President Register introduced Resolution 112-2020 (Public Works Department Equipment Surplus). Mr. Garrison offered a motion to adopt Resolution 112-2020. Mr. Robinson seconded the motion. After a voice vote, Council President Register announced the motion had carried.

### RESOLUTION 112-2020

WHEREAS, THE City of Eufaula Public Works Department has equipment which is no longer needed for public or municipal purposes; and

WHEREAS, Section 11-43-56 of the Alabama Code of 1975 authorizes the municipal governing body to dispose of unneeded property.

**SECTION 1.** The following items and vehicles are declared surplus and will be either placed on GovDeals.com for sale or sold as scrap:

Description	VIN	Decal #
1993 Dodge Ram	1B7JM26YXPS224040	002896
2002 Freightliner Rear Load Garbage Trk	1FVABUAK12HK30645	003088
2004 Freightliner Knuckle Boom Trk	1FVABTAK44HM93774	003253
2001 Ford Bus	1FDWE35L11HB77493	003491
1968 Army Dump Truck	952812808	002535
Toro Workman 3200	031196	002275
1998 John Deere 410 Backhoe	T0410EX8526000	002790
1995 Ford Tractor	001564B	002011
1993 Dodge Dakota 4X4	1B76623X11PS244205	Unknown

NOW, THEREFORE, BE IT RESOLVED that the Mayor and City Clerk be, and hereby are, authorized and directed to dispose of the Public Works Department equipment as described above.

ADOPTED AND APPROVED this \_\_\_\_\_ day of November, 2020.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

\_\_\_\_\_  
City Council President

ATTEST:

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Joy White, City Clerk/Treasurer

Council President Register introduced Resolution 113-2020 (Donating of Electronic Devices). Mr. Robinson offered a motion to adopt Resolution 113-2020. Mr. Hill seconded the motion. After a voice vote, Council President Register announced the motion had carried.

RESOLUTION

113-2020

WHEREAS, Johnny A. Knight and Lucious Cobbs served as city council members for twenty-eight (28) years and twenty (20) years respectively; and

WHEREAS, they were issued the following electronic devices.

IPad - # 9019832328 and Tablet #R22D104LF9F

for use in their official capacities as council members.

NOW, THEREFORE, the City Council wishes to donate the devices to Mr. Knight and Mr. Cobbs in appreciation of the service and dedication given to the citizens of Eufaula.

ADOPTED AND APPROVED the 2<sup>nd</sup> day of November, 2020.

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Council President

ATTEST:

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Joy White, City Clerk/Treasurer

**PUBLIC HEARING**

Council President Register introduced Resolution 109-2020 (L.Z. & Mary Forshee – Weed Abatement – 201 Nancy Ross Drive). Council President Register called for

responses from the audience. There were no responses. Mr. Garrison offered a motion to adopt Resolution 109-2020. Mr. Robinson seconded the motion. After a voice vote, Council President Register announced the motion had carried.

RESOLUTION  
109-2020

BE IT RESOLVED that we, the City Council of Eufaula, Alabama, having examined the report from the Public Works Superintendent for the following properties:

OWNER	LOCATION OF PROPERTY	PARCEL NUMBER
L.Z. and Mary Opal Forshee 87 Walden Woods Loop Eufaula, AL 36027	201 Nancy Ross Dr.	062403054005023000

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 November, 2020.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

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City Council President

ATTEST:

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Joy White, CMC  
City Clerk/Treasurer

Council President Register introduced Resolution 110-2020 (James & Gloria McCree – Fixing Costs – West Washington Street). Council President Register called for responses from the audience. There were no responses. Mr. Hill offered a motion. Mr. Robinson seconded the motion. After a voice vote, Council President Register announced the motion had carried.

RESOLUTION  
110-2020

BE IT RESOLVED, that we the City Council of the City of Eufaula, Alabama, examined the report of the Public Works Superintendent, adopted Resolution 49-2020 on June 15, 2020, declaring the property in question constituted a public nuisance due to the weeds existing on the property and ordered the abatement of such public nuisance. The cost of abating the nuisance is as follows:

Parcel # 061309323020019000

10/06/2020 – Cleared yard and hauled off debris	\$ 1,000.00
Administrative Fee	\$ <u>200.00</u>
<b>TOTAL DUE</b>	<b>\$ <u>1,200.00</u></b>

Property located on West Washington Street

OWNER: James & Gloria McCree  
C/O Gloria McCree  
185 Windbrook Drive  
Windsor, CT 06095

ADOPTED AND APPROVED this \_\_\_\_\_ day of November, 2020.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

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Council President

ATTEST:

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Joy White, CMC  
City Clerk/Treasurer

Council President Register introduced Resolution 111-2020 (Kenneth Newsome – Fixing Costs – 1080 Dale Road). Council President Register called for responses from the audience. There were no responses. Mr. Robinson offered a motion. Mr. Garrison seconded the motion. After a voice vote, Council President Register announced the motion had carried.

RESOLUTION  
111-2020

BE IT RESOLVED, that we the City Council of the City of Eufaula, Alabama, examined the report of the Public Works Superintendent, adopted Resolution 45-2020 on June 15, 2020, declaring the property in question constituted a public nuisance due to the weeds existing on the property and ordered the abatement of such public nuisance. The cost of abating the nuisance is as follows:

Parcel # 062403082002027000

10/06/2020 – Cleaned, bush hog, trim around two houses	\$ 500.00
Administrative Fee	<u>\$ 200.00</u>
TOTAL DUE	<u>\$ 700.00</u>

Property located at 1080 Dale Road

OWNER: Kenneth Newsome  
510 Overlook Drive  
Dothan, AL 36303

ADOPTED AND APPROVED this \_\_\_\_\_ day of November, 2020.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

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Council President

ATTEST:

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Joy White, CMC  
City Clerk/Treasurer

**UNFINISHED BUSINESS**

## COUNCIL ACTION/DISCUSSION

Council President Register opened the floor for nominations to the Southeast Alabama Gas District Board. Mr. Garrison nominated Mayor Jack B. Tibbs, Jr. Mr. Marvin Brown nominated Mr. Jay Jaxon. Council President Register called for a roll call vote in favor of Mayor Jack B. Tibbs, Jr. The vote was taken and recorded as follows: Yeas: Mr. Robinson, Mr. Garrison, Mr. Register. Nays: Mr. Brown and Mr. Hill. Mayor Tibbs received the majority of the roll call vote and Council President Register announced that Mayor Jack B. Tibbs, Jr., was duly nominated to serve on the Southeast Alabama Gas District Board.

Council President Register opened the floor for nominations to the Southeast Alabama Regional Planning Board. Mr. Garrison nominated Mayor Jack B. Tibbs, Jr. There were no other nominations. Council President Register called for a roll call vote in favor of Mayor Jack B. Tibbs, Jr. The vote was taken and recorded as follows: Yeas: Mr. Robinson, Mr. Brown, Mr. Garrison, Mr. Hill, and Mr. Register. Nays: None. Mayor Jack B. Tibbs, Jr. received the unanimous vote and was duly nominated to serve on the Southeast Alabama Regional Planning Board.

Council President Register opened the floor for nominations for city attorney. Mr. Garrison nominated Joel Smith. There were no other nominations. Council President Register called for a roll call vote in favor of Joel Smith. The vote was taken and recorded as follows: Yeas: Mr. Robinson, Mr. Brown, Mr. Garrison, and Mr. Hill. Nays: None. Council President Register abstained from the roll call vote due to work related services rendered to the nominee's business. Council President Register announced that Joel Smith was duly nominated to serve as the city attorney.

Council President Register opened the floor for three nominations for the Water Works & Sewer Board. Mr. Garrison nominated Marvin Brown, Jack Tibbs, and Otis Hill. Mr. Brown declined the nomination. Mr. Garrison then nominated John Robinson, Jack Tibbs, and Otis Hill. Council President Register called for a roll call vote in favor of Mayor Jack B. Tibbs, Jr. The vote was taken and recorded as follows: Yeas: Mr. Robinson, Mr. Brown, Mr. Garrison, Mr. Hill, and Mr. Register. Nays: None. Council President Register then called for a roll call vote in favor of Otis Hill. The vote was taken and recorded as follows: Yeas: Mr. Robinson, Mr. Brown, Mr. Garrison, Mr. Hill, and Mr. Register. Nays: None. A roll call vote was then taken and recorded for John Wayne Robinson as follows: Yeas: Mr. Brown, Mr. Garrison, Mr. Hill, and Mr. Register. Mr. Robinson abstained. Nays: None.

Council President Register opened the floor for nominations for the Planning Commission. Mr. Robinson nominated Ben Garrison. Council President Register called for a roll call vote in favor of Ben Garrison. The roll call vote was taken and recorded as follows: Yeas: Mr. Robinson, Mr. Brown, Mr. Garrison, Mr. Hill, and Mr. Register. Nays: None.

Council President Register opened the floor for nominations for city prosecutor. Mr. Garrison nominated Michael Rutland to be re-appointed as city prosecutor. There were no other nominations. Council President Register called for a roll call vote in favor of Michael Rutland. The roll call vote was taken and recorded as follows: Yeas: Mr. Robinson, Mr. Brown, Mr. Garrison, Mr. Hill, and Mr. Register. Nays: None. Council President Register called for re-appointment of the police chief, fire chief, public works director, and city clerk/treasurer. Mr. Robinson offered a motion to re-appoint the current police chief, fire chief, public works director, and city clerk/treasurer. Mr. Garrison seconded the motion. After a voice vote, Council President Register announced the motion had carried.

Mr. Robinson offered a motion that additional school board resumes be accepted for another week. Mr. Hill seconded the motion. Council members agreed upon the deadline date for next Tuesday, November 10, 2020 by the close of the business day at 5:00 p.m.

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

### **COUNCIL COMMITTEE REPORTS**

Mr. Garrison commended Joy White, City Clerk/Treasurer, for doing a great job on the budget, and for the staff helping to keep spending to a minimum. He noted that it is amazing that the revenue increased during the COVID-19 pandemic.

Council President Register stated that he was excited about being appointed to serve and that he does not take the council and his duty as council president lightly. He added that he will also maintain a level of professionalism during his service. Council President Register thanked his family, friends, and voters for the support that led him to a four-year term on the city council.

Mr. Robinson thanked the staff at the airport and everyone that had a hand in the airport restoration from last year's storm that occurred in March 2019. He emphasized the beauty of the airport and encouraged touring the facility. Keef Pettis, Community Center Director reported that the duck race event held on last Saturday, October 31, 2020 was very successful. He noted that this particular event could potentially lead to becoming a festival event in the future encouraging added participation and success.

Mr. Brown commented that a re-implementation of speed bumps and traffic lights are needed in certain areas in the city to alleviate issues of concern such as street racing. He continued that although the city is kept clean, there are some places that need more attention than others, and he is looking forward to working toward progressive solutions.

Mr. Hill noted that he has been briefed on first responders and their duties and commended them for their service.



Mr. Garrison gave a verbal notice of resignation from the Personnel Advisory Panel, and noted that a written resignation will also be submitted to the Eufaula City Council. Mr. Garrison's resignation is the result of being elected to serve a four-year term in District I on the Eufaula City Council that began today, November 2, 2020.

### **ADJOURNMENT**

There being no further business to come before the Council, the same was on motion by Mr. Hill duly made and seconded by Mr. Garrison, adjourned this 2<sup>nd</sup> day of November, 2020.

CITY OF EUFAULA, ALABAMA  
A MUNICIPAL CORPORATION

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Wes Register, City Council President

ATTEST:

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Joy White, City Clerk/Treasurer