

Posted at City Hall, 64 Memorial Drive, Eufaula, OK 74432 November 1, 2018 at 5:00 p.m.

## **CITY OF EUFAULA, OK**

Community Center  
First & High Street  
Eufaula, OK 74432



### **AGENDA Monday November 5, 2018 5:00 p.m.**

City Council, Eufaula Public Works Authority and Eufaula Economic Development Authority

The City of Eufaula encourages participation from all its citizens in public meetings. If participation is not possible due to a disability, notify the City Clerk, in writing, at least forty eight hours prior to the scheduled meeting and necessary accommodations will be made (ADA 28CFR/36).

Council Rules of Decorum limit citizen comments on agenda items, non-agenda items, and public hearings to five (5) minutes. Any person desiring to address the Council during such period is required to sign in with the City Clerk, provide their name, address and specify the agenda item they wish to address. Remarks shall be directed to the matter being considered and the speaker is allowed to speak only one time. If written materials are to be submitted ten (10) copies should be made available, and may not be returned. Under Oklahoma Law, the Council Members are prohibited from discussing or taking any action on items not on today's agenda.

City Council

Mayor James Duty  
Vice Mayor Donald Berryhill  
Council Member Roger Barton  
Council Member Frank Davis  
Council Member Nick Pendley

AGENDA  
EUFAULA CITY COUNCIL  
November 5, 2018  
5:00 p.m.

- |                          |                         |
|--------------------------|-------------------------|
| 1. CALL TO ORDER         | MAYOR JAMES DUTY        |
| 2. INVOCATION            |                         |
| 3. PLEDGE OF ALLEGIANCE  | MAYOR JAMES DUTY        |
| 4. ROLL CALL /ATTENDANCE | CITY CLERK, VALARIE COX |

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately. The item will then be placed in its proper order on the regular meeting and will be considered at that time.

5. APPROVAL OF MINUTES.
  - A. REGULAR COUNCIL MEETING OCTOBER 1, 2018.
  - B. SPECIAL MEETING OCTOBER 23, 2018.
6. APPROVAL OF THE TREASURER'S REPORT.
7. APPROVAL OF THE OCTOBER 2018 PAYROLL FIGURES FOR THE GENERAL FUND IN THE AMOUNT OF \$58,911.77.
8. RECEIPT OF CLAIMS: CITY OF EUFAULA.
9. Discuss and consider for approval Council Meeting and City Holiday Schedule for 2019.

10. Discuss and consider for approval the meeting schedule for the Planning and Zoning Commission and for the Board of Adjustment for 2019.

ITEMS REMOVED FROM CONSENT AGENDA

11. Discuss and consider for approval Specific Use Permit for Tim Whitt for 111 S. 5<sup>th</sup> Street. (Recommended for Approval by the Planning and Zoning Commission.)
12. Discuss and consider for approval Specific Use Permit for Tim Whitt for the southeast corner of 5<sup>th</sup> Street and Grand Avenue. (Appealed from the Planning and Zoning Commission vote to deny. A two-thirds vote is required to approve the appeal.)
13. Discuss and consider for approval Ordinance 18-11-1 modifying Eufaula City code Chapter 4, 17-403, Collection of Garbage and Rubbish, establishing who can access trash containers; and declaring an emergency.
  - a. Motion to approve or disapprove attaching emergency clause to Ordinance 18-11-1.
14. Discuss and consider for Ordinance 18-11-2 modifying Eufaula City Ordinance 8-222 (F), Garage, Yard, Patio, and Rummage Sale Signs Prohibited on Public Property, removing the requirement for a garage sale permit; and declaring an emergency.
  - a. Motion to approve or disapprove attaching emergency clause to Ordinance 18-11-2.
15. Discuss and consider for approval Ordinance 18-11-3, amending the Eufaula Code of Ordinances Chapter 9, Business and Licensing; Establishing regulations for retail marijuana establishments; prohibiting commercial marijuana growth, wholesale marijuana facilities and marijuana storage facilities; inspection; establishing regulations for growing marijuana for personal use; public nuisance; and declaring an emergency.
  - a. Motion to approve or disapprove attaching emergency clause to Ordinance 18-11-3.
16. Discuss and consider for approval Ordinance 18-11-4 modifying Eufaula City Code Chapter 1, 8-101 through 8-115, Weeds and Trash, amending the nuisance abatement process and ordinance language; and declaring an emergency.
  - a. Motion to approve or disapprove attaching emergency clause to Ordinance 18-11-4.
17. Discuss and consider for approval the selection of an engineering consultant for the Eufaula Municipal Airport based on the received Request for Qualifications to advance in the selection process pursuant to requirements of the Federal Aviation Administration.
18. Discuss and consider for approval a non-reoccurring one-time net salary adjustment of \$300 for full-time employees and \$200 for part-time employees, excluding the City Manager.

19. Discuss and consider for approval Resolution 18-11-1, to accept the donated real property as described in the Quit Claim Deed (309 Elm Street) to the City of Eufaula, Oklahoma.
20. Discuss and take any necessary action on downtown parking availability and options for additional parking.
21. Discuss the remediation of mold in City Hall, future use of city hall, and other options including the leasing of office space, and take action if necessary.
22. RECOGNIZE CITIZENS WISHING TO SPEAK TO THE MAYOR AND COUNCIL.

**Note: Under Oklahoma Law, the Council Members are prohibited from discussing or taking any action on items not on today's agenda.**

23. REMARKS AND INQUIRIES BY CITY COUNCIL.
24. ANNOUNCEMENTS.
25. Pursuant to 25 O.S. § 307 (B)(3), consider convening in Executive Session for purposes of discussing the purchase or appraisal of real property, and if necessary, take appropriate action in open session regarding 400 Industrial Drive, Eufaula, Oklahoma.
26. Discussion and possible action in open meeting, on item 25, if necessary.
27. ADJOURNMENT.

AGENDA  
EUFAULA PUBLIC WORKS AUTHORITY  
November 5, 2018  
5:00 p.m.

1. ROLL CALL / ATTENDANCE CITY CLERK, VALARIE COX

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately. The item will then be placed in its proper order on the regular meeting and will be considered at that time.

2. APPROVAL OF MINUTES.  
    A. REGULAR MEETING OCTOBER 1, 2018.  
    B. SPECIAL MEETING OCTOBER 23, 2018.
3. APPROVAL OF THE OCTOBER 2018 PAYROLL FIGURES FOR THE EUFAULA PUBLIC WORKS AUTHORITY IN THE AMOUNT OF \$21717.47.
4. RECEIPT OF CLAIMS: EUFAULA PUBLIC WORKS AUTHORITY.
5. Discuss and consider for approval Eufaula Public Works Authority Meeting Schedule for 2019.

ITEMS REMOVED FROM CONSENT AGENDA

6. Discuss and consider for approval Resolution 18-11-2 amending the Fee Schedule for utility account deposits and for failure to provide payment stub.
7. ADJOURNMENT.

AGENDA  
EUFAULA ECONOMIC DEVELOPMENT AUTHORITY  
November 5, 2018  
5:00 p.m.

1. ROLL CALL / ATTENDANCE    CITY CLERK, VALARIE COX
2. APPROVAL OF MINUTES.  
    A. REGULAR MEETING OCTOBER 1, 2018.
3. Discuss and consider for approval a corporate membership with the Eufaula Business Development Foundation.
4. Discuss and consider for approval Eufaula Economic Development Authority Meeting schedule for 2019.
5. ADJOURNMENT.